

New York State  
Department of State  
Division of Corporations, State Records and Uniform Commercial Code  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231  
www.dos.ny.gov

CERTIFICATE OF AMENDMENT  
OF THE  
CERTIFICATE OF INCORPORATION  
OF

THE J.F.K. HEALTH AND WELFARE FUND, INCORPORATED  
(Name of Domestic Corporation)

Under Section 803 of the Not-for-Profit Corporation Law

FIRST: The name of the corporation is

THE J.F.K. HEALTH AND WELFARE FUND, INCORPORATED  
If the name of the corporation has been changed, the name under which it was formed is

SECOND: The certificate of incorporation was filed by the Department of State on

JUNE 19TH 1998

THIRD: The law the corporation was formed under is

NOT-FOR-PROFIT CORPORATION LAW

FOURTH: The corporation is a corporation as defined in subparagraph (5) of paragraph (a) of Section 102 of the Not-for-Profit Corporation Law.

**FIFTH: The certificate of incorporation is amended as follows:**

**1. Paragraph first of the Certificate of Incorporation regarding the name is hereby amended to read in its entirety as follows:**

(1) The name of the corporation is J.F.K. Health and Welfare Fund, Incorporated.

**2. Paragraph third of the Certificate of Incorporation regarding the purposes is hereby amended to read in its entirety as follows:**

(3) The purpose or purposes for which the corporation is formed are as follows: To promote the health, welfare, safety, physical comfort, and morale of the U.S. Customs and Border Protection agency employees employed at the J.F.K. International Airport in Queens County, New York City, New York, and to provide financial support to deserving beneficiaries and qualified charitable causes (such as the Roger L. Von Amelunxen Foundation, which benefits all U.S. Customs and Border Protection agency employees). The corporation shall accomplish its objectives through infrastructure, recreational, educational, and charitable means by spending its net earnings to provide workplace amenities such as furniture and appliances that improve the comfort and quality of employee working conditions, by sponsoring employee recreational events and social activities, by supporting safety measures in the employee workplaces, by educating employees regarding healthful practices, and by contributing a substantial portion of its revenues.

The corporation, in furtherance of its corporate purposes above set forth, shall have all the powers enumerated in section 202 of the Not-for-Profit Corporation Law, subject to any limitations provided in the Not-for-Profit Corporation Law or any other statute of the State of New York. Nothing herein shall authorize this corporation, directly or indirectly, to engage in, or include among its purposes, any of the activities mentioned in the Not-for-Profit Corporation Law, section 404(b)-(u).

**3. Paragraph sixth of the Certificate of Incorporation regarding the post office address is hereby amended to read in its entirety as follows:**

(6) The Secretary of State is designated as agent of the corporation upon whom process against it may be served. The post office address to which the Secretary of State shall mail a copy of any process against the corporation served upon him is:

J.F.K. Health and Welfare Fund, Incorporated  
P.O. Box 300063  
Jamaica, New York 11430

**4. Paragraph seventh of the Certificate of Incorporation regarding state and federal exemption is hereby amended to read in its entirety as follows:**

(7) State and Federal Exemption

State and Federal exemption language for Type B and C corporations seeking tax exemption.

Notwithstanding any other provisions of these articles, the corporation is organized exclusively for one or more of the purposes as specified in Section 501(c)(3) of the Internal Revenue Code of 1954, and shall not carry on any activities not permitted to be carried on by a corporation exempt from Federal income tax under IRC Section 501(c)(3) or corresponding provisions of any subsequent Federal tax laws.

No part of the net earnings of the corporation shall inure to the benefit of any member, trustee, director, officer of the corporation, or any private individual (except that reasonable compensation may be paid for services tendered to or for the corporation), and no member, trustee, officer of the corporation or any private individual shall be entitled to share in the distribution of any of the corporate assets on dissolution of the corporation.

No substantial part of the activities of the corporation shall be carrying on propaganda, or otherwise attempting to influence legislation [except as otherwise provided by IRC Section 501(h)] or participating in, or intervening in (including the publication or distribution of statements), any political campaign on behalf of any candidates for public office.

In the event of dissolution, all of the remaining assets and property of the corporation shall, after necessary expenses thereof, be distributed to another organization exempt under IRC Section 501(c)(3), or corresponding provisions of any subsequent Federal tax laws, or to the Federal government, or state or local government for a public purpose, subject to the approval of a Justice of the Supreme Court of the State of New York. The Roger L. Von Amelnunxen Foundation, Incorporated, shall receive all remaining assets and property in the event of dissolution.

In any taxable year in which the corporation is a private foundation as described in IRC Section 509(a), the corporation shall distribute its income for said period at such time and manner as not to subject it to tax under IRC Section 4942, and the corporation shall not (a) engage in any act of self-dealing as defined in IRC Section 4941(d), retain any excess holdings as defined in IRC Section 4943(c), (b) make any investments in such manner as to subject the corporation to tax under IRC Section 4944, or (c) make any taxable expenditures as defined in IRC Section 4945(d) or corresponding provisions of any subsequent Federal tax laws.

**5. Paragraph eighth of the Certificate of Incorporation regarding additional provisions is hereby amended to read in its entirety as follows:**

(8) The following additional provisions are hereby established for the management, conduct, and regulation of the business affairs of the corporation, for its voluntary dissolution, and for limiting, defining and regulating the powers of the corporation and its Directors:

A. The corporation is a charitable corporation organized as a local association of U.S. Customs and Border Protection agency employees who are employed at J.F.K. International Airport in Queens County, New York City, New York, and shall have in furtherance of its corporate purposes all of the powers as specified in New York State Not-for-Profit Corporation Law as

now in force or as hereafter amended, provided that no such power shall be exercised in a manner inconsistent with said New York State Not-for-Profit Corporation Law or inconsistent with the exemption from federal income tax to which the corporation shall be entitled under Section 501(c)(3) of the Internal Revenue Code. It is intended that the corporation shall be entitled to exemption from federal income tax under Section 501(c)(3) of the Internal Revenue Code.

B. Persons of any race, color, religion, gender, ethnicity, national origin, age, disability, marital status, partisan political affiliation, or sexual orientation shall be entitled to all of the rights, privileges, and benefits of the programs and activities generally made available to participants and beneficiaries. The Directors and Officers of the corporation shall not discriminate on the basis of race, color, religion, gender, ethnicity, national origin, age, disability, marital status, partisan political affiliation, or sexual orientation in administering the corporation's programs and activities.

**6. Paragraph ninth of the Certificate of Incorporation regarding tax exempt status is hereby added to read in its entirety as follows:**

(9) The following language relates to the corporation's tax exempt status: The corporation is organized exclusively for charitable purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code. Consequently, this language does not expand or alter the corporation's purposes or powers set forth in paragraph number three.

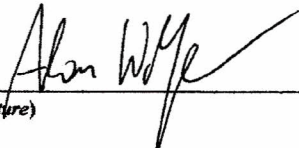
SIXTH: The Secretary of State is designated as agent of the corporation upon whom process against it may be served. The address to which the Secretary of State shall forward copies of process accepted on behalf of the corporation is

J. F. K. HEALTH AND WELFARE FUND, INCORPORATED  
POST OFFICE BOX 300063  
JAMAICA, NEW YORK 11430

---

SEVENTH: The certificate of amendment was authorized by *(Check the appropriate box)*

- a vote of a majority of the members at a meeting.  
 the unanimous written consent of the members entitled to vote thereon.  
 a vote of a majority of the entire board of directors. The corporation has no members.

  
\_\_\_\_\_  
(Signature)

PRESIDENT  
\_\_\_\_\_  
(Capacity of Signer)

ALAN WOLFE  
\_\_\_\_\_  
(Print or Type Signer's Name)

CERTIFICATE OF AMENDMENT  
OF THE  
CERTIFICATE OF INCORPORATION  
OF

THE J.F.K. HEALTH AND WELFARE FUND, INCORPORATED  
(Name of Domestic Corporation)

Under Section 803 of the Not-for-Profit Corporation Law

Filer's Name ALAN WOLFE

Address 8011 151ST AVENUE

City, State and Zip Code HOWARD BEACH, NEW YORK 11414-1105

**NOTE: The certificate must be submitted with a \$30 filing fee. This form was prepared by the New York State Department of State. It does not contain all optional provisions under the law. You are not required to use this form. You may draft your own form or use forms available at legal stationery stores. The Department of State recommends that all documents be prepared under the guidance of an attorney. Please be sure to review Section 804 and Section 404 of the Not-for-Profit Corporation Law to determine if any consents or approvals are required to be attached to this certificate of amendment.**

*For Office Use Only*