

CERTIFICATE OF INCORPORATION
OF
OWEGO EMERGENCY SQUAD, INC.

UNDER SECTION 402 OF THE NOT-FOR-PROFIT-CORPORATION LAW

The undersigned, for the purposes of forming a Not-For-Profit Corporation, hereby certifies:

I

The name of the proposed corporation Owego Emergency Squad, Inc. (hereinafter referred to as the "Corporation")

II

The Corporation is not formed for pecuniary profit or financial gain. All income and earnings of the Corporation shall be used exclusively for its corporate purposes.

The Corporation is a corporation as defined in Subparagraph (a)(5) of Section 102 (Definitions) of the Not-For-Profit Corporation Law.

The Corporation, pursuant to Section 201 of the Not-For-Profit Corporation Law, shall be a "Charitable Corporation".

III

The purposes for which the Corporation are organized as follows:

- (a) To provide and/or arrange for basic and/or advanced emergency ambulance medical services to persons requiring such services, including transportation of such persons to hospitals, regardless of ability to pay for such services;
- (b) To provide for the recruitment and retention of volunteers;
- (c) To provide or sponsor trainings to members of the Corporation to enhance their ability to provide competent emergency medical care;
- (d) In accordance with the above, to have and exercise all powers available to corporations organized pursuant to the Not-For-Profit Corporation Law of the State of New York.

IV

The Corporation is not formed to engage in an activity or for a purpose requiring consent or approval of a state official, department, board, agency or other body. No consent or approval is required.

V

The office of the Corporation is to be located in the County of Tioga, State of New York.

VI

Notwithstanding anything herein to the contrary, the Corporation shall exercise only such powers as are in furtherance of and consistent with the exempt purposes of organizations set forth in Section 501(c)(3) of the Internal Revenue Code and its regulations as the same now exist or as they may be hereafter amended from time to time. The Corporation shall not carry on activities not permitted to be carried on by a corporation exempt from Federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended or a corporation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code of 1986, as amended.

VII

No part of the net earnings of the Corporation shall inure to the benefit of any member, trustee, director or officer of the Corporation, or to any private individual (except that reasonable compensation may be paid for services rendered to or for the Corporation), and no member, trustee or officer of the Corporation or any private individual shall be entitled to share in the distribution of any of the Corporation's assets upon dissolution of the Corporation.

VIII

The Secretary of State is designated as the agent of the Corporation upon whom process in any action or proceeding against the Corporation may be served. The post office address to which the Secretary of State shall mail a copy of any process against the Corporation and served upon him shall be:

C/O Owego Emergency Squad, Inc.
Attention: President
P.O. Box 22
Owego, NY 13827

IX

No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation (except as otherwise provided by Internal Revenue Code Section 501 (h)), or participating or intervening in (including the publication or distribution of statements) any political campaign on behalf of or in opposition to any candidates for public office.

In the event of dissolution of the Corporation, all of the remaining assets and property of the Corporation shall, after necessary expenses thereof, be distributed to such corporation or organization as is then recognized by the Internal Revenue Service as qualifying under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, subject to an Order of a Justice of the Supreme Court of the State of New York, with preference being distribution to a volunteer fire department serving the village of Owego. None of the assets shall inure to the benefit of any

individual, director, trustee or member of the Corporation. Preference-for distribution of assets shall be given to the local fire department.

The dissolution of this Corporation and distribution of the assets of this Corporation incident thereof shall be subject to such laws, if any, then in force as may require the approval thereof or consent thereof by any Court or Judge thereof having jurisdiction or by any governmental department or agency or official thereof.

X

The following language relates to the corporation's tax exempt status and is not a statement of purposes and powers. Consequently, this language does not expand or alter the corporation's purposes or powers set forth in paragraph III: The purposes for which the Corporation are organized are to operate exclusively for charitable and educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code.

XI

Nothing herein shall authorize the corporation to operate or maintain a college or university or to grant degrees or credit leading to a degree.

XII

Nothing herein shall authorize the corporation to engage in the practice of the profession of medicine or any other profession required to be licensed by Title VIII of the Education Law.

XIII

Nothing herein shall authorize the corporation to provide professional training in the profession of medicine or any other profession required to be licensed by Title VIII of the Education Law.

XIV

The members of the corporation shall be permitted to participate in some or all of the management of the corporation. The corporation shall be permitted to solicit charitable contributions from individuals.

XV

The corporation shall be permitted to house apparatus and equipment in providing emergency medical services; to purchase equipment, supplies and vehicles for use in emergency medical services; and to raise funds necessary for the operation of the Corporation by conducting fund raising activities and by billing patients for services provided by the Corporation.

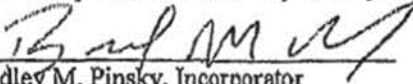
XVI

The initial directors of the Corporations shall be:

- a. Paul Cole, 1460 Montrose Turnpike, Owego, NY 13827
- b. Kevin Cumm, 36 William St., Owego, NY 13827
- c. Daniel Gavin, 606 East Main S., Owego, NY 13827

[Section XVII deleted by amendment 4/22/2019]

IN WITNESS WHEREOF, the undersigned, being at least 18 years of age, has made, subscribed and caused to be acknowledged this Certificate of Incorporation this 30th day of May, 2018.


Bradley M. Pinsky, Incorporator
5789 Widewaters Parkway
Syracuse, New York 13214