



*State of North Carolina
Department of the Secretary of State*

Elaine F. Marshall
SECRETARY OF STATE

CHARITABLE SOLICITATION LICENSING DIVISION

November 13, 2020

Gary E. Olin, Treasurer
Rotary Club of Brunswick Islands
PO Box 2894
Shallotte, NC 28459-2894

Dear Gary E. Olin:

The Charitable Solicitation Licensing Division (CSL) of the North Carolina Department of the Secretary of State has determined that you meet the qualifications for exemption from the provisions of the Charitable Solicitation Act, N. C. Gen. Stat. § 131F-1 et seq. Exemption means that you do not need a license to solicit contributions in North Carolina.

CSL has reached its conclusions based upon the definitions section of the Act, N. C. Gen. Stat. § 131F-2, and applicable sections of the North Carolina Administrative Code, specifically 18 NCAC 11.0104, which defines relevant terms. Any exemption that refers to "person" uses the term as it is defined in the Act as "any individual, organization, trust, foundation, association, group, entity, partnership, corporation, society, or any combination of these acting as a unit."

This letter is your formal notice that exemption is granted to you on the following basis:

N. C. Gen. Stat. § 131F-3(3): As a person that receives under \$25,000 in contributions in any calendar year AND that does not provide compensation to any officer, trustee, organizer, incorporator, fund-raiser, or solicitor. Note that this exemption must be renewed annually because it is based on receipts in a calendar year and whether compensation is paid to enumerated individuals. Failure to submit renewal information in a timely manner may result in late fees, other penalties under the Charitable Solicitation Act, and/or the exemption not being renewed. **YOUR EXEMPTION EXPIRES ON November 15, 2021.**

You may appeal our decision to the Office of Administrative Hearings as outlined in the separate Notice of Appeal Rights that is enclosed with this letter.

This exemption, however, does not insulate you from criminal prosecution related to charitable solicitations in North Carolina. Changes in circumstances may affect qualifications for exemption. The Department of the Secretary of State, through CSL, may review and may modify or cancel any exemption designation at any time upon receipt or discovery of relevant new or changed information.

Sincerely,

Demian Silvers, Document Examiner
Charitable Solicitation Licensing Division
(919) 814-5286
dsilvers@sosnc.gov



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NOTICE OF APPEAL RIGHTS

Pursuant to Chapter 150B of the North Carolina General Statutes, if you wish to appeal the Department's decision set forth in the enclosed correspondence, you must file a Petition for a Contested Case Hearing at the Office of Administrative Hearings (OAH). Beginning on October 1, 2009, OAH is charging a filing fee for certain types of cases. The fee is payable at the time the Petition is filed. Additional details will be posted on the OAH website, www.ncoah.com, as the Rules concerning the filing fee are established. Further information related to OAH proceedings, including a form Petition and other documents, may also be accessed from the website or by writing to OAH at the following address:

Office of Administrative Hearings
6714 Mail Service Center
Raleigh, NC 27699-6714

The street address of OAH is as follows:

Office of Administrative Hearings
1711 New Hope Church Road
Raleigh, NC 27609

OAH Phone Number: 919-431-3000 OAH Fax Number: 919-431-3100

Under relevant provisions of N. C. Gen. Stat. §150B-23(f), you have sixty (60) days from the mailing date of the enclosed letter to appeal. If you do not appeal within the time set forth under North Carolina law, you will likely be forever barred from contesting the Order as the statute of limitations will have run. If you appeal, your Petition for a Contested Case Hearing must be served on the authorized agent of the Secretary of State, who is Ann Wall, General Counsel to the NC Department of the Secretary of State, PO Box 29622, Raleigh, NC 27626-0622. Service on CSL or any of its employees is not proper service.