Form **990-PF**

Department of the Treasury
Internal Revenue Service

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

OMB No 1545-0052

2012

Open to Public Inspection

For calendar year 2012 or tax year beginning 04/01 **, 2012, and ending** 03/31 **, 20**13

Name of foundation THE MASIMO FOUNDATION FOR ETHICS, INNOVATION AND COMPETITION IN HEALTHCARE

A Employer identification number 01-0956020

Number and street (or P O box number if mail is not delivered to street address) 40 PARKER

Room/suite

B Telephone number (see instructions) (949) 297-7000

City or town, state, and ZIP code IRVINE, CA 92618

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)* ▶ $ 6,588,688

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)
Revenue	1 Contributions, gifts, grants, etc , received (attach schedule)	1,100			
	2 Check ▶ ☒ if the foundation is **not** required to attach Sch B				
	3 Interest on savings and temporary cash investments	3,958	3,958		ATCH 1
	4 Dividends and interest from securities	130,664	130,664		ATCH 2
	5a Gross rents				
	b Net rental income or (loss)				
	6a Net gain or (loss) from sale of assets not on line 10	326,655			
	b Gross sales price for all assets on line 6a 6,029,404				
	7 Capital gain net income (from Part IV, line 2)		326,655		
	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) ATCH 3	253,489			
	12 **Total** Add lines 1 through 11	715,866	461,277		
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc	0			
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule)				
	b Accounting fees (attach schedule) ATCH 4	5,400			5,400
	c Other professional fees (attach schedule) *	51,070	26,070		51,070
	17 Interest				
	18 Taxes (attach schedule) (see instructions) ATCH 6	655			
	19 Depreciation (attach schedule) and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications	102			102
	23 Other expenses (attach schedule) ATCH 7	1,471,736	13,436		36,206
	24 **Total operating and administrative expenses** Add lines 13 through 23	1,528,963	39,506		92,778
	25 Contributions, gifts, grants paid	1,035,000			1,289,892
	26 **Total expenses and disbursements** Add lines 24 and 25	2,563,963	39,506	0	1,382,670
	27 Subtract line 26 from line 12				
	a **Excess of revenue over expenses and disbursements**	-1,848,097			
	b **Net investment income** (if negative, enter -0-)		421,771		
	c **Adjusted net income** (if negative, enter -0-)				

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JSA **For Paperwork Reduction Act Notice, see instructions**

*ATCH 5

Form **990-PF** (2012)

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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	299,316	786,585	786,585
	2	Savings and temporary cash investments	7,975,573	235,715	235,715
	3	Accounts receivable ▶			
		Less allowance for doubtful accounts ▶	770		
	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 ATCH 8		1,519	1,519
	10 a	Investments - U S and state government obligations (attach schedule)			
	b	Investments - corporate stock (attach schedule) ATCH 9 & STATEMENT 1		3,325,024	3,325,024
	c	Investments - corporate bonds (attach schedule) ATCH 10 & STATEMENT 1		2,239,845	2,239,845
	11	Investments - land, buildings, and equipment basis ▶			
		Less accumulated depreciation (attach schedule) ▶			
	12	Investments - mortgage loans			
	13	Investments - other (attach schedule)			
	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)	8,275,659	6,588,688	6,588,688
Liabilities	17	Accounts payable and accrued expenses		102,722	
	18	Grants payable	1,360,000	1,105,108	
	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 ▶ ATCH 11)		500	
	23	**Total liabilities** (add lines 17 through 22)	1,360,000	1,208,330	
Net Assets or Fund Balances		**Foundations that follow SFAS 117, check here** ▶ ☒ **and complete lines 24 through 26 and lines 30 and 31.**			
	24	Unrestricted	6,915,659.	5,380,358	
	25	Temporarily restricted			
	26	Permanently restricted			
		Foundations that do not follow SFAS 117, check here and complete lines 27 through 31. ▶ ☐			
	27	Capital stock, trust principal, or current funds			
	28	Paid-in or capital surplus, or land, bldg , and equipment fund			
	29	Retained earnings, accumulated income, endowment, or other funds			
	30	**Total net assets or fund balances** (see instructions)	6,915,659	5,380,358	
	31	**Total liabilities and net assets/fund balances** (see instructions)	8,275,659.	6,588,688	

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	6,915,659
2	Enter amount from Part I, line 27a	2	-1,848,097
3	Other increases not included in line 2 (itemize) ▶ ATCH 12	3	312,796
4	Add lines 1, 2, and 3	4	5,380,358
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	5,380,358

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				
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

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	2,424,252	9,118,553	0 265859
2010	968,698	9,681,072	0 100061
2009			
2008			
2007			

2	**Total** of line 1, column (d)	2	0 365920
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 073184
4	Enter the net value of noncharitable-use assets for 2012 from Part X, line 5	4	7,744,061
5	Multiply line 4 by line 3	5	566,741
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	4,218
7	Add lines 5 and 6	7	570,959
8	Enter qualifying distributions from Part XII, line 4	8	1,382,670

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

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 ▶ ☐ 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 ▶ ☒ and enter 1% of Part I, line 27b . . .			1	4,218
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	4,218
4	Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-) . . .			4	0
5	**Tax based on investment income.** Subtract line 4 from line 3 If zero or less, enter -0- . . .			5	4,218
6	Credits/Payments				
a	2012 estimated tax payments and 2011 overpayment credited to 2012 . . .	6a	526		
b	Exempt foreign organizations - tax withheld at source . . .	6b			
c	Tax paid with application for extension of time to file (Form 8868) . . .	6c	5,000		
d	Backup withholding erroneously withheld . . .	6d			
7	Total credits and payments Add lines 6a through 6d . . .			7	5,526
8	Enter any **penalty** for underpayment of estimated tax. Check here ☐ 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	1,308
11	Enter the amount of line 10 to be **Credited to 2013 estimated tax** ▶ 1,308 **Refunded** ▶			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? . . .	1a		X
b	Did it spend more than $100 during the year (either directly or indirectly) for political purposes (see Instructions for the definition)? . . .	1b		X
	*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*			
c	Did the foundation file **Form 1120-POL** for this year? . . .	1c		X
d	Enter the amount (if any) of tax on political expenditures (section 4955) imposed during the year **(1)** On the foundation ▶ $ __________ **(2)** On foundation managers ▶ $ __________			
e	Enter the reimbursement (if any) paid by the foundation during the year for political expenditure tax imposed on foundation managers ▶ $ __________			
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*	2		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* . . .	3		X
4a	Did the foundation have unrelated business gross income of $1,000 or more during the year? . . .	4a		X
b	If "Yes," has it filed a tax return on **Form 990-T** for this year? . . .	4b		
5	Was there a liquidation, termination, dissolution, or substantial contraction during the year? . . . *If "Yes," attach the statement required by General Instruction T*	5		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? . . .	6	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*	7	X	
8a	Enter the states to which the foundation reports or with which it is registered (see instructions) ▶ CA,DE,			
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* . . .	8b	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* . . .	9		X
10	Did any persons become substantial contributors during the tax year? *If "Yes," attach a schedule listing their names and addresses* . . .	10		X

Part VII-A Statements Regarding Activities *(continued)*

			Yes	No
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 ▶ WWW MASIMOFOUNDATION ORG

14 The books are in care of ▶ ANN VAN DORMOLEN Telephone no ▶ 310-670-7411

Located at ▶ 6167 BRISTOL PKWY, SUITE 140 CULVER CITY, CA ZIP+4 ▶ 90230

15 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of **Form 1041** - Check here ▶ ☐

and enter the amount of tax-exempt interest received or accrued during the year ▶ 15

			Yes	No
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		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.		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? ☐ Yes ☒ No			
	(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? ☐ Yes ☒ No			
	(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? ☐ Yes ☒ No			
	(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? ☐ Yes ☒ 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 ☒ 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 ☒ 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		X
	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 ☒ 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		
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 ☒ 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

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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**		
	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? *If "Yes" to 6b, file Form 8870*	**6b**		X
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**		X

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
ATCH 13		0	0	0

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 SEE STATEMENT 3	1,435,530
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	4,051,954
b	Average of monthly cash balances		1b	3,810,037
c	Fair market value of all other assets (see instructions)		1c	
d	**Total** (add lines 1a, b, and c)		1d	7,861,991
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	7,861,991
4	Cash deemed held for charitable activities Enter 1 1/2 % of line 3 (for greater amount, see instructions)		4	117,930
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4		5	7,744,061
6	**Minimum investment return.** Enter 5% of line 5		6	387,203

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	387,203
2a	Tax on investment income for 2012 from Part VI, line 5	2a	4,218		
b	Income tax for 2012 (This does not include the tax from Part VI)	2b			
c	Add lines 2a and 2b			2c	4,218
3	Distributable amount before adjustments Subtract line 2c from line 1			3	382,985
4	Recoveries of amounts treated as qualifying distributions			4	
5	Add lines 3 and 4			5	382,985.
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	382,985

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	1,382,670
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	1,382,670
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	4,218
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	1,378,452

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					382,985
2	Undistributed income, if any, as of the end of 2012					
a	Enter amount for 2011 only					
b	Total for prior years 20 10 ,20 09 ,20 08					
3	Excess distributions carryover, if any, to 2012					
a	From 2007					
b	From 2008					
c	From 2009					
d	From 2010	485,374				
e	From 2011	1,968,812				
f	**Total** of lines 3a through e		2,454,186			
4	Qualifying distributions for 2012 from Part XII, line 4 ▶ $ 1,382,670					
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					382,985
e	Remaining amount distributed out of corpus		999,685			
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		3,453,871			
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					
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)					
9	**Excess distributions carryover to 2013.** Subtract lines 7 and 8 from line 6a		3,453,871			
10	Analysis of line 9					
a	Excess from 2008					
b	Excess from 2009					
c	Excess from 2010	485,374				
d	Excess from 2011	1,968,812				
e	Excess from 2012	999,685				

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			
	(a) 2012	(b) 2011	(c) 2010	(d) 2009	(e) Total
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))

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

ATCH 14

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

ATCH 15

c Any submission deadlines

N/A

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

N/A

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 *Paid during the year*				
STATEMENT 4				1,289,892
Total . . . . ▶ **3a**				
b *Approved for future payment*				
STATEMENT 5				1,105,108
Total . . . . ▶ **3b**				

Part XVI-A Analysis of Income-Producing Activities

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			14	3,958	
4 Dividends and interest from securities			14	130,664	
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	326,655	
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue a					
b ATCH 16					253,489
c					
d					
e					
12 Subtotal Add columns (b), (d), and (e)				461,277	253,489

13 **Total.** Add line 12, columns (b), (d), and (e) . . . 13 714,766

(See worksheet in line 13 instructions to verify calculations)

Part XVI-B Relationship of Activities to the Accomplishment of Exempt Purposes

Line No ▼	Explain below how each activity for which income is reported in column (e) of Part XVI-A contributed importantly to the accomplishment of the foundation's exempt purposes (other than by providing funds for such purposes) (See instructions)
11B	THESE AMOUNTS WERE SPENT TO PROMOTE THE DIRECT CHARITABLE
	ACTIVITIES, A CONFERENCE WHICH WAS AIMED AT ADDRESSING
	ISSUES OF ETHICS AND INNOVATION IN HEALTHCARE

Part XVII Information Regarding Transfers To and Transactions and Relationships With Noncharitable Exempt Organizations

			Yes	No
1	Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?			
a	Transfers from the reporting foundation to a noncharitable exempt organization of			
	(1) Cash	1a(1)		X
	(2) Other assets	1a(2)		X
b	Other transactions			
	(1) Sales of assets to a noncharitable exempt organization	1b(1)		X
	(2) Purchases of assets from a noncharitable exempt organization	1b(2)		X
	(3) Rental of facilities, equipment, or other assets	1b(3)		X
	(4) Reimbursement arrangements	1b(4)		X
	(5) Loans or loan guarantees	1b(5)		X
	(6) Performance of services or membership or fundraising solicitations	1b(6)		X
c	Sharing of facilities, equipment, mailing lists, other assets, or paid employees	1c		X

d If the answer to any of the above is "Yes," complete the following schedule Column **(b)** should always show the fair market value of the goods, other assets, or services given by the reporting foundation If the foundation received less than fair market value in any transaction or sharing arrangement, show in column **(d)** the value of the goods, other assets, or services received

(a) Line no	(b) Amount involved	(c) Name of noncharitable exempt organization	(d) Description of transfers, transactions, and sharing arrangements
	N/A		N/A

2a Is the foundation directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code (other than section 501(c)(3)) or in section 527? ☐ Yes ☒ No

b If "Yes," complete the following schedule

(a) Name of organization	(b) Type of organization	(c) Description of relationship

Sign Here

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge

▶ Signature of officer or trustee

11/15/13
Date

▶ Director
Title

May the IRS discuss this return with the preparer shown below (see instructions)? ☒ Yes ☐ No

Paid Preparer Use Only

Print/Type preparer's name	Preparer's signature	Date	Check ☐ if self-employed	PTIN
Rosemarie Brown		11/11/2013		P01278077

Firm's name ▶ GRANT THORNTON LLP
Firm's EIN ▶ 36-6055558
Firm's address ▶ 18400 VON KARMAN AVE., SUITE 900
IRVINE, CA 92612
Phone no 949-553-1600

ATTACHMENT 1

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

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
INTEREST INCOME	3,958.	3,958.
TOTAL	3,958.	3,958.

ATTACHMENT 2

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

DESCRIPTION		REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
DIVIDEND INCOME		130,664	130,664.
	TOTAL	130,664	130,664

ATTACHMENT 3

FORM 990PF, PART I - OTHER INCOME

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS
PROGRAM REVENUE CHARITABLE-SPONSORSHIPS	211,000.
PROGRAM REVENUE - REGISTRATION	42,489
TOTALS	253,489

ATTACHMENT 4

FORM 990PF, PART I - ACCOUNTING FEES

DESCRIPTION		REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	ADJUSTED NET INCOME	CHARITABLE PURPOSES
ACCOUNTING FEES		5,400.			5,400.
	TOTALS	5,400.			5,400

ATTACHMENT 5

FORM 990PF, PART I - OTHER PROFESSIONAL FEES

DESCRIPTION		REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	CHARITABLE PURPOSES
ADMINISTRATION EXPENSE		25,000.		25,000
INVESTMENT MANAGEMENT		26,070.	26,070.	26,070.
	TOTALS	51,070.	26,070.	51,070

ATTACHMENT 6

FORM 990PF, PART I - TAXES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS
EXCISE TAX	249.
FOREIGN DIVIDEND TAX	406.
TOTALS	655.

ATTACHMENT 7

FORM 990PF, PART I - OTHER EXPENSES

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	CHARITABLE PURPOSES
BANK CHARGES	18,086.	13,436	18,086.
FILING FEES	646.		646.
SUPPLIES	1,636.		1,636.
POSTAGE DELIVERY	998.		998
INSURANCE	4,050		4,050.
PUBLIC RELATIONS	10,790.		10,790.
DIRECT CHARTIABLE EXPENSES	1,435,530.		
TOTALS	1,471,736.	13,436.	36,206.

ATTACHMENT 8

FORM 990PF, PART II - PREPAID EXPENSES AND DEFERRED CHARGES

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
PREPAID INSURANCE	1,519.	1,519
TOTALS	1,519.	1,519.

ATTACHMENT 9

FORM 990PF, PART II - CORPORATE STOCK

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
EQUITY INVESTMENTS	3,325,024.	3,325,024.
TOTALS	3,325,024.	3,325,024.

ATTACHMENT 10

FORM 990PF, PART II - CORPORATE BONDS

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
FIXED INCOME MUTUAL FUNDS	2,239,845.	2,239,845.
TOTALS	2,239,845.	2,239,845.

ATTACHMENT 11

FORM 990PF, PART II - OTHER LIABILITIES

DESCRIPTION	ENDING BOOK VALUE
OTHER CURRENT PAYABLE	500
TOTALS	500

ATTACHMENT 12

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

DESCRIPTION		AMOUNT
UNREALIZED CAPITAL GAINS		312,796.
	TOTAL	312,796.

THE MASIMO FOUNDATION FOR ETHICS, INNOVATION 01-0956020

FORM 990PF, PART VIII - LIST OF OFFICERS, DIRECTORS, AND TRUSTEES ATTACHMENT 13

NAME AND ADDRESS	TITLE AND AVERAGE HOURS PER WEEK DEVOTED TO POSITION			
JOE E KIANI 40 PARKER IRVINE, CA 92618	DIRECTOR, CHAIRMAN 1.00	0	0	0
MARK P DE RAAD 40 PARKER IRVINE, CA 92618	DIRECTOR,TREASURER & SECRETARY 1.00	0	0	0
FREDERICK J HARRIS 5500 CAMPANILE DR, SUITE 403B SAN DIEGO, CA 92182	DIRECTOR 1 00	0	0	0
JIM BERGMAN 40 PARKER IRVINE, CA 92618	DIRECTOR 1 00	0	0	0
MICHAEL O'REILLY 40 PARKER IRVINE, CA 92618	DIRECTOR 1 00	0	0	0
SARAH KIANI 40 PARKER IRVINE, CA 92618	DIRECTOR 1 00	0	0	0
	GRAND TOTALS			

ATTACHMENT 14

FORM 990PF, PART XV - NAME, ADDRESS AND PHONE FOR APPLICATIONS

ANN L. VAN DORMOLEN
P.O. BOX 9429
MARINA DEL REY, CA 90295
310-670-7411

ATTACHMENT 15

990PF, PART XV - FORM AND CONTENTS OF SUBMITTED APPLICATIONS

AGENCIES ARE TO SUBMIT A HARD-COPY LETTER, ON LETTERHEAD, OF THEIR INQUIRY OR INTENT TO THE FOUNDATION ADMINISTRATOR. ONCE THE LETTER OF INQUIRY OR INTENT IS DEEMED TO BE WITHIN THE INTEREST AREA OF THE PRIVATE FOUNDATION, THE FOUNDATION ADMINISTRATOR WILL INVITE THE AGENCY TO COMPLETE THE "MASIMO FOUNDATION GRANT APPLICATION FORM" AND A LIST OF REQUIRED DOCUMENTS IN ACCORDANCE WITH THE "ADDENDUM TO FORM 1023 FOR THE MASIMO FOUNDATION"

FORM 990-PF, PART XVI-A - ANALYSIS OF OTHER REVENUE

ATTACHMENT 16

DESCRIPTION	BUSINESS CODE	AMOUNT	EXCLUSION CODE	AMOUNT	RELATED OR EXEMPT FUNCTION INCOME
PROGRAM REVENUE - SPONSORSHIPS	900001				211,000
REGISTRATION	900001				42,489.
TOTALS					253,489

STATEMENT 1

Masimo Foundation for Ethics, Innovation & Competition
Securities Held
3/31/2013

		Shares	**Market Price**	**Market Value**
A-Cash				
	CoAmerica - Checking	786,584 94	$1 00	$786,584 94
	Merrill Lynch	235,715 33	$1.00	$235,715.33
				$1,022,300 27
B-Fixed Income				
	Blackrock HiYield Bond	68405	8 23	$562,973 15
	Blackrock US Mortgage	54104	10 29	$556,730 16
	Blackrock Global	27232	20 68	$563,157 76
	Blackrock Total Return	47202	11 80	$556,983 60
				$2,239,844 67
C-Corporate Stocks				
	Abbott Labs	482	$35 32	$17,024 24
	Abbvie	479	$40 78	$19,533 62
	ACE Ltd	292	$88 97	$25,979 24
	American Express Company	458	$67 46	$30,896 68
	American Tower REIT Inc	160	$76 92	$12,307 20
	AT&T Inc	1,290	$36 69	$47,330 10
	Bank of Nova Scotia	699	$58.27	$40,730 73
	BHP Billiton Ltd ADR	851	$68.43	$58,233 93
	Bristol-Meyers Squibb Co	1,726	$41.19	$71,093 94
	Canadian National Railway	480	$100 30	$48,144 00
	Caterpillar Inc	298	$86.97	$25,917 06
	Chevron Corp	756	$118 82	$89,827 92
	Citigroup, Inc	550	$44 24	$24,332 00
	Coca Cola	1,136	$40 44	$45,939 84
	Comcast Corp New CL A SPL	1,637	$39 61	$64,841 57
	Conoco Phillips	509	$60 10	$30,590 90
	Consol Energy Inc.	480	$33 65	$16,152 00
	Deere Co	685	$85 98	$58,896 30
	Diageo PLC Sponsored ADR New	567	$125 84	$71,351 28
	Dominion Res Inc New VA	997	$58 18	$58,005 46
	Dow Chemical Co.	615	$31.84	$19,581 60
	Du Pont E I De Nemours	1,257	$49.16	$61,794 12
	Duke Energy Corp	350	$72.59	$25,406 50
	Enbridge Inc	1,101	$46.54	$51,240 54
	Exxon Mobil Corp	1,018	$90 11	$91,731 98
	Fifth Third Bancorp	1,644	$16 31	$26,813 64
	General Electric	3,674	$23 12	$84,942 88
	General Mills	605	$49 31	$29,832 55
	Home Depot	788	$69 78	$54,986 64
	Honeywell Int'l Inc	508	$75 35	$38,277 80
	Intel Corp	1,234	$21 835	$26,944 39
	Int'l Business Machine	299	$213 30	$63,776 70
	Johnson & Johnson	620	$81.53	$50,548 60
	Johnson Controls Inc	549	$35.07	$19,253 43
	JP Morgan Chase & Co	2,207	$47.46	$104,744 22
	Kimberly Clark	394	$97 98	$38,604 12

STATEMENT 1

Kinder Morgan, Inc	700	$38.68	$27,076 00
Lorillard Inc.	941	$40.35	$37,969 35
Marathon Oil Corp	792	$33.72	$26,706 24
Marathon Petroleum Corp	418	$89.60	$37,452 80
McDonalds Corp	719	$99 69	$71,677 11
Meadwestvaco Corp	952	$36.30	$34,557 60
Merck and Co. Inc	978	$44 20	$43,227 60
Microsoft Corp	1,151	$28 61	$32,924 36
Newmont Mining Corp	550	$41 89	$23,039 50
Nextera Energy Inc.	707	$77 68	$54,919 76
Northeast Utilities Com	696	$43.46	$30,248 16
Northrop Gumman Corp	432	$70.15	$30,304 80
Occidental Pete Corp	545	$78 37	$42,711 65
Peabody Energy Corp	486	$21 15	$10,278 90
Pfizer Inc	1,772	$28 86	$51,139 92
Philip Morris Int'l Inc	894	$92 71	$82,882 74
Phillips 66 shs	253	$69 97	$17,702 41
Praxair Inc	388	$111 54	$43,277 52
Procter & Gamble Co	747	$77 06	$57,563 82
Prudential Financial Inc.	565	$58 99	$33,329 35
Pub Svc Enterprise Grp	696	$34 34	$23,900 64
Raytheon Co Delaware New	922	$58 79	$54,204 38
Rio Tinto PLC Sponsored ADR	526	$47 08	$24,764 08
Schlumberger Ltd	429	$74 89	$32,127 81
Sempra Energy	378	$79 94	$30,217 32
Suntrust Banks,Inc.	900	$28 81	$25,929 00
Toronto Dominion Bank	409	$83 27	$34,057.43
Total S A. AP ADR	868	$47 98	$41,646 64
Travelers Cos Inc	400	$84 19	$33,676 00
Unilever NV NY Reg Shs	1,596	$41 00	$65,436 00
United Parcel Service	400	$85 90	$34,360 00
United Techs Corp	761	$93 43	$71,100 23
US Bancorp (New)	1,368	$33 93	$46,416 24
VF Corporation	386	$167 75	$64,751 50
Verizon Communications Com	1,946	$49 15	$95,645 90
Wal-Mart Stores Inc	529	$74 83	$39,585 07
Wells Fargo & Co New Del	2,294	$36 99	$84,855 06
Weyerhaeuser Co	1,482	$31 38	$46,505 16
3M Company	388	$106 31	$41,248 28
			$3,325,024 05
Total			**$6,587,168.99**

STATEMENT 2

Masimo Foundation for Ethics, Innovation and Competition
Realized Gains & Losses
March 31, 2013

Settle Date	Transaction Type	Security Name	Shares	Lot No	Purchase Price	Basis	Sales Price	Sale	G/L
9/11/2012	Sell	Abbott Labs	-150	3	$65 8737	($9,881 06)	$67 3586	$10,103 79	$222 73
9/18/2012	Sell	Abbott Labs	-311	1	$61 7952	($19,218 31)	$68 9729	$21,450 58	$2,232 27
9/18/2012	Sell	Abbott Labs	-302	2	$65 3466	($19,734 67)	$68 9729	$20,829 83	$1,095 16
9/18/2012	Sell	Abbott Labs	-139	3	$65 8737	($9,156 44)	$68 9730	$9,587 25	$430 81
9/18/2012	Sell	AT&T Inc	-841	1	$34 2167	($28,776 24)	$37 6300	$31,646 79	$2,870 55
9/18/2012	Sell	AT&T Inc	-747	2	$35 2255	($26,313 45)	$37 6299	$28,109 57	$1,796 12
9/18/2012	Sell	AT&T Inc	-876	3	$36 9155	($32,337 98)	$37 6300	$32,963 85	$625 87
9/18/2012	Sell	American Express Company	-235	1	$55 5552	($13,055 47)	$58 6820	$13,790 26	$734 79
9/18/2012	Sell	American Express Company	-222	2	$57 7500	($12,820 50)	$58 6820	$13,027 40	$206 90
9/18/2012	Sell	American Express Company	-222	3	$57 7650	($12,823 83)	$58 6820	$13,027 41	$203 58
9/18/2012	Sell	Bank of Nova Scotia	-361	1	$50 6985	($18,302 16)	$54 7633	$19,769 54	$1,467 38
9/18/2012	Sell	Bank of Nova Scotia	-347	2	$51 5600	($17,891 32)	$54 7633	$19,002 85	$1,111 53
9/18/2012	Sell	Bank of Nova Scotia	-330	3	$53 2850	($17,584 05)	$54 7633	$18,071 89	$487 84
9/18/2012	Sell	BHP Billiton Ltd	-431	1	$61 2127	($26,382 67)	$71 0429	$30,619 49	$4,236 82
9/18/2012	Sell	BHP Billiton Ltd	-398	2	$63 0907	($25,110 10)	$71 0429	$28,275 07	$3,164 97
9/18/2012	Sell	BHP Billiton Ltd	-419	3	$68 6400	($28,760 16)	$71 0429	$29,766 99	$1,006 83
9/18/2012	Sell	Bristol-Myers Squibb Co	-908	1	$33 4160	($30,341 73)	$32 9300	$29,900 40	($441 33)
9/18/2012	Sell	Bristol-Myers Squibb Co	-859	2	$35 4050	($30,412 90)	$32 9300	$28,286 83	($2,126 07)
9/18/2012	Sell	Bristol-Myers Squibb Co	-847	3	$32 8568	($27,829 71)	$32 9300	$27,891 69	$61 98
9/18/2012	Sell	Comcast CRP New CL A SPL	-492	1	$28 7373	($14,138 75)	$33 9292	$16,693 18	$2,554 43
9/18/2012	Sell	Comcast CRP New CL A SPL	-459	2	$31 2071	($14,324 06)	$33 9292	$15,573 52	$1,249 46
9/18/2012	Sell	Comcast CRP New CL A SPL	-469	3	$33 0973	($15,522 63)	$33 9293	$15,912 82	$390 19
9/18/2012	Sell	Centurylink Inc SHS	-383	1	$39 1350	($14,988 71)	$42 4523	$16,259 24	$1,270 53
9/18/2012	Sell	Centurylink Inc SHS	-357	2	$40 7484	($14,547 18)	$42 4524	$15,155 49	$608 31
9/18/2012	Sell	Centurylink Inc SHS	-371	3	$42 2066	($15,658 65)	$42 4524	$15,749 83	$91 18
9/17/2012	Sell	Cameco Corp	-319	1	$18 9951	($6,059 44)	$21 6494	$6,906 16	$846 72
9/18/2012	Sell	Cameco Corp	-162	2	$22 2510	($3,604 66)	$21 7546	$3,524 24	($80 42)
9/18/2012	Sell	Cameco Corp	-128	2	$23 2381	($2,974 48)	$21 7546	$2,784 59	($189 89)
9/18/2012	Sell	Cameco Corp	-180	3	$22 6366	($4,074 59)	$21 7547	$3,915 84	($158 75)
9/18/2012	Sell	Canadian National Railway Co	-249	1	$81 8808	($20,388 32)	$93 8624	$23,371 74	$2,983 42
9/18/2012	Sell	Canadian National Railway Co	-242	2	$85 5100	($20,693 42)	$93 8624	$22,714 70	$2,021 28
9/18/2012	Sell	Canadian National Railway Co	-239	3	$91 6547	($21,905 47)	$93 8624	$22,433 12	$527 65
9/18/2012	Sell	Consol Energy, Inc COM	-254	1	$28 1160	($7,141 46)	$31 8126	$8,080 39	$938 93
9/18/2012	Sell	Consol Energy, Inc COM	-228	2	$31 1676	($7,106 21)	$31 8126	$7,253 27	$147 06
9/18/2012	Sell	Consol Energy, Inc COM	-236	3	$32 7266	($7,723 48)	$31 8126	$7,507 78	($215 70)
9/18/2012	Sell	Chevron Corp	-397	1	$98 3575	($39,047 93)	$116 9106	$46,413 49	$7,365 56
9/18/2012	Sell	Chevron Corp	-386	2	$106 0500	($40,935 30)	$116 9106	$45,127 48	$4,192 18
9/18/2012	Sell	Chevron Corp	-377	3	$112 2457	($42,316 63)	$116 9106	$44,075 30	$1,758 67
9/18/2012	Sell	Conocophillips	-269	1	$52 0800	($14,009 52)	$57 8320	$15,556 80	$1,547 28
9/18/2012	Sell	Conocophillips	-255	2	$54 6699	($13,940 82)	$57 8320	$14,747 16	$806 34
9/18/2012	Sell	Conocophillips	-253	3	$56 7009	($14,345 33)	$57 8320	$14,631 50	$286 17
9/18/2012	Sell	Caterpillar Inc DEL	-401	1	$87 2220	($34,976 02)	$92 6211	$37,141 07	$2,165 05
9/18/2012	Sell	Caterpillar Inc DEL	-355	2	$80 8150	($28,689 33)	$92 6211	$32,880 50	$4,191 17
9/18/2012	Sell	Caterpillar Inc DEL	-377	3	$87 0257	($32,808 69)	$92 6211	$34,918 17	$2,109 48
9/18/2012	Sell	Chubb Corp	-311	1	$71 7360	($22,309 90)	$76 1815	$23,692 44	$1,382 54
9/18/2012	Sell	Chubb Corp	-303	2	$71 0950	($21,541 79)	$76 1815	$23,082 99	$1,541 20
9/18/2012	Sell	Chubb Corp	-400	3	$73 9381	($29,575 24)	$76 1815	$30,472 60	$897 36
9/18/2012	Sell	Coca Cola COM	-586	1	$37 3572	($21,891 29)	$38 6536	$22,651 03	$759 74
9/18/2012	Sell	Coca Cola COM	-558	2	$38 5116	($21,489 50)	$38 6536	$21,568 73	$79 23
9/18/2012	Sell	Coca Cola COM	-555	3	$38 2755	($21,242 90)	$38 6536	$21,452 77	$209 87
9/18/2012	Sell	Diageo PLC Spsd ADR New	-303	1	$95 3877	($28,902 47)	$110 9343	$33,613 09	$4,710 62
9/18/2012	Sell	Diageo PLC Spsd ADR New	-292	2	$104 3075	($30,457 79)	$110 9343	$32,392 82	$1,935 03
9/18/2012	Sell	Diageo PLC Spsd ADR New	-288	3	$108 2664	($31,180 72)	$110 9343	$31,949 09	$768 37
9/18/2012	Sell	Dominion Res Inc New	-524	1	$52 1067	($27,303 91)	$52 3321	$27,422 03	$118 12
9/18/2012	Sell	Dominion Res Inc New	-506	2	$53 9555	($27,301 48)	$52 3321	$26,480 06	($821 42)
9/18/2012	Sell	Dominion Res Inc New	-484	3	$53 8950	($26,085 18)	$52 3321	$25,328 76	($756 42)
9/18/2012	Sell	Deere Res Inc New	-359	1	$73 8220	($26,502 10)	$81 2075	$29,153 48	$2,651 38

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9/18/2012	Sell	Deere Res Inc New	-345	2	$76 6117	($26,431 04)	$81 2075	$28,016 58	$1,585 54
9/18/2012	Sell	Deere Res Inc New	-325	3	$75 8000	($24,635 00)	$81 2075	$26,392 44	$1,757 44
9/18/2012	Sell	Dow Chemical Co	-313	1	$30 7950	($9,638 84)	$31 0293	$9,712 17	$73 33
9/18/2012	Sell	Dow Chemical Co	-287	2	$30 1650	($8,657 36)	$31 0293	$8,905 41	$248 05
9/18/2012	Sell	Dow Chemical Co	-302	3	$29 5957	($8,937 90)	$31 0293	$9,370 85	$432 95
9/18/2012	Sell	Du Pont E I De Nemours	-669	1	$48 1455	($32,209 34)	$51 2289	$34,272 16	$2,062 82
9/18/2012	Sell	Du Pont E I De Nemours	-626	2	$47 3966	($29,670 27)	$51 2289	$32,069 32	$2,399 05
9/18/2012	Sell	Du Pont E I De Nemours	-642	3	$50 1755	($32,212 67)	$51 2290	$32,889 00	$676 33
9/18/2012	Sell	Enbridge Inc COM	-563	1	$39 4335	($22,201 06)	$39 5136	$22,246 16	$45 10
9/18/2012	Sell	Enbridge Inc COM	-529	2	$40 4422	($21,393 92)	$39 5136	$20,902 70	($491 22)
9/18/2012	Sell	Enbridge Inc COM	-543	3	$39 6477	($21,528 70)	$39 5136	$21,455 90	($72 80)
9/18/2012	Sell	Exxon Mobile Corp COM	-539	1	$79 5867	($42,897 23)	$91 7311	$49,443 08	$6,545 85
9/18/2012	Sell	Exxon Mobile Corp COM	-508	2	$85 0355	($43,198 03)	$91 7311	$46,599 42	$3,401 39
9/18/2012	Sell	Exxon Mobile Corp COM	-512	3	$88 1267	($45,120 87)	$91 7312	$46,966 36	$1,845 49
9/18/2012	Sell	EQT Corp	-244	1	$45 8215	($11,180 45)	$57 5897	$14,051 88	$2,871 43
9/18/2012	Sell	EQT Corp	-235	2	$53 7394	($12,628 76)	$57 5897	$13,533 58	$904 82
9/18/2012	Sell	EQT Corp	-234	3	$54 1208	($12,664 27)	$57 5897	$13,476 00	$811 73
9/18/2012	Sell	FirstEnergy Corp	-274	1	$46 8060	($12,824 84)	$43 3022	$11,864 81	($960 03)
9/18/2012	Sell	FirstEnergy Corp	-269	2	$49 2110	($13,237 76)	$43 3022	$11,648 30	($1,589 46)
9/18/2012	Sell	FirstEnergy Corp	-260	3	$44 6366	($11,605 52)	$43 3022	$11,258 58	($346 94)
9/18/2012	Sell	General Dynamics Corp COM	-223	1	$63 7655	($14,219 71)	$66 6118	$14,854 43	$634 72
9/18/2012	Sell	General Dynamics Corp COM	-207	2	$64 8150	($13,416 71)	$66 6118	$13,788 64	$371 93
9/18/2012	Sell	General Dynamics Corp COM	-216	3	$66 0846	($14,274 27)	$66 6119	$14,388 16	$113 89
9/18/2012	Sell	General Electric	-1,398	1	$19 0060	($26,570 39)	$22 1503	$30,966 12	$4,395 73
9/18/2012	Sell	General Electric	-1,314	2	$19 7855	($25,998 15)	$22 1503	$29,105 50	$3,107 35
9/18/2012	Sell	General Electric	-1,324	3	$20 8668	($27,627 64)	$22 1503	$29,327 01	$1,699 37
9/18/2012	Sell	General Mills	-304	1	$38 3060	($11,645 02)	$39 3524	$11,963 13	$318 11
9/18/2012	Sell	General Mills	-288	2	$39 0769	($11,254 15)	$39 3524	$11,333 50	$79 35
9/18/2012	Sell	General Mills	-274	3	$39 4411	($10,806 86)	$39 3524	$10,782 57	($24 29)
9/18/2012	Sell	Honeywell Int'l Inc DEL	-205	1	$55 4552	($11,368 32)	$61 3431	$12,575 34	$1,207 02
9/18/2012	Sell	Honeywell Int'l Inc DEL	-188	2	$54 4659	($10,239 59)	$61 3431	$11,532 50	$1,292 91
9/18/2012	Sell	Honeywell Int'l Inc DEL	-193	3	$58 6748	($11,324 24)	$61 3432	$11,839 23	$514 99
9/18/2012	Sell	Home Depot Inc	-421	1	$49 3674	($20,783 68)	$58 7432	$24,730 87	$3,947 19
9/18/2012	Sell	Home Depot Inc	-399	2	$51 9654	($20,734 19)	$58 7432	$23,438 53	$2,704 34
9/18/2012	Sell	Home Depot Inc	-402	3	$56 7452	($22,811 57)	$58 7432	$23,614 77	$803 20
9/18/2012	Sell	Intel Corp	-649	1	$25 8460	($16,774 05)	$23 3540	$15,156 73	($1,617 32)
9/18/2012	Sell	Intel Corp	-605	2	$25 0582	($15,160 21)	$23 3540	$14,129 15	($1,031 06)
9/18/2012	Sell	Intel Corp	-614	3	$24 8455	($15,255 14)	$23 3540	$14,339 35	($915 79)
9/18/2012	Sell	IBM	-163	1	$193 9824	($31,619 13)	$207 0504	$33,749 21	$2,130 08
9/18/2012	Sell	IBM	-152	2	$186 0770	($28,283 70)	$207 0503	$31,471 65	$3,187 95
9/18/2012	Sell	IBM	-158	3	$196 7356	($31,084 22)	$207 0504	$32,713 97	$1,629 75
9/18/2012	Sell	JP Morgan Chase & Co	-1,148	1	$33 0568	($37,949 21)	$41 0998	$47,182 54	$9,233 33
9/18/2012	Sell	JP Morgan Chase & Co	-1,032	2	$35 4867	($36,622 27)	$41 0998	$42,414 97	$5,792 70
9/18/2012	Sell	JP Morgan Chase & Co	-1,140	3	$37 3767	($42,609 44)	$41 0998	$46,853 75	$4,244 31
9/18/2012	Sell	Johnson & Johnson Com	-251	1	$62 4080	($15,664 41)	$68 6216	$17,224 03	$1,559 62
9/18/2012	Sell	Johnson & Johnson Com	-240	2	$68 3960	($16,415 04)	$68 6216	$16,469 19	$54 15
9/18/2012	Sell	Johnson & Johnson Com	-235	3	$67 9250	($15,962 38)	$68 6217	$16,126 09	$163 71
9/18/2012	Sell	Johnson & Johnson Com	-150	4	$68 4868	($10,273 02)	$68 6217	$10,293 26	$20 24
9/18/2012	Sell	Johnson Controls Inc	-299	1	$30 0460	($8,983 75)	$28 3238	$8,468 83	($514 92)
9/18/2012	Sell	Johnson Controls Inc	-268	2	$27 2560	($7,304 61)	$28 3238	$7,590 79	$286 18
9/18/2012	Sell	Johnson Controls Inc	-284	3	$26 9866	($7,664 19)	$28 3239	$8,043 99	$379 80
9/18/2012	Sell	Kimberly Clark	-194	1	$79 5850	($15,439 49)	$83 5926	$16,216 96	$777 47
9/18/2012	Sell	Kimberly Clark	-187	2	$84 9900	($15,893 13)	$83 5926	$15,631 82	($261 31)
9/18/2012	Sell	Kimberly Clark	-182	3	$83 7714	($15,246 39)	$83 5927	$15,213 87	($32 52)
9/18/2012	Sell	Lorillard Inc	-164	1	$123 4300	($20,242 52)	$119 2175	$19,551 67	($690 85)
9/18/2012	Sell	Lorillard Inc	-155	2	$138 4875	($21,465 56)	$119 2175	$18,478 71	($2,986 85)
9/18/2012	Sell	Lorillard Inc	-152	3	$128 7570	($19,571 06)	$119 2176	$18,121 07	($1,449 99)

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9/18/2012	Sell	Limited Brands Inc	-446	1	$44 2950	($19,755 57)	$49 5013	$22,077 57	$2,322 00
9/18/2012	Sell	Limited Brands Inc	-387	2	$46 1100	($17,844 57)	$49 5013	$19,157 00	$1,312 43
9/18/2012	Sell	Limited Brands Inc	-438	3	$47 9800	($21,015 24)	$49 5013	$21,681 57	$666 33
9/18/2012	Sell	Marathon Oil Corp	-423	1	$24 8660	($10,518 32)	$30 3126	$12,822 23	$2,303 91
9/18/2012	Sell	Marathon Oil Corp	-398	2	$24 5260	($9,761 35)	$30 3126	$12,064 42	$2,303 07
9/18/2012	Sell	Marathon Oil Corp	-400	3	$27 9252	($11,170 08)	$30 3127	$12,125 06	$954 98
9/18/2012	Sell	Meadwestvaco Corp	-492	1	$27 4060	($13,483 75)	$30 2925	$14,903 92	$1,420 17
9/18/2012	Sell	Meadwestvaco Corp	-474	2	$28 4250	($13,473 45)	$30 2925	$14,358 65	$885 20
9/18/2012	Sell	Meadwestvaco Corp	-453	3	$28 8399	($13,064 47)	$30 2925	$13,722 52	$658 05
9/18/2012	Sell	Merck and Co Inc	-515	1	$37 3660	($19,243 49)	$44 0522	$22,686 89	$3,443 40
9/18/2012	Sell	Merck and Co Inc	-490	2	$43 3560	($21,244 44)	$44 0522	$21,585 58	$341 14
9/18/2012	Sell	Merck and Co Inc	-485	3	$43 1866	($20,945 50)	$44 0522	$21,365 33	$419 83
9/18/2012	Sell	Marathon Petroleum Corp	-214	1	$35 7452	($7,649 47)	$51 7933	$11,083 77	$3,434 30
9/18/2012	Sell	Marathon Petroleum Corp	-196	2	$43 9610	($8,616 36)	$51 7933	$10,151 49	$1,535 13
9/18/2012	Sell	Marathon Petroleum Corp	-186	3	$49 9503	($9,290 76)	$51 7934	$9,633 57	$342 81
9/18/2012	Sell	McDonalds Corp COM	-377	1	$89 4600	($33,726 42)	$93 0412	$35,076 53	$1,350 11
9/18/2012	Sell	McDonalds Corp COM	-359	2	$92 3400	($33,150 06)	$93 0412	$33,401 80	$251 74
9/18/2012	Sell	McDonalds Corp COM	-342	3	$89 6166	($30,648 88)	$93 0412	$31,820 10	$1,171 22
9/18/2012	Sell	Microsoft Corp	-597	1	$29 1860	($17,424 04)	$31 1615	$18,603 41	$1,179 37
9/18/2012	Sell	Microsoft Corp	-556	2	$29 1955	($16,232 70)	$31 1615	$17,325 79	$1,093 09
9/18/2012	Sell	Microsoft Corp	-565	3	$30 8355	($17,422 06)	$31 1615	$17,606 26	$184 20
9/18/2012	Sell	Nextera Energy Inc SHS	-367	1	$65 2860	($23,959 96)	$67 3750	$24,726 62	$766 66
9/18/2012	Sell	Nextera Energy Inc SHS	-346	2	$69 1965	($23,941 99)	$67 3750	$23,311 74	($630 25)
9/18/2012	Sell	Nextera Energy Inc SHS	-340	3	$68 4700	($23,279 80)	$67 3750	$22,907 50	($372 30)
9/18/2012	Sell	Northeast Utilities COM	-357	1	$36 0260	($12,861 28)	$36 8629	$13,160 04	$298 76
9/18/2012	Sell	Northeast Utilities COM	-336	2	$39 7800	($13,366 08)	$36 8629	$12,385 92	($980 16)
9/18/2012	Sell	Northeast Utilities COM	-344	3	$38 0452	($13,087 55)	$36 8629	$12,680 84	($406 71)
9/18/2012	Sell	Northrop Grumman Corp	-217	1	$58 8960	($12,780 43)	$66 8018	$14,495 99	$1,715 56
9/18/2012	Sell	Northrop Grumman Corp	-204	2	$63 4280	($12,939 31)	$66 8018	$13,627 56	$688 25
9/18/2012	Sell	Northrop Grumman Corp	-212	3	$67 2952	($14,266 58)	$66 8018	$14,161 99	($104 59)
9/18/2012	Sell	Occidental Pete Corp CAL	-295	1	$79 2460	($23,377 57)	$89 1713	$26,305 53	$2,927 96
9/18/2012	Sell	Occidental Pete Corp CAL	-268	2	$85 2466	($22,846 09)	$89 1713	$23,897 90	$1,051 81
9/18/2012	Sell	Occidental Pete Corp CAL	-276	3	$88 2475	($24,356 31)	$89 1713	$24,611 29	$254 98
9/18/2012	Sell	Prudential Financial Inc	-174	1	$46 2460	($8,046 80)	$57 5456	$10,012 93	$1,966 13
9/18/2012	Sell	Prudential Financial Inc	-160	2	$48 4619	($7,753 90)	$57 5456	$9,207 29	$1,453 39
9/18/2012	Sell	Prudential Financial Inc	-169	3	$54 3052	($9,177 58)	$57 5456	$9,725 21	$547 63
9/18/2012	Sell	Prudential Financial Inc	-400	4	$56 5568	($22,622 72)	$57 5457	$23,018 26	$395 54
9/18/2012	Sell	Peabody Energy Corp COM	-256	1	$23 1860	($5,935 62)	$25 1027	$6,426 30	$490 68
9/18/2012	Sell	Peabody Energy Corp COM	-230	2	$22 4499	($5,163 48)	$25 1027	$5,773 62	$610 14
9/18/2012	Sell	Peabody Energy Corp COM	-241	3	$23 0366	($5,551 82)	$25 1028	$6,049 77	$497 95
9/18/2012	Sell	Philip Morris Int'l Inc	-457	1	$84 7450	($38,728 47)	$91 5611	$41,843 44	$3,114 97
9/18/2012	Sell	Philip Morris Int'l Inc	-439	2	$90 2360	($39,613 60)	$91 5611	$40,195 34	$581 74
9/18/2012	Sell	Philip Morris Int'l Inc	-418	3	$90 4652	($37,814 45)	$91 5611	$38,272 56	$458 11
9/18/2012	Sell	Phillips 66 SHS	-137	1	$29 8250	($4,086 03)	$45 5923	$6,246 15	$2,160 12
9/18/2012	Sell	Phillips 66 SHS	-120	2	$34 1010	($4,092 12)	$45 5923	$5,471 08	$1,378 96
9/18/2012	Sell	Phillips 66 SHS	-131	3	$41 5632	($5,444 78)	$45 5924	$5,972 61	$527 83
9/18/2012	Sell	Pfizer Inc	-911	1	$21 9567	($20,002 55)	$24 0126	$21,875 44	$1,872 89
9/18/2012	Sell	Pfizer Inc	-869	2	$22 8768	($19,879 94)	$24 0126	$20,866 92	$986 98
9/18/2012	Sell	Pfizer Inc	-864	3	$23 9867	($20,724 51)	$24 0126	$20,746 86	$22 35
9/18/2012	Sell	Praxair Inc	-190	1	$105 8600	($20,113 40)	$107 8707	$20,495 44	$382 04
9/18/2012	Sell	Praxair Inc	-178	2	$107 1850	($19,078 93)	$107 8708	$19,201 00	$122 07
9/18/2012	Sell	Praxair Inc	-183	3	$106 7032	($19,526 69)	$107 8708	$19,740 36	$213 67
9/18/2012	Sell	Procter & Gamble, Co	-396	1	$62 3660	($24,696 94)	$69 2915	$27,439 45	$2,742 51
9/18/2012	Sell	Procter & Gamble, Co	-367	2	$65 4727	($24,028 48)	$69 2915	$25,429 99	$1,401 51
9/18/2012	Sell	Procter & Gamble, Co	-383	3	$67 1352	($25,712 78)	$69 2916	$26,538 67	$825 89
9/18/2012	Sell	Pub Svc Enterprise Grp	-352	1	$31 2460	($10,998 59)	$31 3825	$11,046 63	$48 04
9/18/2012	Sell	Pub Svc Enterprise Grp	-345	2	$32 6160	($11,252 52)	$31 3825	$10,826 96	($425 56)

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9/18/2012	Sell	Pub Svc Enterprise Grp	-338	3	$32 1450	($10,865 01)	$31 3825	$10,607 29	($257 72)
9/18/2012	Sell	Rio Tinto PLC Spnsrd ADR	-286	1	$42 9452	($12,282 33)	$51 9533	$14,858 65	$2,576 32
9/18/2012	Sell	Rio Tinto PLC Spnsrd ADR	-256	2	$46 6754	($11,948 90)	$51 9533	$13,300 05	$1,351 15
9/18/2012	Sell	Rio Tinto PLC Spnsrd ADR	-279	3	$45 7466	($12,763 30)	$51 9533	$14,494 98	$1,731 68
9/18/2012	Sell	Raytheon Co Delaware NEW	-473	1	$50 3952	($23,836 93)	$57 9319	$27,401 78	$3,564 85
9/18/2012	Sell	Raytheon Co Delaware NEW	-447	2	$55 9500	($25,009 65)	$57 9319	$25,895 56	$885 91
9/18/2012	Sell	Raytheon Co Delaware NEW	-448	3	$56 1266	($25,144 72)	$57 9319	$25,953 50	$808 78
9/18/2012	Sell	Sempra Energy	-184	1	$65 0355	($11,966 53)	$64 6918	$11,903 30	($63 23)
9/18/2012	Sell	Sempra Energy	-178	2	$68 6386	($12,217 67)	$64 6919	$11,515 15	($702 52)
9/18/2012	Sell	Sempra Energy	-172	3	$67 2919	($11,574 21)	$64 6919	$11,127 00	($447 21)
9/18/2012	Sell	Schlumberger Ltd	-219	1	$62 9552	($13,787 19)	$75 7216	$16,583 03	$2,795 84
9/18/2012	Sell	Schlumberger Ltd	-198	2	$66 1900	($13,105 62)	$75 7216	$14,992 87	$1,887 25
9/18/2012	Sell	Schlumberger Ltd	-200	3	$75 2456	($15,049 12)	$75 7217	$15,144 33	$95 21
9/18/2012	Sell	Southern Company	-462	1	$46 0260	($21,264 01)	$44 9423	$20,763 34	($500 67)
9/18/2012	Sell	Southern Company	-442	2	$47 6050	($21,041 41)	$44 9423	$19,864 49	($1,176 92)
9/18/2012	Sell	Southern Company	-431	3	$46 0850	($19,862 64)	$44 9423	$19,370 14	($492 50)
9/18/2012	Sell	Total S A SP ADR	-438	1	$43 0469	($18,854 54)	$53 5910	$23,472 85	$4,618 31
9/18/2012	Sell	Total S A SP ADR	-419	2	$44 1470	($18,497 59)	$53 5910	$22,454 63	$3,957 04
9/18/2012	Sell	Total S A SP ADR	-409	3	$49 4850	($20,239 37)	$53 5910	$21,918 73	$1,679 36
9/18/2012	Sell	3M Company	-191	1	$84 4650	($16,132 82)	$93 4111	$17,841 52	$1,708 70
9/18/2012	Sell	3M Company	-181	2	$87 4880	($15,835 33)	$93 4110	$16,907 40	$1,072 07
9/18/2012	Sell	3M Company	-182	3	$92 9332	($16,913 84)	$93 4112	$17,000 83	$86 99
9/18/2012	Sell	Travelers Cos Inc	-527	1	$62 3767	($32,872 52)	$68 4818	$36,089 89	$3,217 37
9/18/2012	Sell	Travelers Cos Inc	-514	2	$62 4455	($32,096 99)	$68 4818	$35,199 63	$3,102 64
9/18/2012	Sell	Travelers Cos Inc	-500	3	$66 7067	($33,353 35)	$68 4818	$34,240 89	$887 54
9/18/2012	Sell	Toronto Dominion Bank	-145	1	$76 3539	($11,071 32)	$83 7864	$12,149 03	$1,077 71
9/18/2012	Sell	Toronto Dominion Bank	-140	2	$78 4800	($10,987 20)	$83 7864	$11,730 10	$742 90
9/18/2012	Sell	Toronto Dominion Bank	-136	3	$81 7763	($11,121 58)	$83 7864	$11,394 95	$273 37
9/18/2012	Sell	Toronto Dominion Bank	-150	4	$83 8903	($12,583 55)	$83 7865	$12,567 97	($15 58)
9/18/2012	Sell	Unilever NV NY Reg SHS	-816	1	$31 4355	($25,651 37)	$36 1199	$29,473 83	$3,822 46
9/18/2012	Sell	Unilever NV NY Reg SHS	-776	2	$32 6677	($25,350 14)	$36 1199	$28,029 03	$2,678 89
9/18/2012	Sell	Unilever NV NY Reg SHS	-762	3	$34 8678	($26,569 26)	$36 1199	$27,523 37	$954 11
9/18/2012	Sell	US Bancorp	-697	1	$30 9368	($21,562 95)	$34 2400	$23,865 30	$2,302 35
9/18/2012	Sell	US Bancorp	-667	2	$32 4767	($21,661 96)	$34 2400	$22,838 10	$1,176 14
9/18/2012	Sell	US Bancorp	-656	3	$33 2068	($21,783 66)	$34 2400	$22,461 47	$677 81
9/18/2012	Sell	United Techs Crop COM	-403	1	$74 0975	($29,861 29)	$81 3714	$32,792 66	$2,931 37
9/18/2012	Sell	United Techs Crop COM	-378	2	$73 4220	($27,753 52)	$81 3714	$30,758 38	$3,004 86
9/18/2012	Sell	United Techs Crop COM	-387	3	$80 5842	($31,186 09)	$81 3714	$31,490 73	$304 64
9/18/2012	Sell	VF Corporation	-194	1	$139 4766	($27,058 46)	$159 9097	$31,022 48	$3,964 02
9/18/2012	Sell	VF Corporation	-178	2	$138 9800	($24,738 44)	$159 9097	$28,463 93	$3,725 49
9/18/2012	Sell	VF Corporation	-189	3	$150 0360	($28,356 80)	$159 9097	$30,222 94	$1,866 14
9/18/2012	Sell	Verizon Communications COM	-1,000	1	$41 5753	($41,575 30)	$44 8097	$44,809 69	$3,234 39
9/18/2012	Sell	Verizon Communications COM	-951	2	$45 1650	($42,951 92)	$44 8097	$42,614 02	($337 90)
9/18/2012	Sell	Verizon Communications COM	-974	3	$42 7468	($41,635 38)	$44 8097	$43,644 65	$2,009 27
9/18/2012	Sell	Vodafone Grop PLC SP ADR	-508	1	$26 7750	($13,601 70)	$28 6044	$14,531 01	$929 31
9/18/2012	Sell	Vodafone Grop PLC SP ADR	-481	2	$28 4645	($13,691 42)	$28 6043	$13,758 69	$67 27
9/18/2012	Sell	Vodafone Grop PLC SP ADR	-477	3	$29 3469	($13,998 47)	$28 6044	$13,644 29	($354 18)
9/18/2012	Sell	Ace Ltd	-159	1	$72 2415	($11,486 40)	$76 9150	$12,229 49	$743 09
9/18/2012	Sell	Ace Ltd	-152	2	$72 3807	($11,001 87)	$76 9151	$11,691 09	$689 22
9/18/2012	Sell	Ace Ltd	-151	3	$74 2650	($11,214 02)	$76 9151	$11,614 18	$400 16
9/18/2012	Sell	Wal-Mart Stores, Inc	-278	1	$66 2300	($18,411 94)	$73 9215	$20,550 19	$2,138 25
9/18/2012	Sell	Wal-Mart Stores, Inc	-275	2	$72 7150	($19,996 63)	$73 9215	$20,328 42	$331 79
9/18/2012	Sell	Wal-Mart Stores, Inc	-258	3	$72 6327	($18,739 24)	$73 9216	$19,071 77	$332 53
9/18/2012	Sell	Weyerhaeuser Co	-774	1	$19 8055	($15,329 46)	$26 3302	$20,379 57	$5,050 11
9/18/2012	Sell	Weyerhaeuser Co	-734	2	$23 3655	($17,150 28)	$26 3302	$19,326 37	$2,176 09
9/18/2012	Sell	Weyerhaeuser Co	-723	3	$24 6167	($17,797 87)	$26 3302	$19,036 75	$1,238 88
9/18/2012	Sell	Wells Fargo & Co NEW Del	-1,192	1	$31 9755	($38,114 80)	$35 3399	$42,125 16	$4,010 36

STATEMENT 2

Masimo Foundation for Ethics, Innovation and Competition
Realized Gains & Losses
March 31, 2013

Settle Date	Transaction Type	Security Name	Shares	Lot No	Purchase Price	Basis	Sales Price	Sale	G/L
9/18/2012	Sell	Wells Fargo & Co NEW Del	-1,118	2	$33 7355	($37,716 29)	$35 3399	$39,510 02	$1,793 73
9/18/2012	Sell	Wells Fargo & Co NEW Del	-1,154	3	$34 1867	($39,451 45)	$35 3399	$40,782 26	$1,330 81
12/17/2012	Sell	Blackrock U S Mortgage	-12,272	1	$10 3000	($126,401 60)	$10 4500	$128,242 40	$1,840 80
12/17/2012	Sell	Blackrock High Yield	-20,288	1	$7 6100	($154,391 68)	$8 1000	$164,332 80	$9,941 12
12/17/2012	Sell	Blackrock Global	-8,823	1	$18 3900	($162,254 97)	$19 8500	$175,136 55	$12,881 58
12/17/2012	Sell	Blackrock Total Return	-12,110	1	$11 4400	($138,538 40)	$11 8000	$142,898 00	$4,359 60
01/18/2013	Sell	Southern Company	-255	4	$43 6748	($11,137 07)	$43 4493	$11,079 58	($57 49)
01/22/2013	Sell	Southern Company	-101	4	$43 6749	($4,411 16)	$43 6959	$4,413 29	$2 13
02/06/2013	Sell	EQT Corp	-191	4	$57 2060	($10,926 35)	$60 6724	$11,588 42	$662 07
02/06/2013	Sell	EQT Corp	-180	5	$58 8914	($10,600 45)	$60 6723	$10,921 02	$320 57
02/06/2013	Sell	FirstEnergy Corp	-214	4	$41 1650	($8,809 31)	$39 6610	$8,487 45	($321 86)
02/06/2013	Sell	FirstEnergy Corp	-62	5	$39 5798	($2,453 95)	$39 6610	$2,458 98	$5 03
02/06/2013	Sell	FirstEnergy Corp	-148	5	$39 5799	($5,857 83)	$39 8101	$5,891 90	$34 07
02/11/2013	Sell	Blackrock U S Mortgage	-7,600	1	$10 3000	($78,280 00)	$10 2900	$78,204 00	($76 00)
02/11/2013	Sell	General Dynamics Corp COM	-121	4	$67 7099	($8,192 90)	$66 6891	$8,069 38	($123 52)
02/11/2013	Sell	Blackrock High Yield	-11,300	1	$7 6100	($85,993 00)	$8 1400	$91,982 00	$5,989 00
02/11/2013	Sell	Blackrock Global	-5,400	1	$18 3900	($99,306 00)	$20 4400	$110,376 00	$11,070 00
02/11/2013	Sell	Blackrock Total Return	-7,350	1	$11 4400	($84,084 00)	$11 7900	$86,656 50	$2,572 50
02/12/2013	Sell	General Dynamics Corp COM	-53	4	$67 7098	($3,588 62)	$66 7353	$3,536 97	($51 65)
02/12/2013	Sell	General Dynamics Corp COM	-167	5	$70 3514	($11,748 68)	$66 7353	$11,144 80	($603 88)
02/20/2013	Sell	Centurylink Inc SHS	-297	4	$39 2950	($11,670 62)	$34 1009	$10,127 98	($1,542 64)
02/20/2013	Sell	Centurylink Inc SHS	-288	5	$39 9900	($11,517 12)	$34 1009	$9,821 07	($1,696 05)
02/20/2013	Sell	Centurylink Inc SHS	-150	6	$41 3479	($6,202 19)	$34 1009	$5,115 14	($1,087 05)
02/20/2013	Sell	Limited Brands Inc	-332	4	$51 2450	($17,013 34)	$44 4062	$14,742 86	($2,270 48)
02/20/2013	Sell	Limited Brands Inc	-302	5	$45 7477	($13,815 81)	$44 4062	$13,410 67	($405 14)
02/21/2013	Sell	Vodafone Grop PLC SP ADR	-401	4	$25 5400	($10,241 54)	$24 6025	$9,865 62	($375 92)
02/21/2013	Sell	Vodafone Grop PLC SP ADR	-379	5	$26 2699	($9,956 29)	$24 6026	$9,324 37	($631 92)
02/21/2013	Sell	Vodafone Grop PLC SP ADR	-200	6	$27 2262	($5,445 24)	$24 6026	$4,920 51	($524 73)
03/15/2013	Sell	Caterpillar Inc DEL	-305	4	$89 2299	($27,215 12)	$88 6849	$27,048 90	($166 22)
03/15/2013	Sell	Caterpillar Inc DEL	-145	5	$94 3940	($13,687 13)	$88 6850	$12,859 32	($827 81)
						($5,714,077 96)		$6,029,404 21	$315,326 25
12/31/2012		Blackrock U S Mortgage (L/T C/G)							$822 14
12/31/2012		Blackrock U S Mortgage (S/T C/G)							$8,082 36
12/31/2012		Blackrock High Yield (S/T C/G)							$2,424 31
									$326,655 06

Masimo Foundation for Ethics, Innovation, and Competition
990PF Part IX-A
Summary of Direct Charitable Activities

In January 2013, the Masimo Foundation for Ethics, Innovation and Competition in Healthcare hosted a conference called the Patient Safety and Technology Summit. The Conference addressed some of the causes of the 200,000 preventable deaths suffered in US hospitals every year. The three topics discussed were “Failure to Rescue”, (failure to recognize a “code blue” and supply a crash cart, “Medical Error,” and Misuse of blood transfusions. Leading experts from around the world were drawn together to speak on the problems and solutions. President Clinton gave the keynote address, lending importance to the subject matter. A capacity crowd of Hospital CEO’s, CNO’s and CMO’s attended, and were asked to make commitments to reduce preventable deaths in their organizations.

STATEMENT 4

Masimo Foundation for Ethics, Innovation and Competition
Grants Paid
3/31/2013

Organization Name	Address line one	City	State	Zip	Agency Type	Purpose	Amount Paid
Bryant Kite Memorial Foundation	6956 Nicholson Dr	Molino	FL	32577	501(c)(3) Public Charity	General Operating Expenses	$5,000 00
Chapman University	One University Drive	Orange	CA	92866	501(c)(3) Public Charity	Biomedical Lab as part of the Science Center	$100 000 00
Children s Hospital Boston	300 Longwood Avenue	Boston	MA	2115	501(c)(3) Public Charity	To improve safety and quality of care to pediatric patients	$50 000 00
Children's Hospital Foundation (Children's National Medical Center)	111 Michigan Avenue NW	Washington	DC	20010-2970	501(c)(3) Public Charity	Toward the DC CCHD Screening Network Demonstration Project	$100 000 00
Cincinnati Children s Hospital Medical Center	3333 Burnet Avenue	Cincinnati	OH	45229-3026	501(c)(3) Public Charity	Toward Chinese Pediatric Research Fellowships	$135 000 00
March of Dimes	2222 Martin Street Suite 155	Irvine	CA	92612	501(c)(3) Public Charity	March for Babies 2013	$30 000 00
						Walkathon team sponsor	$10 000 00
Massachusetts General Hospital	55 Fruit Street	Boston	MA	2114	501(c)(3) Public Charity	Maternal Newborn and Child Survival Initiative in South Sudan	$100 000 00
National Patient Safety Foundation	268 Summer Street 6th Floor	Boston	MA	2210	501(c)(3) Public Charity	To support the work of the Lucian Leape Institute	$50,000 00
National Public Radio	635 Massachusetts Ave Nw	Washington	DC	20001	501(c)(3) Public Charity	To support the work of NPR	$265,000 00
New America Foundation	1899 L Street NW Suite 400	Washington	DC	20036	501(c)(3) Public Charity	To study the PBM markets for inefficiencies and conflicts	$60 000 00
Save The Children	54 Wilton Road	Westport	CT	6880	501(c)(3) Public Charity	Newborn and child survival campaign - REAL Awards	$25 000 00
The Carter Center Inc	One Copenhill 453 Freedom Parkway	Atlanta	GA	30307	501(c)(3) Public Charity	Toward Health Improvement Programs	$100,000 00
Tiyatien Health	P O Box 426133	Cambridge	MA	2142	501(c)(3) Public Charity	To address anemia in women and children in Liberia	$154 696 00
						To address anemia in women and children in Liberia second payment	$75 196 00
University of North Carolina School of Medicine	N2198 UNC Hospitals Campus Box 7010	Chapel Hill	NC	27599-7010	501(c)(3) Public Charity	The 5th Annual UNC-Duke-Wake Forest Pediatric Anesthesiology Conference	$5 000 00
William J Clinton Foundation	77 Water Street	New York	NY	10005	501(c)(3) Public Charity	For key initiatives	$25,000 00
						Grand Total	**$1,289,892 00**

STATEMENT 5

Masimo Foundation for Ethics, Innovation and Competition
Grants Payable
3/31/2013

Joint Commission	125,000
Children's Hospital Boston	100,000
Chapman	800,000
Newborn Foundation	60,000
Tiyatien Health	20,108
Grand Total	**1,105,108**