

# Articles of Association of the Escondido Amateur Radio Society

## Article I: Name and Organization

- a. The name of the organization is the ESCONDIDO AMATEUR RADIO SOCIETY, hereinafter referred to as EARS.

## Article II: Intent and Purpose

- a. The primary purposes of EARS are to:
  - To promote the purposes of amateur radio as defined in Part 97 of the Federal Communications Commission Regulations.
  - To foster fraternal relations among amateur radio operators.
  - To encourage and assist members of the public who are interested in becoming amateur radio operators.
  - To provide useful services for members and their families.
  - To serve the community and the nation.
- b. EARS is organized exclusively for charitable, educational, and scientific 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.
- c. No part of the net earnings of the organization shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the organization 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. No substantial part of the activities of the organization shall be carrying on of propaganda, or otherwise attempting to influence legislation, and the organization shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of this document, the organization shall not carry on any other activities not permitted to be carried on (a) by an organization exempt from federal income tax under section 501 (c) (3) of the Internal Revenue Code, or 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.

### **Article III: Agent and Office**

- a. The name and address in the State of California of this organization's initial agent for service of process is:

Dirk Reschly.  
PO Box 3243,  
Escondido.  
CA 92033

### **Article IV: Duration**

- a. The duration of the Escondido Amateur Radio Society shall be perpetual.
- b. The death, removal, or resignation of any member of the Escondido Amateur Radio Society shall not result in the dissolution of EARS.

### **Article V: Structure and Membership**

- a. The Escondido Amateur Radio Society is a purely voluntary organization, and consists of individuals dedicated to the promotion and advancement of amateur radio through public education, training, and skill development.
- b. Membership is open to anyone wishing to learn or enhance their skills in amateur radio and its related activities, or to anyone able to render support, guidance and encouragement to other individuals or groups interested in amateur radio.
- c. Membership in EARS becomes effective upon the payment of annual dues as provided for in the EARS By-Laws.
- d. EARS shall not discriminate on the basis of race, color, sex, age, religious affiliation, handicap, national origin, or any other personal factor.

### **Article VI: Leadership**

- a. The Escondido Amateur Radio Society shall be governed by the elected officers as provided for in its By-Laws.
- b. Officers will be elected annually by nomination and a majority vote as provided for in its By-Laws.

## **Article VII: Accounting and Records**

- a. The fiscal year of the Escondido Amateur Radio Society shall be January 1st through December 31st of each year.
- b. All minutes, books, correspondence, and other records of the Escondido Amateur Radio Society shall be preserved by the officers until such a time it is deemed that the records have ceased to be of use for the conduct of the affairs of EARS.
- c. Records that have ceased to be of use for the conduct of the affairs of the Escondido Amateur Radio Society may be turned over for preservation to a depository designated by EARS, or discarded.

## **Article VIII: Dissolution**

- a. Upon the dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501 (c) (3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not disposed of shall be disposed of by the Court of Common Pleas of the county in which the principal office of the organization is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

## **Certification**

IN WITNESS WHEREOF, the undersigned have executed these Articles of Association on this 11th day of March, 2010.

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Robert J. Kitson, President

ATTEST:

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John Musselman, Secretary