Fee Receipt: \$8.00

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Michael G. Adams Kentucky Secretary of State Received and Filed: 8/9/2023 1:20 PM

## AMENDMENT TO ARTICLES OF INCORPORATION OF THE PULA FOUNDATION, INC.

Pursuant to the provisions of KRS 273.267, THE PULA FOUNDATION, INC., a Kentucky nonprofit corporation ("Corporation"), hereby adopts the following Amendment to its Articles of Incorporation:

1. Article III of the Articles of Incorporation of the Corporation is hereby deleted in its entirety and the following inserted in lieu thereof:

## "ARTICLE III Duration

The Corporation shall terminated upon the death of the second to die of Kurt A. Weiler and Julie Y. Weiler"

2. Article IX of the Articles of Incorporation of the Corporation is hereby deleted in its entirety and the following inserted in lieu thereof:

## "ARTICLE IX Distribution of Assets Upon Dissolution

If, at any time, the Corporation dissolves, the assets of the Corporation shall be applied and distributed as follows:

- (a) All liabilities and obligations of the Corporation shall be paid and discharged, or adequate provision shall be made therefor.
- (b) Assets that have been received and are held by the Corporation subject to limitations permitting their use only for charitable, scientific, literary, religious, educational or similar purposes shall be transferred or conveyed, in equal shares, to each corporation, society, organization or government which received distributions from the Corporation during the three years preceding the dissolution, provided, however, that all such distributees must be (i) corporations, societies or organizations organized under the laws of any state that are exempt under section 501(c)(3) of the Code, (ii) the Federal government or (iii) a state or local government, for a public purpose, pursuant to a plan of distribution adopted as provided by law.
- (c) Other assets, if any, shall be transferred or conveyed, in equal shares, to each corporation, society, organization or government which received distributions from the Corporation during the three years preceding the dissolution, provided, however, that all such distributees must be (i) corporations, societies or organizations organized under the laws of any state that are exempt under section 501(c)(3) of the Code, (ii) the Federal government or (iii) a state or

local government, for a public purpose, pursuant to a plan of distribution adopted as provided by law.

- (d) Any assets not disposed of pursuant to the previous provisions of this ARTICLE IX shall be disposed of by a court of competent jurisdiction of the county in which the principal office of the Corporation is then located to such organizations, as the court shall determine, which are organized and operated exclusively for charitable purposes and are exempt under section 501(c)(3) of the Code."
- Except as herein amended, all of the provisions of the Articles of Incorporation of the Corporation are hereby reaffirmed in their entirety.

The amendments contained herein were unanimously adopted by a Resolution by the Board of Directors on the 29 day of July, 2023. The Corporation has no members entitled to vote on the amendments.

IN TESTIMONY WHEREOF, witness the signature of the Secretary of the Corporation this 29 day of Jucy, 2023.

JULIE Y. WEILER, Secretary

This Instrument was prepared by:

John S. Lucken, Esq.

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