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Return of Private Foundation
or Section 4947(a)(1) Nonexempt Charitable Trust
Treated as a Private Foundation

Note. The foundation may be able to use a copy of this return to satisfy state reporting requirements

For calendar year 2012 or tax year beginning

, 2012, and ending

, 20

Name of foundation <u>Rich Family Foundation</u>		A Employer identification number <u>16-6026199</u>
Number and street (or P O box number if mail is not delivered to street address) <u>PO Box 245</u>	Room/suite	B Telephone number (see instructions) <u>716-878-8000</u>
City or town, state, and ZIP code <u>Buffalo, NY 14240</u>		C If exemption application is pending, check here <input type="checkbox"/>
G Check all that apply:		D 1 Foreign organizations, check here <input type="checkbox"/> 2 Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/>
<input type="checkbox"/> Initial return	<input type="checkbox"/> Initial return of a former public charity	E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/>
<input type="checkbox"/> Final return	<input type="checkbox"/> Amended return	F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>
<input type="checkbox"/> Address change	<input type="checkbox"/> Name change	
H Check type of organization <input checked="" type="checkbox"/> Section 501(c)(3) exempt private foundation <input type="checkbox"/> Section 4947(a)(1) nonexempt charitable trust <input type="checkbox"/> Other taxable private foundation		
I Fair market value of all assets at end of year (from Part II, col (c), line 16) <u>\$ 6,693,947.00</u>		J Accounting method <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____
(Part I, column (d) must be on cash basis)		

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see instructions))		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
1	Contributions, gifts, grants, etc., received (attach schedule)	2,200,000.00			
2	Check <input type="checkbox"/> if the foundation is not required to attach Sch B				
3	Interest on savings and temporary cash investments				
4	Dividends and interest from securities	151,901.00	151,901.00		
5a	Gross rents				
b	Net rental income or (loss)				
6a	Net gain or (loss) from sale of assets not on line 10	83,221.00			
b	Gross sales price for all assets on line 6a				
7	Capital gain net income (from Part IV, line 2)		83,221.00		
8	Net short-term capital gain				
9	Income modifications				
10a	Gross sales less returns and allowances				
b	Less Cost of goods sold				
c	Gross profit or (loss) (attach schedule)				
11	Other income (attach schedule)				
12	Total. Add lines 1 through 11	2,435,122.00	235,122.00		
13	Compensation of officers, directors, trustees, etc.				
14	Other employee salaries and wages				
15	Pension plans, employee benefits				
16a	Legal fees (attach schedule)				
b	Accounting fees (attach schedule)				
c	Other professional fees (attach schedule)	28,458.00	14,229.00		14,229.00
17	Interest				
18	Taxes (attach schedule) (see instructions)				
19	Depreciation (attach schedule) and depletion				
20	Occupancy				
21	Travel, conferences, and meetings				
22	Printing and publications				
23	Other expenses (attach schedule)	648.00	324.00		324.00
24	Total operating and administrative expenses. Add lines 13 through 23	29,106.00	14,553.00		14,553.00
25	Contributions, gifts, grants paid	1,254,980.00			1,254,980.00
26	Total expenses and disbursements. Add lines 24 and 25	1,284,086.00	14,553.00		1,269,533.00
	Subtract line 26 from line 12				
a	Excess of revenue over expenses and disbursements	1,151,036.00			
b	Net investment income (if negative, enter -0-)		220,569.00		
c	Adjusted net income (if negative, enter -0-)				

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Operating and Administrative Expenses

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Part II Balance Sheets		Attached schedules and amounts in the description column should be for end-of-year amounts only (See instructions)		Beginning of year	End of year	
		(a) Book Value	(b) Book Value	(c) Fair Market Value		
Assets	1	Cash - non-interest-bearing		1,928,881.00	744,847.00	744,847.00
	2	Savings and temporary cash investments		382,171.00	1,193,647.00	1,193,647.00
	3	Accounts receivable ▶ Less allowance for doubtful accounts ▶		12,455.00		0.00
	4	Pledges receivable ▶ Less allowance for doubtful accounts ▶				
	5	Grants receivable				
	6	Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see instructions)				
	7	Other notes and loans receivable (attach schedule) ▶ Less allowance for doubtful accounts ▶				
	8	Inventories for sale or use				
	9	Prepaid expenses and deferred charges				
	10 a	Investments - U S and state government obligations (attach schedule) .				
	b	Investments - corporate stock (attach schedule)	590,818.00	564,261.00	1,266,407.00	
	c	Investments - corporate bonds (attach schedule)				
	11	Investments - land, buildings, and equipment basis ▶ Less accumulated depreciation ▶ (attach schedule)				
	12	Investments - mortgage loans				
	13	Investments - other (attach schedule)	1,859,604.00	3,422,209.00	3,489,046.00	
	14	Land, buildings, and equipment basis ▶ Less accumulated depreciation ▶ (attach schedule)				
15	Other assets (describe ▶)					
16	Total assets (to be completed by all filers - see the instructions Also, see page 1, item I)	4,773,929.00	5,924,964.00	6,693,947.00		
Liabilities	17	Accounts payable and accrued expenses				
	18	Grants payable				
	19	Deferred revenue				
	20	Loans from officers, directors, trustees, and other disqualified persons .				
	21	Mortgages and other notes payable (attach schedule)				
	22	Other liabilities (describe ▶)				
	23	Total liabilities (add lines 17 through 22)				
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here ▶ <input type="checkbox"/>					
	and complete lines 24 through 26 and lines 30 and 31.					
	24	Unrestricted				
	25	Temporarily restricted				
	26	Permanently restricted				
	Foundations that do not follow SFAS 117, check here and complete lines 27 through 31. ▶ <input checked="" type="checkbox"/>					
	27	Capital stock, trust principal, or current funds	1,362,282.00	2,307,302.00		
	28	Paid-in or capital surplus, or land, bldg, and equipment fund				
	29	Retained earnings, accumulated income, endowment, or other funds . .	3,411,647.00	3,617,662.00		
	30	Total net assets or fund balances (see instructions)	4,773,929.00	5,954,964.00		
31	Total liabilities and net assets/fund balances (see instructions)	4,773,929.00	5,924,964.00			

Part III Analysis of Changes in Net Assets or Fund Balances

1	Total net assets or fund balances at beginning of year - Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	4,773,929.00
2	Enter amount from Part I, line 27a	2	1,151,036.00
3	Other increases not included in line 2 (itemize) ▶	3	
4	Add lines 1, 2, and 3	4	5,924,965.00
5	Decreases not included in line 2 (itemize) ▶	5	
6	Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	5,924,965.00

Form **990-PF** (2012)

Part IV Capital Gains and Losses for Tax on Investment Income

(a) List and describe the kind(s) of property sold (e.g., real estate, 2-story brick warehouse, or common stock, 200 shs. MLC Co.)			(b) How acquired P - Purchase D - Donation	(c) Date acquired (mo., day, yr.)	(d) Date sold (mo., day, yr.)
1a SEE ATTACHED SCHEDULE					
b					
c					
d					
e					
(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)		
a					
b					
c					
d					
e					
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69					
(i) F M V as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col. (i) over col. (j), if any	(l) Gains (Col. (h) gain minus col. (k), but not less than -0-) or Losses (from col. (h))		
a					
b					
c					
d					
e					
2 Capital gain net income or (net capital loss) { If gain, also enter in Part I, line 7 If (loss), enter -0- in Part I, line 7 }			2	83,221.00	
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6) If gain, also enter in Part I, line 8, column (c) (see instructions). If (loss), enter -0- in Part I, line 8			3		

Part V Qualification Under Section 4940(e) for Reduced Tax on Net Investment Income

(For optional use by domestic private foundations subject to the section 4940(a) tax on net investment income.)

If section 4940(d)(2) applies, leave this part blank.

Was the foundation liable for the section 4942 tax on the distributable amount of any year in the base period?

☐ Yes ☒ No

If "Yes," the foundation does not qualify under section 4940(e). Do not complete this part.

1 Enter the appropriate amount in each column for each year, see the instructions before making any entries

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col. (b) divided by col. (c))
2011	1,773,979.00	4,670,525.00	0.3798
2010	1,869,871.00	5,702,898.00	0.3279
2009	1,549,486.00	5,751,848.00	0.2694
2008	1,273,810.00	7,089,040.00	0.1797
2007	788,341.00	7,593,378.00	0.1038
2 Total of line 1, column (d)			2 1.2606
3 Average distribution ratio for the 5-year base period - divide the total on line 2 by 5, or by the number of years the foundation has been in existence if less than 5 years			3 0.2521
4 Enter the net value of noncharitable-use assets for 2012 from Part X, line 5			4 4,726,927.33
5 Multiply line 4 by line 3			5 1,191,658.38
6 Enter 1% of net investment income (1% of Part I, line 27b)			6 2,205.69
7 Add lines 5 and 6			7 1,193,864.07
8 Enter qualifying distributions from Part XII, line 4 If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate. See the Part VI instructions			8 1,269,533.00

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948 - see instructions)

1a Exempt operating foundations described in section 4940(d)(2), check here <input type="checkbox"/> and enter "N/A" on line 1 Date of ruling or determination letter _____ (attach copy of letter if necessary - see instructions)			
b Domestic foundations that meet the section 4940(e) requirements in Part V, check here <input checked="" type="checkbox"/> and enter 1% of Part I, line 27b		1	2,206.00
c All other domestic foundations enter 2% of line 27b. Exempt foreign organizations enter 4% of Part I, line 12, col (b).			
2 Tax under section 511 (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)		2	
3 Add lines 1 and 2		3	2,206.00
4 Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only. Others enter -0-)		4	
5 Tax based on investment income. Subtract line 4 from line 3. If zero or less, enter -0-		5	2,206.00
6 Credits/Payments			
a 2012 estimated tax payments and 2011 overpayment credited to 2012	6a	4,230.00	
b Exempt foreign organizations - tax withheld at source	6b		
c Tax paid with application for extension of time to file (Form 8868)	6c		
d Backup withholding erroneously withheld	6d		
7 Total credits and payments. Add lines 6a through 6d	7	4,230.00	
8 Enter any penalty for underpayment of estimated tax. Check here <input type="checkbox"/> if Form 2220 is attached	8		
9 Tax due. If the total of lines 5 and 8 is more than line 7, enter amount owed	9		
10 Overpayment. If line 7 is more than the total of lines 5 and 8, enter the amount overpaid	10	2,024.00	
11 Enter the amount of line 10 to be Credited to 2013 estimated tax <input checked="" type="checkbox"/> 2,024.00 Refunded <input type="checkbox"/>	11		

Part VII-A Statements Regarding Activities

	Yes	No
1a During the tax year, did the foundation attempt to influence any national, state, or local legislation or did it participate or intervene in any political campaign?		x
b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see Instructions for the definition)? If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities		x
c Did the foundation file Form 1120-POL for this year?		x
d Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year (1) On the foundation <input checked="" type="checkbox"/> \$ 0.00 (2) On foundation managers <input checked="" type="checkbox"/> \$ 0.00		
e Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers <input checked="" type="checkbox"/> \$ 0.00		
2 Has the foundation engaged in any activities that have not previously been reported to the IRS? If "Yes," attach a detailed description of the activities.		x
3 Has the foundation made any changes, not previously reported to the IRS, in its governing instrument, articles of incorporation, or bylaws, or other similar instruments? If "Yes," attach a conformed copy of the changes		x
4a Did the foundation have unrelated business gross income of \$1,000 or more during the year?		x
b If "Yes," has it filed a tax return on Form 990-T for this year?	N	A
5 Was there a liquidation, termination, dissolution, or substantial contraction during the year? If "Yes," attach the statement required by General Instruction T		x
6 Are the requirements of section 508(e) (relating to sections 4941 through 4945) satisfied either • By language in the governing instrument, or • By state legislation that effectively amends the governing instrument so that no mandatory directions that conflict with the state law remain in the governing instrument?	x	
7 Did the foundation have at least \$5,000 in assets at any time during the year? If "Yes," complete Part II, col (c), and Part XV	x	
8a Enter the states to which the foundation reports or with which it is registered (see instructions) <input checked="" type="checkbox"/> NEW YORK		
b If the answer is "Yes" to line 7, has the foundation furnished a copy of Form 990-PF to the Attorney General (or designate) of each state as required by General Instruction G? If "No," attach explanation	x	
9 Is the foundation claiming status as a private operating foundation within the meaning of section 4942(j)(3) or 4942(j)(5) for calendar year 2012 or the taxable year beginning in 2012 (see instructions for Part XIV)? If "Yes," complete Part XIV		x
10 Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses		x

Part VII-A Statements Regarding Activities (continued)

11	At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule (see instructions)	11		X
12	Did the foundation make a distribution to a donor advised fund over which the foundation or a disqualified person had advisory privileges? If "Yes," attach statement (see instructions)	12		X
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application?	13	X	
Website address ► <u>N/A</u>				
14	The books are in care of ► <u>ROBERT E. RICH, JR.</u> Telephone no ► <u>716-878-8000</u>			
	Located at ► <u>ONE ROBERT RICH WAY, P.O. BOX 245, BUFFALO, NEW YORK</u> ZIP+4 ► <u>14240-0245</u>			
15	Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here			<input type="checkbox"/>
	and enter the amount of tax-exempt interest received or accrued during the year	15		
16	At any time during calendar year 2012, did the foundation have an interest in or a signature or other authority over a bank, securities, or other financial account in a foreign country?	16	Yes	No
	See the instructions for exceptions and filing requirements for Form TD F 90-22.1 If "Yes," enter the name of the foreign country ►			X

Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required

File Form 4720 if any item is checked in the "Yes" column, unless an exception applies.

		Yes	No
1a	During the year did the foundation (either directly or indirectly)		
(1)	Engage in the sale or exchange, or leasing of property with a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(2)	Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(3)	Furnish goods, services, or facilities to (or accept them from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(4)	Pay compensation to, or pay or reimburse the expenses of, a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(5)	Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(6)	Agree to pay money or property to a government official? (Exception. Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b	If any answer is "Yes" to 1a(1)-(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance (see instructions)?	1b	N A
	Organizations relying on a current notice regarding disaster assistance check here <input type="checkbox"/>		
c	Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2012?	1c	X
2	Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5))		
a	At the end of tax year 2012, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2012? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
	If "Yes," list the years ►		
b	Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement - see instructions)	2b	N A
c	If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here ►		
3a	Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b	If "Yes," did it have excess business holdings in 2012 as a result of (1) any purchase by the foundation or disqualified persons after May 26, 1969, (2) the lapse of the 5-year period (or longer period approved by the Commissioner under section 4943(c)(7)) to dispose of holdings acquired by gift or bequest, or (3) the lapse of the 10-, 15-, or 20-year first phase holding period? (Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2012)	3b	N A
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a	X
b	Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2012?	4b	X

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Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required (continued)**5a** During the year did the foundation pay or incur any amount to(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))? ☐ Yes ☒ No(2) Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, any voter registration drive? ☐ Yes ☒ No(3) Provide a grant to an individual for travel, study, or other similar purposes? ☐ Yes ☒ No(4) Provide a grant to an organization other than a charitable, etc., organization described in section 509(a)(1), (2), or (3), or section 4940(d)(2)? (see instructions) ☐ Yes ☒ No(5) Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals? ☐ Yes ☒ No**b** If any answer is "Yes" to 5a(1)-(5), did any of the transactions fail to qualify under the exceptions described in Regulations section 53.4945 or in a current notice regarding disaster assistance (see instructions)? ☐ **5b** N AOrganizations relying on a current notice regarding disaster assistance check here ☐**c** If the answer is "Yes" to question 5a(4), does the foundation claim exemption from the tax because it maintained expenditure responsibility for the grant? ☐ Yes ☒ No

If "Yes," attach the statement required by Regulations section 53.4945-5(d)

6a Did the foundation, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract? ☐ Yes ☒ No**b** Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract? ☐ **6b** X

If "Yes" to 6b, file Form 8870.

7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction? ☐ Yes ☒ No**b** If "Yes," did the foundation receive any proceeds or have any net income attributable to the transaction? ☐ **7b** N A**Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors****1** List all officers, directors, trustees, foundation managers and their compensation (see instructions).

(a) Name and address	(b) Title, and average hours per week devoted to position	(c) Compensation (If not paid, enter -0-)	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
SEE ATTACHED SCHEDULE				

2 Compensation of five highest-paid employees (other than those included on line 1 - see instructions). If none, enter "NONE."

(a) Name and address of each employee paid more than \$50,000	(b) Title, and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account, other allowances
NONE				

Total number of other employees paid over \$50,000 ☐

Part VIII Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors (continued)**3 Five highest-paid independent contractors for professional services** (see instructions). If none, enter "NONE."

(a) Name and address of each person paid more than \$50,000	(b) Type of service	(c) Compensation
NONE		
Total number of others receiving over \$50,000 for professional services		▶

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc.

	Expenses
1 NONE	
2	
3	
4	

Part IX-B Summary of Program-Related Investments (see instructions)

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2	Amount
1 NONE	
2	
All other program-related investments See instructions	
3 NONE	
Total. Add lines 1 through 3	

Part X Minimum Investment Return (All domestic foundations must complete this part. Foreign foundations, see instructions.)

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes:		
a	Average monthly fair market value of securities	1a	4,306,852.00
b	Average of monthly cash balances	1b	492,059.00
c	Fair market value of all other assets (see instructions)	1c	
d	Total (add lines 1a, b, and c)	1d	4,798,911.00
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	
2	Acquisition indebtedness applicable to line 1 assets	2	
3	Subtract line 2 from line 1d	3	4,798,911.00
4	Cash deemed held for charitable activities Enter 1 1/2 % of line 3 (for greater amount, see instructions)	4	71,983.67
5	Net value of noncharitable-use assets. Subtract line 4 from line 3 Enter here and on Part V, line 4	5	4,726,927.33
6	Minimum investment return. Enter 5% of line 5	6	236,346.37

Part XI Distributable Amount (see instructions) (Section 4942(j)(3) and (j)(5) private operating foundations and certain foreign organizations check here ☐ and do not complete this part.)

1	Minimum investment return from Part X, line 6	1	236,346.37
2a	Tax on investment income for 2012 from Part VI, line 5	2a	2,206.00
b	Income tax for 2012. (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	2,206.00
3	Distributable amount before adjustments Subtract line 2c from line 1	3	234,140.37
4	Recoveries of amounts treated as qualifying distributions	4	
5	Add lines 3 and 4	5	234,140.37
6	Deduction from distributable amount (see instructions)	6	
7	Distributable amount as adjusted Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	234,140.37

Part XII Qualifying Distributions (see instructions)

1	Amounts paid (including administrative expenses) to accomplish charitable, etc., purposes		
a	Expenses, contributions, gifts, etc. - total from Part I, column (d), line 26	1a	1,269,533.00
b	Program-related investments - total from Part IX-B	1b	
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3	Amounts set aside for specific charitable projects that satisfy the		
a	Suitability test (prior IRS approval required)	3a	
b	Cash distribution test (attach the required schedule)	3b	
4	Qualifying distributions. Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	1,269,533.00
5	Foundations that qualify under section 4940(e) for the reduced rate of tax on net investment income Enter 1% of Part I, line 27b (see instructions)	5	2,206.00
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	1,267,327.00

Note. The amount on line 6 will be used in Part V, column (b), in subsequent years when calculating whether the foundation qualifies for the section 4940(e) reduction of tax in those years.

Part XIII Undistributed Income (see instructions)

	(a) Corpus	(b) Years prior to 2011	(c) 2011	(d) 2012
1 Distributable amount for 2012 from Part XI, line 7				234,140.37
2 Undistributed income, if any, as of the end of 2012				
a Enter amount for 2011 only				
b Total for prior years 20____, 20____, 20____				
3 Excess distributions carryover, if any, to 2012				
a From 2007 415,837.00				
b From 2008 922,016.00				
c From 2009 1,262,548.00				
d From 2010 1,586,286.00				
e From 2011 1,542,516.00				
f Total of lines 3a through e	5,729,203.00			
4 Qualifying distributions for 2012 from Part XII, line 4 ▶ \$ 1,269,533.00				
a Applied to 2011, but not more than line 2a . . .				
b Applied to undistributed income of prior years (Election required - see instructions).				
c Treated as distributions out of corpus (Election required - see instructions)				
d Applied to 2012 distributable amount				234,140.00
e Remaining amount distributed out of corpus . .	1,035,393.00			
5 Excess distributions carryover applied to 2012 (If an amount appears in column (d), the same amount must be shown in column (a))				
6 Enter the net total of each column as indicated below:				
a Corpus Add lines 3f, 4c, and 4e Subtract line 5	6,764,596.00			
b Prior years' undistributed income Subtract line 4b from line 2b				
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed				
d Subtract line 6c from line 6b Taxable amount - see instructions				
e Undistributed income for 2011 Subtract line 4a from line 2a Taxable amount - see instructions				
f Undistributed income for 2012 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2013				0.37
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see instructions) . . .				
8 Excess distributions carryover from 2007 not applied on line 5 or line 7 (see instructions) . . .	415,837.00			
9 Excess distributions carryover to 2013. Subtract lines 7 and 8 from line 6a	6,348,759.00			
10 Analysis of line 9				
a Excess from 2008 922,016.00				
b Excess from 2009 1,262,548.00				
c Excess from 2010 1,586,286.00				
d Excess from 2011 1,542,516.00				
e Excess from 2012 1,035,393.00				

Part XIV Private Operating Foundations (see instructions and Part VII-A, question 9)**1 a** If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2012, enter the date of the ruling ▶**b** Check box to indicate whether the foundation is a private operating foundation described in section

4942(j)(3) or

4942(j)(5)

2 a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed

Tax year

Prior 3 years

(e) Total

(a) 2012

(b) 2011

(c) 2010

(d) 2009

b 85% of line 2a**c** Qualifying distributions from Part XII, line 4 for each year listed**d** Amounts included in line 2c not used directly for active conduct of exempt activities**e** Qualifying distributions made directly for active conduct of exempt activities. Subtract line 2d from line 2c**3** Complete 3a, b, or c for the alternative test relied upon**a** "Assets" alternative test - enter**(1)** Value of all assets**(2)** Value of assets qualifying under section

4942(j)(3)(B)(i).

b "Endowment" alternative test - enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed**c** "Support" alternative test - enter**(1)** Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)**(2)** Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)**(3)** Largest amount of support from an exempt organization**(4)** Gross investment income**Part XV Supplementary Information** (Complete this part only if the foundation had \$5,000 or more in assets at any time during the year - see instructions.)**1 Information Regarding Foundation Managers:****a** List any managers of the foundation who have contributed more than 2% of the total contributions received by the foundation before the close of any tax year (but only if they have contributed more than \$5,000) (See section 507(d)(2))

NONE

b List any managers of the foundation who own 10% or more of the stock of a corporation (or an equally large portion of the ownership of a partnership or other entity) of which the foundation has a 10% or greater interest

NONE

2 Information Regarding Contribution, Grant, Gift, Loan, Scholarship, etc., Programs:Check here ☐ if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc. (see instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d.**a** The name, address, and telephone number or e-mail of the person to whom applications should be addressed.

ROBERT E. RICH, JR. C/O RICH FAMILY FOUNDATION, P.O. BOX 245, BUFFALO, NY 14240-0245

b The form in which applications should be submitted and information and materials they should include

BY FORMAL LETTER REQUEST

c Any submission deadlines.

APPLICATION (LETTER REQUEST) ACCEPTED AT ANY TIME

d Any restrictions or limitations on awards, such as by geographical areas, charitable fields, kinds of institutions, or other factors

NO RESTRICTIONS IF FROM BONA FIDE CHARITABLE CONTRIBUTIONS

Part XV Supplementary Information (continued)**3 Grants and Contributions Paid During the Year or Approved for Future Payment**

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year SEE ATTACHED SCHEDULE				1,254,980.00
Total			3a	1,254,980.00
b Approved for future payment NONE				
Total			3b	

Enter gross amounts unless otherwise indicated

Enter gross amounts unless otherwise indicated		Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income (See instructions)
		(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	
1	Program service revenue					
a	_____					
b	_____					
c	_____					
d	_____					
e	_____					
f	_____					
g	Fees and contracts from government agencies					
2	Membership dues and assessments					
3	Interest on savings and temporary cash investments					
4	Dividends and interest from securities			14	151,901.00	
5	Net rental income or (loss) from real estate					
a	Debt-financed property					
b	Not debt-financed property					
6	Net rental income or (loss) from personal property					
7	Other investment income					
8	Gain or (loss) from sales of assets other than inventory			18	83,210.00	
9	Net income or (loss) from special events					
10	Gross profit or (loss) from sales of inventory					
11	Other revenue a _____					
b	_____					
c	_____					
d	_____					
e	_____					
12	Subtotal. Add columns (b), (d), and (e)				235,111.00	
13	Total. Add line 12, columns (b), (d), and (e)					235,111.00

(See worksheet in line 13 instructions to verify calculations)

[illegible]

Schedule of Contributors

OMB No 1545-0047

► Attach to Form 990, Form 990-EZ, or Form 990-PF.

2012

Name of the organization

Employer identification number

Rich Family Foundation

16-6026199

Organization type (check one):

Filers of:

Section:

Form 990 or 990-EZ

☐ 501(c)() (enter number) organization

☐ 4947(a)(1) nonexempt charitable trust **not** treated as a private foundation

☐ 527 political organization

Form 990-PF

☒ 501(c)(3) exempt private foundation

☐ 4947(a)(1) nonexempt charitable trust treated as a private foundation

☐ 501(c)(3) taxable private foundation

Check if your organization is covered by the **General Rule** or a **Special Rule**.

Note. Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule. See instructions.

General Rule

- ☒ For an organization filing Form 990, 990-EZ, or 990-PF that received, during the year, \$5,000 or more (in money or property) from any one contributor. Complete Parts I and II

Special Rules

- ☐ For a section 501(c)(3) organization filing Form 990 or 990-EZ that met the 33 1/3 % support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi) and received from any one contributor, during the year, a contribution of the greater of (1) \$5,000 or (2) 2% of the amount on (i) Form 990, Part VIII, line 1h, or (ii) Form 990-EZ, line 1. Complete Parts I and II
- ☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, total contributions of more than \$1,000 for use *exclusively* for religious, charitable, scientific, literary, or educational purposes, or the prevention of cruelty to children or animals. Complete Parts I, II, and III
- ☐ For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions for use *exclusively* for religious, charitable, etc., purposes, but these contributions did not total to more than \$1,000. If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc., purpose. Do not complete any of the parts unless the **General Rule** applies to this organization because it received nonexclusively religious, charitable, etc., contributions of \$5,000 or more during the year ► \$ _____

Caution. An organization that is not covered by the General Rule and/or the Special Rules does not file Schedule B (Form 990, 990-EZ, or 990-PF), but it **must** answer "No" on Part IV, line 2 of its Form 990, or check the box on line H of its Form 990-EZ or on Part I, line 2 of its Form 990-PF, to certify that it does not meet the filing requirements of Schedule B (Form 990, 990-EZ, or 990-PF).

Name of organization <u>Rich Family Foundation</u>	Employer identification number <u>16-6026199</u>
---	---

Part I Contributors (see instructions). Use duplicate copies of Part I if additional space is needed.

(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
-----	<u>RICH PRODUCTS CORPORATION</u> <u>ONE ROBERT RICH WAY, PO BOX 245</u> <u>BUFFALO, NY 14240-0245</u>	\$ <u>2,200,000</u>	Person <input checked="checked" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
-----		\$ -----	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
-----		\$ -----	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
-----		\$ -----	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
-----		\$ -----	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
-----		\$ -----	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
-----		\$ -----	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)

RICH FAMILY FOUNDATION
2012
FORM 990PF

PART I-LINE 1-CONTRIBUTIONS RECEIVED

RICH PRODUCTS CORPORATION	2,200,000
	<u>2,200,000</u>

	NET INV.	CHARITABLE
PER BOOKS	INCOME	ACTIVITIES

PART I-LINE 16c-OTHER PROFESSIONAL FEES

PROFESSIONAL FEES	62	31	31
INVESTMENT FEES	28,396	14,198	14,198
	<u>28,458</u>	<u>14,229</u>	<u>14,229</u>

PART I-LINE 23-OTHER EXPENSES

OFFICE EXPENSE	198	99	99
IRS EXCISE TAX	200	100	100
STATE ANNUAL FILING FEE-NEW YORK	250	125	125
	<u>648</u>	<u>324</u>	<u>324</u>

PART IV 1e-CAPITAL GAINS AND LOSSES

(A) <u>DESCRIPTION</u>	(B) HOW <u>ACQUIRED</u>	(C) DATE <u>ACQUIRED</u>	(D) DATE <u>SOLD</u>	(E) SALES PRICE	(F) DEPRECIATION <u>ALLOWED</u>	(G) COST OR <u>BASIS</u>	(H) GAIN/ <u>LOSS</u>
<u>SHORT TERM</u>							
PIMCO EMERG MKTS-19605.39 SHARES	P	01/19/12	8/14/2012	201,322		200,000	1,322
LORD ABBETT AFFILIATED - 7.62 SHARES	P	12/30/11	1/19/2012	85		80	5
IQ INDEX TRUST ETF- 1000 SHARES	P	9/11/2012	10/17/2012	26,512		26,537	(25)
SPDR SERIES TRUST ETF-500 SHARES	P	7/25/2011	7/10/2012	29,457		31,056	(1,599)
ARTIO INTL EQUITY FUND-174.88	P	12/28/2011	1/18/2012	1,737		2,390	(653)
THORNBURG INTL VALUE-12	P	VARIES	1/18/2012	300		271	29
WISDOM TREE EMERGING-30000 SHARES	P	7/25/2011	7/10/2012	61,650		69,907	(8,257)
				<u>119,742</u>		<u>130,241</u>	<u>(9,177)</u>
<u>LONG TERM</u>							
LORD ABBETT AFFILIATED - 1942.3 SHARES	P	1/1/2001	1/19/2012	21,734		22,809	(1,075)
ARTIO INTL EQUITY FUND-11005.63	P	VARIES	1/18/2012	109,287		150,381	(41,094)
HEWLETT PACKARD COMPA-600	P	1/19/2006	11/20/2012	6,993		7,284	(291)
IQ INDEX TRUST ETF GLO-2000	P	7/9/2010	VARIES 2012	55,762		53,041	2,721
IQ INDEX TRUST REA-3000	P	7/9/2010	4/17/2012	78,469		76,074	2,395
PFIZER INC-4794	P	1/19/2006	4/17/2012	106,372		14,766	91,606
SPDR BARCLAY T-BILL-1000	P	3/5/2009	4/17/2012	45,812		45,889	(77)
SPDR SERIES TRUST ETF-500	P	7/25/2011	9/11/2012	30,851		31,052	(201)
THORNBURG INTL VALUE-1121.06	P	VARIES	1/18/2012	28,006		25,289	2,717
WEST PHARM SRVC-1000	P	1/19/2006	4/17/2012	43,844		5,495	38,349
WISDOM TREE EMERGING-1000	P	07/25/11	09/11/12	20,651		23,302	(2,651)
				<u>547,781</u>		<u>455,382</u>	<u>92,399</u>
				<u>667,523</u>		<u>585,623</u>	<u>83,221</u>

RICH FAMILY FOUNDATION
2012
FORM 990PF

	BEG OF YEAR BOOK VALUE	END OF YEAR BOOK VALUE	END OF YEAR FAIR MKT VAL
<u>PART II-LINE 10B-CORPORATE STOCK</u>			
ABBOTT LABS-1,000 SH	23,048	23,048	63,065
AGILENT TECHNOLOGIES-800 SH	28,610	28,610	32,120
AMERICAN INTERNATIONAL GROUP-25 SH	28,518	28,518	796
AMERICAN INTERNATIONAL GROUP WARRENTS-13	211	211	149
AMGEN, INC -2,000 SH	26,353	26,353	154,958
AT&T CORP NEW-116 SH	5,360	5,360	3,950
ATMEL CORP -4,000 SH	25,739	25,739	28,708
BAXTER INTERNATIONAL-500 SH	14,861	14,861	29,400
BRISTOL MYERS SQUIBB-750 SH	34,951	34,951	25,103
COLGATE PALMOLIVE-1,000 SH	51,170	51,170	101,826
COMCAST CORP NEW-1,125 SH	24,395	24,395	36,668
CORNING, INC -1,500 SH	12,784	12,784	19,176
DUPONT DE NEMOURS-1,000 SH	10,151	10,151	49,107
EASTMAN CHEMICAL-750 SH	41,461	41,461	82,466
FAIRPOINT COMMUNICATIONS-14 SH	0	0	0
FRONTIER COMMUNICATIONS-180 SH	298	298	778
GENERAL ELECTRIC-500 SH	17,662	17,662	10,195
HEWLETT PACKARD CO -1,600 SH	7,284	291	30,363
INTEL CORP -1,600 SH	12,900	12,900	39,640
IBM CORP -750 SH	64,015	64,015	147,998
INTERNATIONAL PAPER CO -500 SH	16,822	16,822	17,055
INTERPUBLIC GROUP OF COS INC -1,500 SH	18,955	18,955	16,260
JDS UNIPHASE-31 SH	9,915	9,915	368
JOHNSON & JOHNSON-600 SH	17,394	17,394	40,413
JP MORGAN CHASE-300 SH	0	0	0
MEDTRONIC, INC -750 SH	0	0	0
MERCK & CO -500 SH	15,479	15,479	20,691
MOTOROLA, INC -1,250 SH	0	0	0
NOKIA CORP ADR-5,000 SH	0	0	0
PFIZER, INC -14,794 SH	45,453	30,687	259,918
PROCTER & GAMBLE COMPANY-200 SH	8,117	8,117	13,218
3M CO -300 SH	0	0	0
VERIGY, LTD -97 SH	0	0	0
VERIZON COMMUNICATIONS-750 SH	24,114	24,114	31,634
TOTALS	586,020	564,261	1,256,023

PART II-LINE 13-OTHER INVESTMENTS

PRUD MNYMRT ASSETS FUND-98,961 10 SH	0	0	0
ALAN STEINBERG PARTNERSHIP	0	0	0
ARTIO INTERNATIONAL EQUITY FUND II A-11,180 583 SH	152,770	0	0
DELAWARE INT'L VALUE EQUITY FD-1,946 081 SH	31,412	31,412	21,771
ISHARES BARCLAYS TIPS BOND FUND-1,300 SH	125,156	125,156	156,790
RYDEX HEDGED EQUITY FUND H-26 708 SH	538	538	601
THORNBURG INT'L VALUE FUND-1,133 167 SH	25,561	0	0
SPDR BARCLAYS AGGREGATE CAPITAL BOND ETF-1,000 SH	54,054	54,054	58,699
SPDR BARCLAYS CAPITAL INTER TERM TREASURY ETF-1,000 SH	58,296	58,296	61,222
SPDR GOLD TRUST-500 SH	59,148	59,148	81,329
IQ HEDGE MULTI STRAT ETF-4,000 SH	109,094	192,193	173,988
VANGUARD DIV APPRECIATION-1,500 SH	83,678	83,678	87,218
PIMCO FOREIGN BOND FUND-9,194 461 SH	100,915	200,915	204,182
PIMCO TOTAL RETURN FUND-49,932,242 SH	547,770	647,770	669,825
GOLDMAN SACHS ABSOLUTE FUND-16,986 559 SH	158,000	358,000	354,238
LORD ABBETT AFFILIATED FUND-1,949 937 SH	22,890	0	0
Scharf FD Inv Cl LOGIX	0	160,000	64,509
Vanguard Total Stock Mkt VTI	0	213,309	160,870
Loomis Sayles High Income	0	200,000	211,020
PIMCO Emrg Local BD FD	0	207,745	86,381
American FD Europacific	0	430,000	450,935
Cohen & Steers Global	0	100,000	108,367
Vanguard MSCI Emerging	0	224,995	225,658
Vanguard Intl Explorerer	0	75,000	54,996
TOTALS	1,529,282	3,422,209	3,232,599

RICH FAMILY FOUNDATION
2012
FORM 990PF

PART VIII- INFORMATION ABOUT OFFICERS, DIRECTORS.

(a) Name and address	(b) Title & Avg. hours/week	(c) Compensation	(d) Contributions to benefit plans	(e) Expense account
Robert E. Rich, Jr. P.O. Box 245, Buffalo, NY 14240	Chairman As required	0	0	0
Melinda Rich P.O. Box 245, Buffalo, NY 14240	President As required	0	0	0
Mary Pat O'Connor P.O. Box 245, Buffalo, NY 14240	Exec. Director & Secretary As required	0	0	0
Joseph W. Segarra P.O. Box 245, Buffalo, NY 14240	Treasurer As required	0	0	0

[illegible]

-/-

Schedule D
Contributions Paid

Date	Check Number	Name and Address	If Individual, Relationship	If Foundation, Status	Purpose of Contribution	Amount
10/01/12	1024	United Way of Buffalo and Erie County, Buffalo, NY	N/A	N/A	Quarterly Donation	10,000 00
10/01/12	1025	WNY United Against Drug & Alcohol Abuse Foundation, Cheektowaga, NY	N/A	Public	Monthly Donation	3,000 00
10/01/12	1026	Cleveland Clinic Foundation, Cleveland, OH	N/A	Public	Annual Donation	100,000 00
10/01/12	1027	Dunkin' Donuts & Baskin Robbins Community Foundation, Canton, MA	N/A	Public	Annual Donation	25,000 00
10/01/12	1028	Dunkin' Donuts & Baskin Robbins Community Foundation, Canton, MA	N/A	Public	Annual Donation	25,000 00
10/04/12	1030	The Masonic Home for Children at Oxford	N/A	N/A	Memorial Donation	500 00
10/10/12	1031	Friends of the Pool, Inc, Islamorada, FL	N/A	N/A	Corporate Sponsorship	1,500 00
10/18/12	1033	The Barrymore Theatre, Madison, WI	N/A	N/A	Annual Donation	9,982 00
11/19/12	1034	Lil' Bravest, New York, NY	N/A	N/A	Annual Donation	90,018 00
11/20/12	1035	WNY United Against Drug & Alcohol Abuse Foundation, Cheektowaga, NY	N/A	Public	Monthly Donation	3,000 00
11/20/12	1036	Guides Trust Foundation, Islamorada, Florida	N/A	N/A	Annual Donation	1,000 00
11/28/12	1037	Millgrove Volunteer Fire Department, Alden, NY	N/A	N/A	Memorial Donation	250 00
12/03/12	1038	WNED Foundation, Buffalo, NY	N/A	Public	Annual Donation	200 00
12/03/12	1039	Canisius Fund Campaign, Buffalo, NY	N/A	N/A	Annual Donation	5,000 00
12/05/12	1040	WNY United Against Drug & Alcohol Abuse Foundation, Cheektowaga, NY	N/A	Public	Monthly Donation	3,000 00
12/05/12	1041	Dunkin' Donuts & Baskin Robbins Community Foundation, Canton, MA	N/A	Public	Annual Donation	25,000 00
12/05/12	1042	Cleveland Clinic Foundation, Cleveland, OH	N/A	Public	Annual Donation	100,000 00
12/07/12	1043	Williams College Alumni Fund, Williamstown, MA	N/A	N/A	Annual Donation	10,000 00
12/07/12	1044	Catholic Charities of Buffalo, Buffalo, NY	N/A	N/A	Annual Donation	3,000 00
12/07/12	1046	The Culinary Institute of America, Hyde Park, NY	N/A	N/A	Annual Donation	10,000 00
12/07/12	1047	Albright-Knox Art Gallery, Buffalo, NY	N/A	N/A	Annual Donation	1,500 00
						1,254,979 58

**Application for Extension of Time To File an
Exempt Organization Return**

OMB No 1545-1709

▶ **File a separate application for each return.**

- If you are filing for an **Automatic 3-Month Extension**, complete only **Part I** and check this box ☐
- If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only **Part II** (on page 2 of this form) ☐

Do not complete Part II unless you have already been granted an automatic 3-month extension on a previously filed Form 8868.

Electronic filing (e-file). You can electronically file Form 8868 if you need a 3-month automatic extension of time to file (6 months for a corporation required to file Form 990-T), or an additional (not automatic) 3-month extension of time. You can electronically file Form 8868 to request an extension of time to file any of the forms listed in Part I or Part II with the exception of Form 8870, Information Return for Transfers Associated With Certain Personal Benefit Contracts, which must be sent to the IRS in paper format (see instructions). For more details on the electronic filing of this form, visit www.irs.gov/efile and click on *e-file for Charities & Nonprofits*.

Part I. Automatic 3-Month Extension of Time. Only submit original (no copies needed).

A corporation required to file Form 990-T and requesting an automatic 6-month extension - check this box and complete Part I only ☐

All other corporations (including 1120-C filers), partnerships, REMICs, and trusts must use Form 7004 to request an extension of time to file income tax returns.

Enter filer's identifying number, see instructions

**Type or
print**File by the
due date for
filing your
return See
instructions

Name of exempt organization or other filer, see instructions

Employer identification number (EIN) or

Rich Family Foundation16-6026199

Number, street, and room or suite no. If a P O box, see instructions

Social security number (SSN)

PO Box 245

City, town or post office, state, and ZIP code For a foreign address, see instructions.

Buffalo, NY 14240Enter the Return code for the return that this application is for (file a separate application for each return) ☐ 0 ☐ 4

Application Is For	Return Code	Application Is For	Return Code
Form 990 or Form 990-EZ	01	Form 990-T (corporation)	07
Form 990-BL	02	Form 1041-A	08
Form 4720- (individual)	03	Form 4720	09
Form 990-PF	04	Form 5227	10
Form 990-T (sec. 401(a) or 408(a) trust)	05	Form 6069	11
Form 990-T (trust other than above)	06	Form 8870	12

- The books are in the care of ▶ Robert E. Rich, Jr.

Telephone No. ▶ 716-878-8000

FAX No. ▶ _____

- If the organization does not have an office or place of business in the United States, check this box ☐
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) _____ If this is for the whole group, check this box ☐. If it is for part of the group, check this box ☐ and attach a list with the names and EINs of all members the extension is for.

- 1 I request an automatic 3-month (6 months for a corporation required to file Form 990-T) extension of time until August, 20 13, to file the exempt organization return for the organization named above. The extension is for the organization's return for:
- ▶ ☒ calendar year 20 12 or
- ▶ ☐ tax year beginning _____, 20 _____, and ending _____, 20 _____

- 2 If the tax year entered in line 1 is for less than 12 months, check reason: ☐ Initial return ☐ Final return
- ☐ Change in accounting period

3a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions.	3a \$	4,230.00
b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit.	3b \$	2,030.00
c Balance due. Subtract line 3b from line 3a. Include your payment with this form, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions.	3c \$	2,200.00

Caution. If you are going to make an electronic refund withdrawal with this Form 8868, see Form 8453-EO and Form 8879-EO for payment instructions

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Form **8868** (Rev. 1-2013)

- If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only **Part II** and check this box. ☐
- Note.** Only complete Part II if you have already been granted an automatic 3-month extension on a previously filed Form 8868
- If you are filing for an **Automatic 3-Month Extension**, complete only **Part I** (on page 1).

Part II Additional (Not Automatic) 3-Month Extension of Time. Only file the original (no copies needed).

Type or print File by the due date for filing your return See instructions	Name of exempt organization or other filer, see instructions		Enter filer's identifying number, see instructions	
	Rich Family Foundation		Employer identification number (EIN) or	
	Number, street, and room or suite no. If a P O box, see instructions.		16-6026199	
	PO Box 245		Social security number (SSN)	
City, town or post office, state, and ZIP code For a foreign address, see instructions				
Buffalo, NY 14240				

Enter the Return code for the return that this application is for (file a separate application for each return)

Application Is For	Return Code	Application Is For	Return Code
Form 990 or Form 990-EZ	01		
Form 990-BL	02	Form 1041-A	08
Form 4720 (individual)	03	Form 4720	09
Form 990-PF	04	Form 5227	10
Form 990-T (sec. 401(a) or 408(a) trust)	05	Form 6069	11
Form 990-T (trust other than above)	06	Form 8870	12

STOP! Do not complete Part II if you were not already granted an automatic 3-month extension on a previously filed Form 8868.

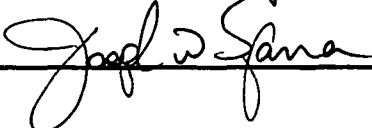
- The books are in the care of ☐ Telephone No. ☐ FAX No. ☐
- If the organization does not have an office or place of business in the United States, check this box ☐
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) ☐ . If this is for the whole group, check this box ☐ . If it is for part of the group, check this box ☐ and attach a list with the names and EINs of all members the extension is for.

- I request an additional 3-month extension of time until ☐ , 20 ☐ .
- For calendar year ☐ , or other tax year beginning ☐ , 20 ☐ , and ending ☐ , 20 ☐ .
- If the tax year entered in line 5 is for less than 12 months, check reason: ☐ Initial return ☐ Final return ☐ Change in accounting period
- State in detail why you need the extension ☐

8a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions.	8a \$
b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit and any amount paid previously with Form 8868.	8b \$
c Balance Due. Subtract line 8b from line 8a. Include your payment with this form, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions.	8c \$

Signature and Verification must be completed for Part II only.

Under penalties of perjury, I declare that I have examined this form, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and that I am authorized to prepare this form

Signature  Title **VICE PRESIDENT** Date **5/14/2013**