

**VOLUNTEER LEGAL SERVICES PROJECT
OF MONROE COUNTY, INC.**

Financial Statements

March 31, 2011

(With Independent Auditors' Report Thereon)

VOLUNTEER LEGAL SERVICES PROJECT
OF MONROE COUNTY, INC.

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INDEPENDENT AUDITORS' REPORT

The Board of Directors
Volunteer Legal Services Project
of Monroe County, Inc.:

We have audited the accompanying statement of financial position of Volunteer Legal Services Project of Monroe County, Inc. as of March 31, 2011, and the related statements of activities, functional expenses and cash flows for the year then ended. These financial statements are the responsibility of the Project's management. Our responsibility is to express an opinion on these financial statements based on our audit. The prior year summarized comparative information has been derived from the Project's 2010 financial statements, and, in our report dated June 17, 2010, we expressed an unqualified opinion on these financial statements.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in Government Auditing Standards, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of Volunteer Legal Services Project of Monroe County, Inc. as of March 31, 2011 and the changes in its net assets and its cash flows for the year then ended, in conformity with accounting principles generally accepted in the United States of America.

In accordance with Government Auditing Standards, we have also issued our report dated June 9, 2011, on our consideration of the Project's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, grant agreements and other matters. The purpose of this report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with Government Auditing Standards and should be read in assessing the results of our audit.

Toski, Schaefer & Co., P.C.

Williamsville, New York
June 9, 2011

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VOLUNTEER LEGAL SERVICES PROJECT
 OF MONROE COUNTY, INC.
 Statement of Financial Position
 March 31, 2011
 with comparative totals for 2010

<u>Assets</u>	<u>2011</u>	<u>2010</u>
Current assets:		
Cash and equivalents	\$ 482,239	383,848
Investments - current reserve	29,905	26,897
Receivables:		
Grants	125,387	188,515
Other	2,000	-
Total receivables	127,387	188,515
Prepaid expenses	16,338	13,922
Total current assets	655,869	613,182
Investments, at fair value	142,951	128,728
Equipment, at cost	108,649	105,378
Less accumulated depreciation	(102,255)	(98,003)
Net equipment	6,394	7,375
Total assets	\$ 805,214	749,285

(Continued)

See accompanying notes to financial statements.

VOLUNTEER LEGAL SERVICES PROJECT
OF MONROE COUNTY, INC.
Statement of Financial Position, Continued

<u>Liabilities and Net Assets</u>	<u>2011</u>	<u>2010</u>
Current liabilities:		
Accounts payable and accrued expenses	\$ 73,051	68,599
Due to LAS	1,983	409
Due to LAWNY	1,983	409
Due to Campaign for Justice	25,670	38,467
Deferred revenue	<u>42,500</u>	<u>24,699</u>
Total liabilities	<u>145,187</u>	<u>132,583</u>
Net assets:		
Unrestricted net assets:		
General	583,677	546,248
Equipment	<u>6,394</u>	<u>7,375</u>
Total unrestricted net assets	590,071	553,623
Temporarily restricted	58,766	51,889
Permanently restricted	<u>11,190</u>	<u>11,190</u>
Total net assets	<u>660,027</u>	<u>616,702</u>
Commitments (note 5)		
Total liabilities and net assets	<u>\$ 805,214</u>	<u>749,285</u>

See accompanying notes to financial statements.

VOLUNTEER SERVICES PROJECT
OF MONROE COUNTY, INC.
Statement of Activities
Year ended March 31, 2011
with comparative totals for 2010

	Unrestricted												
	General	Equipment	DHCR Housing	IOLA	Low Income Tax Clinic	Legal Services Corporation	NYS Department of Health	NYS Department of State	Total	Temporarily restricted	Permanently restricted	2011	2010
Revenue:													
Donated services	\$ 1,153,526	-	-	-	-	-	-	-	1,153,526	-	-	1,153,526	1,403,388
Contributions	170,607	-	-	-	-	-	-	-	170,607	-	-	170,607	126,355
United Way	51,822	-	-	-	-	-	-	-	51,822	-	-	51,822	55,068
Grants	12,976	-	52,500	91,945	28,400	-	88,171	99,567	373,559	-	-	373,559	497,250
Legal Services Corporation	-	-	-	-	-	72,185	-	-	72,185	-	-	72,185	69,609
Fees	16,105	-	-	-	-	-	-	-	16,105	-	-	16,105	9,480
Investment income	9,599	-	-	-	-	-	305	-	9,904	6,877	-	16,781	37,633
Distribution from related party	-	-	-	-	-	-	-	-	-	-	-	-	65,000
Miscellaneous	2,400	-	-	-	-	-	-	-	2,400	-	-	2,400	14,253
Total revenue	1,417,035	-	52,500	91,945	28,400	72,185	88,476	99,567	1,850,108	6,877	-	1,856,985	2,278,036
Expenses:													
Salaries	128,442	-	41,269	58,550	17,325	52,800	57,142	75,440	430,968	-	-	430,968	411,740
Payroll taxes	13,637	-	3,157	4,479	1,325	4,039	9,314	5,772	41,723	-	-	41,723	36,694
Employee benefits	9,077	-	6,474	7,231	2,512	7,042	5,625	10,897	48,858	-	-	48,858	53,006
Donated services	1,153,526	-	-	-	-	-	-	-	1,153,526	-	-	1,153,526	1,403,388
Client litigation expense fund	2,947	-	-	-	-	-	-	-	2,947	-	-	2,947	1,649
Contracted services	18,606	-	-	-	-	-	3,952	-	22,558	-	-	22,558	14,416
Insurance	5,110	-	-	1,289	488	-	893	400	7,780	-	-	7,780	7,277
Meetings, training and conferences	4,647	-	-	-	-	-	387	274	5,434	-	-	5,434	8,413
Membership dues	3,463	-	-	-	-	-	274	895	4,632	-	-	4,632	3,434
Office expenses	11,162	-	-	5,856	2,303	1,500	2,347	900	24,068	-	-	24,068	23,960
Occupancy	10,478	-	1,600	14,540	2,625	6,804	5,587	4,100	45,734	-	-	45,734	44,357
Professional fees	9,231	-	-	-	-	-	251	-	9,482	-	-	9,482	13,351
Travel	3,388	-	-	-	1,822	-	-	1,163	6,373	-	-	6,373	7,575
Equipment	3,271	(3,271)	-	-	-	-	-	-	-	-	-	-	-
Depreciation	-	4,252	-	-	-	-	-	-	4,252	-	-	4,252	8,517
Miscellaneous	5,325	-	-	-	-	-	-	-	5,325	-	-	5,325	2,620
Total expenses	1,382,310	981	52,500	91,945	28,400	72,185	85,772	99,567	1,813,660	-	-	1,813,660	2,040,397
Increase (decrease) in net assets	34,725	(981)	-	-	-	-	2,704	-	36,448	6,877	-	43,325	237,639
Net assets at beginning of year	546,248	7,375	-	-	-	-	-	-	553,623	51,889	11,190	616,702	379,063
Net asset transfer	2,704	-	-	-	-	-	(2,704)	-	-	-	-	-	-
Net assets at end of year	\$ 583,677	6,394	-	-	-	-	-	-	590,071	58,766	11,190	660,027	616,702

See accompanying notes to financial statements.

VOLUNTEER LEGAL SERVICES PROJECT
OF MONROE COUNTY, INC.
Statement of Functional Expenses
Year ended March 31, 2011
with comparative totals for 2010

	Program services	Management and general	<u>Total</u>	
			<u>2011</u>	<u>2010</u>
Salaries	\$ 387,871	43,097	430,968	411,740
Payroll taxes	37,551	4,172	41,723	36,694
Employee benefits	43,972	4,886	48,858	53,006
Donated services	1,153,526	-	1,153,526	1,403,388
Client litigation expense fund	2,947	-	2,947	1,649
Contracted services	3,867	18,691	22,558	14,416
Insurance	7,002	778	7,780	7,277
Meetings, training and conferences	1,358	4,076	5,434	8,413
Membership dues	4,632	-	4,632	3,434
Office expenses	21,661	2,407	24,068	23,960
Occupancy	41,161	4,573	45,734	44,357
Professional fees	8,534	948	9,482	13,351
Travel	6,373	-	6,373	7,575
Depreciation	3,827	425	4,252	8,517
Miscellaneous	-	5,325	5,325	2,620
	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Total expenses	<u>\$ 1,724,282</u>	<u>89,378</u>	<u>1,813,660</u>	<u>2,040,397</u>

See accompanying notes to financial statements.

VOLUNTEER LEGAL SERVICES PROJECT
OF MONROE COUNTY, INC.
Statement of Cash Flows
Year ended March 31, 2011
with comparative totals for 2010

	<u>2011</u>	<u>2010</u>
Cash flows from operating activities:		
Increase in net assets	\$ 43,325	237,639
Adjustments to reconcile increase in net assets to cash provided by operating activities		
Depreciation	4,252	8,517
Unrealized appreciation in fair value of investments	(16,510)	(36,800)
Changes in:		
Receivables	61,128	(51,064)
Prepaid expenses	(2,416)	1,760
Accounts payable and accrued expenses	4,452	(255)
Due to LAS	1,574	2,384
Due to LAWNY	1,574	2,384
Due to Campaign for Justice	(12,797)	8,896
Deferred revenue	<u>17,801</u>	<u>20,000</u>
Net cash provided by operating activities	<u>102,383</u>	<u>193,461</u>
Cash flows from investing activities:		
Increase in investments	(721)	(4,766)
Purchase of equipment	<u>(3,271)</u>	<u>-</u>
Net cash used in investing activities	<u>(3,992)</u>	<u>(4,766)</u>
Net increase in cash and equivalents	98,391	188,695
Cash and equivalents at beginning of year	<u>383,848</u>	<u>195,153</u>
Cash and equivalents at end of year	<u>\$ 482,239</u>	<u>383,848</u>
Supplemental schedule of cash flow information:		
Donated revenue	<u>\$ 1,153,526</u>	<u>1,403,388</u>
Donated services	<u>\$ 1,153,526</u>	<u>1,403,388</u>

See accompanying notes to financial statements.

VOLUNTEER LEGAL SERVICES PROJECT
OF MONROE COUNTY, INC.

Notes to Financial Statements

March 31, 2011

(1) Summary of Significant Accounting Policies

(a) Nature of Activities

Volunteer Legal Services Project of Monroe County, Inc. (the Project) was created in 1981 to increase participation by private attorneys in the delivery of civil legal services to the poor in Monroe County. A small staff administers a largely volunteer effort in which private attorneys represent low income clients.

The project began as a project of the Monroe County Bar Association (Bar Association) and was incorporated in December 1982 as a not-for-profit corporation. It is governed by an independent Board of Directors composed of attorneys and non-attorneys. The Project receives funding from Law New York (LAWNY), Interest on Lawyer Account Fund (IOLA), the United Way of Greater Rochester, New York State (NYS), private foundations, law firms and individual attorneys in Monroe County.

(b) Basis of Accounting

The financial statements of the Project have been prepared on the accrual basis of accounting in accordance with accounting principles generally accepted in the United States of America.

(c) Basis of Presentation

The Project reports information regarding its financial position and activities according to three classes of net assets: unrestricted net assets, temporarily restricted net assets and permanently restricted net assets. Accordingly, net assets of the Project and changes therein are classified and reported as follows:

Unrestricted net assets - Net assets that are not subject to donor-imposed stipulations and may be used for any purpose designated by the Project's Board of Directors.

Temporarily restricted net assets - Net assets subject to donor-imposed stipulations that may or will be met either by actions of the Project and/or the passage of time.

Permanently restricted net assets - Net assets subject to donor-imposed stipulations that must be maintained permanently by the Project. Generally, the donors of these assets permit the Project to use all or part of the income earned on related investments for general or specific purposes. The Project received a permanently restricted contribution of \$11,190 in memory of Gary Amendola. No amounts were received in 2011 and 2010. The specific purpose of the endowment investment earnings is to hire law student interns to work at the Project.

VOLUNTEER LEGAL SERVICES PROJECT
OF MONROE COUNTY, INC.

Notes to Financial Statements, Continued

(1) Summary of Significant Accounting Policies, Continued

(d) Estimates

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

(e) Cash and Equivalents

For purposes of the statement of cash flows, the Project considers all highly liquid debt instruments purchased with a maturity of three months or less to be cash equivalents.

(f) Receivables

Receivables are stated at the amount management expects to collect from outstanding balances. Management provides for probable uncollectible amounts through a provision for bad debt expense and an adjustment to a valuation allowance based on its assessment of the current status of individual accounts. Balances that are still outstanding after management has used reasonable collection efforts are written off through a charge to the valuation allowance and a credit to accounts receivable. Changes in the valuation allowance have not been material to the financial statements.

(g) Investments

Investments are stated at fair value. In accordance with the policy of carrying investments at fair value, the change in net unrealized appreciation is included in investment income in the statement of activities.

(h) Capitalization and Depreciation

Equipment is recorded at cost or fair market value at the date of the gift in the case of donated equipment. If donors stipulate how long the assets must be used, the contributions are recorded as restricted support. In the absence of such stipulations, contributions of equipment are recorded as unrestricted support. Depreciation is provided for in amounts sufficient to relate the cost of depreciable assets to operations over their estimated service lives using the straight-line method. Improvements are capitalized, while expenditures for maintenance and repairs are charged to expense as incurred. Upon disposal of depreciable equipment, the appropriate equipment accounts are reduced by the related costs and accumulated depreciation. The resulting gains and losses are reflected in the statement of activities.

(i) Deferred Revenue and Revenue Recognition

Grant awards accounted for as exchange transactions are recorded as revenue when expenditures have been incurred in compliance with the grant restrictions. Amounts unspent are recorded in the statement of financial position as deferred revenue.

VOLUNTEER LEGAL SERVICES PROJECT
OF MONROE COUNTY, INC.
Notes to Financial Statements, Continued

(1) Summary of Significant Accounting Policies, Continued

(j) Contributions

Contributions are recognized when the donor makes an unconditional promise to give to the Project. Contributions that are restricted by the donor are reported as increases in unrestricted net assets if the restrictions expire in the fiscal year in which the contributions are recognized. All other donor-restricted contributions are reported as increase in temporarily or permanently restricted net assets depending on the nature of the restrictions. When a restriction expires, temporarily restricted net assets are reclassified to unrestricted net assets.

The Project reports gifts of land, buildings and equipments as unrestricted support unless explicit donor stipulations specify how the donated assets must be used. Gifts of long-lived assets with explicit restrictions that specify how the assets are to be used and gifts of cash for other assets that must be used to acquire long-lived assets are reported as restricted support. Absent explicit donor stipulations about how long those long-lived assets must be maintained, the Project reports expirations of donor restrictions when the donated or acquired long-lived assets are placed in service.

(k) Contributed Services

The Project values all donated legal services at estimated fair value. All donated legal services are related to the mission of the Project and considered program services in the statement of functional expenses. For the years ended March 31, 2011 and 2010, the estimated value of these services was as follows:

	<u>Hourly</u> <u>rate</u>	<u>Hours</u>		<u>Amount</u>	
		<u>2011</u>	<u>2010</u>	<u>2011</u>	<u>2010</u>
Attorney	\$ 200	5,302.93	6,588.93	\$ 1,060,586	1,317,786
Paralegal	\$ 100	679.45	644.52	67,945	64,452
Other	\$ 30	833.17	705.00	<u>24,995</u>	<u>21,150</u>
				<u>\$ 1,153,526</u>	<u>1,403,388</u>

(l) Expense Allocation

The costs of providing various programs and other activities have been summarized on a functional basis in the statement of activities and in the statement of functional expenses. Accordingly, certain costs have been allocated among the programs and supporting services benefited.

(m) Subsequent Events

The Project has evaluated events after March 31, 2011, and through June 9, 2011, which is the date the financial statements were available to be issued, and determined that any events or transactions occurring during this period that would require recognition or disclosure are properly addressed in these financial statements.

(n) Income Taxes

The Project is exempt from income taxes under Section 501(c)(3) of the Internal Revenue Code, therefore, no provision for income taxes is reflected in the financial statements.

VOLUNTEER LEGAL SERVICES PROJECT
OF MONROE COUNTY, INC.

Notes to Financial Statements, Continued

(2) Investments

Financial Instruments

The fair value of the investments held at the Community Foundation at March 31, 2011 and 2010 amounted to the following:

	<u>2011</u>	<u>2010</u>
Investments are designated for the following purposes:		
Investments - current reserve - Campaign for Justice - Sydney R. Rubin Memorial Fund	\$ 29,905	26,897
Investments:		
Hanna S. Cohn Fund for the Future	56,120	50,474
Gary Amendola Endowment	13,836	12,604
Unrestricted	<u>72,995</u>	<u>65,650</u>
	<u>142,951</u>	<u>128,728</u>
Total investments	<u>\$ 172,856</u>	<u>155,625</u>

Investments are reported at fair value based on quoted market prices. Realized and unrealized gains and losses on permanently restricted and unrestricted net assets, are reported as unrestricted, based upon the presence or absence of donor stipulation as to their use. Investment income for the years ended March 31, 2011 and 2010 is summarized as follows:

	<u>2011</u>	<u>2010</u>
Interest and dividends	\$ 271	833
Unrealized appreciation in fair value of investments	<u>16,510</u>	<u>36,800</u>
Total investment income	<u>\$ 16,781</u>	<u>37,633</u>

Management fees of approximately \$1,700 and \$1,600, respectively, have been netted against unrealized gains for the years ended March 31, 2011 and 2010.

Fair Value Measurements

A framework has been established for measuring fair value. That framework provides a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (level 1 measurements) and the lowest priority to unobservable inputs (level 3 measurements). Level 1 assets and liabilities are those whose inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Project has the ability to access. The Project holds marketable securities with a quoted price in active markets for identical assets (level 1) of \$172,856 and \$155,625 at March 31, 2011 and 2010, respectively.

VOLUNTEER LEGAL SERVICES PROJECT
OF MONROE COUNTY, INC.

Notes to Financial Statements, Continued

(3) Related Parties

Related party transactions for the years ended March 31, 2011 and 2010 were as follows:

- (a) The Project was affiliated with the Bar Association until December 31, 1982 when it became a separate corporation. The Executive Director and the President Elect of the Bar Association are ex-officio members of the Board of Directors of the Project. The Director of LAWNY, which provides funding for the Project, and the Director of the Legal Aid Society of Rochester (LAS), a Campaign for Justice fundraising collaborator, are also ex-officio members of the Board of Directors of the Project.
- (b) The Project, LAWNY, and LAS have agreed to participate in a fundraising project referred to as the "Campaign for Justice." During the years ended March 31, 2011 and 2010, phonathons were held, with the proceeds allocated among the organizations in accordance with the terms of the agreement.
- (c) The Project, LAWNY, and LAS received a gift of \$25,670 in the 1998 fiscal year, which is held as an investment by the Project. The gains or losses incurred by the investment are allocated equally to the related parties and the Project and the equal share of the net investment is shown as due to or from the related party. At the year ended March 31, 2011 and 2010, the Project was indebted to the related parties in the amount of \$3,966 and \$818, respectively.
- (d) The Legal Services Corporation funds include amounts received by the Project as a subrecipient of LAWNY, a Legal Services Corporation recipient, and are used to coordinate volunteer attorneys and provide legal representation to low-income people eligible to receive LSC funded services in Monroe County.
- (e) The Project entered into an agreement with the Bar Association, Empire Justice Center, Monroe County Legal Assistance Center, a division of Legal Assistance of Western New York, Inc., the Legal Aid Society of Rochester, New York, Inc., and the Foundation of Monroe County Bar. The intent of the agreement was to locate their offices at one location and to share facilities at that location for their common benefit. The agreement also states that the parties will begin a fundraising campaign, known as the Partnership for Equal Justice to raise funds for their co-location. During the fiscal year 2010, a distribution was received by the Project from the Partnership for Equal Justice campaign funds in the amount of \$65,000.

(4) Retirement Plan

The Project has a tax deferred retirement plan for personnel who meet certain length of service requirements whereby the combined employee and employer can make contributions up to the lesser of 15% of their salary or \$30,000 per year. Employer contributions to the plan are determined annually by the Board of Directors. The Project's contributions to the plan amounted to \$9,272 and \$10,645 for the years ended March 31, 2011 and 2010, respectively.

VOLUNTEER LEGAL SERVICES PROJECT
OF MONROE COUNTY, INC.

Notes to Financial Statements, Continued

(5) Commitments

The Project entered into a co-location lease agreement with the Bar Association commencing in November 2005 for an initial term of 15 years expiring in October 2020. The agreement specifies minimum rental payments and contingent payments based on increase in real estate taxes and operating expenses. The Project also leases certain office equipment under the terms of an operating lease commencing March 2007 and is for an initial term of five years expiring February 2012. Total expense under these agreements for the years ended March 31, 2011 and 2010 amounted to \$38,421.

Future minimum lease payments under the terms of these agreements are as follows for the years ending after March 31, 2011:

2012	\$ 38,421
2013	36,321
2014	36,321
2015	36,321
2016	36,321
Thereafter	<u>145,285</u>
	\$ <u>328,990</u>

TOSKI, SCHAEFER & CO., P.C.

CERTIFIED PUBLIC ACCOUNTANTS

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INDEPENDENT AUDITORS' REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS

The Board of Directors
Volunteer Legal Services Project
of Monroe County, Inc.:

We have audited the financial statements of Volunteer Legal Services Project of Monroe County, Inc. as of and for the year ended March 31, 2011, and have issued our report thereon dated June 9, 2011. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in Government Auditing Standards, issued by the Comptroller General of the United States.

Internal Control Over Financial Reporting

In planning and performing our audit, we considered Volunteer Legal Services Project of Monroe County, Inc.'s internal control over financial reporting as a basis for designing our auditing procedures for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Project's internal control over financial reporting. Accordingly, we do not express an opinion on the effectiveness of the Project's internal control over financial reporting.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A material weakness is a deficiency, or a combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the Project's financial statements will not be prevented, or detected and corrected on a timely basis.

Our consideration of internal control over financial reporting was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over financial reporting that might be deficiencies, significant deficiencies or material weaknesses. We did not identify any deficiencies in internal control over financial reporting that we consider to be material weaknesses, as defined above.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether Volunteer Legal Services Project of Monroe County, Inc.'s financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts and grants, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit and, accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under Government Auditing Standards.

This report is intended solely for the information and use of the management, Board of Directors, and others within the Project and is not intended to be and should not be used by anyone other than these specified parties.

Toski, Schaefer & Co., P.C.

Williamsville, New York
June 9, 2011