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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

▶ Do not enter social security numbers on this form as it may be made public.
▶ Information about Form 990-PF and its instructions is at *www.irs.gov/form990pf*.

OMB No 1545-0052

2016

Open to Public Inspection

For calendar year 2016, or tax year beginning 01-01-2016 , and ending 12-31-2016

Name of foundation
THE BIRK FAMILY FOUNDATION INC

% MARY COLAS

A Employer identification number
65-0661100

Number and street (or P O box number if mail is not delivered to street address)
C/O MARY COLAS PO BOX 1840

Room/suite

B Telephone number (see instructions)
(703) 620-1501

City or town, state or province, country, and ZIP or foreign postal code
VIENNA, VA 22183

C If exemption application is pending, check here ▶ ☐

G Check all that apply ☐ Initial return ☐ Initial return of a former public charity ☐ Final return ☐ Amended return ☐ Address change ☐ 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)*▶$ 5,132,326

J Accounting method ☑ Cash ☐ Accrual
☐ Other (specify)
(Part I, column (d) must be on cash basis)

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

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)	0			
	2	Check ▶ ☐ if the foundation is **not** required to attach Sch B				
	3	Interest on savings and temporary cash investments	94	94		
	4	Dividends and interest from securities	166,212	166,212		
	5a	Gross rents				
	b	Net rental income or (loss)				
	6a	Net gain or (loss) from sale of assets not on line 10	-60,870			
	b	Gross sales price for all assets on line 6a 874,533				
	7	Capital gain net income (from Part IV, line 2)		0		
	8	Net short-term capital gain				
	9	Income modifications				
	10a	Gross sales less returns and allowances				
	b	Less Cost of goods sold				
	c	Gross profit or (loss) (attach schedule)				
	11	Other income (attach schedule)				
	12	**Total.** Add lines 1 through 11	105,436	166,306		
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)	3,500	1,750	0	1,750
	c	Other professional fees (attach schedule)	18,545	18,545		
	17	Interest				
	18	Taxes (attach schedule) (see instructions)	3,700			
	19	Depreciation (attach schedule) and depletion				
	20	Occupancy				
	21	Travel, conferences, and meetings	1,843			1,843
	22	Printing and publications				
	23	Other expenses (attach schedule)	1,456			1,456
	24	**Total operating and administrative expenses.** Add lines 13 through 23	29,044	20,295	0	5,049
	25	Contributions, gifts, grants paid	246,000			246,000
	26	**Total expenses and disbursements.** Add lines 24 and 25	275,044	20,295	0	251,049
	27	Subtract line 26 from line 12				
	a	**Excess of revenue over expenses and disbursements**	-169,608			
	b	**Net investment income** (if negative, enter -0-)		146,011		
	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 (a) Book Value	End of year (b) Book Value	(c) Fair Market Value
Assets 1	Cash—non-interest-bearing			
2	Savings and temporary cash investments	629,958	774,088	774,088
3	Accounts receivable ▶ 1,920			
	Less allowance for doubtful accounts ▶		1,920	1,920
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			
10a	Investments—U S and state government obligations (attach schedule)			
b	Investments—corporate stock (attach schedule)	3,481,584	3,162,221	4,356,318
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)			
14	Land, buildings, and equipment basis ▶			
	Less accumulated depreciation (attach schedule) ▶			
15	Other assets (describe ▶)			
16	**Total assets** (to be completed by all filers—see the instructions Also, see page 1, item I)	4,111,542	3,938,229	5,132,326
Liabilities 17	Accounts payable and accrued expenses	0		
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	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			
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	4,111,542	3,938,229	
30	**Total net assets or fund balances** (see instructions)	4,111,542	3,938,229	
31	**Total liabilities and net assets/fund balances** (see instructions)	4,111,542	3,938,229	

Part III Analysis of Changes in Net Assets or Fund Balances

1	Total net assets or fund balances at beginning of year—Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	4,111,542
2	Enter amount from Part I, line 27a	2	-169,608
3	Other increases not included in line 2 (itemize) ▶	3	
4	Add lines 1, 2, and 3	4	3,941,934
5	Decreases not included in line 2 (itemize) ▶	5	3,705
6	Total net assets or fund balances at end of year (line 4 minus line 5)—Part II, column (b), line 30	6	3,938,229

Part IV Capital Gains and Losses for Tax on Investment Income

	(a) List and describe the kind(s) of property sold (e g , real estate, 2-story brick warehouse, or common stock, 200 shs MLC Co)	(b) How acquired P—Purchase D—Donation	(c) Date acquired (mo , day, yr)	(d) Date sold (mo , day, yr)
1a	See Additional Data Table			
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	See Additional Data Table			
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	See Additional Data Table			
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	-60,870
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 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))
2015	267,996	4,981,055	0 053803
2014	230,597	5,048,298	0 045678
2013	193,259	4,708,203	0 041047
2012	212,500	4,276,997	0 049684
2011	196,620	4,186,841	0 046961

2	**Total** of line 1, column (d)	2	0 237173
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 047435
4	Enter the net value of noncharitable-use assets for 2016 from Part X, line 5	4	5,210,354
5	Multiply line 4 by line 3	5	247,153
6	Enter 1% of net investment income (1% of Part I, line 27b)	6	1,460
7	Add lines 5 and 6	7	248,613
8	Enter qualifying distributions from Part XII, line 4	8	251,049

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	1,460
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	1,460
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	1,460
6	Credits/Payments				
a	2016 estimated tax payments and 2015 overpayment credited to 2016	6a	1,800		
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	1,800
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	340
11	Enter the amount of line 10 to be **Credited to 2017 estimated tax** ▶ 340	**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		No
b	Did it spend more than $100 during the year (either directly or indirectly) for political purposes (see Instructions for definition)?.	1b		No
	*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		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 2016 or the taxable year beginning in 2016 (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 ▶N/A

14 The books are in care of ▶MARY COLAS Telephone no ▶(703) 620-1501

Located at ▶PO BOX 1840 VIENNA VA ZIP+4 ▶22183

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 2016, 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		No
	See instructions for exceptions and filing requirements for FinCEN Form 114, Report of Foreign Bank and Financial Accounts (FBAR) 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		
	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 2016?.	1c		No

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 2016, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2016?. ☐ 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		No

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 2016 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 2016).*	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 2016?	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))? ☐ 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 4945(d)(4)(A)? (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?	**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? ☐ Yes ☑ No			
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

Total number of other employees paid over $50,000 ▶

Part VIII **Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors** ***(continued)***

3 Five highest-paid independent contractors for professional services (see instructions). If none, enter "NONE".

(a) Name and address of each person paid more than $50,000	**(b)** Type of service	**(c)** Compensation
Total number of others receiving over $50,000 for professional services. . . . . ▶		

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	
2	
All other program-related investments See 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	4,647,184
b	Average of monthly cash balances	1b	642,516
c	Fair market value of all other assets (see instructions)	1c	0
d	**Total** (add lines 1a, b, and c)	1d	5,289,700
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	0
3	Subtract line 2 from line 1d	3	5,289,700
4	Cash deemed held for charitable activities Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	79,346
5	**Net value of noncharitable-use assets.** Subtract line 4 from line 3 Enter here and on Part V, line 4	5	5,210,354
6	**Minimum investment return.** Enter 5% of line 5	6	260,518

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	260,518
2a	Tax on investment income for 2016 from Part VI, line 5	2a	1,460		
b	Income tax for 2016 (This does not include the tax from Part VI)	2b			
c	Add lines 2a and 2b			2c	1,460
3	Distributable amount before adjustments Subtract line 2c from line 1			3	259,058
4	Recoveries of amounts treated as qualifying distributions			4	
5	Add lines 3 and 4			5	259,058
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	259,058

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	251,049
b	Program-related investments—total from Part IX-B	1b	0
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc , purposes	2	0
3	Amounts set aside for specific charitable projects that satisfy the		
a	Suitability test (prior IRS approval required)	3a	0
b	Cash distribution test (attach the required schedule)	3b	0
4	**Qualifying distributions.** Add lines 1a through 3b Enter here and on Part V, line 8, and Part XIII, line 4	4	251,049
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	1,460
6	**Adjusted qualifying distributions.** Subtract line 5 from line 4	6	249,589

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 2015	(c) 2015	(d) 2016
1 Distributable amount for 2016 from Part XI, line 7				259,058
2 Undistributed income, if any, as of the end of 2016				
a Enter amount for 2015 only.			224,371	
b Total for prior years 2014 , 2013 , 2012		11,412		
3 Excess distributions carryover, if any, to 2016				
a From 2011.				
b From 2012.				
c From 2013.				
d From 2014.				
e From 2015. 0				
f **Total** of lines 3a through e.	0			
4 Qualifying distributions for 2016 from Part XII, line 4 ▶ $ 251,049				
a Applied to 2015, but not more than line 2a			224,371	
b Applied to undistributed income of prior years (Election required—see instructions).		11,412		
c Treated as distributions out of corpus (Election required—see instructions).				
d Applied to 2016 distributable amount.				15,266
e Remaining amount distributed out of corpus	0			
5 Excess distributions carryover applied to 2016 *(If an amount appears in column (d), the same amount must be shown in column (a))*	0			0
6 **Enter the net total of each column as indicated below:**				
a Corpus Add lines 3f, 4c, and 4e Subtract line 5	0			
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 2015 Subtract line 4a from line 2a Taxable amount—see instructions				
f Undistributed income for 2016 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2017				243,792
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(F) or 4942(g)(3) (Election may be required - see instructions)				
8 Excess distributions carryover from 2011 not applied on line 5 or line 7 (see instructions) . . .				
9 **Excess distributions carryover to 2017.** Subtract lines 7 and 8 from line 6a	0			
10 Analysis of line 9				
a Excess from 2012. . . .				
b Excess from 2013. . . .				
c Excess from 2014. . . .				
d Excess from 2015. . . .				
e Excess from 2016. . . . 0				

Part XIV Private 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 2016, 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)

	Tax year	Prior 3 years			(e) Total
	(a) 2016	**(b)** 2015	**(c)** 2014	**(d)** 2013	
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 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))

ROGER E BIRK

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 email address of the person to whom applications should be addressed

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

c Any submission deadlines

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

Part XV **Supplementary Information** (continued)

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

Recipient Name and address (home or business)	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
a *Paid during the year* See Additional Data Table				
Total . . . . ▶ **3a**				246,000
b *Approved for future payment*				
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	94	
4 Dividends and interest from securities			14	166,212	
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	-60,870	
9 Net income or (loss) from special events					
10 Gross profit or (loss) from sales of inventory					
11 Other revenue a					
b					
c					
d					
e					
12 Subtotal Add columns (b), (d), and (e)				105,436	

13 Total. Add line 12, columns (b), (d), and (e) **13** 105,436

(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)

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)		No
(2) Other assets.	1a(2)		No
b Other transactions			
(1) Sales of assets to a noncharitable exempt organization.	1b(1)		No
(2) Purchases of assets from a noncharitable exempt organization.	1b(2)		No
(3) Rental of facilities, equipment, or other assets.	1b(3)		No
(4) Reimbursement arrangements.	1b(4)		No
(5) Loans or loan guarantees.	1b(5)		No
(6) Performance of services or membership or fundraising solicitations.	1b(6)		No
c Sharing of facilities, equipment, mailing lists, other assets, or paid employees.	1c		No

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

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

******	2017-05-01	******	May the IRS discuss this return with the preparer shown below (see instr)? ☑ **Yes** ☐ **No**
Signature of officer or trustee	Date	Title	

Paid Preparer Use Only

Print/Type preparer's name	Preparer's Signature	Date	Check if self-employed ▶ ☐	PTIN
DONALD C SEAY				P00474326
Firm's name ▶ BOND BEEBE PC				Firm's EIN ▶
Firm's address ▶ 1800 DIAGONAL RD STE 495 ALEXANDRIA, VA 22314				Phone no (703) 684-0600

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

(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)
FORD MOTOR CO	P	2015-08-28	2016-08-02
GENERAL MTRS	P	2016-01-19	2016-08-02
PRUDENTIAL FINANCIAL	P	2015-08-28	2016-06-29
TARGET	P	2015-10-26	2016-06-10
FORD MOTOR CO	P	2013-05-16	2016-08-02
EATON VANCE TAX MANAGED GLB BU	P	2013-01-09	2016-01-19
EATON VANCE TAX MANAGED GLBL D	P	2013-01-09	2016-01-04
DOUBLELINE OPPORT CR FD	P	2014-11-14	2016-02-21
WELLS FARGO	P	2014-11-24	2016-09-23
SECURITIES LITIGATION PROCEEDS	P		2016-06-27

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

(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)
47,598		50,050	-2,452
52,021		50,096	1,925
95,522		100,015	-4,493
45,502		49,929	-4,427
78,301		96,498	-18,197
132,500		133,193	-693
144,109		155,320	-11,211
181,961		200,314	-18,353
83,127		99,988	-16,861
578			578

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Col (h) gain minus col (k), but not less than -0-) **or** Losses (from col (h))
(i) 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	
			-2,452
			1,925
			-4,493
			-4,427
			-18,197
			-693
			-11,211
			-18,353
			-16,861
			578

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns a - d

(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)
CAPITAL GAIN DIVIDENDS	P		

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns e - h

(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)
			13,314

Form 990PF Part IV - Capital Gains and Losses for Tax on Investment Income - Columns i - l

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(l) Gains (Col (h) gain minus col (k), but not less than -0-) **or** Losses (from col (h))
(i) 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	

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
ROGER E BIRK C/O MERRILL LYNCH 900 US HWY 1 JUPITER, FL 33477	DIRECTOR 1 0	0	0	0
MARY L BIRK C/O MERRILL LYNCH 900 US HWY 1 JUPITER, FL 33477	DIRECTOR 3 0	0	0	0
DR KATHLEEN BIRK C/O MERRILL LYNCH 900 US HWY 1 JUPITER, FL 33477	DIRECTOR 1 0	0	0	0
MARY E COLAS PO BOX 1840 VIENNA, VA 22183	DIRECTOR 1 0	0	0	0
TIMOTHY COLAS PO BOX 1840 VIENNA, VA 22183	DIRECTOR 1 0	0	0	0
BARBARA J BILLSTRAND C/O MERRILL LYNCH 900 US HWY 1 JUPITER, FL 33477	DIRECTOR 1 0	0	0	0

Form 990PF Part XV Line 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*				
EPILEPSY PRALID 2 Townline Circle Rochester, NY 14623	N/A	PC	General Support	10,000
FATHER MCKENNA CENTER 19 I St NW Washington, DC 20010	N/A	PC	General Support	2,000
FOOD FOR OTHERS 2938 Prosperity Ave Fairfax, VA 22031	N/A	PC	General Support	2,000
GLADDEN COMMUNITY HOUSE 183 Hawkes Ave Columbus, OH 43223	N/A	PC	General Support	3,000
HOME FRONT 1880 Princeton Ave Lawrenceville, NJ 08648	N/A	PC	General Support	10,000
LAMB CENTER PO Box 1835 FAIRFAX, VA 22038	N/A	PC	General Support	5,000
NET MINISTRIES 110 Crusader Ave West West St Paul, MN 55118	N/A	PC	General Support	5,000
OPEN SHELTER 61 E Mound St Columbus, OH 43215	N/A	PC	General Support	2,000
RESOLVE OF ROCHESTER PO Box 21471 FAIRPORT, NY 14450	N/A	PC	General Support	1,000
SO OTHERS MIGHT EAT 710 O Street NW Washington, DC 20001	N/A	PC	General Support	20,000
TEENS RUN DC 2607 BOWEN RD SE Washington, DC 20020	N/A	PC	GENERAL SUPPORT	1,000
DIRECT RELIEF 27 SOUTH LA PATERA LANE SANTA BARBARA, CA 93117	N/A	PC	General Support	27,000
HOPE HALL 1612 BUFFALO RD ROCHESTER, NY 14624	N/A	PC	General Support	10,000
Martha's Table Inc 2114 14th Street NW Washington, DC 20009	N/A	PC	General Support	10,000
TECHNOSERVE INC 1120 19TH ST WASHINGTON, DC 20036	N/A	PC	General Support	25,000
Total . . . . ▶ **3a**				246,000

Form 990PF Part XV Line 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*				
NATIONAL MS SOCIETY UPSTATE NY CHAPTER 1650 SOUTH AVE STE 100 ROCHESTER, NY 14620	N/A	PC	General Support	10,000
Homeless Families Foundation 33 N Grubb Street Columbus, OH 43215	N/A	PC	General Support	2,000
LIGHT OF THE WORLD CHARITIES INC PO BOX 273 PALM CITY, FL 34991	N/A	PC	General Support	20,000
The V Foundation 106 Towerview Court Cary, NC 27513	N/A	PC	General Support	15,000
NPH USA 265 Willard Street Third Floor Quincy, MA 02169	N/A	PC	General Support	15,000
L'Arche Inc PO Box 21471 Washington, DC 20009	N/A	PC	General Support	5,000
Foodlink Inc 1999 Mt Read Boulevard Rochester, NY 14615	N/A	PC	General Support	15,000
Sisters of St Joseph 150 French Road Rochester, NY 14618	N/A	PC	General Support	5,000
COMMUNITY KITCHEN 640 S OHIO AVE COLUMBUS, OH 43205	N/A	PC	General Support	5,000
BETHANY HOUSE 1111 JOSEPH AVE ROCHESTER, NY 14621	N/A	PC	General Support	1,000
BRITEPATHS 4080 CHAIN BRIDGE RD 2 FAIRFAX, VA 22030	N/A	PC	General Support	5,000
CAMP SUNSHINE 35 ACADIA RD CASCO, ME 04015	N/A	PC	General Support	5,000
CATHOLIC SOCIAL SERVICES 197 E GAY ST COLUMBUS, OH 43215	N/A	PC	General Support	5,000
ST VINCENT DE PAUL 204 N US HWY 1 PO BOX 3726 TEQUESTA, FL 33469	N/A	PC	GENERAL SUPPORT	5,000
Total . . . . ▶ 3a				246,000

efile GRAPHIC print - DO NOT PROCESS	As Filed Data -	DLN: 93491128007837

TY 2016 Accounting Fees Schedule

Name: THE BIRK FAMILY FOUNDATION INC

EIN: 65-0661100

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
ACCOUNTING AND TAX PREP FEES	3,500	1,750		1,750

TY 2016 Applied to Prior Year Election

Name: THE BIRK FAMILY FOUNDATION INC

EIN: 65-0661100

Election: Pursuant to Code Sec. 4942(h) and Reg 53.4942(a)-3(d)(2) the foundation hereby elects to treat current year qualifying distributions in excess of the immediately preceding tax year's undistributed income as being made out of undistributed income from the tax years 2012 and 2013 in the following amounts: Tax Year Amount 2013 $4,713 2012 $6,699

TY 2016 Depreciation Schedule

Name: THE BIRK FAMILY FOUNDATION INC

EIN: 65-0661100

TY 2016 Investments Corporate Stock Schedule

Name: THE BIRK FAMILY FOUNDATION INC

EIN: 65-0661100

Name of Stock	End of Year Book Value	End of Year Fair Market Value
CORPORATE STOCKS - ATTACHED	3,162,221	4,356,318

TY 2016 Other Decreases Schedule

Name: THE BIRK FAMILY FOUNDATION INC

EIN: 65-0661100

Description	Amount
CURRENT YEAR NON-DIVIDEND BASIS ADJUST	3,705

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TY 2016 Other Expenses Schedule

Name: THE BIRK FAMILY FOUNDATION INC

EIN: 65-0661100

Other Expenses Schedule

Description	Revenue and Expenses per Books	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
LIABILITY & DIRECTOR INSURANCE				
ASSOCIATION OF SMALL				
FOUNDATIONS ANNUAL DUES	1,195			1,195
POST OFFICE BOX RENTAL FEE	200			200
STATE ANNUAL FEE	61			61
POSTAGE & DELIVERY CHARGE				

efile GRAPHIC print - DO NOT PROCESS	As Filed Data -	DLN: 93491128007837

TY 2016 Other Income Schedule

Name: THE BIRK FAMILY FOUNDATION INC

EIN: 65-0661100

Other Income Schedule

Description	Revenue And Expenses Per Books	Net Investment Income	Adjusted Net Income
IRS 990PF 2013 REFUND			
SETTLEMENT LITIGATION PROCEEDS			
REFUNDED BROKER FEES			

TY 2016 Other Professional Fees Schedule

Name: THE BIRK FAMILY FOUNDATION INC

EIN: 65-0661100

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
INVESTMENT ADVISORY FEES ML	18,545	18,545		

TY 2016 Taxes Schedule

Name: THE BIRK FAMILY FOUNDATION INC

EIN: 65-0661100

Category	Amount	Net Investment Income	Adjusted Net Income	Disbursements for Charitable Purposes
990PF	3,700			

BIRK FAMILY FOUNDATION INC | Account Number 675-04C96 | **24-Hour Assistance: (800) MERRILL** Access Code 93-675-04296

YOUR EMA ASSETS

December 01, 2016 - December 30, 2016

PREFERRED STOCKS *Description*	*Acquired*	*Quantity*	*Adjusted/Total Cost Basis*	*Estimated Market Price*	*Estimated Market Value*	*Unrealized Gain/(Loss)*	*Estimated Accrued Interest*	*Estimated Annual Income*	*Current Yield%*
GOLDMAN SACHS GROUP INC *NEW MONEY SER D FLT% PERPETUAL* *MOODY'S BA1 S&P BB CUSIP 38144G804*	02/06/15	1,000	20,000 25	21 8200	**21,820.00**	1,819 75		**1,023**	4 68
TOTAL		1,000	20,000 25		**21,820.00**	1,819 75		**1,023**	4 69

PLEASE REFER TO NOTES BELOW FOR INFORMATION REGARDING CREDIT RATINGS.

EQUITIES *Description*	*Symbol*	*Acquired*	*Quantity*	*Unit Cost Basis*	*Total Cost Basis*	*Estimated Market Price*	*Estimated Market Value*	*Unrealized Gain/(Loss)*	*Estimated Annual Income*	*Current Yield%*
ABBVIE INC SHS	ABBV	03/12/13	2,101	38 0800	80,006 08	62 6200	**131,564.62**	51,558.54	**5,379**	4 08
AT&T INC	T	01/31/12	1,704	29 5200	50,302 08	42 5300	72,471 12	22,169.04	3,340	4 60
		02/06/12	178	29 7998	5,304 38	42 5300	7,570 34	2,265 96	349	4 60
		02/06/12	661	29 8000	19,697 80	42 5300	28,112 33	8,414 53	1,296	4 60
		02/13/12	833	30 0263	25,011 99	42 5300	35,427 49	10,415 50	1,633	4 60
Subtotal			*3,376*		*100,316 25*		***143,581.28***	*43,265 03*	***6,618***	*4.60*
AUTOMATIC DATA PROC	ADP	06/18/09	1,200	30 9691	37,162 95	102 7800	**123,336.00**	86,173 05	**2,736**	2 21
CHEVRON CORP	CVX	01/03/00	435	41 5037	18,054 14	117 7000	51,199 50	33,145 36	1,880	3 67
		12/24/01	375	44 5100	16,691 25	117 7000	44,137 50	27,446 25	1,620	3 67
		08/10/16	198	100 5756	19,913 98	117 7000	23,304 60	3,390 62	856	3 67
Subtotal			*1,008*		*54,659 37*		***118,641.60***	*63,982.23*	***4,356***	*3 67*
CISCO SYSTEMS INC COM	CSCO	11/14/13	3,564	21 0288	74,946 92	30 2200	107,704 08	32,757.16	3,707	3 44
		03/26/14	893	22 4600	20,056 78	30 2200	26,986 46	6,929 68	929	3 44
Subtotal			*4,457*		*95,003 70*		***134,690.54***	*39,686 84*	***4,636***	*3 44*
COCA COLA COM	KO	02/26/14	2,606	37 8261	98,574 82	41 4600	**108,044.76**	9,469 94	**3,649**	3.37
DOW CHEMICAL CO	DOW	06/26/13	2,930	32 1280	94,135 33	57 2200	**167,654.60**	73,519 27	**5,392**	3 21

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FORM 990-PF, PART II, LINE 10B
BOOK VALUE AND FAIR MARKET VALUES OF SECURITIES HELD

Merrill Lynch
Bank of America Corporation

BIRK FAMILY FOUNDATION INC

Account Number 675-04C96

YOUR EMA ASSETS

December 01, 2016 - December 30, 2016

EQUITIES (continued) Description	Symbol	Acquired	Quantity	Unit Cost Basis	Total Cost Basis	Estimated Market Price	Estimated Market Value	Unrealized Gain/(Loss)	Estimated Annual Income	Current Yield%
ELI LILLY & CO	LLY	10/31/13	1,591	50 1694	79,819 67	73 5500	117,018 05	37,198 38	3,310	2 82
		03/26/14	173	57 9300	10,021 89	73 5500	12,724 15	2,702 26	360	2 82
Subtotal			*1,764*		*89,841 56*		***129,742.20***	*39,900 64*	***3,670***	*2 82*
EXXON MOBIL CORP COM	XOM	08/20/15	468	74 9176	35,061 44	90 2600	42,241 68	7,180 24	1,404	3 32
		08/24/15	487	70 5550	34,360 33	90 2600	43,956 62	9,596 29	1,461	3 32
		08/10/16	230	86 7050	19,942 15	90 2600	20,759 80	817 65	690	3 32
Subtotal			*1,185*		*89,363 92*		***106,958.10***	*17,594 18*	***3,555***	*3 32*
GENERAL ELECTRIC	GE	10/21/10	3,115	16 1000	50,151 50	31 6000	98,434 00	48,282 50	2,991	3 03
		06/08/11	474	18 6275	8,829 44	31 6000	14,978 40	6,148 96	456	3 03
		06/08/11	600	18 6300	11,178 00	31 6000	18,960 00	7,782 00	576	3 03
		02/13/12	1,102	19 0363	20,978 11	31 6000	34,823 20	13,845 09	1,058	3 03
Subtotal			*5,291*		*91,137 05*		***167,195.60***	*76,058 55*	***5,081***	*3 03*
INTEL CORP	INTC	05/21/09	584	15 2500	8,906 00	36 2700	21,181 68	12,275 68	608	2 86
		05/21/09	2,616	15 2500	39,894 00	36 2700	94,882 32	54,988 32	2,721	2 86
		02/13/12	561	26 7298	14,995 47	36 2700	20,347 47	5,352 00	584	2 86
Subtotal			*3,761*		*63,795.47*		***136,411.47***	*72,616 00*	***3,913***	*2 86*
JOHNSON AND JOHNSON COM	JNJ	03/28/11	500	59 2400	29,620 00	115 2100	57,605 00	27,985 00	1,600	2 77
		03/28/11	344	59 2500	20,382 00	115 2100	39,632 24	19,250 24	1,101	2 77
		08/31/11	280	65 6100	18,370 80	115 2100	32,258 80	13,888 00	896	2 77
		02/13/12	417	64 7054	26,982 19	115 2100	48,042 57	21,060 38	1,335	2 77
Subtotal			*1,541*		*95,354.99*		***177,538.61***	*82,183 62*	***4,932***	*2 77*
JPMORGAN CHASE & CO	JPM	11/24/14	816	61 1000	49,857 60	86 2900	70,412 64	20,555 04	1,567	2 22
		12/05/14	796	62 8180	50,003 13	86 2900	68,686 84	18,683 71	1,529	2 22
Subtotal			*1,612*		*99,860 73*		***139,099.48***	*39,238 75*	***3,096***	*2 22*
LOCKHEED MARTIN CORP	LMT	08/28/15	245	203 9859	49,976 55	249 9400	61,235 30	11,258 75	1,784	2 91
		10/26/15	227	219 5277	49,832.79	249 9400	56,736 38	6,903 59	1,653	2 91
Subtotal			*472*		*99,809 34*		***117,971.68***	*18,162 34*	***3,437***	*2 91*

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BIRK FAMILY FOUNDATION INC

Account Number: 675-04C96

24-Hour Assistance: (800) MERRILL
Access Code: 93-675-04296

YOUR EMA ASSETS

December 01, 2016 - December 30, 2016

EQUITIES (continued) *Description*	*Symbol*	*Acquired*	*Quantity*	*Unit Cost Basis*	*Total Cost Basis*	*Estimated Market Price*	*Estimated Market Value*	*Unrealized Gain/(Loss)*	*Estimated Annual Income*	*Current Yield%*
MERCK AND CO INC SHS	MRK	09/16/10	1,401	36 3858	50,976 51	58 8700	82,476 87	31,500 36	2,634	3.19
		10/21/10	100	36 9900	3,699 00	58 8700	5,887 00	2,188 00	188	3 19
		10/21/10	170	37 0000	6,290 00	58 8700	10,007 90	3,717 90	320	3 19
		03/24/11	611	32 7100	19,985 81	58 8700	35,969 57	15,983 76	1,149	3 19
		02/13/12	393	38 0898	14,969.33	58 8700	23,135 91	8,166.58	739	3 19
Subtotal			*2,675*		*95,920 65*		***157,477.25***	*61,556 60*	***5,030***	*3 19*
METLIFE INC COM	MET	08/28/15	997	50 2898	50,139 03	53 8900	53,728 33	3,589 30	1,596	2 96
		01/19/16	588	42 4662	24,970 18	53 8900	31,687 32	6,717 14	941	2 96
		02/09/16	675	36 8174	24,851 81	53 8900	36,375 75	11,523 94	1,080	2 96
		06/29/16	663	38 1300	25,280 19	53 8900	35,729 07	10,448 88	1,061	2 96
Subtotal			*2,923*		*125,241 21*		***157,520.47***	*32,279 26*	***4,678***	*2.96*
NEXTERA ENERGY INC SHS	NEE	09/25/01	1,150	26 7211	30,729 35	119 4600	**137,379.00**	106,649 65	4,002	2 91
OCCIDENTAL PETE CORP CAL	OXY	08/10/16	679	73 6012	49,975 28	71 2300	**48,365 17**	(1,610 11)	2,065	4 26
PFIZER INC	PFE	01/09/12	2,294	21 8000	50,009.20	32 4800	74,509 12	24,499 92	2,937	3 94
		02/06/12	1,183	21 1200	24,984 96	32 4800	38,423 84	13,438 88	1,515	3 94
		02/13/12	1,264	21 3645	27,004 73	32 4800	41,054 72	14,049 99	1,618	3 94
Subtotal			*4,741*		*101,998.89*		***153,987.68***	*51,988.79*	***6,070***	*3 94*
PROCTER & GAMBLE CO	PG	08/28/15	704	70 9699	49,962 81	84 0800	59,192 32	9,229 51	1,886	3 18
		10/26/15	646	77 3699	49,980 96	84 0800	54,315 68	4,334 72	1,731	3 18
Subtotal			*1,350*		*99,943 77*		***113,508.00***	*13,564 23*	***3,617***	*3 18*
TEXAS INSTRUMENTS	TXN	10/14/14	1,120	42 6866	47,809 10	72 9700	81,726 40	33,917 30	2,241	2 74
		10/24/14	596	47 3700	28,232 52	72 9700	43,490 12	15,257 60	1,193	2 74
Subtotal			*1,716*		*76,041.62*		***125,216.52***	*49,174 90*	***3,434***	*2 74*
TRAVELERS COS INC	TRV	03/11/08	411	47 7923	19,642.67	122 4200	50,314 62	30,671 95	1,102	2 18
		06/05/09	120	43 6200	5,234.40	122 4200	14,690 40	9,456 00	322	2 18
		08/31/11	250	50 8850	12,721 25	122 4200	30,605 00	17,883.75	670	2.18
		02/13/12	253	59 0552	14,940 97	122 4200	30,972 26	16,031 29	679	2 18
Subtotal			*1,034*		*52,539.29*		***126,582.28***	*74,042 99*	***2,773***	*2 18*

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Merrill Lynch
Bank of America Corporation

BIRK FAMILY FOUNDATION INC

Account Number: 675-04C96

YOUR EMA ASSETS

December 01, 2016 - December 30, 2016

EQUITIES (continued) *Description*	*Symbol*	*Acquired*	*Quantity*	*Unit Cost Basis*	*Total Cost Basis*	*Estimated Market Price*	*Estimated Market Value*	*Unrealized Gain/(Loss)*	*Estimated Annual Income*	*Current Yield%*
VERIZON COMMUNICATNS COM	VZ	10/10/08	1,055	22 5023	23,739 98	53 3800	56,315 90	32,575.92	2,438	4 32
		03/04/10	239	27 3797	6,543 77	53 3800	12,757 82	6,214.05	553	4 32
		09/16/10	319	31.2850	9,979 92	53 3800	17,028.22	7,048 30	737	4 32
		02/13/12	402	38 1945	15,354 19	53 3800	21,458 76	6,104 57	929	4.32
		02/13/12	200	38 2000	7,640 00	53 3800	10,676.00	3,036 00	462	4 32
		02/28/14	1,606	48 1150	77,272 69	53.3800	85,728 28	8,455 59	3,710	4 32
Subtotal			*3,821*		*140,530 55*		***203,964.98***	*63,434.43*	***8,829***	*4.32*
WEYERHAEUSER CO	WY	10/14/14	2,334	32.4882	75,827 55	30 0900	70,230 06	(5,597.49)	2,895	4.12
		11/24/14	1,164	34 5776	40,248 44	30 0900	35,024 76	(5,223.68)	1,444	4 12
		08/28/15	710	28 2500	20,057.50	30.0900	21,363.90	1,306 40	881	4 12
		02/09/16	1,100	22 7263	24,998 93	30 0900	33,099 00	8,100 07	1,365	4 12
Subtotal			*5,308*		*161,132.42*		***159,717.72***	*(1,414 70)*	***6,585***	*4 12*
TOTAL					2,123,074 59		**3,286,149.61**	1,163,075 02	**107,533**	3 27

MUTUAL FUNDS/CLOSED END FUNDS/UIT *Description*	*Quantity*	*Total Cost Basis*	*Estimated Market Price*	*Estimated Market Value*	*Unrealized Gain/(Loss)*	*Total Client Investment*	*Cumulative Investment Return ($)*	*Estimated Annual Income*	*Current Yield%*
BLACKROCK CREDIT ALLCT *INCOME TRUST* *SYMBOL BTZ Initial Purchase 08/10/16* *Fixed Income 100%*	7,502	100,000 91	12.9700	**97,300.94**	(2,699.97)	100,000	**(2,699)**	**6,347**	6 52
EATON VANCE TAX MANAGED *BUY-RITE OPPORTUNITIES FUND* *SYMBOL ETV Initial Purchase 01/09/13* *Alternative Investments 100%*	11,788	142,382 87	14 8400	**174,933.92**	32,551 05	142,382	**32,551**	**15,667**	8 95
EATON VANCE ENH INCOME *FD II* *SYMBOL EOS Initial Purchase 01/09/13* *Alternative Investments 100%*	12,723	151,581 66	12 8000	**162,854.40**	11,272.74	151,581	**11,272**	**13,360**	8 20

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BIRK FAMILY FOUNDATION INC

Account Number: 675-04C96

24-Hour Assistance: (800) MERRILL
Access Code: 93-675-04296

YOUR EMA ASSETS

December 01, 2016 - December 30, 2016

MUTUAL FUNDS/CLOSED END FUNDS/UIT (continued) Description	Quantity	Total Cost Basis	Estimated Market Price	Estimated Market Value	Unrealized Gain/(Loss)	Total Client Investment	Cumulative Investment Return ($)	Estimated Annual Income	Current Yield%
ISHARES U S PREFERRED *STOCK ETF* *SYMBOL PFF Initial Purchase 07/16/10* *Fixed Income 100%*	10,916	424,275 97	37 2100	**406,184.36**	(18,091 61)	424,275	**(18,091)**	**23,776**	5 85
PRUDENTIAL GLOBAL SHORT *DURATION HIGH YIELD FD INC* *SYMBOL GHY Initial Purchase 02/09/16* *Fixed Income 100%*	13,907	200,904 73	14 8900	**207,075.23**	6,170 50	200,904	**6,170**	**16,689**	8 05
Subtotal (Fixed Income)				*710,560 53*					
Subtotal (Alternative Investments)				*337,788.32*					
TOTAL		1,019,146 14		**1,048,348.85**	29,202 71		**29,203**	**75,839**	7 23

+20,000.25	+21,820.00
2,123,074.59	+3,286,149.61
=3,162,220.98	=4,356,318.46
Securities Cost at 12/31/16	Securities FMV at 12/31/16