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

Department of the Treasury  
Internal Revenue Service

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: **IRVING WINER FOUNDATION 598-4025850594**

Number and street (or P O box number if mail is not delivered to street address): **1525 W W.T. HARRIS BLVD. D1114-044**

Room/suite: \_\_\_\_\_

City or town, state, and ZIP code: **CHARLOTTE, NC 28288**

A Employer identification number: **59-6210819**

B Telephone number (see instructions): **561-472-6647**

C If exemption application is pending, check here

D 1 Foreign organizations, check here   
2 Foreign organizations meeting the 85% test, check here and attach computation

E If private foundation status was terminated under section 507(b)(1)(A), check here

F If the foundation is in a 60 month termination under section 507(b)(1)(B) check here

G Check all that apply:  Initial return  Initial return of a former public charity  
 Final return  Amended return  
 Address change  Name change

H Check type of organization:  Section 501(c)(3) exempt private foundation  
 Section 4947(a)(1) nonexempt charitable trust  Other taxable private foundation

I Fair market value of all assets at end of year (from Part II, col (c), line 16) **\$ 217,791.**

J Accounting method:  Cash  Accrual  
 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	Check <input checked="" type="checkbox"/> if the foundation is not required to attach Sch B				
3	Interest on savings and temporary cash investments	1.	1.		STMT 1
4	Dividends and interest from securities	5,053.	5,037.		STMT 2
5a	Gross rents				
b	Net rental income or (loss)				
6a	Net gain or (loss) from sale of assets not on line 10	2,791			
b	Gross sales price for all assets on line 6a	16,860.			
7	Capital gain net income (from Part IV, line 2)		2,791.		
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	7,845.	7,829.		
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)	2,222.	2,222.		
17	Interest				
18	Taxes (attach schedule) (see instructions)	172.	80.		
19	Depreciation (attach schedule) and depletion				
20	Occupancy				
21	Travel, conferences, and meetings			NONE	NONE
22	Printing and publications			NONE	NONE
23	Other expenses (attach schedule)				
24	Total operating and administrative expenses. Add lines 13 through 23	2,394.	2,302.	NONE	
25	Contributions, gifts, grants paid	11,456.			11,456.
26	Total expenses and disbursements Add lines 24 and 25	13,850.	2,302.	NONE	11,456.
27	Subtract line 26 from line 12				
a	Excess of revenue over expenses and disbursements	-6,005.			
b	Net investment income (if negative, enter -0-)		5,527.		
c	Adjusted net income (if negative, enter -0-)				

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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 (a) Book Value	End of year (b) Book Value (c) Fair Market Value		
Assets	1	Cash - non-interest-bearing . . . . .	-545.		
	2	Savings and temporary cash investments . . . . .	1,622.	3,601.	3,601
	3	Accounts receivable ▶ Less allowance for doubtful accounts ▶			
	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 ▶			NONE
	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) . . . . . STMT 5	117,098.	110,355.	129,129.
	c	Investments - corporate bonds (attach schedule) . . . . . STMT 6	81,000.		
	11	Investments - land, buildings, and equipment basis Less accumulated depreciation (attach schedule) ▶			
	12	Investments - mortgage loans . . . . .			
	13	Investments - other (attach schedule) . . . . . STMT 7	2,621.	80,190	82,694
	14	Land, buildings, and equipment basis Less accumulated depreciation (attach schedule) ▶			
15	Other assets (describe ▶ STMT 8 )		2,102.	2,367.	
16	<b>Total assets</b> (to be completed by all filers - see the instructions Also, see page 1, item I) . . . . .	201,796.	196,248.	217,791.	
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	<b>Total liabilities</b> (add lines 17 through 22) . . . . .			NONE	
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 . . . . .	201,796.	196,248.	
	28	Paid-in or capital surplus, or land, bldg, and equipment fund . . . . .			
29	Retained earnings, accumulated income, endowment, or other funds . . . . .				
30	<b>Total net assets or fund balances</b> (see instructions) . . . . .	201,796.	196,248.		
31	<b>Total liabilities and net assets/fund balances</b> (see instructions) . . . . .	201,796.	196,248.		

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) . . . . .	1 201,796.
2	Enter amount from Part I, line 27a . . . . .	2 -6,005.
3	Other increases not included in line 2 (itemize) ▶ MUTUAL FUND TAX EFFECT DATE BEFORE TYE . . . . .	3 675.
4	Add lines 1, 2, and 3 . . . . .	4 196,466.
5	Decreases not included in line 2 (itemize) ▶ SEE STATEMENT 9 . . . . .	5 218.
6	<b>Total net assets or fund balances at end of year</b> (line 4 minus line 5) - Part II, column (b), line 30 . . . . .	6 196,248.

**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)
<b>1a PUBLICLY TRADED SECURITIES</b>						
<b>b</b>						
<b>c</b>						
<b>d</b>						
<b>e</b>						
(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)			
<b>a</b> 16,860.		14,069.	2,791.			
<b>b</b>						
<b>c</b>						
<b>d</b>						
<b>e</b>						
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Col (h) gain minus col (k), but not less than -0-) or Losses (from col (h))			
(i) FMV as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col (i) over col (j), if any				
<b>a</b>			2,791			
<b>b</b>						
<b>c</b>						
<b>d</b>						
<b>e</b>						
<b>2</b> 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 }	<b>2</b>	2,791.		
<b>3</b> 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			{ }	<b>3</b>		

**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	10,700.	218,087.	0.049063
2010	10,290.	207,522.	0.049585
2009	10,575.	192,340.	0.054981
2008			
2007			

  

<b>2</b> Total of line 1, column (d)	<b>2</b>	0.153629
<b>3</b> 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	<b>3</b>	0.051210
<b>4</b> Enter the net value of noncharitable-use assets for 2012 from Part X, line 5	<b>4</b>	214,365.
<b>5</b> Multiply line 4 by line 3	<b>5</b>	10,978
<b>6</b> Enter 1% of net investment income (1% of Part I, line 27b)	<b>6</b>	55
<b>7</b> Add lines 5 and 6	<b>7</b>	11,033.
<b>8</b> 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	<b>8</b>	11,456.

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

Table with 11 rows for excise tax calculations. Includes categories like 'Exempt operating foundations', 'Domestic foundations', 'Tax under section 511', and 'Credits/Payments'. Total tax due is 56, with 13 refunded.

Part VII-A Statements Regarding Activities

Table with 10 rows for activity statements. Columns include question number, 'Yes', and 'No'. Questions cover political influence, unrelated business income, and state registration.

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 N/A
14 The books are in care of Wells Fargo Bank NA Telephone no (561) 472-6647
Located at 2989 PGA BLVD, PALM BEACH GARDENS, FL ZIP+4 33410-2911
15 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - Check here . . . . . 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 X
See the instructions for exceptions and filing requirements for Form TD F 90-22.1 If "Yes," enter the name of the foreign country

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

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? . . . . . Yes X No
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? . . . . . Yes X No
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? . . . . . Yes X No
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? . . . . . Yes X 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)? . . . . . Yes X 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) . . . . . Yes X 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
Organizations relying on a current notice regarding disaster assistance check here . . . . .
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? . . . . . Yes X 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 X
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? . . . . . Yes X 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
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

**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)?  Yes  No  
 Organizations 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?  Yes  No  
 If "Yes" to 6a, 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?  Yes  No

5b		
6b		X
7b		

**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
Donald Winer 3 Middle Road, Stuart, FL 34996	Trustee 5		- 0 -	- 0 -
Margaret Winer Sherin 122 Beacon St., Boston, MA 02116	TRUSTEE 5			
Peter M. Sherin 122 Beacon St., Boston, MA 02116	Trustee 5			

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

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
-----		
-----		
-----		
-----		
-----		
-----		
-----		
Total number of others receiving over \$50,000 for professional services . . . . .		NONE

**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	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	208,762
b	Average of monthly cash balances	1b	8,867.
c	Fair market value of all other assets (see instructions)	1c	NONE
d	Total (add lines 1a, b, and c)	1d	217,629.
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	NONE
3	Subtract line 2 from line 1d	3	217,629
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	3,264.
5	Net value of noncharitable-use assets Subtract line 4 from line 3 Enter here and on Part V, line 4	5	214,365.
6	Minimum investment return Enter 5% of line 5	6	10,718.

**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	10,718
2a	Tax on investment income for 2012 from Part VI, line 5	2a	55.
b	Income tax for 2012 (This does not include the tax from Part VI)	2b	
c	Add lines 2a and 2b	2c	55.
3	Distributable amount before adjustments Subtract line 2c from line 1	3	10,663.
4	Recoveries of amounts treated as qualifying distributions	4	NONE
5	Add lines 3 and 4	5	10,663.
6	Deduction from distributable amount (see instructions)	6	NONE
7	Distributable amount as adjusted Subtract line 6 from line 5 Enter here and on Part XIII, line 1	7	10,663

**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	11,456
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	NONE
3	Amounts set aside for specific charitable projects that satisfy the		
a	Suitability test (prior IRS approval required)	3a	NONE
b	Cash distribution test (attach the required schedule)	3b	NONE
4	Qualifying distributions Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	11,456.
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	55
6	Adjusted qualifying distributions Subtract line 5 from line 4	6	11,401

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 . . . . .				10,663.
2 Undistributed income, if any, as of the end of 2012				
a Enter amount for 2011 only . . . . .			NONE	
b Total for prior years 20 <u>10</u> , 20 <u>  </u> , 20 <u>  </u> . . . . .		NONE		
3 Excess distributions carryover, if any, to 2012				
a From 2007 . . . . .	430.			
b From 2008 . . . . .	NONE			
c From 2009 . . . . .	1,229.			
d From 2010 . . . . .	67.			
e From 2011 . . . . .	NONE			
f Total of lines 3a through e . . . . .	1,726.			
4 Qualifying distributions for 2012 from Part XII, line 4 ▶ \$ <u>11,456.</u>				
a Applied to 2011, but not more than line 2a . . . . .			NONE	
b Applied to undistributed income of prior years (Election required - see instructions) . . . . .		NONE		
c Treated as distributions out of corpus (Election required - see instructions) . . . . .	NONE			
d Applied to 2012 distributable amount . . . . .				10,663
e Remaining amount distributed out of corpus . . . . .	793.			
5 Excess distributions carryover applied to 2012 . (If an amount appears in column (d), the same amount must be shown in column (a) )	NONE			NONE
6 Enter the net total of each column as indicated below.				
a Corpus Add lines 3f, 4c, and 4e Subtract line 5	2,519.			
b Prior years' undistributed income Subtract line 4b from line 2b . . . . .		NONE		
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 . . . . .		NONE		
d Subtract line 6c from line 6b Taxable amount - see instructions . . . . .		NONE		
e Undistributed income for 2011 Subtract line 4a from line 2a Taxable amount - see instructions . . . . .			NONE	
f Undistributed income for 2012 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2013 . . . . .				NONE
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (see instructions) . . . . .	NONE			
8 Excess distributions carryover from 2007 not applied on line 5 or line 7 (see instructions) . . . . .	430.			
9 Excess distributions carryover to 2013. Subtract lines 7 and 8 from line 6a . . . . .	2,089.			
10 Analysis of line 9				
a Excess from 2008 . . . . .	NONE			
b Excess from 2009 . . . . .	1,229.			
c Excess from 2010 . . . . .	67.			
d Excess from 2011 . . . . .	NONE			
e Excess from 2012 . . . . .	793.			

**Part XIV Private Operating Foundations** (see instructions and Part VII-A, question 9)

NOT APPLICABLE

1a 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)

	Tax year	Prior 3 years			(e) Total
	(a) 2012	(b) 2011	(c) 2010	(d) 2009	
2a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed . . . . .					
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) )

N/A

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

N/A

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:

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

c Any submission deadlines:

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

**Part XV Supplementary Information (continued)**

**3 Grants and Contributions Paid During the Year or Approved for Future Payment**

Recipient Name and address (home or business)	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
a <i>Paid during the year</i>  SEE STATEMENT 16				11,456
<b>Total</b> ..... ▶ 3a				11,456.
b <i>Approved for future payment</i>				
<b>Total</b> ..... ▶ 3b				





FORM 990PF, PART I - INTEREST ON TEMPORARY CASH INVESTMENTS

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
WELLS FARGO - SECURED MARKET DEPOSIT ACC	1.	1.
TOTAL	1.	1.

FORM 990PF, PART I - DIVIDENDS AND INTEREST FROM SECURITIES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
ARTISAN FDS INC INTL FD INVESTOR CLASS	48.	48.
ARTIO INTERNATIONAL EQUITY-I #1523	80.	80.
ARTIO GLOBAL HIGH INCOME-I #1525	798.	782.
DODGE & COX INT'L STOCK FD # 1048	131.	131.
DODGE & COX STK FD	406.	406.
FED HOME LN MTG CORP 6.950% 1/15/21	6.	6.
FED HOME LN MTG COR 6.519% 7/15/21	18.	18.
FED HOME LN MTG CORP 7.000% 10/15/22	16.	16.
FED HOME LN MTG CORP 6.500% 5/15/23	116.	116.
FID ADV EMER MKTS INC- CL I #607	409.	409.
HARBOR FD CAP APPRECIATION	126.	126.
ISHARES S & P 500/BARRA VALUE	124.	124.
ISHARES MSCI EAFE INDEX FD	208.	208.
ISHARES SMALLCAP 600/ BARRA FD	121.	121.
LAZARD EMERGING MKTS PIFL #638	187.	187.
PIMCO FDS PAC INVT MGMT SER LOW DURATION	319.	319.
PIMCO FDS PAC INVT MGMT SER MODE DUR INS	1,285.	1,285.
PIMCO FOREIGN BOND (UNHEDED) #1853	274.	274.
PIMCO COMMODITY REAL RET STRAT-I#45	176.	176.
SPDR S&P MIDCAP 400 ETF TRUST	127.	127.
VANGUARD SMALL CAP GROWTH INDEX FD CL A	78.	78.
TOTAL	5,053.	5,037.

FORM 990PF, PART I - OTHER PROFESSIONAL FEES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
INVESTMENT MGMT FEES-SUBJECT T	2,222.	2,222.
TOTALS	2,222.	2,222.

FORM 990PF, PART I - TAXES  
=====

DESCRIPTION -----	REVENUE AND EXPENSES PER BOOKS -----	NET INVESTMENT INCOME -----
FEDERAL ESTIMATES - PRINCIPAL	92.	
FOREIGN TAXES ON QUALIFIED FOR	80.	80.
TOTALS	172.	80.
	=====	=====

IRVING WINER FOUNDATION 598-4025850594  
 FORM 990PF, PART II - CORPORATE STOCK  
 =====

59-6210819

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
04315J506 ARTIO INTERNATIONAL	7,000.	6,480.
04315J860 ARTIO GLOBAL HIGH		
256206103 DODGE & COX INT'L ST	5,000.	5,555.
256219106 DODGE & COX STOCK FU	20,000.	25,089.
315920702 FIDELITY ADVISORS EM		
38142Y401 GOLDMAN SACHS GRTH O	2,257.	2,833.
411511504 HARBOR CAPITAL APRCT	24,000.	31,686.
411511801 HARBOR INTER. GROWTH		
464287408 CEF ISHARES S&P 500	5,137.	5,311.
464287465 ISHARES MSCI EAFE	7,970.	6,255.
464287879 ISHARES S&P SMALL CA	4,710.	6,473.
52106N889 LAZARD EMERGING MKTS	8,000.	8,607.
693390304 PIMCO LOW DURATION		
693390593 PIMCO MODERATE DUREI		
722005220 PIMCO FOREIGN BD		
78467Y107 SPDR S&P MIDCAP 400	8,281.	11,143.
922908827 VANGUARD SMALL CAP G	6,000.	8,761.
722005667 PIMCO COMMODITY REAL	8,000.	6,646.
04314H204 ARTISAN INTERNATIONA	4,000.	4,290.
-----		-----
TOTALS	110,355.	129,129.
=====		=====

IRVING WINER FOUNDATION 598-4025850594  
FORM 990PF, PART II - CORPORATE BONDS  
=====

59-6210819

DESCRIPTION  
-----

04315J860 ARTIO GLOBAL HIGH IN  
315920702 FID ADV EMER MKTS IN  
693390304 PIMCO LOW DURATION F  
693390593 PIMCO MODERATE DURAT  
722005220 PIMCO FOREIGN BOND (

TOTALS

IRVING WINER FOUNDATION 598-4025850594  
 FORM 990PF, PART II - OTHER INVESTMENTS  
 =====

59-6210819

DESCRIPTION	COST/ FMV C OR F	ENDING BOOK VALUE	ENDING FMV
722005667 PIMCO COMMODITY REAL	C		
312903JC2 FED HOME LN MTG	C		
312903SA6 FED HOME LN MTG	C		
312912MV7 FED HOME LN MTG CORP	C		
3133T2YE4 FED HOME LN MTG	C		
04315J860 ARTIO GLOBAL HIGH IN	C	12,000.	11,744.
315920702 FID ADV EMER MKTS IN	C	8,000.	9,510.
693390304 PIMCO LOW DURATION F	C	11,000.	11,069.
693390593 PIMCO MODERATE DURAT	C	42,000.	42,587.
722005220 PIMCO FOREIGN BOND (	C	7,190.	7,784.
TOTALS		80,190.	82,694.

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IRVING WINER FOUNDATION 598-4025850594

59-6210819

FORM 990PF, PART II - OTHER ASSETS

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DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
312903JC2 FED HOME LN MTG CORP	78.	84.
312903SA6 FED HOME LN MTG COR	249.	280.
312912MV7 FED HOME LN MTG CORP	221.	225.
3133T2YE4 FED HOME LN MTG CORP	1,554.	1,778.
TOTALS	2,102.	2,367.

FORM 990PF, PART III - OTHER DECREASES IN NET WORTH OR FUND BALANCES

DESCRIPTION	AMOUNT
MUTUAL FUND POSTING DATE AFTER TYE ROUNDING	212. 6.
TOTAL	218.

RECIPIENT NAME:  
Newark Now  
ADDRESS:  
89 JAMES ST  
Newark, NJ 07102  
RELATIONSHIP:  
NONE  
PURPOSE OF GRANT:  
SUPPORT  
FOUNDATION STATUS OF RECIPIENT:  
EXEMPT  
AMOUNT OF GRANT PAID ..... 428.

RECIPIENT NAME:  
Center for Eye Research &  
Education  
ADDRESS:  
50 STANFORD ST. 6FLOOR  
Boston, MA 02114  
RELATIONSHIP:  
NONE  
PURPOSE OF GRANT:  
SUPPORT  
FOUNDATION STATUS OF RECIPIENT:  
EXEMPT  
AMOUNT OF GRANT PAID ..... 1,500.

RECIPIENT NAME:  
New England Eye Institute  
ADDRESS:  
930 COMMONWEALTH AVE. STE #2  
Brookline, MA 02215  
RELATIONSHIP:  
NONE  
PURPOSE OF GRANT:  
SUPPORT  
FOUNDATION STATUS OF RECIPIENT:  
EXEMPT  
AMOUNT OF GRANT PAID ..... 2,000.

RECIPIENT NAME:  
Boomer Esiason Foundation  
ADDRESS:  
483 10TH AVE STE 300  
New York, NY 10018  
RELATIONSHIP:  
NONE  
PURPOSE OF GRANT:  
GENERAL  
FOUNDATION STATUS OF RECIPIENT:  
EXEMPT  
AMOUNT OF GRANT PAID ..... 400.

RECIPIENT NAME:  
AMERICAN DIABETES ASSOC  
ADDRESS:  
123 BROADWAY  
New York, NY 10082  
RELATIONSHIP:  
NONE  
PURPOSE OF GRANT:  
SUPPORT  
FOUNDATION STATUS OF RECIPIENT:  
PUBLIC CHARITY  
AMOUNT OF GRANT PAID ..... 600.

RECIPIENT NAME:  
NCJW NEW YORK SECTION  
ADDRESS:  
321 BRAODWAY  
New York, NY 10082  
RELATIONSHIP:  
NONE  
PURPOSE OF GRANT:  
SUPPORT  
FOUNDATION STATUS OF RECIPIENT:  
PUBLIC CHARITY  
AMOUNT OF GRANT PAID ..... 1,100.

=====

RECIPIENT NAME:

Friends of Animals

ADDRESS:

PO BOX 30042  
Hartford, CT 06161

RELATIONSHIP:

NONE

PURPOSE OF GRANT:

SUPPORT

FOUNDATION STATUS OF RECIPIENT:

EXEMPT

AMOUNT OF GRANT PAID ..... 200.

RECIPIENT NAME:

The Peregrine Fund

ADDRESS:

5668 WEST FLYING HAWK LANE  
Boise, ID 83709

RELATIONSHIP:

NONE

PURPOSE OF GRANT:

SUPPORT

FOUNDATION STATUS OF RECIPIENT:

EXEMPT

AMOUNT OF GRANT PAID ..... 100.

RECIPIENT NAME:

Best Friends Animal  
Society

ADDRESS:

5001 ANGEL CANYON RD.  
Kanab, UT 84741

RELATIONSHIP:

NONE

PURPOSE OF GRANT:

SUPPORT

FOUNDATION STATUS OF RECIPIENT:

EXEMPT

AMOUNT OF GRANT PAID ..... 400.

=====

RECIPIENT NAME:

A BETTER LIFE RESCUE

ADDRESS:

357 FIRST ST  
New York, NY 10087

RELATIONSHIP:

NONE

PURPOSE OF GRANT:

SUPPORT

FOUNDATION STATUS OF RECIPIENT:

EXEMPT

AMOUNT OF GRANT PAID ..... 450.

RECIPIENT NAME:

Humane Society of the United  
States

ADDRESS:

PO BOX 52317  
Phoenix, AZ 85072

RELATIONSHIP:

NONE

PURPOSE OF GRANT:

SUPPORT

FOUNDATION STATUS OF RECIPIENT:

EXEMPT

AMOUNT OF GRANT PAID ..... 400.

RECIPIENT NAME:

University of Miami  
FBO Bascom Palmer Eye Institute

ADDRESS:

1507 LEVANTE AVE STE 30  
Coral Gables, FL 33146

RELATIONSHIP:

NONE

PURPOSE OF GRANT:

GENERAL

FOUNDATION STATUS OF RECIPIENT:

EXEMPT

AMOUNT OF GRANT PAID ..... 1,000.

RECIPIENT NAME:  
Animal Birth Control of  
Martin County Inc  
ADDRESS:  
PO BOX 1468  
Palm City, FL 34991  
RELATIONSHIP:  
NONE  
PURPOSE OF GRANT:  
SUPPORT  
FOUNDATION STATUS OF RECIPIENT:  
EXEMPT  
AMOUNT OF GRANT PAID ..... 300.

RECIPIENT NAME:  
Safespace  
ADDRESS:  
632 SE MONTEREY RD  
Stuart, FL 34994  
RELATIONSHIP:  
NONE  
PURPOSE OF GRANT:  
SUPPORT  
FOUNDATION STATUS OF RECIPIENT:  
EXEMPT  
AMOUNT OF GRANT PAID ..... 428.

RECIPIENT NAME:  
Bascom Palmer Eye Institue of  
the Palm Beaches  
ADDRESS:  
7101 FAIRWAY DR  
Palm Beach Gardens, FL 33418  
RELATIONSHIP:  
NONE  
PURPOSE OF GRANT:  
SUPPORT  
FOUNDATION STATUS OF RECIPIENT:  
EXEMPT  
AMOUNT OF GRANT PAID ..... 1,000.

=====

RECIPIENT NAME:

Tiger Haven

ADDRESS:

237 HARVEY ROAD  
Kingston, TN 37763

RELATIONSHIP:

NONE

PURPOSE OF GRANT:

SUPPORT

FOUNDATION STATUS OF RECIPIENT:

EXEMPT

AMOUNT OF GRANT PAID ..... 300.

RECIPIENT NAME:

Animal Rights Foundation of  
Florida

ADDRESS:

1431 N. FEDERAL HIGHWAY  
Ft. Lauderdale, FL 33301

RELATIONSHIP:

NONE

PURPOSE OF GRANT:

SUPPORT

FOUNDATION STATUS OF RECIPIENT:

EXEMPT

AMOUNT OF GRANT PAID ..... 150.

RECIPIENT NAME:

Save the Chimps

ADDRESS:

PO BOX 12220  
Ft Pierce, FL 34979

RELATIONSHIP:

NONE

PURPOSE OF GRANT:

SUPPORT

FOUNDATION STATUS OF RECIPIENT:

EXEMPT

AMOUNT OF GRANT PAID ..... 300.

=====

RECIPIENT NAME:

Hobe Sound Animal Protect

ADDRESS:

6452 MARKELL RD  
PalmeCity, FL 34990

RELATIONSHIP:

NONE

PURPOSE OF GRANT:

SUPPORT

FOUNDATION STATUS OF RECIPIENT:

EXEMPT

AMOUNT OF GRANT PAID ..... 150.

RECIPIENT NAME:

PRIMARY PRIMATES

ADDRESS:

654 EAST AVE  
St Petersburg, FL 10542

RELATIONSHIP:

NONE

PURPOSE OF GRANT:

SUPPORT

FOUNDATION STATUS OF RECIPIENT:

EXEMPT

AMOUNT OF GRANT PAID ..... 250.

TOTAL GRANTS PAID:

11,456.

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