

CHARITABLE USE OF ASSETS

§ 999.5(d)(4)(A)

The applicant's articles of incorporation and all amendments thereto and current bylaws, any charitable trust restrictions, and any other information necessary to define the charitable trust purpose of the applicant's assets.

Under the provisions of NCL § 9142(c), the assets of DCHS and all of the Hospital Corporations, as assets held by religious corporations, are not impressed with any express or implied charitable trusts since none of these assets were received in a manner described in NCL §§ 9142(c)(1) through (3).

Please see the attached Articles of Incorporation and Bylaws for DCHS and for Seton Medical Center. DCHS management reviewed the detailed balance sheets for Seton Medical Center and found no assets that would be classified as donor-restricted gifts or funds or fall under NCL § 9142(c).