

Date: 19 May 2003

Internal Revenue Service
P.O. Box 192
Covington, KY 41012-0192

Dear Internal Revenue Service:

Find herein the Application for Recognition of Exemption (Form 1023) and User Fee for Exempt Organization Determination Letter Request (Form 8718) for Playa del Fuego, Inc. The appropriate fee of \$500 is enclosed. The EIN number for Playa del Fuego, Inc. is 83-0352243. Playa del Fuego, Inc. is a Maryland non-stock corporation incorporated March 19, 2003 that organizes and holds a semi-annual arts festival.

Sincerely,
Playa del Fuego, Inc.

By: [signature, David Diller]
David Diller, President
8905 48th Avenue
College Park, MD 20740-2003
Tel: (301) 345-6690

**User Fee for Exempt Organization
Determination Letter Request**

▶ Attach this form to determination letter application.
(Form 8718 is NOT a determination letter application.)

For
IRS
Use
Only

OMB No. 1545-1798
Control number _____
Amount paid _____
User fee screener _____

1 Name of organization
Playa del Fuego, Inc.

2 Employer Identification Number
83 : 0352243

Caution: Do not attach Form 8718 to an application for a pension plan determination letter. Use Form 8717 instead.

3 Type of request

Fee

- a ☐ Initial request for a determination letter for:
- An exempt organization that has had annual gross receipts averaging not more than \$10,000 during the preceding 4 years, or
 - A new organization that anticipates gross receipts averaging not more than \$10,000 during its first 4 years ▶ **\$150**
- Note:** If you checked box 3a, you must complete the Certification below.

Certification

I certify that the annual gross receipts of _____
name of organization

have averaged (or are expected to average) not more than \$10,000 during the preceding 4 (or the first 4) years of operation.

Signature ▶

Title ▶

- b ☒ Initial request for a determination letter for:
- An exempt organization that has had annual gross receipts averaging more than \$10,000 during the preceding 4 years or
 - A new organization that anticipates gross receipts averaging more than \$10,000 during its first 4 years . ▶ **\$500**
- c ☐ Group exemption letters ▶ **\$500**

Instructions

The law requires payment of a user fee with each application for a determination letter. The user fees are listed on line 3 above. For more information, see Rev. Proc. 2002-8, 2002-1, I.R.B. 252.

Check the box or boxes on line 3 for the type of application you are submitting. If you check box 3a, you must complete and sign the certification statement that appears under line 3a.

Attach to Form 8718 a check or money order payable to the "United States Treasury" for the full amount of the user fee. If you do not include the full amount, your application will be returned. Attach Form 8718 to your determination letter application.

Where To File

Send the determination letter application and Form 8718 to:

Internal Revenue Service
P.O. Box 192
Covington, KY 41012-0192

If you are using express mail or a delivery service, send the application and Form 8718 to:

Internal Revenue Service
201 West Rivercenter Blvd.
Attn: Extracting Stop 312
Covington, KY 41011

Paperwork Reduction Act Notice. We ask for the information on this form to carry out the Internal Revenue laws of the United States. If you want your organization to be recognized as tax-exempt by the IRS, you are required to give us this information. We need it to determine whether the organization meets the legal requirements for tax-exempt status.

You are not required to provide the information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. Generally, tax returns and return information are confidential, as required by section 6104.

The time needed to complete and file this form will vary depending on individual circumstances. The estimated average time is 5 minutes. If you have comments concerning the accuracy of this time estimate or suggestions for making this form simpler, we would be happy to hear from you. You can write to the Tax Forms Committee, Western Area Distribution Center, Rancho Cordova, CA 95743-0001. **Do not** send this form to this address. Instead, see **Where To File** above.

PLAYA DEL FUEGO
6606 LOCHINVAR DR
BALTIMORE, MD 21228

1005

PAY TO
THE ORDER OF

United States Treasury \$ *500.00*
Five hundred and no/100 DOLLARS

FIRST UNION

First Union National Bank
firstunion.com

FOR *IRS User fee for exempt org.*

[signature, Lynne A. Love]

[routing #]

[account number]

1005

Attach Check or Money Order Here

HARLAND METROPOLITAN



Security
Features
Details on
Back.



**Application for Recognition of Exemption
Under Section 501(c)(3) of the Internal Revenue Code**

OMB No. 1545-0056

Note: If exempt status is approved, this application will be open for public inspection.

Read the instructions for each Part carefully.

A User Fee must be attached to this application.

If the required information and appropriate documents are not submitted along with Form 8718 (with payment of the appropriate user fee), the application may be returned to you.

Complete the Procedural Checklist on page 8 of the instructions.

Part I Identification of Applicant

1a Full name of organization (as shown in organizing document) Playa del Fuego, Inc.		2 Employer identification number (EIN) (If none, see page 3 of the Specific Instructions). 83 : 0352243
1b c/o Name (if applicable)		3 Name and telephone number of person to be contacted if additional information is needed (301) 345-6690
1c Address (number and street) 8905 48th Avenue	Room/Suite	
1d City, town, or post office, state, and ZIP + 4. If you have a foreign address, see Specific Instructions for Part I, page 3. College Park, MD 20740-2003		4 Month the annual accounting period ends December
1e Web site address www.playadelfuego.org		5 Date incorporated or formed March 19, 2003
7 Did the organization previously apply for recognition of exemption under this Code section or under any other section of the Code? If "Yes," attach an explanation.		6 Check here if applying under section: a <input type="checkbox"/> 501(e) b <input type="checkbox"/> 501(f) c <input type="checkbox"/> 501(k) d <input type="checkbox"/> 501(n)
8 Is the organization required to file Form 990 (or Form 990-EZ)? If "No," attach an explanation (see page 3 of the Specific Instructions).		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
9 Has the organization filed Federal income tax returns or exempt organization information returns? If "Yes," state the form numbers, years filed, and Internal Revenue office where filed.		<input type="checkbox"/> N/A <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

10 Check the box for the type of organization. ATTACH A CONFORMED COPY OF THE CORRESPONDING ORGANIZING DOCUMENTS TO THE APPLICATION BEFORE MAILING. (See **Specific Instructions** for Part I, Line 10, on page 3.) See also Pub. 557 for examples of organizational documents.)

- a ☒ Corporation—Attach a copy of the Articles of Incorporation (including amendments and restatements) showing approval by the appropriate state official; also include a copy of the bylaws.
- b ☐ Trust—Attach a copy of the Trust Indenture or Agreement, including all appropriate signatures and dates.
- c ☐ Association—Attach a copy of the Articles of Association, Constitution, or other creating document, with a declaration (see instructions) or other evidence the organization was formed by adoption of the document by more than one person; also include a copy of the bylaws.

If the organization is a corporation or an unincorporated association that has not yet adopted bylaws, check here ☐

I declare under the penalties of perjury that I am authorized to sign this application on behalf of the above organization and that I have examined this application, including the accompanying schedules and attachments, and to the best of my knowledge it is true, correct, and complete.

Please
Sign
Here



[signature, David Diller]

(Signature)

David Diller, President

(Type or print name and title or authority of signer)

19 May 2003

(Date)

Part II Activities and Operational Information

- 1 Provide a detailed narrative description of all the activities of the organization—past, present, and planned. **Do not merely refer to or repeat the language in the organizational document.** List each activity separately in the order of importance based on the relative time and other resources devoted to the activity. Indicate the percentage of time for each activity. Each description should include, as a minimum, the following: (a) a detailed description of the activity including its purpose and how each activity furthers your exempt purpose; (b) when the activity was or will be initiated; and (c) where and by whom the activity will be conducted.

INTRODUCTION

Playa del Fuego, Inc. ("Playa") is a non-profit, participant-directed organization whose mission is to hold interactive events that promote artistic creativity and freedom of expression. Playa provides the framework and the infrastructure to allow artists such as sculptors, painters, musicians, DJs, fire performers, dancers, and any other creatively-minded individuals to come together to practice their unique form of self expression and create a viable volunteer-based community that exists beyond the boundaries of the event itself. A fundamental tenant of these events is the establishment of a zone that does not involve any currency-based commerce aside from the initial ticket purchase, thus creating a gift-based economy wherein all participants can exhibit, demonstrate, and educate others about their particular form of creativity.

OUR ACTIVITIES**1) Semi-Annual Arts Festival (92%)****PAST ACTIVITY**

Playa del Fuego held its first arts festival in October 2001. It was a weekend-long event held on land belonging to the Vietnam Veterans Motorcycle Club ("VVMC") near Odessa, Delaware. The event is known as a "burn" because it culminates with a large bonfire at the end of the festival. Playa was responsible for renting the land, purchasing insurance, providing portable bathroom facilities and trash dumpsters, electricity and wood for the participants. Tickets were sold in order to defray the cost of these items to the group. The group expected 150 attendees, but the 220 people attended. Participants at the festival engaged in many forms of artistic self-expression not limited to those mentioned in the introduction.

Playa held its second festival during Memorial Day Weekend, 2002. The group introduced artwork designs on their tickets for the event. 250 attendees were expected, actual attendance was 382. Participant events included the creation of a geodesic dome, three-dimensional artwork, several dozen fire performers, several DJs, a weekend of stage entertainment from a wide variety of performers, an Aikido class, a juggling workshop and a wide variety of culinary creations.

The most recent festival, in the fall of 2002, produced similar attendance numbers and expenses.

PRESENT ACTIVITY

Playa is current planning its spring festival, scheduled for Memorial Day Weekend, May 23-26, 2003.

(Continued on Attachment 2)

- 2 What are or will be the organization's sources of financial support? List in order of size.

Playa's sources of financial support will be revenue from holding the burn, charitable donations

- 3 Describe the organization's fundraising program, both actual and planned, and explain to what extent it has been put into effect. Include details of fundraising activities such as selective mailings, formation of fundraising committees, use of volunteers or professional fundraisers, etc. Attach representative copies of solicitations for financial support.

Playa will be organizing a fundraising committee in order to explore a fundraising program.

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

PART II, LINE 1 (Continued).

(1. "Semi-Annual Arts Festival, Present Activity" – Continued)

Playa is in the process of soliciting quotes from various insurance companies concerning coverage for the festival. The scope and cost of the insurance is evaluated on an ongoing basis to provide the maximum protection to the participants and the organization for the best value to the organization.

In order to plan the festival Playa has created internal committees that are responsible for specific aspects of the festival. These include Treasury, Public Works, Fire Fighting, Rangers (safety), Communications, Stage Coordination, Media, Art, Tickets, and Greeter. Each committee has a head that reports back to the organization on the progress and needs of their area.

FUTURE ACTIVITY

Playa plans on continuing to plan and coordinate the semi-annual arts festival. In order to further this end, Playa is interested in taking several steps:

1. Acquisition of Land

Playa remains very interested in the acquisition of land on which the organization can hold the festival. Although at this time the organization has no formal process to achieve this goal, it hopes to form a committee that can undertake the search and subsequent purchase of a tract of land suitable to its needs.

2. Acquisition of Emergency Equipment

Due to the conditions created by the festival, and the association with individuals who are trained in emergency response, Playa looks to acquire firefighting and emergency medical equipment. As with the land, there is no formal plan to do this currently, although the organization is interested in forming a committee to investigate the possibility of such an acquisition.

3. Solicitation of Donations

While Playa has no formal solicitation program, in order to fund large capital purchases such as land and equipment Playa will need to tap a greater resource than merely revenue from the festivals. The organization is interested in creating a fundraising program in the future, the proceeds from which could be used not only to fund the abovementioned capital purchases but also a charitable program.

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

2) Formation and Tax-Exemption (8%)

PAST ACTIVITY

With the assistance of The George Washington Law School Small Business Clinic, Playa has drafted and filed Articles of Incorporation as a Maryland non-stock corporation. Playa has also completed Form 1023, Application for Tax-Exempt Status.

PRESENT ACTIVITY

Playa is in the process of finalizing its Bylaws.

FUTURE ACTIVITY

Playa will be holding its first annual meeting of the Board of Directors, installing the initial board, and adopting the Bylaws.

3) Fundraising and Charitable Activities (2%)

PAST ACTIVITY

None

PRESENT ACTIVITY

Playa is in the process of obtaining tax-exempt status. The organization is also in the formative stages of devising, creating and building a fundraising program.

FUTURE ACTIVITY

Playa plans to register within the year with the State of Maryland to solicit charitable donations. These donations are planned to be mostly from private individuals. Some lesser degree of funding from corporate and other sources is also possible.

The funds raised will be used to finance capital acquisitions such as those referenced above. Playa also hopes in the future to develop a charitable program of its own.

Part II Activities and Operational Information (Continued)**4** Give the following information about the organization's governing body:**a** Names, addresses, and titles of officers, directors, trustees, etc.

President, Board Member, David Diller, 8905 48th Avenue, College Park, MD 20740

Vice-President, Board Member, Rachel Claiborne, 229 North Hammonds Ferry Road, Linthicum, MD 21090

Treasurer, Board Member, Lynne A. Love, 8614 Manchester Road, Apartment 6, Silver Spring, MD 20901

Secretary, Board Member, K. Suzanne Henderson, 2636 Wentworth Road, Parkville, MD 21234

(continued on Attachment 3)

b Annual compensation

None

None

None

None

- c** Do any of the above persons serve as members of the governing body by reason of being public officials or being appointed by public officials? ☐ Yes ☒ No
If "Yes," name those persons and explain the basis of their selection or appointment.

- d** Are any members of the organization's governing body "disqualified persons" with respect to the organization (other than by reason of being a member of the governing body) or do any of the members have either a business or family relationship with "disqualified persons"? (See **Specific Instructions** for Part II, Line 4d, on page 3.) ☐ Yes ☒ No
If "Yes," explain.

- 5** Does the organization control or is it controlled by any other organization? ☐ Yes ☒ No
Is the organization the outgrowth of (or successor to) another organization, or does it have a special relationship with another organization by reason of interlocking directorates or other factors? ☐ Yes ☒ No
If either of these questions is answered "Yes," explain.

- 6** Does or will the organization directly or indirectly engage in any of the following transactions with any political organization or other exempt organization (other than a 501(c)(3) organization): (a) grants; (b) purchases or sales of assets; (c) rental of facilities or equipment; (d) loans or loan guarantees; (e) reimbursement arrangements; (f) performance of services, membership, or fundraising solicitations; or (g) sharing of facilities, equipment, mailing lists or other assets, or paid employees? ☐ Yes ☒ No
If "Yes," explain fully and identify the other organizations involved.

- 7** Is the organization financially accountable to any other organization? ☐ Yes ☒ No
If "Yes," explain and identify the other organization. Include details concerning accountability or attach copies of reports if any have been submitted.

Attachment 3: Form 1023, Part II, Question 4a (Continued).

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

PART II, QUESTION 4a (Continued).

Playa del Fuego, Inc. - Board of Directors (List continued):

<u>Title/Name/Address</u>	<u>4b. Compensation</u>
Board Member, Rob Carlson, 2636 Wentworth Road, Parkville, MD 21234	None
Board Member, A. Jason Claiborne, 229 North Hammonds Ferry Road, Linthicum, MD 21090	None
Board Member, Kathleen Ellis, 2636 Wentworth Road, Parkville, MD 21234	None
Board Member, Mike Galleher, 500 West Belmont Avenue, Apartment 1, Chicago, IL 60657	None
Board Member, Frank John Iacovino, Jr., 12009 Tarragon Road, Apartment L, Reisterstown, MD 21136	None
Board Member, Peter Johansson, 1807 Beechwood Avenue, Baltimore, MD 21207	None
Board Member, Steven F. Killen, 5151 Westland Boulevard, Baltimore, MD 21227	None
Board Member, Leah R. Marcus, 149 Nunnery Lane, Apartment A5, Baltimore, MD 21228	None
Board Member, Malcolm Pettus, 6067 Majors Lane #3, Columbia, MD 21045	None
Board Member, Michele Ravera, P.O. Box 54, Gerlach, NV 89412	None
Board Member, Paul A. Taylor, 13716 Nokesville Road, Nokesville, VA 20181	None

Part II Activities and Operational Information (Continued)

- 8** What assets does the organization have that are used in the performance of its exempt function? (Do not include property producing investment income.) If any assets are not fully operational, explain their status, what additional steps remain to be completed, and when such final steps will be taken. If none, indicate "N/A."

N/A

- 9** Will the organization be the beneficiary of tax-exempt bond financing within the next 2 years? ☐ Yes ☒ No

- 10a** Will any of the organization's facilities or operations be managed by another organization or individual under a contractual agreement? ☐ Yes ☒ No

- b** Is the organization a party to any leases? ☐ Yes ☒ No

If either of these questions is answered "Yes," attach a copy of the contracts and explain the relationship between the applicant and the other parties.

- 11** Is the organization a membership organization? ☐ Yes ☒ No
If "Yes," complete the following:

- a** Describe the organization's membership requirements and attach a schedule of membership fees and dues.

- b** Describe the organization's present and proposed efforts to attract members and attach a copy of any descriptive literature or promotional material used for this purpose.

- c** What benefits do (or will) the members receive in exchange for their payment of dues?

- 12a** If the organization provides benefits, services, or products, are the recipients required, or will they be required, to pay for them? ☐ N/A ☒ Yes ☐ No
If "Yes," explain how the charges are determined and attach a copy of the current fee schedule.

Playa determines the ticket prices for the festival based on the anticipated cost of the event, with a premium placed on tickets acquired the day of the event. (See also Attachment 4)

- b** Does or will the organization limit its benefits, services, or products to specific individuals or classes of individuals? ☐ N/A ☐ Yes ☒ No

If "Yes," explain how the recipients or beneficiaries are or will be selected.

- 13** Does or will the organization attempt to influence legislation? ☐ Yes ☒ No
If "Yes," explain. Also, give an estimate of the percentage of the organization's time and funds that it devotes or plans to devote to this activity.

- 14** Does or will the organization intervene in any way in political campaigns, including the publication or distribution of statements? ☐ Yes ☒ No
If "Yes," explain fully.

Part III Technical Requirements

- 1 Are you filing Form 1023 within 15 months from the end of the month in which your organization was created or formed? ☒ Yes ☐ No
If you answer "Yes," do not answer questions on lines 2 through 6 below.

- 2 If one of the exceptions to the 15-month filing requirement shown below applies, check the appropriate box and proceed to question 7.

Exceptions—You are not required to file an exemption application within 15 months if the organization:

- ☐ a Is a church, interchurch organization of local units of a church, a convention or association of churches, or an integrated auxiliary of a church. See **Specific Instructions**, Line 2a, on page 4;
- ☐ b Is not a private foundation and normally has gross receipts of not more than \$5,000 in each tax year; or
- ☐ c Is a subordinate organization covered by a group exemption letter, but only if the parent or supervisory organization timely submitted a notice covering the subordinate.

- 3 If the organization does not meet any of the exceptions on line 2 above, are you filing Form 1023 within 27 months from the end of the month in which the organization was created or formed? ☐ Yes ☐ No

If "Yes," your organization qualifies under Regulation section 301.9100-2, for an automatic 12-month extension of the 15-month filing requirement. Do not answer questions 4 through 6.

If "No," answer question 4.

- 4 If you answer "No" to question 3, does the organization wish to request an extension of time to apply under the "reasonable action and good faith" and the "no prejudice to the interest of the government" requirements of Regulations section 301.9100-3? ☐ Yes ☐ No

If "Yes," give the reasons for not filing this application within the 27-month period described in question 3. See **Specific Instructions**, Part III, Line 4, before completing this item. Do not answer questions 5 and 6.

If "No," answer questions 5 and 6.

- 5 If you answer "No" to question 4, your organization's qualification as a section 501(c)(3) organization can be recognized only from the date this application is filed. Therefore, do you want us to consider the application as a request for recognition of exemption as a section 501(c)(3) organization from the date the application is received and not retroactively to the date the organization was created or formed? ☐ Yes ☐ No

- 6 If you answer "Yes" to question 5 above and wish to request recognition of section 501(c)(4) status for the period beginning with the date the organization was formed and ending with the date the Form 1023 application was received (the effective date of the organization's section 501(c)(3) status), check here ☐ and attach a completed page 1 of Form 1024 to this application.

Part III Technical Requirements (Continued)

- 7 Is the organization a private foundation?
- ☐ **Yes** (Answer question 8.)
- ☒ **No** (Answer question 9 and proceed as instructed.)

- 8 If you answer "Yes" to question 7, does the organization claim to be a private operating foundation?
- ☐ **Yes** (Complete Schedule E.)
- ☐ **No**

After answering question 8 on this line, go to line 14 on page 7.

- 9 If you answer "No" to question 7, indicate the public charity classification the organization is requesting by checking the box below that most appropriately applies:

THE ORGANIZATION IS NOT A PRIVATE FOUNDATION BECAUSE IT QUALIFIES:

- | | | |
|---------------------------------------|--|--|
| a <input type="checkbox"/> | As a church or a convention or association of churches
(CHURCHES MUST COMPLETE SCHEDULE A.) | Sections 509(a)(1)
and 170(b)(1)(A)(i) |
| b <input type="checkbox"/> | As a school (MUST COMPLETE SCHEDULE B.) | Sections 509(a)(1)
and 170(b)(1)(A)(ii) |
| c <input type="checkbox"/> | As a hospital or a cooperative hospital service organization, or a
medical research organization operated in conjunction with a
hospital (These organizations, except for hospital service
organizations, MUST COMPLETE SCHEDULE C.) | Sections 509(a)(1)
and 170(b)(1)(A)(iii) |
| d <input type="checkbox"/> | As a governmental unit described in section 170(c)(1). | Sections 509(a)(1)
and 170(b)(1)(A)(v) |
| e <input type="checkbox"/> | As being operated solely for the benefit of, or in connection with,
one or more of the organizations described in a through d , g , h , or i
(MUST COMPLETE SCHEDULE D.) | Section 509(a)(3) |
| f <input type="checkbox"/> | As being organized and operated exclusively for testing for public
safety. | Section 509(a)(4) |
| g <input type="checkbox"/> | As being operated for the benefit of a college or university that is
owned or operated by a governmental unit. | Sections 509(a)(1)
and 170(b)(1)(A)(iv) |
| h <input type="checkbox"/> | As receiving a substantial part of its support in the form of
contributions from publicly supported organizations, from a
governmental unit, or from the general public. | Sections 509(a)(1)
and 170(b)(1)(A)(vi) |
| i <input checked="" type="checkbox"/> | As normally receiving not more than one-third of its support from
gross investment income and more than one-third of its support from
contributions, membership fees, and gross receipts from activities
related to its exempt functions (subject to certain exceptions). | Section 509(a)(2) |
| j <input type="checkbox"/> | The organization is a publicly supported organization but is not sure
whether it meets the public support test of h or i . The organization
would like the IRS to decide the proper classification. | Sections 509(a)(1)
and 170(b)(1)(A)(vi)
or Section 509(a)(2) |

If you checked one of the boxes **a** through **f** in question 9, go to question

14. If you checked box **g** in question 9, go to questions 11 and 12.

If you checked box **h**, **i**, or **j**, in question 9, go to question 10.

Part III Technical Requirements (Continued)

- 10** If you checked box **h**, **i**, or **j** in question 9, has the organization completed a tax year of at least 8 months?
- ☐ **Yes**—Indicate whether you are requesting:
- ☐ A definitive ruling. (Answer questions 11 through 14.)
- ☐ An advance ruling. (Answer questions 11 and 14 and attach two Forms 872-C completed and signed.)
- ☒ **No—You must request an advance ruling by completing and signing two Forms 872-C and attaching them to the Form 1023.**
- 11** If the organization received any unusual grants during any of the tax years shown in Part IV-A, **Statement of Revenue and Expenses**, attach a list for each year showing the name of the contributor; the date and the amount of the grant; and a brief description of the nature of the grant.

- 12** If you are requesting a definitive ruling under section 170(b)(1)(A)(iv) or (vi), check here ☐ and:

- a** Enter 2% of line 8, column (e), Total, of Part IV-A
- b** Attach a list showing the name and amount contributed by each person (other than a governmental unit or "publicly supported" organization) whose total gifts, grants, contributions, etc., were more than the amount entered on line **12a** above.

- 13** If you are requesting a definitive ruling under section 509(a)(2), check here ☐ and:

- a** For each of the years included on lines 1, 2, and 9 of Part IV-A, attach a list showing the name of and amount received from each "disqualified person." (For a definition of "disqualified person," see **Specific Instructions**, Part II, Line 4d, on page 3.)
- b** For each of the years included on line 9 of Part IV-A, attach a list showing the name of and amount received from each payer (other than a "disqualified person") whose payments to the organization were more than \$5,000. For this purpose, "payer" includes, but is not limited to, any organization described in sections 170(b)(1)(A)(i) through (vi) and any governmental agency or bureau.

14 Indicate if your organization is one of the following. If so, complete the required schedule. (Submit only those schedules that apply to your organization. Do not submit blank schedules.)	Yes	No	If "Yes," complete Schedule:
Is the organization a church?		✓	A
Is the organization, or any part of it, a school?		✓	B
Is the organization, or any part of it, a hospital or medical research organization?		✓	C
Is the organization a section 509(a)(3) supporting organization?		✓	D
Is the organization a private operating foundation?		✓	E
Is the organization, or any part of it, a home for the aged or handicapped?		✓	F
Is the organization, or any part of it, a child care organization?		✓	G
Does the organization provide or administer any scholarship benefits, student aid, etc.?		✓	H
Has the organization taken over, or will it take over, the facilities of a "for profit" institution? . . .		✓	I

Part IV Financial Data

Complete the financial statements for the current year and for each of the 3 years immediately before it. If in existence less than 4 years, complete the statements for each year in existence. If in existence less than 1 year, also provide proposed budgets for the 2 years following the current year.

A. Statement of Revenue and Expenses

		Current tax year	3 prior tax years or proposed budget for 2 years			
		(a) From Jan. to April	(b) 2004	(c) 2005	(d)	(e) TOTAL
Revenue	1 Gifts, grants, and contributions received (not including unusual grants—see page 6 of the instructions).	0	0	0		0
	2 Membership fees received	0	0	0		0
	3 Gross investment income (see instructions for definition)	0	0	0		0
	4 Net income from organization's unrelated business activities not included on line 3	0	0	0		0
	5 Tax revenues levied for and either paid to or spent on behalf of the organization	0	0	0		0
	6 Value of services or facilities furnished by a governmental unit to the organization without charge (not including the value of services or facilities generally furnished the public without charge)	0	0	0		0
	7 Other income (not including gain or loss from sale of capital assets) (attach schedule)	0	0	0		0
	8 Total (add lines 1 through 7)	0	0	0		0
Expenses	9 Gross receipts from admissions, sales of merchandise or services, or furnishing of facilities in any activity that is not an unrelated business within the meaning of section 513. Include related cost of sales on line 22	7000	17000	20000		44000
	10 Total (add lines 8 and 9)	7000	17000	20000		44000
	11 Gain or loss from sale of capital assets (attach schedule)	0	0	0		0
	12 Unusual grants	0	0	0		0
	13 Total revenue (add lines 10 through 12)	7000	17000	20000		44000
	14 Fundraising expenses	0	0	0		
	15 Contributions, gifts, grants, and similar amounts paid (attach schedule)	0	0	0		
	16 Disbursements to or for benefit of members (attach schedule)	0	0	0		
	17 Compensation of officers, directors, and trustees (attach schedule)	0	0	0		
	18 Other salaries and wages	0	0	0		
19 Interest	0	0	0			
20 Occupancy (rent, utilities, etc.)	6500	14000	15000			
21 Depreciation and depletion	0	0	0			
22 Other (attach schedule)	0	0	0			
23 Total expenses (add lines 14 through 22)	6500	14000	15000			
24 Excess of revenue over expenses (line 13 minus line 23)	500	3000	5000			

Part IV Financial Data (Continued)

B. Balance Sheet (at the end of the period shown)		Current tax year Date April 2003
Assets		
1	Cash	1 8950
2	Accounts receivable, net	2 0
3	Inventories	3 0
4	Bonds and notes receivable (attach schedule)	4 0
5	Corporate stocks (attach schedule)	5 0
6	Mortgage loans (attach schedule)	6 0
7	Other investments (attach schedule)	7 0
8	Depreciable and depletable assets (attach schedule)	8 0
9	Land	9 0
10	Other assets (attach schedule)	10 0
11	Total assets (add lines 1 through 10)	11 8950
Liabilities		
12	Accounts payable	12 0
13	Contributions, gifts, grants, etc., payable	13 0
14	Mortgages and notes payable (attach schedule)	14 0
15	Other liabilities (attach schedule)	15 0
16	Total liabilities (add lines 12 through 15)	16 0
Fund Balances or Net Assets		
17	Total fund balances or net assets	17 0
18	Total liabilities and fund balances or net assets (add line 16 and line 17)	18 0

If there has been any substantial change in any aspect of the organization's financial activities since the end of the period shown above, check the box and attach a detailed explanation ☐

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

**ARTICLES OF INCORPORATION
OF
Playa del Fuego, Inc.**

THE UNDERSIGNED, all of whom are eighteen (18) years or older, for the purpose of forming a nonstock corporation under the general laws of the State of Maryland hereby certify:

FIRST: The name of the corporation is **Playa del Fuego, Inc.** (hereinafter the "Corporation")

SECOND: The Corporation shall be operated exclusively for charitable and educational purposes within the meaning of § 501(c)(3) of the Internal Revenue Code of 1986, as now in effect or as may hereafter be amended ("the Code"). The purpose for which the Corporation is formed is to organize and hold interactive, participatory events that promote artistic creativity and freedom of expression.

In furtherance thereof, the Corporation may receive property by gift, devise or bequest, invest and reinvest the same, and apply the income and principal thereof, as the Board of Directors may from time to time determine, either directly or through contributions to any charitable organization or organizations, exclusively for charitable purposes, and engage in any lawful act or activity for which corporations may be organized under the general laws of the State of Maryland.

Attachment 1: Form 1023, Part I, Question 10a

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

In furtherance of its corporate purposes, the Corporation shall have all the general powers enumerated in § 2-103 of the Maryland General Corporation Law as now in effect or as may hereafter be amended, together with the power to solicit grants and contributions for such purposes.

THIRD: The address of the principal office of the Corporation within the State of Maryland is 8905 48th Avenue, College Park, Maryland 20740.

FOURTH: The name and address of the registered agent of the Corporation are as follows:

Dave Diller
8905 48th Avenue
College Park, MD 20740

FIFTH: The Corporation has no authority to issue capital stock.

SIXTH: The Corporation shall have no members. The Corporation shall consist of the initial directors of the Corporation (named in Article SEVENTH hereof) and of such other persons as shall be elected to the Board of Directors at any meeting of the Board by a vote of the majority of the Board.

SEVENTH: The number of directors shall be not less than one (1), or a number as required by any law of the State of Maryland now in effect or that will come into effect in the future, nor greater than a number specified in the Bylaws.

Attachment 1: Form 1023, Part I, Question 10a

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

The names of the directors who are to serve until the first annual meeting and until their successors are elected and qualify are as follows:

Rob Carlson
2636 Wentworth Road
Parkville, MD 21234

Peter Johansson
1807 Beechwood Avenue
Baltimore, MD 21207

A. Jason Claiborne
229 North Hammonds Ferry Road
Linthicum, MD 21090

Steven F. Killen
5151 Westland Boulevard
Baltimore, MD 21227

Rachel Claiborne
229 North Hammonds Ferry Road
Linthicum, MD 21090

Lynne A. Love
8614 Manchester Road
Apartment 6
Silver Spring, MD 20901

David Diller
8905 48th Avenue
College Park, MD 20740

Leah R. Marcus
149 Nunnery Lane
Apartment A5
Baltimore, MD 21228

Kathleen Ellis
2636 Wentworth Road
Parkville, MD 21234

Malcolm Pettus
6067 Majors Lane #3
Columbia, MD 21045

Mike Galleher
500 West Belmont Avenue
Apartment 1
Chicago, IL 60657

Michele Ravera
P.O. Box 54
Gerlach, NV 89412

K. Suzanne Henderson
2636 Wentworth Road
Parkville, MD 21234

Paul A. Taylor
13716 Nokesville Road
Nokesville, VA 20181

Frank John Iacovino, Jr.
12009 Tarragon Road, Apartment L
Reisterstown, MD 21136

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

EIGHTH: No part of the net earnings of the Corporation shall inure to the benefit of, or be distributable to any director or officer of the Corporation, or any other private person, except that the Corporation shall be authorized and empowered to pay reasonable compensation for services rendered to or for the Corporation and to make payments and distributions in furtherance of the purposes set forth in Article SECOND hereof.

No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation (except as otherwise permitted by § 501(h) of the Code and in any corresponding laws of the State of Maryland), and the Corporation shall not participate in or intervene in (including the publishing or distribution of statements concerning) any political campaign on behalf of (or in opposition to) any candidate for public office.

During such period, or periods, of time as the Corporation is treated as a "private foundation" pursuant to § 509 of the Code, the directors must distribute the Corporation's income at such time and in such manner so as not to subject the Corporation to tax under § 4942 of the Code, and the Corporation is prohibited from engaging in any act of self-dealing (as defined in § 4941(d) of the Code), from retaining any excess business holdings (as defined in § 4943(c) of the Code) which would subject the Corporation to tax under § 4943 of the Code, from making any investments or otherwise acquiring assets in such manner so as to subject the Corporation to tax under § 4944 of the Code if the directors have acquired such assets, and from making any taxable expenditures (as defined in § 4945(d) of the Code).

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

Notwithstanding any other provision of these Articles of Incorporation, the Corporation shall not directly or indirectly carry on any activity which would prevent it from obtaining exemption from Federal income taxation as a corporation described in § 501(c)(3) of the Code, or cause it to lose such exempt status or to carry on any activity not permitted to be carried on by a corporation, contributions to which are deductible under § 170(c)(2).

NINTH: In the event of dissolution or final liquidation of the Corporation, all of the remaining assets and property of the Corporation shall, after paying or making provision for the payment of all the liabilities and obligations of the Corporation and for necessary expenses thereof, be distributed to such organization or organizations organized and operated exclusively for charitable or educational purposes as shall at the time qualify as an exempt organization or organizations under § 501(c)(3) of the Code as the Board of Directors shall determine. In no event shall any of such assets or property be distributed to any director or officer, or any private individual.

TENTH: To the fullest extent permitted by the Maryland General Corporation Law, as now in effect or as hereafter may be amended, no director or officer of the Corporation shall be personally liable to the Corporation or its members for money damages, provided, however, such relief from liability shall not apply in any instance where such relief is inconsistent with any provision of the Code applicable to corporations described in § 501(c)(3) of the Code.

Attachment 1: Form 1023, Part I, Question 10a

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

IN WITNESS WHEREOF, the undersigned has signed these Articles of Incorporation and acknowledge that these Articles of Incorporation are his act and that to the best of his knowledge, information and belief, and under penalties of perjury, the matters and facts set forth herein are true in all material respect.

David Diller
Incorporator

**Department of
Assessments and Taxation**

Charter Division



Governor

Ronald W. Wincholt
Director**Paul B. Anderson**
AdministratorDAVE DILLER
8905 48TH AVE
COLLEGE PARK

MD 20740-2003

Date: 03-21-2003

This letter is to confirm acceptance of the following filing:

ENTITY NAME : PLAYA DEL FUEGO, INC.
DEPARTMENT ID : D07281041
TYPE OF REQUEST : ARTICLES OF INCORPORATION
DATE FILED : 03-19-2003
TIME FILED : 02:00-PM
RECORDING FEE : \$20.00
ORG. & CAP FEE : \$20.00
EXPEDITED FEE : \$50.00
FILING NUMBER : 1000361988159244
CUSTOMER ID : 0001084749
WORK ORDER NUMBER : 0000715895

PLEASE VERIFY THE INFORMATION CONTAINED IN THIS LETTER. NOTIFY THIS DEPARTMENT
IN WRITING IF ANY INFORMATION IS INCORRECT. INCLUDE THE CUSTOMER ID AND THE WORK
ORDER NUMBER ON ANY INQUIRIES.

301 West Preston Street, Baltimore, Maryland 21201
Telephone (410) 767-1350
MRS (Maryland Relay Service) (800) 735-2258 TT/Voice
Fax (410) 333-7097

0002255150

cbsacc

ENTITY TYPE: ORDINARY BUSINESS - NON-STOCK
STOCK: N
CLOSE: N
EFFECTIVE DATE: 03-19-2003
PRINCIPAL OFFICE: 8905 48TH AVE.
COLLEGE PARK MD 20740
RESIDENT AGENT: DAVE DILLER
8905 48TH AVE.
COLLEGE PARK MD 20740

Attachment 1: Form 1023, Part I, Question 10a

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

**BYLAWS
OF
Playa Del Fuego, Inc.**

Adopted:

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

TABLE OF CONTENTS

Article/Section	Heading	Page
ARTICLE I	OFFICES	1
Section 1.01	Location	1
ARTICLE II	MEMBERS	1
Section 2.01	Who Shall Be Members	1
ARTICLE III	BOARD OF DIRECTORS	1
Section 3.01	Power of Board	1
Section 3.02	Number of Directors	1
Section 3.03	Election and Term of Directors	2
Section 3.04	Newly-Created Directorships and Vacancies	2
Section 3.05	Removal of Directors	2
Section 3.06	Resignation	2
Section 3.07	Quorum of Directors and Action by the Board	2
Section 3.08	Meetings by the Board	3
Section 3.09	Informal Action by Directors; Meetings by Conference Telephone	3
Section 3.10	Compensation of Directors	4
ARTICLE IV	COMMITTEES	4
Section 4.01	Executive Committees and Other Committees	4
Section 4.02	Committee Rules	4
Section 4.03	Service of Committees	5
Section 4.04	Records	5

Attachment 1: Form 1023, Part I, Question 10a

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

ARTICLE V	OFFICERS, AGENTS AND EMPLOYERS	5
Section 5.01	Officers	5
Section 5.02	Term of Office and Removal	6
Section 5.03	Resignation	6
Section 5.04	Powers and Duties of Officers	6
Section 5.05	Agents and Employees	7
Section 5.06	Compensation of Officers, Agents and Employees	8
ARTICLE VI	MISCELLANEOUS	8
Section 6.01	Fiscal Year	8
Section 6.02	Corporate Seal	8
Section 6.03	Checks, Notes and Contracts	8
Section 6.04	Books and Records	9
Section 6.05	Amendments of Articles of Incorporation and Bylaws	9
Section 6.06	Indemnification and Insurance	9

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

**BYLAWS
OF
Playa del Fuego, Inc.**
(formed under the general laws
of the State of Maryland)

ARTICLE I

Offices

Section 1.01 *Location.* The principle office of the Corporation shall be located within the State of Maryland, at such place as is designated in the Articles of Incorporation. The Corporation may maintain additional offices at such other places within or without the State of Maryland as the Board of Directors may designate.

ARTICLE II

Members

Section 2.01 *Who Shall Be Members.* The corporation shall have no members.

ARTICLE III

Board of Directors

Section 3.01 *Power of Board.* The business and affairs of the Corporation shall be managed under the direction of the Board of Directors.

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

Section 3.02 *Number of Directors.* The number of directors constituting the entire board of directors shall not be less than one (1) or more than fifteen (15). The number of directors may be increased or decreased by amendment of the Bylaws, or by action of the Board as hereinafter provided. A majority of the entire Board of Directors may alter the number of directors set by the Articles of Incorporation or these Bylaws, provided that no decrease shall affect the tenure of office of any incumbent director, and provided further that there shall not be less than one director at all times.

Section 3.03 *Election and Term of Directors.* At each annual meeting of the Board, the Board members shall elect directors, each director to hold office for a term of one year until the next annual meeting of the Board and until his successor has been elected and qualified.

Section 3.04 *Newly-Created Directorships.* Newly-created directorships resulting from an increase in the number of directors, and vacancies, occurring the Board for any reason, may be filled by vote of the Board at any annual or special meeting. A director elected by the Board to fill a vacancy which results from the removal of a director shall serve for the balance of the term of the removed director.

Section 3.05 *Removal of Directors.* Except as otherwise provided by law, any one or more of the directors may be removed with or without cause at any time by affirmative vote of a majority of the Board.

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

Section 3.06 Resignation. Any director may resign at any time upon written notice to the Corporation. Such resignation shall take effect at the time specified therein, and unless otherwise specified therein no acceptance of such resignation shall be necessary to make it effective.

Section 3.07 Quorum of Directors and Action by the Board. Unless a greater proportion is required by law or by the Articles of Incorporation, a majority of the entire Board of Directors shall constitute a quorum for the transaction of business, and, except as otherwise provided by law or the Articles of Incorporation or these Bylaws, the action of a majority of the directors present at a meeting in which a quorum is present, shall be the action of the board.

Section 3.08 Meetings of the Board. An annual meeting of the Board of Directors shall be held each year at such time and place as shall be fixed by the Board of Directors, for the election of officers and directors and for the transaction of other business as may properly come before the meeting.

Regular meetings of the Board shall be held at such times as may be fixed by the Board. Special meetings of the Board may be held at any time whenever called by the Chairman of the Board, if any, the Vice-Chairman of the Board, if any, the President or any two directors.

Meetings of the Board of Directors may be held at any place in or out of the State of Maryland as may be fixed in the notice of meeting for regular or special meetings.

A notice, or waiver of notice, need not state the business to be transacted at or the purpose of any regular or special meeting of the Board of Directors.

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

Notice of a meeting of the Board of Directors need not be given to any director who 1) signs a waiver of the notice which is filed with the records of the meeting, or 2) is present at the meeting.

Section 3.09 *Informal Action by Directors; Meetings by Conference Telephone.* Any action required or permitted to be taken at any meeting of the Board of Directors may be taken without a meeting if a unanimous written consent which sets forth the action is 1) signed by each member of the Board of Directors, and 2) filed with the minutes of proceedings of the Board.

Members of the Board may participate in a meeting by means of conference telephone or similar communications equipment if all persons participating in the meeting can hear each other at the same time. Participation in a meeting by such means shall constitute presence in person at the meeting.

Section 3.10 *Compensation of Directors.* The corporation may pay compensation in reasonable amounts to directors for services rendered, such amounts to be fixed by the affirmative vote of a majority of the Board.

ARTICLE IV

Committees

Section 4.01 *Executive Committee and Other Committees.* The Board of Directors, may appoint from among its members and Executive Committee and other committees, each consisting of one or more directors, and delegate to those committees any powers of the Board, except the power to 1) amend the Bylaws, and 2) approve any merger.

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

The members of any committee present at a meeting, whether or not they constitute a quorum, may appoint a director to act in the place of an absent member.

Section 4.02 Committee Rules. Unless the Board of Directors otherwise provides, each committee designated by the Board may make, alter and repeal rules for the conduct of its business. In the absence of a contrary provision by the Board of Directors or in rules adopted by such committee, a majority of the entire authorized number of members of each committee shall constitute a quorum for the transaction of business, the vote of a majority of the members present at a meeting at the time of such vote if a quorum is then present shall be the act of such committee, and each committee shall otherwise conduct its business in the same manner as the Board of Directors conducts its business under Article III of these Bylaws.

Unless otherwise restricted by the Articles of Incorporation or these Bylaws, any action required or permitted to be taken at any meeting of such committee may be taken without a meeting if a written unanimous consent which sets for the action taken is 1) signed by each member of the committee, and 2) filed with the minutes of proceedings of such committee.

Members of a committee of the Board may participate in a meeting of the committee by means of a conference telephone or similar communications equipment if all persons participating in the meeting can hear each other at the same time. Participation in a meeting by such means constitutes presence in person at the meeting.

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

Section 4.03 Service of Committees. Each committee of the Board of Directors shall serve at the pleasure of the Board.

The appointment of any committee, the delegation of authority to it, or action by it under that authority does not constitute, of itself, compliance by any director, not a member of the committee, with the standard provided in ' 2-405.1 of the Maryland General Corporation Law for the performance of duties of directors.

Section 4.04 Records. Minutes shall be kept of each meeting of each committee. Copies of the minutes of each meeting shall be filed with the corporate records.

ARTICLE V

Officers, Agents and Employees

Section 5.01 Officers. The Board of Directors shall elect a President, a Secretary and a Treasurer, and it may, if it so determines, elect such other officers and may give any of them such further designation or alternate titles as it considers desirable. Any two or more offices except those of President and Vice-President may be held by the same person.

Section 5.02 Term of Office and Removal. Each officer shall hold office for one year and until his successor has been elected and qualified. All officers shall be elected at the annual meeting of the Board. Any officer may be removed by the Board of Directors if in the judgment of the Board, the best interests of the Corporation will be served.

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

Section 5.03 Resignation. Any officer may resign at any time by giving written notice to the Corporation. Unless otherwise specified in the written notice, the resignation shall be effective upon delivery to the Corporation.

Section 5.04 Powers and Duties of Officers. Subject to the control of the Board of Directors, all officers, as between themselves and the Corporation, shall have such authority and perform such duties in the management of the property and affairs of the Corporation as may be provided in these Bylaws or by resolution of the Board and, to the extent not so provided, as generally pertain to their respective offices.

A. *President.* The President shall serve as the chief executive officer of the Corporation. The President shall preside at all meetings of the Board of Directors and, subject to the supervision of the Board of Directors, shall perform all duties customary to that office and shall supervise and control all of the affairs of the Corporation in accordance with policies and directives approved by the Board of Directors.

B. *Vice-President.* In the absence of the President or in the event of the President's inability or refusal to act, the Vice-President shall perform the duties of the President, and, when so acting, shall have all the powers of and be subject to all restrictions upon the President. The Vice-President shall perform such other duties and have such other powers as the Board of Directors may from time to time prescribe by standing or special resolution, or as the President may from time to time provide, subject to the powers and the supervision of the Board of Directors.

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

C. *Secretary*. The Secretary shall be responsible for the keeping of an accurate record of the proceedings of all meetings of the Board of Directors, shall give or cause to be given all notices in accordance with these Bylaws or as required by law, and, in general, shall perform all duties customary to the office of Secretary. The Secretary shall have custody of the corporate seal of the Corporation, if any, and shall have authority to affix the same to any instrument requiring it; and when so affixed, it may be attested by her signature. The Board of Directors may give general authority to any officer to affix the seal of the Corporation, if any, and to attest the affixing by his signature.

D. *Treasurer*. The Treasurer shall have the custody of, and be responsible for, all funds and securities of the Corporation. He shall keep or cause to be kept complete and accurate accounts of receipts and disbursements of the Corporation, and shall deposit all monies and other valuable property of the Corporation in the name and to the credit of the Corporation in such banks or depositories as the Board of Directors may designate. Whenever required by the Board of Directors, the Treasurer shall render a statement of accounts. He shall at all reasonable times exhibit the books and accounts to any officer or director of the Corporation, and shall perform all duties incident to the office of Treasurer, subject to the supervision of the Board, and such other duties as shall from time to time be assigned by the Board. The Treasurer shall, if required by the Board of Directors, give such bond or security for the faithful performance of his duties as the Board may require, for which he shall be reimbursed.

Section 5.05 Agents and Employees. The Board of Directors may appoint agents and employees who shall have such authority and perform such duties as may be prescribed by the Board. The Board may appoint agents and

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

employees who shall have such authority and perform such duties as may be prescribed by the Board. The Board may remove any agent or employee at any time with or without cause. Removal without cause shall be without prejudice to such person's contract rights, if any, and the appointment of such person shall not itself create contract rights.

Section 5.06 *Compensation of Officers, Agents and Employees.* The Corporation may pay compensation in reasonable amounts to officers for services rendered, such amounts to be fixed by a majority of the entire Board of Directors.

The Corporation may pay compensation in reasonable amounts to agents and employees for services rendered, such amount to be fixed by the Board or, if the Board delegates power to any officer or officers, then by such officer or officers.

The Board may require officers, agents or employees to give security for the faithful performance of their duties.

ARTICLE VI

Miscellaneous

Section 6.01 *Fiscal Year.* The fiscal year of the Corporation shall be the calendar year or such period as may be fixed by the Board of Directors.

Section 6.02 *Corporate Seal.* The corporate seal shall be circular in form, shall have the name of the Corporation inscribed thereon and shall contains the words "Corporate Seal" and "Maryland" and the year the Corporation was formed

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

in the center, or shall be in such form as may be approved from time to time by the Board of Directors.

Section 6.03 Checks, Notes, Contracts. The Board of Directors shall determine who shall be authorized from time to time on the Corporation's behalf to sign checks, drafts or other orders for payment of money; to sign acceptances, notes, or other evidences of indebtedness; to enter into contracts; or to execute and deliver other documents and instruments.

Section 6.04 Books and Records. The Corporation shall keep at its office correct and complete books and records of account, the activities and transactions of the Corporation, minutes of the proceedings of the Board of Directors and any committee of the Corporation, and a current list of the directors and officers of the Corporation and their residence address. Any of the books, minutes and records of the Corporation may be in written form or in any other form capable of being converted into written form within a reasonable time.

Section 6.05 Amendment of Articles of Incorporation and Bylaws. The Articles of Incorporation of the Corporation may be adopted, altered or repealed in whole or in part by a majority vote of the Board of Directors. The Bylaws of the Corporation may be adopted, altered or repealed in whole or in part by a majority vote of the Board.

Section 6.06 Indemnification and Insurance. The Corporation may indemnify any director who as been successful, on the merits or otherwise, in the defense of any proceeding described below against reasonable expenses

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

incurred by the director in connection with the proceeding, or as a court of competent jurisdiction shall determine. The Corporation may indemnify any director, former director, any person who may while a director of the Corporation, have served at its request as a director, officer, partner, employee or agent of another foreign or domestic corporation, partnership, joint venture, trust or other enterprise and may, by resolution of the Board of Directors, indemnify any officer, employee or agent against any and all expenses and liabilities actually and necessarily incurred by her in connection with any threatened, pending or completed action, suit, or proceeding (whether civil, criminal, administrative, or investigative) to which she may be or is made a party by reason of being or having been a director, officer, employee or agent; subject to the limitation, however, that there shall be no indemnification in relation to matters as to which it shall be proved that the act or omission of the director, officer, employee or agent was material to the cause of action adjudicated in the proceeding and was either (1) committed in bad faith or was the result of active and deliberate dishonesty, or (2) the director, officer, employee or agent received an improper personal benefit in money, property or services, or (3) in the case of any criminal proceeding, the director, officer, employee or agent had reasonable cause to believe that the act or omission was unlawful.

Amounts paid in indemnification of expenses and liabilities may include, but shall not be limited to, judgments, penalties, fines, settlements and reasonable expenses actually incurred by such director, officer, employee or agent. The Corporation may pay or reimburse personal expenses in advance of the final disposition of the proceeding upon written receipt by the Corporation of a written affirmation by the director of the director's good faith belief that the standard of conduct necessary for indemnification by the Corporation has been

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

met, and a written undertaking by or on behalf of the director to repay the amount if it shall ultimately be determined that the standard of conduct has been met.

The provisions of this Article shall be applicable to claims, actions, suits or proceedings made or commenced after the adoption hereof, whether arising from acts or omissions to act occurring before or after adoption hereof.

The indemnification provided by the Article shall not be deemed exclusive of any other rights to which such director, officer, employee or agent may be entitled under any statute, Bylaw, agreement, vote of the Board of Directors, or otherwise and shall not restrict the power to the Corporation to make any indemnification permitted by law.

The Board of Directors may authorize the purchase of insurance on behalf of any director, officer, employee or agent of the Corporation, or who while a director, officer, employee or agent of the Corporation is or was serving at the request of the Corporation as a director, officer, partner, trustee, employee or agent of another foreign or domestic corporation, partnership, joint venture, trust, other enterprise, or employee benefit plan against any liability asserted against and incurred by him arising out of such person's position, whether or not the Corporation would have the power to indemnify such person against that liability under law.

In no case, however, shall the Corporation indemnify, reimburse, or insure any person for any taxes imposed on such individual under chapter 42 of the Internal Revenue Code of 1986, as now in effect or as may hereafter be amended ("the Code"). Further, if at any time the Corporation is deemed to be a private foundation within the meaning of § 509 of the Code then, during such time, no payment shall be made under this Article if such payment would constitute an act of self-dealing or a taxable expenditure, as defined in §§

Attachment 1: Form 1023, Part I, Question 10a

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

4941(d) or 4945(d), respectively, of the Code. Moreover, the Corporation shall not indemnify, reimburse, or insure any person in any instance where such indemnification, reimbursement, or insurance is inconsistent with § 4958 of the Code or any other provision of the Code applicable to corporations described in § 501(c)(3) of the Code.

If any part of this Article shall be found in any action, suit, or proceeding to be invalid or ineffective, the validity and the effectiveness of the remaining parts shall not be affected.

Attachment 4: Form 1023, Part II, Question 12a (continued)

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

Fee Schedule for Festival Tickets

Advanced Sales - \$20
Gate Price - \$35

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

Historical (Pre-incorporation) Financial Information

2001:

INCOME:

Advance ticket sales	\$3,100
Gate ticket sales	\$2,275
TOTAL INCOME:	\$5,370

EXPENSES:

Electric	\$50
Insurance	\$1,096
Sanitary Facilities	\$470
VVMC Site	\$600
Dumpster	\$100
Wood	\$250
TOTAL EXPENSES:	\$2,566

NET PROCEEDS:	\$2,804
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2002:

INCOME:

Advance ticket sales (Spring)	\$4,743.95
Gate ticket sales (Spring)	\$4,305
Advance ticket sales (Fall)	\$3,658.25
Gate ticket sales (Fall)	\$3,095
Miscellaneous	\$100
TOTAL INCOME:	\$15,902.20

EXPENSES:

SPRING:

Electric	\$75
Insurance	\$1,162
Sanitary Facilities	\$700
VVMC Site	\$800
Dumpster	\$200
Wood	\$350
Ticket printing	\$75
Miscellaneous	\$449.08
SUBTOTAL:	\$3811.08

Attachment 5: Form 1023, Part IV

Playa del Fuego, Inc.
8905 48th Avenue
College Park, MD 20740-2003
EIN: 83-0352243

FALL:	
Electric	\$75
Insurance	\$1,546
Sanitary Facilities	\$1,300
VVMC Site	\$800
Dumpster	\$226
Trash removal	\$100
Wood	\$1,050
Miscellaneous	\$239.01
SUBTOTAL:	\$5,336.01
 TOTAL EXPENSES:	 \$9,147.09
 NET PROCEEDS:	 \$6755.11