

## AMENDMENT NO. 2

### UNITED STATES JUDO FEDERATION, INC.

### ENDOWMENT TRUST

(Restated and Amended)

**UNITED STATES JUDO FEDERATION ENDOWMENT TRUST (hereinafter, “USJF Endowment Trust” or “the Trust:),** executed the 30<sup>th</sup> day of October, 1991, amended and restated the 24<sup>th</sup> day of April, 2001 by and between UNITED STATES JUDO FEDERATION, INC., a corporation organized under the laws of the State of California, (hereinafter referred to as “USJF” or “Donor”) and ROBERT C. BRINK, GRANTOR and individual DONOR on behalf of other individual donors, and the person last listed herein below identified as Successor Trustee Chairman for all the Successor Trustees (hereinafter, “Trustee” or “Trustees”).

WHEREAS the parties hereto desire to clarify the intent of the GRANTOR and DONOR and to amend certain provisions of the USJF Endowment Trust *“for the more convenient or efficient administration of the trust or to enable the Trustees to carry out the purpose of this trust more effectively”* in accordance with powers reserved under Section 11 of the Trust providing for Trust amendment;

NOW, THEREFORE the parties hereto do hereby amend the Trust as follows:

**FIRST:** Sub-Section 1. (b) The phrase: *“...income only from the trust may be used for any and all charitable purposes of USJF.”* shall be liberally construed to mean facilitating the means of increasing USJF membership by the promotion of educational opportunities in furtherance of improving USJF teacher or coach education development, cultural exchanges clearly benefitting the USJF, the moral, ethical, humanistic aspects of judo as well as the judo technical side of kata and competition judo development.

**SECOND:** Section 4. Use of Trust Fund. The phrase: *“...or they may make contributions to other charitable organizations to be used within the United States or any of its possessions.”* is intended to mean and authorize income distribution ONLY in such circumstances as when, if ever, the USJF is no longer an operational entity; FURTHER, the phrase, *“other charitable organizations”* shall be narrowly understood to mean only non-profit charitable judo organizations; AND FINALLY, the DONOR intends that the Trust corpus remain in perpetuity as suggested by the fact that this trust is an endowment trust, the corpus of which is never to be disbursed.

**THIRD:** Sub-Section 6. (b) Trustee Powers. Notwithstanding anything to the contrary herein or in the Endowment Trust Bylaws (“Bylaws”), the Trustees shall not make any investment of trust corpus in any real property nor shall the Trust engage in making loans from corpus including lending funds to Donor.

**FOURTH:** Sub-Section 6. (k). This section is hereby revoked in its entirety.

WE HEREBY MODIFY, AMEND AND CHANGE the Trust in accordance with the provisions of this Amendment No. 2 and as herein amended do hereby ratify and affirm said Trust.

Dated: 14<sup>th</sup> day of April, 2023

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UNITED STATES JUDO FEDERATION, Inc. DONOR

By Mitchell T. Palacio, President

Dated: 14<sup>th</sup> day of April, 2023

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Robert C. Brink, GRANTOR and Individual DONOR

Dated: 14<sup>th</sup> day of April, 2023

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The TRUSTEES By Bert Mackey, Chairman