



## Office of the Secretary of State

### CERTIFICATE OF FILING OF

Texas Pit Crew, Inc.  
File Number: 801918485

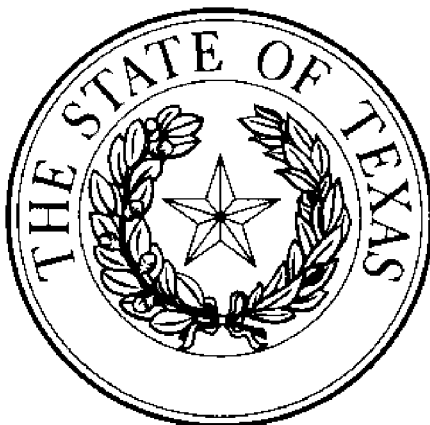
The undersigned, as Secretary of State of Texas, hereby certifies that a Certificate of Formation for the above named Domestic Nonprofit Corporation has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

The issuance of this certificate does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 01/21/2014

Effective: 01/21/2014



*NANDITA BERRY*

Nandita Berry  
Secretary of State

**Form 202**

Secretary of State  
 P.O. Box 13697  
 Austin, TX 78711-3697  
 FAX: 512/463-5709

Filing Fee: \$25



**Certificate of Formation  
 Nonprofit Corporation**

Filed in the Office of the  
 Secretary of State of Texas  
 Filing #: 801918485 01/21/2014  
 Document #: 525657480002  
 Image Generated Electronically  
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**Article 1 - Corporate Name**

The filing entity formed is a nonprofit corporation. The name of the entity is :

**Texas Pit Crew, Inc.**

**Article 2 – Registered Agent and Registered Office**

A. The initial registered agent is an organization (cannot be corporation named above) by the name of:

**OR**

B. The initial registered agent is an individual resident of the state whose name is set forth below:

**Name:**

**Kimberly Hicks**

C. The business address of the registered agent and the registered office address is:

**Street Address:**

**4446 Southwest Parkway Wichita Falls TX 76308-3331**

**Consent of Registered Agent**

A. A copy of the consent of registered agent is attached.

**OR**

B. The consent of the registered agent is maintained by the entity.

**Article 3 - Management**

A. Management of the affairs of the corporation is to be vested solely in the members of the corporation.

**OR**

B. Management of the affairs of the corporation is to be vested in its board of directors. The number of directors, which must be a minimum of three, that constitutes the initial board of directors and the names and addresses of the persons who are to serve as directors until the first annual meeting or until their successors are elected and qualified are set forth below.

Director 1: **Kimberly Hicks**

Title: **Director**

Address: **P.O. Box 9823 Wichita Falls TX, USA 76308-9565**

Director 2: **Kelly Bryan**

Title: **Director**

Address: **P.O. Box 9823 Wichita Falls TX, USA 76308-9565**

Director 3: **Ryan Fincher**

Title: **Director**

Address: **P.O. Box 9823 Wichita Falls TX, USA 76308-9565**

Director 4: **Amber Browning**

Title: **Director**

Address: **P.O. Box 9823 Wichita Falls TX, USA 76308-9565**

Director 5: **Gavin Cox**

Title: **Director**

Address: **P.O. Box 9823 Wichita Falls TX, USA 76308-9565**

Director 6: **Jeremiah Love**

Title: **Director**

Address: **P.O. Box 9823 Wichita Falls TX, USA 76308-9565**

**Article 4 - Organization Structure**

A. The corporation will have members.

or

B. The corporation will not have members.

#### Article 5 - Purpose

The corporation is organized for the following purpose or purposes:

**The Corporation is organized for charitable, religious, scientific, literary, or educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986 and the Texas Tax Code, Section 11.18. In particular, the Corporation shall provide assistance to neglected animals in the community, specifically, but not limited to; animals in shelters needing adoption, and strays or 'street dogs' in need of rescue and/or adoption to 'forever' homes. The Corporation shall also provide information to citizens about services available in the community to improve the lives of their animals, and work with other animal advocacy groups to combat animal homelessness and neglect.**

#### Supplemental Provisions / Information

#### Article 6 - Restrictions and Limitations

Notwithstanding the foregoing or anything to the contrary herein, the Corporation may not:

- A. Engage in any activity or take any action prohibited by the applicable provisions of the Texas Business Organizations Code.**
- B. Pay any dividend or distribute any part of the income of the Corporation to its members, directors, or officers. However, the Corporation may pay compensation in a reasonable amount to its members, directors, or officers for services rendered, may confer benefits upon its members, in conformity with its purposes, provided such compensation or benefits are reasonable.**
- C. Make loans to the Corporation's directors.**
- D. Engage in any activities, except to an insubstantial degree, that are not in furtherance of the purpose or purposes on the Corporation.**
- E. Conduct or carry on any activities not permitted to be conducted or carried on by an organization exempt from taxation under section 501(c)(3) of the Internal Revenue Code and its regulations, or by an organization, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code and regulations.**
- F. Serve any private interest, except if clearly incidental to the public benefit provided by the Corporation.**
- G. Allow any of the Corporation's net earnings to inure to the benefit of its members or any private individual.**
- H. Engage in more than an insubstantial degree in the carrying on of propaganda, or otherwise attempting, to influence legislation, and the Corporation shall not directly or indirectly, participate in, or intervene in (including the publication or distribution of statements) any political campaign on behalf of any candidate for public office, except as allowed by the Internal Revenue Code**

and its regulations.

I. Make distributions at such a time and in such a manner as to subject it to tax under Section 4942 of the Code.

J. Engage in any act of self-dealing which would be subject to tax under Section 4941 of the Code.

K. Retain any excess business holdings which would subject it to tax under Section 4943 of the Code.

L. Make any investments which would subject it to tax under Section 4944 of the Code.

M. Make any taxable expenditures which would subject it to tax under Section 4945 of the Code.

#### Article 7 - Indemnification

To the full extent permitted by the applicable provisions of Title 1, Chapter 8 of the Texas Business Organizations Code and other applicable law, the Corporation shall advance or reimburse expenses to and indemnify any present and former directors, officers, employees, and agents of the Corporation and persons serving or formerly serving at the request of the Corporation as directors, officers, partners, venturers, proprietors, trustees, employees, agents, or similar functionaries of another foreign or domestic corporation, employee benefit plan, or other enterprise or entity against judgments, penalties (including excise and similar taxes) fines, settlements, and reasonable expenses actually incurred by the person in any threatened, pending or completed action, suit or proceeding, whether civil, criminal, administrative, arbitative or investigative, any appeal in such action, suit or proceeding and any inquiry or investigation that could lead to such action, suit or proceeding, because the person is or was acting in one of the capacities set forth above.

#### Article 8 - Distribution of Assets Upon Winding Up

After all liabilities and obligations of the Corporation in the process of winding up are paid, satisfied, and discharged, the property of the Corporation shall be applied and distributed in accordance with Section 22.304 Texas Business Organizations Code.

[The attached addendum, if any, is incorporated herein by reference.]

#### Effectiveness of Filing

A. This document becomes effective when the document is filed by the secretary of state.

OR

B. This document becomes effective at a later date, which is not more than ninety (90) days from the date of its

signing. The delayed effective date is:

**Organizer**

The name and address of the organizer are set forth below.

**Jeremiah Love**      **P.O. Box 9823, Wichita Falls, TX 76308-9565**

**Execution**

The undersigned affirms that the person designated as registered agent has consented to the appointment. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized under the provisions of law governing the entity to execute the filing instrument.

**Jeremiah Love**

Signature of organizer.

**FILING OFFICE COPY**