

BRONX CHARTER SCHOOL FOR CHILDREN

PROVISIONAL CHARTER

This Instrument Witnesseth That the Board of Regents for and on behalf of the Education Department of the State of New York at their meeting of January 15, 2003,

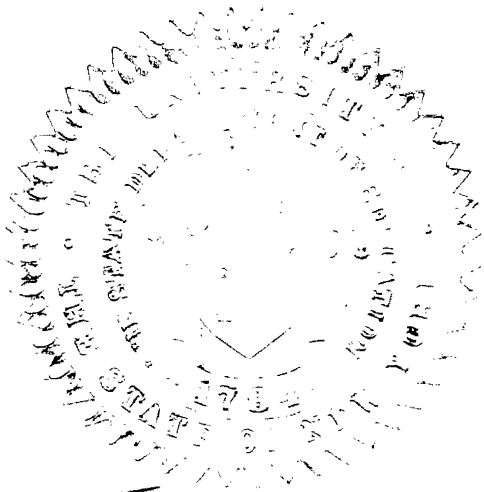
Voted, that

1. A provisional charter valid for a term of five years is issued incorporating Bertram G. Bennett, Jr., Leslie Buckland, Peter W. Cookson, Jr., Patricia M. Cooper, Carmen I. Mercado, Richard M. Muffoletto, Gladys Padro-Soler, and Eleanor K. Sypher, as an education corporation under the corporate name of Bronx Charter School For Children, located in the city of New York, county of Bronx, state of New York.
2. The purpose for which such corporation is formed is to operate a charter school pursuant to Article 56 of the Education Law and in accordance with the charter agreement between Patricia M. Cooper and Eleanor K. Sypher on behalf of Bronx Charter School For Children, and the Board of Regents as approved by the Board of Regents on January 15, 2003.
3. The names and post office addresses of the first trustees are as follows:
 - Rev. Bertram G. Bennett, Jr.
2191 Light Street
Bronx, NY 10451
 - Leslie Buckland
75 Central Park West
New York, NY 10023
 - Peter W. Cookson, Jr.
116 Valleyview Road
Irvington, NY 10533
 - Patricia M. Cooper
156 Bedell Avenue
Hempstead, NY 11550
 - Carmen I. Mercado
60 East 9th Street
New York, NY 10003
 - Richard M. Muffoletto
9 Bay Path Court
Huntington, NY 11743
 - Gladys Padro-Soler
166 East 96th Street
New York, NY 10128
 - Eleanor K. Sypher
515 East 89th Street
New York, NY 10128
4. The board shall have power to adopt bylaws not inconsistent with the provisions of Article 56 of the Education Law.

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5. The corporation hereby created shall be a nonstock corporation organized and operated exclusively for educational purposes as defined in section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law), and no part of its earnings or net income shall inure to the benefit of any individual; and no officer, member, or employee of the corporation shall receive or be entitled to receive any pecuniary profit from the operations thereof, except reasonable compensation for services.
6. Notwithstanding any other provision of these articles the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law) or (b) by a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code of 1986 (or the corresponding provision of any future United States Internal Revenue Law).
7. No substantial part of the activities of the corporation shall be devoted to carrying on propaganda, or otherwise attempting to influence legislation (except to the extent authorized by Internal Revenue Code section 501(h) as amended, or the corresponding provision of any future United States Internal Revenue Law, during any fiscal year or years in which the corporation has chosen to utilize the benefits authorized by the statutory provision), and the corporation shall not participate in nor intervene (including the publishing or distribution of statements) in any political campaign on behalf of, or in opposition to, any candidate for public office.
8. Upon dissolution of the corporation, the board of trustees shall, after paying or making provision for the payment of all the liabilities of the corporation, dispose of the remaining assets of the corporation to the school district in which the charter school is located for a public purpose.
9. The principal office of the corporation shall be located at 334 East 148th Street, Bronx, NY.
10. The Commissioner of Education is designated as the representative of the corporation upon whom process in any action or proceeding against it may be served.
11. Such provisional charter may be renewed upon application for a term of up to five years in accordance with the provisions of Article 56 of the Education Law.



Granted, January 15, 2003, by the Board of Regents of The University of the State of New York, for and on behalf of the State Education Department, and executed under the seal of said University and recorded as Number 097.

Ram Berman

Chancellor

Robert P. Mills

**President of the University and
Commissioner of Education**