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Form

990-PF

Department of the Treasury
Internal Revenue Service

Return of Private Foundation

or Section 4947(a)(1) Trust Treated as Private Foundation

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Information about Form 990-PF and its instructions is at www.irs.gov/form990pf.

OMB No 1545-0052

2013

Open to Public Inspection

For calendar year 2013, or tax year beginning 01-01-2013 , and ending 12-31-2013

Name of foundation LITOWITZ FOUNDATION INC		A Employer identification number 65-0763609	
Number and street (or P O box number if mail is not delivered to street address) 11401 BIRD ROAD STE 370		B Telephone number (see instructions) (305) 552-5775	
City or town, state or province, country, and ZIP or foreign postal code MIAMI, FL 33165		C If exemption application is pending, check here ☐	
G Check all that apply ☐ Initial return ☐ Final return ☐ Address change ☐ Initial return of a former public charity ☐ Amended return ☐ Name change		D 1. Foreign organizations, check here ☐ 2. Foreign organizations meeting the 85% test, check here and attach computation ☐	
H Check type of organization ☒ Section 501(c)(3) exempt private foundation ☐ Section 4947(a)(1) nonexempt charitable trust ☐ Other taxable private foundation		E If private foundation status was terminated under section 507(b)(1)(A), check here ☐	
I Fair market value of all assets at end of year (from Part II, col. (c), line 16) ☐ \$ 18,397,701		F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here ☐	
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)				
	2 Check ☒ if the foundation is not required to attach Sch B				
	3 Interest on savings and temporary cash investments				
	4 Dividends and interest from securities.	172,177	172,177		
	5a Gross rents				
	b Net rental income or (loss) _____				
	6a Net gain or (loss) from sale of assets not on line 10	10,761			
	b Gross sales price for all assets on line 6a 10,761				
	7 Capital gain net income (from Part IV, line 2) . . .		10,761		
	8 Net short-term capital gain				
	9 Income modifications				
	10a Gross sales less returns and allowances				
Operating and Administrative Expenses	b Less Cost of goods sold				
	c Gross profit or (loss) (attach schedule)				
	11 Other income (attach schedule)	-182,074	11,539		
	12 Total. Add lines 1 through 11	864	194,477		
	13 Compensation of officers, directors, trustees, etc	6,000	3,000		3,000
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees (attach schedule)				
	b Accounting fees (attach schedule)	7,947	3,974		3,973
	c Other professional fees (attach schedule)				
	17 Interest	19,124	19,124		
	18 Taxes (attach schedule) (see instructions)	12,817	9,663		
	19 Depreciation (attach schedule) and depletion . . .				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses (attach schedule)	9,171	1,031		1,031
	24 Total operating and administrative expenses. Add lines 13 through 23	55,059	36,792		8,004
	25 Contributions, gifts, grants paid	698,065			698,065
	26 Total expenses and disbursements. Add lines 24 and 25	753,124	36,792		706,069
	27 Subtract line 26 from line 12				
	a Excess of revenue over expenses and disbursements	-752,260			
	b Net investment income (if negative, enter -0-)		157,685		
	c Adjusted net income (if negative, enter -0-)				

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			
	2	Savings and temporary cash investments			
	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 ▶ _____			
	8	Inventories for sale or use			
	9	Prepaid expenses and deferred charges	13,644	10,704	10,704
	10a	Investments—U S and state government obligations (attach schedule)			
	b	Investments—corporate stock (attach schedule)	3,351,589	3,757,487	3,757,487
	c	Investments—corporate bonds (attach schedule).			
	11	Investments—land, buildings, and equipment basis ▶ _____ Less accumulated depreciation (attach schedule) ▶ _____			
	12	Investments—mortgage loans			
	13	Investments—other (attach schedule)	11,324,930	14,629,510	14,629,510
	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)	14,690,163	18,397,701	18,397,701
Liabilities	17	Accounts payable and accrued expenses			
	18	Grants payable			
	19	Deferred revenue			
	20	Loans from officers, directors, trustees, and other disqualified persons			
	21	Mortgages and other notes payable (attach schedule)			
	22	Other liabilities (describe ▶ _____)			
	23	Total liabilities (add lines 17 through 22)		0	
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	14,690,163	18,397,701	
	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 page 17 of the instructions)	14,690,163	18,397,701	
	31	Total liabilities and net assets/fund balances (see page 17 of the instructions)	14,690,163	18,397,701	

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	14,690,163
2	Enter amount from Part I, line 27a	2	-752,260
3	Other increases not included in line 2 (itemize) ▶ _____	3	4,459,798
4	Add lines 1, 2, and 3	4	18,397,701
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	18,397,701

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)
1 a	PASS THROUGH FROM K-1S	P	2012-12-30	2013-12-31
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 10,761			10,761
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			10,761
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	10,761
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 page 18 of 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))
2012	650,179	14,236,782	0 045669
2011	509,940	12,920,411	0 039468
2010	432,908	11,142,841	0 038851
2009	441,916	8,300,634	0 053239
2008	462,372	9,258,282	0 049941

2 Total of line 1, column (d).	2	0 227168
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 045434
4 Enter the net value of noncharitable-use assets for 2013 from Part X, line 5.	4	16,974,791
5 Multiply line 4 by line 3.	5	771,233
6 Enter 1% of net investment income (1% of Part I, line 27b).	6	1,577
7 Add lines 5 and 6.	7	772,810
8 Enter qualifying distributions from Part XII, line 4.	8	706,069

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 page 18 of the instructions)					
1a Exempt operating foundations described in section 4940(d)(2), check here ☐ and enter "N/A" on line 1		1	3,154		
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		2			
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	3,154
4 Subtitle A (income) tax (domestic section 4947(a)(1) trusts and taxable foundations only Others enter -0-)		4			
5 Tax based on investment income. Subtract line 4 from line 3 If zero or less, enter -0-		5	3,154		
6 Credits/Payments		7	7,498		
a 2013 estimated tax payments and 2012 overpayment credited to 2013	6a			7,498	
b Exempt foreign organizations—tax withheld at source	6b				
c Tax paid with application for extension of time to file (Form 8868)	6c				
d Backup withholding erroneously withheld	6d				
7 Total credits and payments Add lines 6a through 6d.		7	7,498		
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	4,344		
11 Enter the amount of line 10 to be Credited to 2014 estimated tax 4,344 Refunded		11			

Part VII-A Statements Regarding Activities			
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?		Yes	No
	1a		No
b Did it spend more than \$100 during the year (either directly or indirectly) for political purposes (see page 19 of the instructions for definition)? If the answer is "Yes" to 1a or 1b, attach a detailed description of the activities and copies of any materials published or distributed by the foundation in connection with the activities.			No
	1b		No
c Did the foundation file Form 1120-POL for this year?.	1c		No
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		No
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		No
4a Did the foundation have unrelated business gross income of \$1,000 or more during the year?.	4a		No
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		No
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	Yes	
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	Yes	
8a Enter the states to which the foundation reports or with which it is registered (see instructions) FL			
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	Yes	
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 2013 or the taxable year beginning in 2013 (see instructions for Part XIV)? If "Yes," complete Part XIV	9		No
10 Did any persons become substantial contributors during the tax year? If "Yes," attach a schedule listing their names and addresses.	10		No

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		No
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		No
13	Did the foundation comply with the public inspection requirements for its annual returns and exemption application?	13	Yes	
Website address ▶NONE				
14	The books are in care of ▶BUDD LITOWITZ Telephone no ▶(305) 552-5775 Located at ▶11401 SW 40 STREET 370 MIAMI FL ZIP +4 ▶33165			
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		
16	At any time during calendar year 2013, did the foundation have an interest in or a signature or other authority over a bank, securities, or other financial account in a foreign country?	16	Yes	No
See 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 page 20 of the instructions)?. . . Organizations relying on a current notice regarding disaster assistance check here. ▶ ☐	1b		
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 2013?.	1c		
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 2013, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2013?. ☐ Yes ☒ No If "Yes," list the years ▶ 20____, 20____, 20____, 20____			
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 ▶ 20____, 20____, 20____, 20____			
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 2013 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? (<i>Use Schedule C, Form 4720, to determine if the foundation had excess business holdings in 2013.</i>).	3b		
4a	Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?	4a		No
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 2013?	4b		No

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))?

YesNo

(2)

Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, any voter registration drive?

YesNo

(3)

Provide a grant to an individual for travel, study, or other similar purposes?

YesNo

(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).

YesNo

(5)

Provide for any purpose other than religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals?

YesNo

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?

YesNo

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?

YesNo

b

Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?

6b

No

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

7a

At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction?

YesNo

b

If yes, did the foundation receive any proceeds or have any net income attributable to the transaction?

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
See Additional Data Table				

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.

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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	
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 N/A	
2	
All other program-related investments. See page 24 of the instructions.	
3	
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	17,221,007
b	Average of monthly cash balances.	1b	0
c	Fair market value of all other assets (see instructions).	1c	12,283
d	Total (add lines 1a, b, and c).	1d	17,233,290
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	17,233,290
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see instructions).	4	258,499
5	Net value of noncharitable-use assets. Subtract line 4 from line 3 Enter here and on Part V, line 4	5	16,974,791
6	Minimum investment return. Enter 5% of line 5.	6	848,740

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	848,740
2a	Tax on investment income for 2013 from Part VI, line 5.	2a	3,154
b	Income tax for 2013 (This does not include the tax from Part VI).	2b	
c	Add lines 2a and 2b.	2c	3,154
3	Distributable amount before adjustments Subtract line 2c from line 1.	3	845,586
4	Recoveries of amounts treated as qualifying distributions.	4	
5	Add lines 3 and 4.	5	845,586
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	845,586

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	706,069
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	706,069
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	
6	Adjusted qualifying distributions. Subtract line 5 from line 4.	6	706,069
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 2012	(c) 2012	(d) 2013
1 Distributable amount for 2013 from Part XI, line 7				845,586
2 Undistributed income, if any, as of the end of 2013				
a Enter amount for 2012 only.			528,585	
b Total for prior years 20____, 20____, 20____				
3 Excess distributions carryover, if any, to 2013				
a From 2008.				
b From 2009.				
c From 2010.				
d From 2011.				
e From 2012.				
f Total of lines 3a through e.				
4 Qualifying distributions for 2013 from Part XII, line 4 ▶ \$ 706,069			528,585	
a Applied to 2012, 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 2013 distributable amount.				177,484
e Remaining amount distributed out of corpus				
5 Excess distributions carryover applied to 2013 (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				
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 2012 Subtract line 4a from line 2a Taxable amount—see instructions				
f Undistributed income for 2013 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2014				668,102
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 2008 not applied on line 5 or line 7 (see instructions). . . .				
9 Excess distributions carryover to 2014. Subtract lines 7 and 8 from line 6a				
10 Analysis of line 9				
a Excess from 2009. . . .				
b Excess from 2010. . . .				
c Excess from 2011. . . .				
d Excess from 2012. . . .				
e Excess from 2013. . . .				

Part XIVPrivate Operating Foundations (see instructions and Part VII-A, question 9)

1a

If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2013, enter the date of the ruling.

b

Check box to indicate whether the organization is a private operating foundation described in section 4942(j)(3) or 4942(j)(5)

☐ 4942(j)(3) or ☐ 4942(j)(5)

2a	Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed.	Tax year	Prior 3 years			(e) Total
		(a) 2013	(b) 2012	(c) 2011	(d) 2010	
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 XVSupplementary Information (Complete this part only if the organization 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))

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

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 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

Form 990-PF (2013)

Part XV

Supplementary Information (continued)

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

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year See Additional Data Table				
Total			3a	698,065
b Approved for future payment				
Total			3b	

Enter gross amounts unless otherwise indicated

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

Form **990-PF** (2013)

Form 990PF Part VIII Line 1 - List all officers, directors, trustees, foundation managers and their compensation

(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
ROBERT LITOWITZ 	PRES /TREAS 4 00	1,200	0	0
11401 SW 40 ST MIAMI,FL 33165				
DONNA LITOWITZ 	VP / SEC 4 00	1,200	0	0
11401 SW 40 ST MIAMI,FL 33165				
BUDD LITOWITZ 	VP 4 00	1,200	0	0
11401 SW 40 ST MIAMI,FL 33165				
SUSAN LITOWITZ 	DIRECTOR 4 00	1,200	0	0
11401 SW 40 ST MIAMI,FL 33165				
ARTHUR LITOWITZ 	DIRECTOR 4 00	1,200	0	0
11401 SW 40 ST MIAMI,FL 33165				

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a <i>Paid during the year</i>				
AMERICAN UNIV 4400 MASSACHUSETTS AVE WASHINGTON,DC 20016	NONE	EXEMPT	EDUCATION	100,000
BROWARD PERFORMING ARTS FOUNDATION 201 SW FIFTH AVENUE FORT LAUDERDALE,FL 33312	NONE	EXEMPT	SUPPORT FOR ARTS	1,000
CHABAD LUBAVITCH OF GREATER ORLANDO 708 LAKE HOWELL ROAD ORLANDO,FL 32751	NONE	EXEMPT	EDUCATION AND THE ARTS	4,000
COMMUNITY COMMUNICATIONS 11510 E COLONIAL DR ORLANDO,FL 32817	NONE	EXEMPT	PUBLIC RADIO	10,000
CORNELL UNIVERSITY P O BOX 516 ITHACA,NY 14851	NONE	EXEMPT	EDUCATION	10,000
CULTURE AND ANIMALS FOUNDATION 3509 EDEN CROFT DR RALEIGH,NC 27612	NONE	EXEMP	ANIMAL WELFARE	10,000
DANFORTH MUSEUM OF ART 123 UNION AVENUE FRAMINGHAM,MA 017028291	NONE	EXEMPT	EDUCATION AND THE ARTS	75,000
ECO-ACTION INC 511 N FERNCREEK AVE ORLANDO,FL 32803	NONE	EXEMPT	ENVIRONMENTAL PROTECTION	10,000
FAIRCHILD TROPICAL GARDENS 10901 OLD CUTLER RD MIAMI,FL 33156	NONE	EXEMPT	SUPPORT BOTANICAL GARDENS	500
FAIRWARNING 13535 FEATHER SOUND DR CLEARWATER,FL 33762	NONE	EXEMPT	HEALTH	5,000
FRIENDS OF IDF 350 FIFTH AVENUE 2011 NEW YORK,NY 10118	NONE	EXEMPT	SUPPORT RELIGIOUS FREEDOM	253,360
GOODNOW LIBRARY 21 CONCORD ROAD SUDBURY,MA 01776	NONE	EXEMPT	EDUCATION	25,000
GREATER MIAMI JEWISH FEDERATION 4200 BISCAYNE BLVD MIAMI,FL 33137	NONE	EXEMPT	EDUCATION	5,000
GREENWOOD HOUSE HOME FOR 53 WALTER ST WTRENTON,NJ 08628	NONE	EXEMPT	HEALTH	6,000
INDIAN RIVER INSTITUTE FOR CR ARTS 1125 N DIXIE FWY SMYRNA BEACH,FL 32168	NONE	EXEMPT	SUPPORT FOR ARTS	15,000
Total  3a				698,065

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a <i>Paid during the year</i>				
JAFCO 4200 N UNIVERSITY DR SUNRISE,FL 33351	NONE	EXEMPT	CHILDREN WELFARE	100
LEAGUE AGAINST CANCER 2180 SW 12TH AVENUE MIAMI,FL 33129	NONE	EXEMPT	HEALTH AND EDUCATION	500
MASS VEST-A-DOG INC P O BOX 48 WALPOLE,MA 02081	NONE	EXEMPT	ANIMAL WELFARE	2,000
MASS SOCIETY FOR PREVENT 99 SUMMER STREET BOSTON,MA 02110	NONE	EXEMPT	FIGHT CRUELTY TOWARD CHILDREN	2,000
MERRIMACK REPERTORY THEATRE PO BOX 228 LOWELL,MA 01852	NONE	EXEMPT	SUPPORT FOR ARTS	10,000
NATL EDUCATION FOR ASSIST P O BOX 213 WEST BOYLSTON,MA 01583	NONE	EXEMPT	ASSIST DISABLED PERSONS	2,000
NEW ENGLAND WILDFLOWER 300 MASS AV BOSTON,MA 02115	NONE	EXEMPT	NATURE'S PRESERVATION	10,000
PENN DENTAL SCHOOL 240 SOUTH 40 STREET PHILADELPHIA,PA 191046030	NONE	EXEMPT	HEALTH AND EDUCATION	1,000
PROJECT VOTE SMART 1 COMMON GROUND PHILIPSBURG,MT 59858	NONE	EXEMPT	EDUCATION	50,000
SAVE A DOG INC 604 BOSTON PARK ROAD SUDBURY,MA 01776	NONE	EXEMPT	ANIMAL WELFARE	8,000
SOMERSET HILLS LEARN INSTITUTE 1810 BURNT MILLS ROAD BEDMINSTER,NJ 07921	NONE	EXEMPT	SCIENCE BASED PROGRAM FOR AUTISM	5,000
SOUTHER POVERTY LAW CENTER 4770 BISCAYNE BLVD 760 MIAMI,FL 33137	NONE	EXEMPT	EDUCATION AND JUSTICE	115
SUDBURY VALLEY TRUSTEES INC 18 WOLBACH ROAD SUDBURY,MA 01776	NONE	EXEMPT	ENVIRONMENTAL PROTECTION	5,000
THE BUDDY DOG HUMANE SOCIETY PO BOX 296 SUDBURY,MA 01776	NONE	EXEMPT	SUPPORT ANIMAL RIGHTS	2,000
THE HUMANE SOCIETY OF THE US 2100 L STREET NW WASHINGTON,DC 20037	NONE	EXEMPT	SUPPORT ANIMAL RIGHTS	5,000
Total  3a				698,065

Form 990PF Part XV Line 3 - Grants and Contributions Paid During the Year or Approved for Future Payment

Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a <i>Paid during the year</i>				
THEATRE FOR A NEW AUDIENCE 154 CHRISTOPHER STREET NEW YORK, NY 10014	NONE	EXEMPT	SUPPORT FOR ARTS	5,000
WDCS INC 7 NELSON STREET PLYMOUTH, MA 02360	NONE	EXEMPT	PROTECTION OF WHALES & DOLPHINS	30,000
WLRN 172 NE 15 ST MIAMI, FL 33132	NONE	EXEMPT	PUBLIC RADIO & TV	25,450
WPBT CHANNEL 2 P O BOX 610002 MIAMI, FL 332610002	NONE	EXEMPT	PUBLIC RADIO & TV	5,000
FROM K1 ENERGY TRANSFER EQUITY 801 E SONTERRA BLVD 400 SAN ANTONIO, TX 78258	NONE	EXEMPT	VARIOUS	12
FROM K1 SPECTRA ENERGY PTNRS 5400 WESTHEIMER CT HOUSTON, TX 77056	NONE	EXEMPT	VARIOUS	7
FROM K1 NUSTAR ENERGY LP PO BOX 781609 SAN ANTONIO, TX 78278	NONE	EXEMPT	VARIOUS	21
Total  3a				698,065

Form 990PF Part XVI-A Line 11 - Other revenue:

Enter gross amounts unless otherwise indicated	Unrelated business income		Excluded by section 512, 513, or 514		(e) Related or exempt function income (See the instructions)
11 Other revenue	(a) Business code	(b) Amount	(c) Exclusion code	(d) Amount	
a FOREIGN CURR LOSSES - CANAD			14	2,180	
b EL PASO PIPELINE LP			14	-2,448	
c ENERGY TRANSFER EQUITY LP			14	-38,239	
d KINDER MORGAN ENERGY PART L			14	-101,223	
e PLAINS ALL AMERICAN PIPELIN			14	50,778	
f MAGELLAN MIDSTREAM PARTNERS			14	59,210	
g SPECTRA ENERGY PARTNERS LP			14	-76,960	
h TEEKAY LNG PARTNERS LP			14	-7,061	
i ENTERPRISE PRODUCTS PARTNER			14	-29,149	
j GENESIS ENERGY LP			14	-10,120	
k CVR REFINING LP			14	1,418	
l NUSTAR ENERGY LP			14	-2,503	
m SEC 1231 GAIN FROM K-1S			14	2,524	
n SEC 1231 LOSS FROM K-1S			14	-23,180	
o INTANG DR COSTS FR KINDER M			14	-16,660	

TY 2013 Accounting Fees Schedule

Name: LITOWITZ FOUNDATION INC

EIN: 65-0763609

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
ACCOUNTING FEES	7,947	3,974		3,973

TY 2013 Compensation Explanation**Name:** LITOWITZ FOUNDATION INC**EIN:** 65-0763609

Person Name	Explanation
ROBERT LITOWITZ	
DONNA LITOWITZ	
BUDD LITOWITZ	
SUSAN LITOWITZ	
ARTHUR LITOWITZ	

TY 2013 Investments Corporate
Stock Schedule

Name: LITOWITZ FOUNDATION INC
EIN: 65-0763609

Name of Stock	End of Year Book Value	End of Year Fair Market Value
FIDELITY TAX FREE MONEY MARKET	308,613	308,613
PMC COMMERCIAL TRUST	437,620	437,620
PENGROWTH ENERGY CORP	217,000	217,000
PENN WEST PETROLEUM LTD	200,640	200,640
MARATHON OIL CORP	592,687	592,687
MARATHON PETROLEUM CORP	770,073	770,073
WESTERNZAGROS RES LTD COM ISIN	182,588	182,588
WINDSTREAM CORP	7,980	7,980
ALTAGAS LTD COM	191,859	191,859
ATLANTIC POWER CORP	31,320	31,320
CANADIAN DOLLAR INVESTMENT	30,713	30,713
ENERPLUS RESOURCES	18,180	18,180
PEYTO EXPLORATION & DEVELOP CORP	30,598	30,598
VERMILLION ENERGY INC	337,065	337,065
DATA GROUP INC	6,565	6,565
NAVIOS MARITIME PARTNERS	191,200	191,200
AG GROWTH INT'L INC	42,024	42,024
BAYTEX ENERGY CORP	39,160	39,160
BROOKFIELD REAL EST	12,565	12,565
DUNDEE INDL REAL EST	8,329	8,329
ENERCARE INC COM	9,384	9,384
JUSR ENERGY GROUP	7,160	7,160
LIGHTSTREAM RESOURCES	5,534	5,534
STUDENT TRANSPORTATION	6,190	6,190
ARTIS REAL ESTATE INV	13,986	13,986
CONSOLIDATED COMMUNICATIONS HLDGS	19,630	19,630
CRESCENT POINT ENERGY CORP	38,824	38,824

TY 2013 Investments - Other Schedule**Name:** LITOWITZ FOUNDATION INC**EIN:** 65-0763609

Category / Item	Listed at Cost or FMV	Book Value	End of Year Fair Market Value
EL PASO PIPELINE LP	FMV	1,188,000	1,188,000
ENERGY TRANSFER EQUITY LP	FMV	2,288,720	2,288,720
KINDER MORGAN ENERGY PARTNERS LP	FMV	1,935,840	1,935,840
PLAINS ALL AMERICAN PIPEKINE LP	FMV	1,967,260	1,967,260
MAGELLAN MIDSTREAM HOLDINGS LP	FMV	2,910,420	2,910,420
SPECTRA ENERGY PARTNERS LP	FMV	1,360,500	1,360,500
TEEKAY LNG PARTNERS LP	FMV	1,195,880	1,195,880
ENTERPRISE PRODUCTS PARTNERS LP	FMV	1,326,000	1,326,000
GENESIS ENERGY LP	FMV	315,420	315,420
CVR REFINING LP	FMV	90,480	90,480
NUSTAR ENERGY LP	FMV	50,990	50,990

TY 2013 Other Expenses Schedule**Name:** LITOWITZ FOUNDATION INC**EIN:** 65-0763609

Description	Revenue and Expenses per Books	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
EXPENSES				
DUES AND SUBSCRIPTIONS	725	362		363
NONDEDUCTIBLE EXP FROM K-1'S	3,907			
EQUIPMENT RENTAL	3,202			
INVESTMENT EXPENSE	1,337	669		668

TY 2013 Other Income Schedule

Name: LITOWITZ FOUNDATION INC

EIN: 65-0763609

Description	Revenue And Expenses Per Books	Net Investment Income	Adjusted Net Income
OTHER PORTFOLIO INCOME K-1S	7,772	7,772	
KINDER MORGAN ENERGY PRTS K-1	1,587	1,587	
FOREIGN CURR LOSSES - CANADA	2,180	2,180	
EL PASO PIPELINE LP	-2,448		
ENERGY TRANSFER EQUITY LP	-38,239		
KINDER MORGAN ENERGY PART LP	-101,223		
PLAINS ALL AMERICAN PIPELINE	50,778		
MAGELLAN MIDSTREAM PARTNERS,	59,210		
SPECTRA ENERGY PARTNERS LP	-76,960		
TEEKAY LNG PARTNERS LP	-7,061		
ENTERPRISE PRODUCTS PARTNERS	-29,149		
GENESIS ENERGY LP	-10,120		
CVR REFINING LP	1,418		
NUSTAR ENERGY LP	-2,503		
SEC 1231 GAIN FROM K-1S	2,524		
SEC 1231 LOSS FROM K-1S	-23,180		
INTANG DR COSTS FR KINDER MOR	-16,660		

TY 2013 Other Increases Schedule

Name: LITOWITZ FOUNDATION INC

EIN: 65-0763609

Description	Amount
ADJUSTMENT TO MARKET VALUE REQUIRED BY FASB 124	4,459,798

TY 2013 Taxes Schedule**Name:** LITOWITZ FOUNDATION INC**EIN:** 65-0763609

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
FOREIGN TAX	9,602	9,602		
EXCISE TAX -	3,154			
LICENSES	61	61		