



# NORTH CAROLINA

## Department of the Secretary of State

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**To all whom these presents shall come, Greetings:**

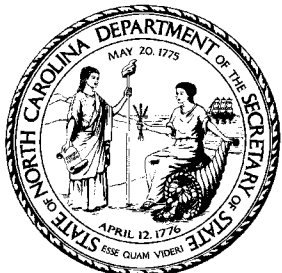
I, Elaine F. Marshall, Secretary of State of the State of North Carolina, do hereby certify the following and hereto attached to be a true copy of

### ARTICLES OF INCORPORATION

OF

### OPERATION WAKE SURF

the original of which was filed in this office on the 27th day of August, 2020.



Scan to verify online.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Raleigh, this 27th day of August, 2020.

*Elaine F. Marshall*

Secretary of State



# Operation Wake Surf

A North Carolina non-profit corporation

## Articles of Incorporation

### Article I, Name

#### 1.01 Name

The name of this corporation shall be Operation Wake Surf. The business of the corporation may be conducted as Operation Wake Surf or Operation Wakesurf or OWS.

### Article II, Duration

#### 2.01 Duration

The period of duration of the corporation is perpetual

### Article III, Purpose

#### 3.01 Purpose

Operation Wake Surf is a non-profit corporation and shall be operated exclusively for education and charitable purposes within the meaning of section 501 (c)(3) of the Internal Revenue Code of 1986, or the corresponding section of any future Federal tax code.

The purpose of the organization is to provide an unforgettable and unique experience to first responders and military personnel who keep our communities and country safe.

#### 3.02 Non-Profit

Operation Wake Surf is designated as a non-profit corporation.

Article IV,  
**Non-Profit Nature**

**4.01 Non-Profit Nature**

Operation Wake Surf is organized exclusively for charitable and educational 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 corresponding section of any future federal tax code. No part of the net earnings of Operation Wake Surf shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in the purpose clause hereof.

Notwithstanding any other provision of this document, the corporation shall not carry on any other activities not permitted to be carried on (a) by any organization exempt from federal income tax under section 501 (c) (3) of the Internal Revenue Code, corresponding section of any future federal tax code, or (b) by an organization, contributions to which are deductible under section 170 (c) (2) of the Internal Revenue Code, or corresponding section of any future federal tax code.

Operation Wake Surf is not organized and shall not be operated for the private gain of any person. The property of the corporation is irrevocably dedicated to its educational and charitable purposes. No part of the assets, receipts, or net earnings of the corporation shall inure to the benefit of, or be distributed to any individual. The corporation may, however, pay reasonable compensation for services rendered, and make other payments and distributions consistent with these Articles.

**4.02 Personal Liability**

No officer or director of this corporation shall be personally liable for the debts or obligations of Operation Wake Surf of any nature whatsoever, nor shall any of the property or assets of the officers or directors be subject to the payment of the debts or obligations of this corporation.

**4.03 Dissolution**

Upon termination or dissolution of the Operation Wake Surf, any assets lawfully available for distribution shall be distributed to one (1) or more qualifying organizations described in Section 501(c)(3) of the Internal Revenue Code of 1986 (or described in any corresponding provision of any successor statute) which organization or organizations have a charitable purpose which, at least generally, includes a purpose similar to the terminating or dissolving corporation.

The organization to receive the assets of the Operation Wake Surf hereunder shall be selected by the discretion of a majority of the managing body of the Operation Wake Surf and if its members cannot so agree, then the recipient organization shall be selected pursuant to a verified petition in equity filed in a court of proper jurisdiction against the Operation Wake Surf by one (1) or more of its managing body which verified petition shall contain such statements as reasonably indicate the applicability of this section. The court upon a finding that this section is applicable shall select the qualifying organization or organizations to receive the assets to be distributed, giving preference if practicable to organizations located within the State of North Carolina.

In the event that the court shall find that this section is applicable but that there is no qualifying organization known to it which has a charitable purpose, which, at least generally, includes a purpose similar to this corporation, then the court shall direct the distribution of its assets lawfully available for distribution to the Treasurer of the State of North Carolina to be added to the general fund.

#### **4.04 Prohibited Distributions**

No part of the net earnings or properties of this corporation, on dissolution or otherwise, shall inure to the benefit of, or be distributable to, its members, directors, officers or other private person or individual, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article III, Section 3.01.

#### **4.05 Restricted Activities**

No substantial part of the corporation's activities shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene (including the publishing or distribution of statements) in any political campaign on behalf of or in opposition to any candidate for public office.

#### **4.06 Prohibited Activities**

Notwithstanding any other provision of these Articles, the corporation shall not carry on any activities not permitted to be carried on (I) by a corporation exempt from federal income tax as an organization described by Section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or (II) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

### Article V, **Board of Directors**

#### **5.01 Governance**

Operation Wake Surf shall be governed by its board of directors.

#### **5.02 Initial Directors**

The initial directors of the corporation shall be:

- Robby Maschhaupt, President
- Dawn Maschhaupt, Vice President
- Wendy Lawson, Treasurer
- Paul Singer
- Mason Poe
- Andrew Sevilla
- Dave Everett
- Fred Ogrim
- Mary Wearing, Secretary

Article VI,  
**Membership**

**6.01 Membership**

Operation Wake Surf shall have no members. The management of the affairs of the corporation shall be vested in a board of directors, as defined in the corporation's bylaws.

Article VII,  
**Amendments**

**7.01 Amendments**

Any Amendments to the Articles of Incorporation may be adopted by approval of two-thirds 2/3) of the board of directors.

Article VIII,  
**Addresses of the Corporation**

**8.01 Amendments**

The address of the corporation is:

Operation Wake Surf  
3020 Prosperity Church Rd  
Su 500  
Charlotte, NC 28269

The mailing address of the corporation is:

Operation Wake Surf  
3020 Prosperity Church Rd  
Su 500  
Charlotte, NC 28269

Article IX,  
**Appointment of Registered Agent**

**9.01 Registered Agent**

The Registered agent of the corporation shall be:

Andrew Sevilla	185 Kilborne Rd.	
1-925-548-1421	Mooresville, NC 28117	Iredell County

Article X,  
**Incorporator**

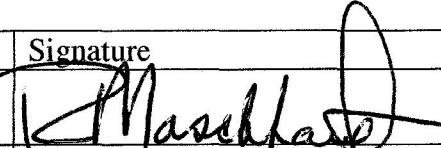
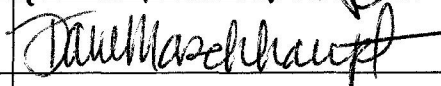
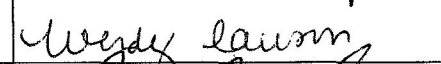
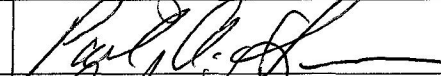
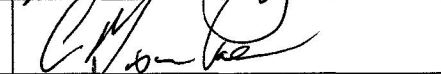




**10.01 Incorporator**

The incorporators of the corporation are as follow:

Andrew Sevilla	185 Kilborne Rd.	
1-925-548-1421	Mooresville, NC 2811	Iredell County

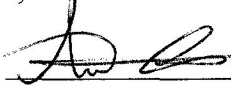
**CERTIFICATE OF ADOPTION OF ARTICLES OF INCORPORATION**

We, the undersigned, do hereby certify that the above stated Articles of Incorporation of Operation Wake Surf were approved by the board of directors on July 18, 2020 and constitute a complete copy of Articles of Incorporation of the Operation Wake Surf

Name	Signature	Home Address
Robby Maschhaupt		10765 TRADITION VIEW DR. CHARLOTTE, NC 28269
Dawn Maschhaupt		10765 TRADITION VIEW DR. CHARLOTTE, NC 28269
Wendy Lawson		1161 White Horse Dr. MOORESVILLE, NC 28117
Paul Singer		5650 LELAND CT. ATWATER, CA 95301
Mason Poe		111 WILLOW BEND CT. LILLINGTON, NC 27546
Andrew Sevilla		185 Kilburne Rd. MOORESVILLE, NC 28117
Dave Everett		833 36th Ave Pt NW Hickory, NC 28601
Fred Ogrim		107 HAYDEN CT MOORESVILLE NC 28117
Mary Wearing Waring		1755 Rustic Arch Way Huntersville, NC 2878

**ACKNOWLEDGMENT OF CONSENT  
TO APPOINTMENT AS REGISTERED AGENT**

I, Andrew Sevilla, agree to be the registered agent for Operation Wake Surf as appointed herein.

  
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Andrew Sevilla, Registered Agent

Date: 07/18/2020