

2017
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Return of Private Foundation

2017

Department of the Treasury
Internal Revenue Service

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.
▶ Go to www.irs.gov/Form990PF for instructions and the latest information.

Open to Public Inspection

For calendar year **2017** or tax year beginning **2017**, and ending **20**

Name of foundation
DE LA PENA FOUNDATION INC 141002200
Number and street (or P O box number if mail is not delivered to street address) Room/suite
C/O FIDUCIARY TRUST CO INTL - 280 PARK AVE
City or town, state or province, country, and ZIP or foreign postal code
NEW YORK, NY 10017

A Employer identification number
65-1057681

B Telephone number (see instructions)
212-632-3000

C If exemption application is pending, check here

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

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

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

G Check all that apply

<input type="checkbox"/> Initial return	<input type="checkbox"/> Initial return of a former public charity
<input type="checkbox"/> Final return	<input type="checkbox"/> Amended return
<input type="checkbox"/> Address change	<input type="checkbox"/> Name change

H Check type of organization Section 501(c)(3) exempt private foundation
 Section 4947(a)(1) nonexempt charitable trust Other taxable private foundation **04**

I Fair market value of all assets at end of year (from Part II, col. (c), line 16) ▶ \$ **2,577,326.**

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

Part I Analysis of Revenue and Expenses (The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a) (see instructions).)		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
1	Contributions, gifts, grants, etc., received (attach schedule)				
2	Check <input type="checkbox"/> if the foundation is not required to attach Sch B				
3	Interest on savings and temporary cash investments				
4	Dividends and interest from securities	43,693.	42,910.		STMT 1
5a	Gross rents				
b	Net rental income or (loss)				
6a	Net gain or (loss) from sale of assets not on line 10	90,190.			
b	Gross sales price for all assets on line 6a 304,131.				
7	Capital gain net income (from Part IV, line 2)		90,190.		
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)	1,150.	114.		STMT 3
12	Total Add lines 1 through 11	135,033.	133,214.		
13	Compensation of officers, directors, trustees, etc				
14	Other employee salaries and wages		NONE	NONE	
15	Pension plans, employee benefits		NONE	NONE	
16a	Legal fees (attach schedule)				
b	Accounting fees (attach schedule) STMT 4	1,750.	NONE	NONE	1,750.
c	Other professional fees (attach schedule) STMT 5	28,963.	23,170.		5,793.
17	Interest				
18	Taxes (attach schedule) (see instructions) STMT 6	501.	501.		
19	Depreciation (attach schedule) and depletion				
20	Occupancy				
21	Travel, conferences, and meetings		NONE	NONE	
22	Printing and publications		NONE	NONE	
23	Other expenses (attach schedule)				
24	Total operating and administrative expenses. Add lines 13 through 23	31,214.	23,671.	NONE	7,543.
25	Contributions, gifts, grants paid	107,000.			107,000.
26	Total expenses and disbursements Add lines 24 and 25	138,214.	23,671.	NONE	114,543.
27	Subtract line 26 from line 12:				
a	Excess of revenue over expenses and disbursements	-3,181.			
b	Net investment income (if negative, enter -0-)		109,543.		
c	Adjusted net income (if negative, enter -0-)				

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Part II Balance Sheets		Attached schedules and amounts in the description column should be for end-of-year amounts only (See instructions)		Beginning of year	End of year	
		(a) Book Value	(b) Book Value	(c) Fair Market Value		
Assets	1	Cash - non-interest-bearing		23,566.		
	2	Savings and temporary cash investments		94,629.	83,912.	83,912.
	3	Accounts receivable ▶				
		Less allowance for doubtful accounts ▶				
	4	Pledges receivable ▶				
		Less allowance for doubtful accounts ▶				
	5	Grants receivable				
	6	Receivables due from officers, directors, trustees, and other disqualified persons (attach schedule) (see instructions)				
	7	Other notes and loans receivable (attach schedule) ▶				
		Less allowance for doubtful accounts ▶	NONE			
	8	Inventories for sale or use				
	9	Prepaid expenses and deferred charges				
	10a	Investments - U S and state government obligations (attach schedule)	STMT 7		47,871.	47,588.
	b	Investments - corporate stock (attach schedule)	STMT 8	1,079,140.	1,150,535.	1,949,503.
	c	Investments - corporate bonds (attach schedule)	STMT 11	485,679.	400,817.	400,868.
	11	Investments - land, buildings, and equipment basis Less accumulated depreciation (attach schedule) ▶				
12	Investments - mortgage loans					
13	Investments - other (attach schedule)	STMT 12	85,918.	85,918.	95,455.	
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)		1,768,932.	1,769,053.	2,577,326.	
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)				NONE	
Net Assets or Fund Balances	Foundations that follow SFAS 117, check here <input type="checkbox"/>					
	and complete lines 24 through 26, and lines 30 and 31.					
	24	Unrestricted				
	25	Temporarily restricted				
	26	Permanently restricted				
	Foundations that do not follow SFAS 117, check here <input checked="" type="checkbox"/>					
	and complete lines 27 through 31.					
	27	Capital stock, trust principal, or current funds		1,768,932.	1,769,053.	
28	Paid-in or capital surplus, or land, bldg, and equipment fund					
29	Retained earnings, accumulated income, endowment, or other funds					
30	Total net assets or fund balances (see instructions)		1,768,932.	1,769,053.		
31	Total liabilities and net assets/fund balances (see instructions)		1,768,932.	1,769,053.		

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)	1,768,932.
2	Enter amount from Part I, line 27a	-3,181.
3	Other increases not included in line 2 (itemize) ▶ COST BASIS ADJUSTMENT	4,089.
4	Add lines 1, 2, and 3	1,769,840.
5	Decreases not included in line 2 (itemize) ▶ SEE STATEMENT 13	787.
6	Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	1,769,053.

Part IV Capital Gains and Losses for Tax on Investment Income

(a) List and describe the kind(s) of property sold (for example, 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 PUBLICLY TRADED SECURITIES						
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 304,131.		213,941.	90,190.			
b						
c						
d						
e						
Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69						(i) Gains (Col. (h) gain minus col. (k), but not less than -0-) or Losses (from col. (h))
(i) FMV as of 12/31/69	(j) Adjusted basis as of 12/31/69	(k) Excess of col. (i) over col. (j), if any				
a				90,190.		
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	90,190.	
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 doesn't qualify under section 4940(e). Do not complete this part.

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

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col. (b) divided by col. (c))
2016	124,528.	2,273,570.	0.054772
2015	123,345.	2,412,249.	0.051133
2014	108,202.	2,442,965.	0.044291
2013	107,029.	2,427,851.	0.044084
2012	107,223.	2,371,437.	0.045214
2 Total of line 1, column (d)			2 0.239494
3 Average distribution ratio for the 5-year base period - divide the total on line 2 by 5.0, or by the number of years the foundation has been in existence if less than 5 years			3 0.047899
4 Enter the net value of noncharitable-use assets for 2017 from Part X, line 5			4 2,411,743.
5 Multiply line 4 by line 3.			5 115,520.
6 Enter 1% of net investment income (1% of Part I, line 27b).			6 1,095.
7 Add lines 5 and 6			7 116,615.
8 Enter qualifying distributions from Part XII, line 4 If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate. See the Part VI instructions.			8 114,543.

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

Table with 11 rows for excise tax calculations. Includes sub-rows 6a-6d for credits and payments. Total tax due is 2,929.

Part VII-A Statements Regarding Activities

Table with 10 rows for activity statements. Includes Yes/No columns. Activities include political influence, unrelated business income, and substantial contributors.

Part VII-A Statements Regarding Activities (continued)

	Yes	No
11 At any time during the year, did the foundation, directly or indirectly, own a controlled entity within the meaning of section 512(b)(13)? If "Yes," attach schedule See instructions		X
12 Did the foundation make a distribution to a donor advised fund over which the foundation or a disqualified person had advisory privileges? If "Yes," attach statement. See instructions		X
13 Did the foundation comply with the public inspection requirements for its annual returns and exemption application? Website address ▶ <u>N/A</u>	X	
14 The books are in care of ▶ <u>FIDUCIARY TRUST COMPANY INTL</u> Telephone no. ▶ <u>(212) 632-3000</u> Located at ▶ <u>280 PARK AVENUE, NEW YORK, NY</u> ZIP+4 ▶ <u>10017</u>		
15 Section 4947(a)(1) nonexempt charitable trusts filing Form 990-PF in lieu of Form 1041 - check here ▶ <input type="checkbox"/> and enter the amount of tax-exempt interest received or accrued during the year ▶ <u>15</u>		
16 At any time during calendar year 2017, 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?		X
See the instructions for exceptions and filing requirements for FinCEN Form 114. 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? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(2) Borrow money from, lend money to, or otherwise extend credit to (or accept it from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(3) Furnish goods, services, or facilities to (or accept them from) a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(4) Pay compensation to, or pay or reimburse the expenses of, a disqualified person? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(5) Transfer any income or assets to a disqualified person (or make any of either available for the benefit or use of a disqualified person)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
(6) Agree to pay money or property to a government official? (Exception. Check "No" if the foundation agreed to make a grant to or to employ the official for a period after termination of government service, if terminating within 90 days) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b If any answer is "Yes" to 1a(1)-(6), did any of the acts fail to qualify under the exceptions described in Regulations section 53.4941(d)-3 or in a current notice regarding disaster assistance? See instructions <input type="checkbox"/> Organizations relying on a current notice regarding disaster assistance, check here ▶ <input type="checkbox"/>		
c Did the foundation engage in a prior year in any of the acts described in 1a, other than excepted acts, that were not corrected before the first day of the tax year beginning in 2017?		X
2 Taxes on failure to distribute income (section 4942) (does not apply for years the foundation was a private operating foundation defined in section 4942(j)(3) or 4942(j)(5))		
a At the end of tax year 2017, did the foundation have any undistributed income (lines 6d and 6e, Part XIII) for tax year(s) beginning before 2017? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes," list the years ▶ _____		
b Are there any years listed in 2a for which the foundation is not applying the provisions of section 4942(a)(2) (relating to incorrect valuation of assets) to the year's undistributed income? (If applying section 4942(a)(2) to all years listed, answer "No" and attach statement - see instructions)		X
c If the provisions of section 4942(a)(2) are being applied to any of the years listed in 2a, list the years here ▶ _____		
3a Did the foundation hold more than a 2% direct or indirect interest in any business enterprise at any time during the year? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
b If "Yes," did it have excess business holdings in 2017 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 2017.)		
4a Did the foundation invest during the year any amount in a manner that would jeopardize its charitable purposes?		X
b Did the foundation make any investment in a prior year (but after December 31, 1969) that could jeopardize its charitable purpose that had not been removed from jeopardy before the first day of the tax year beginning in 2017?		X

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

5a During the year, did the foundation pay or incur any amount to:			Yes	No
(1) Carry on propaganda, or otherwise attempt to influence legislation (section 4945(e))?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
(2) Influence the outcome of any specific public election (see section 4955), or to carry on, directly or indirectly, any voter registration drive?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
(3) Provide a grant to an individual for travel, study, or other similar purposes?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
(4) Provide a grant to an organization other than a charitable, etc., organization described in section 4945(d)(4)(A)? See instructions	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	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?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	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	<input type="checkbox"/>			
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?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	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?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
b Did the foundation, during the year, pay premiums, directly or indirectly, on a personal benefit contract?	6b			
If "Yes" to 6b, file Form 8870	X			
7a At any time during the tax year, was the foundation a party to a prohibited tax shelter transaction?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	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
MARIO T DE LA PENA 1000 SW 184 TERRACE, PEMBROKE PINES, FL 33029	DIRECTOR 2	-0-	-0-	-0-
MIRIAM DE LA PENA 1000 SW 184 TERRACE, PEMBROKE PINES, FL 33029	DIRECTOR 2	-0-	-0-	-0-
MICHAEL T DE LA PENA 24540 TOWN CENTER DRIVE, VALENCIA, CA 91355	DIRECTOR 2	-0-	-0-	-0-

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

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

Total number of other employees paid over \$50,000 **NONE**

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

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc.	Expenses
1 NONE	
2	
3	
4	

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

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

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

1	Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes		
a	Average monthly fair market value of securities	1a	2,337,531.
b	Average of monthly cash balances	1b	110,939.
c	Fair market value of all other assets (see instructions).	1c	NONE
d	Total (add lines 1a, b, and c)	1d	2,448,470.
e	Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	
2	Acquisition indebtedness applicable to line 1 assets	2	NONE
3	Subtract line 2 from line 1d	3	2,448,470.
4	Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions).	4	36,727.
5	Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	2,411,743.
6	Minimum investment return. Enter 5% of line 5	6	120,587.

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	120,587.
2a	Tax on investment income for 2017 from Part VI, line 5	2a	2,191.
b	Income tax for 2017. (This does not include the tax from Part VI.)	2b	
c	Add lines 2a and 2b	2c	2,191.
3	Distributable amount before adjustments. Subtract line 2c from line 1	3	118,396.
4	Recoveries of amounts treated as qualifying distributions	4	NONE
5	Add lines 3 and 4	5	118,396.
6	Deduction from distributable amount (see instructions).	6	NONE
7	Distributable amount as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1.	7	118,396.

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	114,543.
b	Program-related investments - total from Part IX-B	1b	
2	Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	NONE
3	Amounts set aside for specific charitable projects that satisfy the:		
a	Suitability test (prior IRS approval required)	3a	NONE
b	Cash distribution test (attach the required schedule)	3b	NONE
4	Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	114,543.
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	N/A
6	Adjusted qualifying distributions. Subtract line 5 from line 4	6	114,543.

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 2016	(c) 2016	(d) 2017
1 Distributable amount for 2017 from Part XI, line 7				118,396.
2 Undistributed income, if any, as of the end of 2017				
a Enter amount for 2016 only.			NONE	
b Total for prior years 20____, 20____, 20____		NONE		
3 Excess distributions carryover, if any, to 2017				
a From 2012	NONE			
b From 2013	NONE			
c From 2014	NONE			
d From 2015	4,007.			
e From 2016	11,089.			
f Total of lines 3a through e	15,096.			
4 Qualifying distributions for 2017 from Part XII, line 4 ▶ \$ <u>114,543.</u>				
a Applied to 2016, but not more than line 2a			NONE	
b Applied to undistributed income of prior years (Election required - see instructions)		NONE		
c Treated as distributions out of corpus (Election required - see instructions)	NONE			
d Applied to 2017 distributable amount.				114,543.
e Remaining amount distributed out of corpus.	NONE			
5 Excess distributions carryover applied to 2017 (If an amount appears in column (d), the same amount must be shown in column (a))	3,853.			3,853.
6 Enter the net total of each column as indicated below:				
a Corpus Add lines 3f, 4c, and 4e. Subtract line 5	11,243.			
b Prior years' undistributed income. Subtract line 4b from line 2b.		NONE		
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed		NONE		
d Subtract line 6c from line 6b. Taxable amount - see instructions		NONE		
e Undistributed income for 2016. Subtract line 4a from line 2a Taxable amount - see instructions			NONE	
f Undistributed income for 2017 Subtract lines 4d and 5 from line 1 This amount must be distributed in 2018.				NONE
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)	NONE			
8 Excess distributions carryover from 2012 not applied on line 5 or line 7 (see instructions)	NONE			
9 Excess distributions carryover to 2018. Subtract lines 7 and 8 from line 6a	11,243.			
10 Analysis of line 9				
a Excess from 2013	NONE			
b Excess from 2014	NONE			
c Excess from 2015	154.			
d Excess from 2016	11,089.			
e Excess from 2017				

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

NOT APPLICABLE

1a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2017, enter the date of the ruling ▶

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

	Tax year				(e) Total
	(a) 2017	(b) 2016	(c) 2015	(d) 2014	
2a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed					
b 85% of line 2a					
c Qualifying distributions from Part XII, line 4 for each year listed					
d Amounts included in line 2c not used directly for active conduct of exempt activities					
e Qualifying distributions made directly for active conduct of exempt activities Subtract line 2d from line 2c					
3 Complete 3a, b, or c for the alternative test relied upon					
a "Assets" alternative test - enter					
(1) Value of all assets					
(2) Value of assets qualifying under section 4942(j)(3)(B)(i)					
b "Endowment" alternative test - enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed					
c "Support" alternative test - enter					
(1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(j)(3)(B)(iii)					
(3) Largest amount of support from an exempt organization					
(4) Gross investment income					

Part XV Supplementary Information (Complete this part only if the foundation had \$5,000 or more in assets at any time during the year - see instructions.)

1 Information Regarding Foundation Managers:

a List any managers of the foundation who have contributed more than 2% of the total contributions received by the foundation before the close of any tax year (but only if they have contributed more than \$5,000). (See section 507(d)(2).)

N/A

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

N/A

2 Information Regarding Contribution, Grant, Gift, Loan, Scholarship, etc., Programs:

Check here if the foundation only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the foundation makes gifts, grants, etc., to individuals or organizations under other conditions, complete items 2a, b, c, and d. See instructions.

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				
JACKSON MEMORIAL FOUNDATION 1501 NW NORTH RIVER DR MIAMI FL 33125	NONE	PUBLIC	GENERAL PURPOSE	5,000.
FUNDACION RESCATE JURIDICO 4225 W 16TH STREET - FLOOR 2 MIAMI FL 33134	NONE	PUBLIC	GENERAL PURPOSES	1,000.
OPUS CARITATIS P O BOX 15095 LOS ANGELES CA 90015	NONE	PUBLIC	GENERAL PURPOSES	5,000.
CHRISTIAN FAMILY MOVEMENT 1711 VISTA CHULA STREET EDINBURG TX 78539	NONE	PUBLIC	GENERAL PURPOSES	500.
INSTITUTO CUBANO POR LA LIBERTAD DE EXPRESION 66 W 27 ST APT C HIALEAH FL 33010	NONE	PUBLIC	GENERAL PURPOSES	15,000.
CENTER FOR A FREE CUBA 4620 LEE HWY STE 202 ARLINGTON VA 22207	NONE	PUBLIC	GENERAL PURPOSES	5,000.
DIRECTORIO DEMOCRATICO CUBANO 790 NW 107TH AVENUE STE 117 MIAMI FL 33172	NONE	PUBLIC	GENERAL PURPOSES	63,000.
BELEN JESUIT PREP SCHOOL 500 SW 127TH AVENUE MIAMI FL 33184	NONE	PUBLIC	GENERAL PURPOSES	10,000.
HUMANITARIAN AID PROJECT FOR CUBA'S CIVIL SOC CIVIL SOCIETY INC 340 SEVILLA CORAL GABLES F	NONE	PUBLIC	GENERAL PURPOSES	2,500.
Total			▶ 3a	107,000.
b Approved for future payment				
Total			▶ 3b	

Part XVI-A Analysis of Income-Producing Activities

Enter gross amounts unless otherwise indicated

Table with 5 main columns: (a) Business code, (b) Amount, (c) Exclusion code, (d) Amount, (e) Related or exempt function income. Rows include Program service revenue, Membership dues, Interest on savings, Dividends, Net rental income, Other investment income, Gain or loss from sales, Gross profit, and Subtotal.

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

Table with 2 columns: 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.

NOT APPLICABLE

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

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
AT&T INC SR NT DTD 3/10/2014 2.3% 3/11/2	1,150.	1,126.
AETNA INC	195.	195.
AMERICAN INTL GROUP INC	608.	608.
AMERICAN WATER WORKS CO INC	243.	243.
APPLE COMPUTER INC NPV	995.	995.
APPLE INC SR NT CALL DTD 2/23/2016 2.25%	1,125.	1,125.
BP CAPITAL MARKETS PLC SR NT DTD 2/10/20	1,119.	1,119.
BANK AMER CORP	400.	400.
BRISTOL MYERS SQUIBB CO.	566.	566.
CVS CORP	600.	600.
CABOT OIL & GAS CORP CL A	60.	60.
CHEVRONTEXACO CORP	1,944.	1,944.
COMCAST CORP NEW CL A	549.	549.
CONSTELLATION BRANDS INC CL A	284.	284.
JOHN DEERE CAP CORP SR NT DTD 12/13/2013	975.	975.
DISNEY WALT CO	468.	468.
DOW CHEM CO	828.	828.
DOWDUPONT INC	171.	171.
EOG RES INC	134.	134.
EBAY INC SR NT CALL DTD 7/28/2014 2.2% 8	1,100.	1,052.
ECOLAB INC.	148.	148.
EXXON MOBIL CORP	918.	918.
FORTIVE CORP	140.	140.
FRANKLIN K2 ALTERNATIVE STGIES FUND CL Z	1,494.	1,494.
GILEAD SCIENCES INC	832.	832.
GILEAD SCIENCES INC SR NT DTD 9/14/2015	1,275.	1,064.
THE HOME DEPOT INC SR NT CALL DTD 9/10/2	1,125.	873.
HONEYWELL INTL INC	959.	959.
ISHARES MSCI EUROZONE ETF	1,000.	1,000.
ISHARES TR S&P MIDCAP 400 INDEX FUND	679.	679.
ISHARES RUSSELL 2000 VALUE ETF	326.	326.
ISHARES TR RUSSELL 2000 INDEX FD	1,250.	1,250.

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

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
ISHARES CORE MSCI EAFE ETF	2,777.	2,777.
J P MORGAN CHASE & CO	1,122.	1,122.
J P MORGAN CHASE & CO DTD 5/15/2013 1.62	440.	426.
KINDER MORGAN INC	350.	350.
KRAFT HEINZ CO/THE	583.	583.
LOWES COS INC	871.	871.
MASTERCARD INC-CLASS A	385.	385.
MEAD JOHNSON NUTRITION COMPANY	144.	144.
MICROSOFT CORP	795.	795.
MICROCHIP TECHNOLOGY INC	723.	525.
NESTLE S A SPONSORED ADR REPSTG REG SH	685.	685.
NEWELL RUBBERMAID INC	616.	616.
NEXTERA ENERGY INC	491.	491.
NIKE INC. CL B	207.	207.
NOVARTIS AG SPONSORED ADR	544.	544.
ORACLE SYS CORP	495.	495.
PFIZER INC. R	896.	896.
RAYTHEON CO NEW	344.	344.
STARBUCKS CORP	350.	350.
THERMO ELECTRON CORP	176.	176.
US BANCORP DEL COM NEW	342.	342.
UNION PAC CORP.	992.	992.
UNITED STATES TREASURY NOTE DTD 6/30/201	280.	280.
UNITED TECHNOLOGIES CORP.	816.	816.
VERIZON COMMUNICATIONS	640.	640.
VERIZON COMMUNICATIONS INC SR NT DTD 3/1	1,275.	1,239.
WELLS FARGO & CO NEW	847.	847.
FTCI MONEY MARKET FUND	521.	521.
ALLERGAN PLC	420.	420.
CHUBB LTD	840.	840.
STIP 3: US TREASURY & AGENCY	66.	66.
TOTAL	43,693.	42,910.

FORM 990PF, PART I - OTHER INCOME
=====

DESCRIPTION -----	REVENUE AND EXPENSES PER BOOKS -----	NET INVESTMENT INCOME -----
CLASS ACTION PROCEEDS	114.	114.
FED EXCISE TAX REFUND	1,036.	
	-----	-----
TOTALS	1,150.	114.
	=====	=====

FORM 990PF, PART I - ACCOUNTING FEES

=====

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	ADJUSTED NET INCOME	CHARITABLE PURPOSES
TAX PREPARATION FEE (NON-ALLOC	1,750.			1,750.
TOTALS	1,750.	NONE	NONE	1,750.

FORM 990PF, PART I - OTHER PROFESSIONAL FEES

=====

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME	CHARITABLE PURPOSES
OTHER NON-ALLOCABLE EXPENSE - INVESTMENT MGMT FEES-SUBJECT T	10. 28,953.	8. 23,162.	2. 5,791.
TOTALS	28,963.	23,170.	5,793.

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

DESCRIPTION	REVENUE AND EXPENSES PER BOOKS	NET INVESTMENT INCOME
FOREIGN TAXES	184.	184.
FOREIGN TAXES ON QUALIFIED FOR	285.	285.
FOREIGN TAXES ON NONQUALIFIED	32.	32.
TOTALS	501.	501.

DE LA PENA FOUNDATION INC 141002200

65-1057681

FORM 990PF, PART II - U.S. AND STATE OBLIGATIONS
=====

DESCRIPTION -----	ENDING BOOK VALUE -----	ENDING FMV ---
US T NOTE DTD 6/30/17 1.25%	47,871.	47,588.
TOTALS	47,871.	47,588.
	=====	=====

DE LA PENNA FOUNDATION INC 141002200

65-1057681

FORM 990PF, PART II - CORPORATE STOCK

=====

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
470 SHS ABBVIE		
300 SHS ACE LTD		
AMAZON.COM INC	6,132.	64,321.
AMERICAN INTL GROUP	24,256.	26,811.
500 SHS AMETEK		
335 SHS ANADARKO		
APPLE INC	5,074.	67,692.
BANK OF AMERICA	11,680.	30,258.
CHEVRON CORP	25,321.	56,336.
50 SHS CHIPOTLE MEXICAN GRILL		
COMCAST CORP CL A	25,686.	36,045.
DOWDUPONT INC	22,493.	32,049.
380 SHS EXPRESS SCRIPTS		
FACEBOOK INC CL A	13,654.	39,704.
GILEAD SCIENCES	11,287.	28,656.
HONEY WELL	26,774.	53,676.
125 SHS IBM		
JPMORGAN CHASE	23,325.	58,817.
LOWES COS INC	22,011.	51,117.
MASTERCARD	21,550.	60,544.
160 SHS MCKESSON		
350 SHS MEAD JOHNSON		
MICROCHIP TECH INC		
NESTLE S A	6,901.	39,546.
ORACLE CORP	9,943.	25,791.
200 SHS PRAXAIR	11,926.	30,732.
SALESFORCE		
SIGNATURE BANK	13,034.	46,004.
700 SHS STARBUCKS	18,499.	20,589.

DE LA PENA FOUNDATION INC 141002200

65-1057681

FORM 990PF, PART II - CORPORATE STOCK

=====

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
THERMO FISHER SCI	8,950.	52,217.
UNION PACIFIC	19,676.	53,640.
UNITED TECHNOLOGIES	17,020.	38,271.
WELLS FARGO & CO	15,182.	33,369.
39,985.6890 SHS FRANKLIN INCOM	68,011.	99,099.
ISHARES RUSSELL 2000 ETF		
1432.9760 SHS OPPENHEIMER DEVE		
1507.5970 SHS TEMPLETON INSTL		
ALLERGAN PLC	31,881.	24,537.
35 SHS ALPHABET CL A	3,531.	21,068.
35 SHS ALPHABET CL C	6,179.	36,624.
300 SHS CVS HEALTH		
DISNEY WALT CO	27,802.	32,253.
450 SHS METLIFE		
1846.7220 SHS FGT FRANKLIN INT		
ISHARES MSCI EUROZONE ETF	42,313.	45,332.
ISHARES RUSSELL 2000 VALUE ETF	51,102.	50,300.
AMERICAN WATER WORKS CO INC	10,880.	13,724.
BRISTOL-MYERS SQUIBB CO	22,932.	24,512.
CABOT OIL & GAS CORP CL A	8,030.	10,010.
CHUBB LTD	21,738.	43,839.
CONSTELLATION BRANDS INC CL A	20,045.	32,000.
ECOLAB INC	10,367.	13,418.
EOG RES INC	12,809.	21,582.
EXXON MOBIL CORP	26,489.	25,092.
FORTIVE CORP	23,978.	36,175.
700 SHS KINDER MORGAN INC	15,113.	12,649.
KRAFT HEINZ CO	21,141.	19,440.
MICROSOFT CORP	26,267.	42,770.

DE LA PENA FOUNDATION INC 141002200

65-1057681

FORM 990PF, PART II - CORPORATE STOCK

=====

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
NEWELL BRANS INC	31,549.	21,630.
NEXTERA ENERGY INC	13,907.	19,524.
NIKE INC CL B	17,902.	18,765.
NOVARTIS AG SPONSORED ADR	15,304.	16,792.
150 SHS PALO ALTO NETWORKS INC		
PFIZER INC	22,116.	25,354.
RAYTHEON CO NEW	14,946.	20,664.
US BANCORP DEL COM NEW	14,704.	16,074.
VERIZON COMMUNICATIONS	18,759.	21,172.
ISHARES CORE MSCI EAFE ETF	91,651.	112,353.
ISHARES TR S&P MIDCAP 400 INDE	46,736.	56,934.
ADOBE SYSTEMS INC	14,415.	24,534.
AETNA INC	37,564.	45,098.
TOTALS	1,150,535.	1,949,503.

TOTALS

DE LA PENA FOUNDATION INC 141002200

65-1057681

FORM 990PF, PART II - CORPORATE BONDS

=====

DESCRIPTION	ENDING BOOK VALUE	ENDING FMV
50M GE SR NT 1.625% 4/2/18	50,176.	50,153.
THE HOME DEPOT 2.25% 9/10/18	49,930.	49,985.
JOHN DEERE 1.95% 12/13/18	50,029.	50,058.
AT&T 2.3% 3/11/19	50,000.	50,089.
BP CAPITAL MKTS 2.237% 5/10/19	50,055.	50,307.
VERIZON COMM 2.55% 6/17/19		
50M JPMORGAN CHASE 1.625% 5/15		
EBAY 2.2% 8/1/19	50,078.	49,890.
GILEAD SCI INC 2.55% 9/1/2020	50,584.	50,480.
APPLE INC 2.25% 2/23/2021	49,965.	49,906.
400M ISHARES IBOX HIGH YIELD		
TOTALS	400,817.	400,868.

DE LA PENA FOUNDATION INC 141002200

65-1057681

FORM 990PF, PART II - OTHER INVESTMENTS

=====

COST/
FMV
C OR F

ENDING
BOOK VALUE

ENDING
FMV

8425.02 FRANKLIN K2 ALTERNATIV

C

85,918. 95,455.

TOTALS

85,918. 95,455.

=====

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

=====

DESCRIPTION

AMOUNT

MUTUAL FUNDS CASH/TAX ADJUSTMENT
RETURN OF CAPITAL ADJUSTMENT

1.
786.

TOTAL

787.
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