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Form 990-T
Department of the Treasury
Internal Revenue Service

Exempt Organization Business Income Tax Return (and proxy tax under section 6033(e))

For calendar year 2009 or other tax year beginning 07/01, 2009, and ending 06/30, 2010. — See separate instructions.

Name of organization (Check box if name changed and see instructions)

UNIVERSITY OF CALIFORNIA,
BERKELEY FOUNDATION

Number, street, and room or suite no. If a P.O. box, see page 8 of instructions

2080 ADDISON STREET

City or town, state, and ZIP code

BERKELEY, CA 94720-4200

525990

Gross receipts or sales

1 a

Less returns and allowances

b

C Balance

1c

2 Cost of goods sold (Schedule A, line 7)

2

3 Gross profit Subtract line 2 from line 1c

3

4 a Capital gain net income (attach Schedule D)

4a

12,018

4b

Net gain (loss) (Form 4974, Part II, line 17) (attach Form 4977)

4b

5 Income (loss) from partnerships and S corporations (attach statement)

5

-336,325

ATCH 2

-336,325

6 Rent income (Schedule C)

6

7 Unrelated debt-financed income (Schedule E)

7

8 Interest, annuities, royalties, and rents from controlled organizations (Schedule F)

8

9 Investment income of a section 501(c)(7), (9), or (17) organization (Schedule G)

9

10 Exploited exempt activity income (Schedule I)

10

11 Advertising income (Schedule J)

11

12 Other income (See page 10 of the instructions, attach schedule)

12

13 Total, Combine lines 3 through 12

13

-324,307

-324,307

Part II
Deductions Not Taken Elsewhere (See page 11 of the instructions for limitations on deductions.)
(Except for contributions, deductions must be directly connected with the unrelated business income.)

14 Compensation of officers, directors, and trustees (Schedule K)

14

15 Salaries and wages

15

16 Repairs and maintenance

16

17 Bad debts

17

18 Interest (attach schedule)

18

19 Taxes and licenses

19

20 Chantable contributions (See page 13 of the instructions for limitation rules)

20

21 Depreciation (Form 4562)

21

22 Less depreciation claimed on Schedule F and elsewhere on return

22a

22b

0

0

23 Depletion

23

24 Contributions to deferred compensation plans

24

25 Employee benefit programs

25

26 Excess exempt expenses (Schedule I)

26

27 Excess readership costs (Schedule J)

27

28 Other deductions (attach schedule)

28

ATTACHMENT 3

15,193

15,193

29 Total deductions. Add lines 14 through 28

29

30 Unrelated business taxable income before net operating loss deduction. Subtract line 29 from line 13

30

-339,500

31 Net operating loss deduction (limited to the amount on line 30)

31

32 Unrelated business taxable income before specific deduction. Subtract line 31 from line 30

32

-339,500

33 Specific deduction (Generally $1,000, but see line 33 instructions for exceptions)

33

1,000

34 Unrelated business taxable income. Subtract line 33 from line 32. If line 33 is greater than line 32, enter the smaller of zero or line 32

34

-339,500

MAY 10, 2011

LORAIN BONIN, TREASURER

Telephone number 510-643-7004
Part III  Tax Computation

35 Organizations taxable as Corporations. See instructions for tax computation on page 15 Controlled group members (sections 1561 and 1563) check here ☐ See instructions and

a  Enter your share of the $50,000, $25,000, and $9,925,000 taxable income brackets (in that order):

   (1) $☐
   (2) $☐
   (3) $☐

b  Enter organization’s share of

   (1) Additional 5% tax (not more than $11,750) $☐
   (2) Additional 3% tax (not more than $100,000) $☐

c  Income tax on the amount on line 34 $☐

36 Trusts Taxable at Trust Rates. See instructions for tax computation on page 16 Income tax on the amount on line 34 from ☐ Tax rate schedule or ☐ Schedule D (Form 1041) ☐

37 Proxy tax. See page 16 of the instructions ☐

38 Alternative minimum tax ☐

39 Total. Add lines 37 and 38 and line 35c or 36, whichever applies ☐

Part IV  Tax and Payments

40a Foreign tax credit (corporations attach Form 1118, trusts attach Form 1116) ☐

40b Other credits (see page 16 of the instructions) ☐

40c General business credit Attach Form 3800 ☐

40d Credit for prior year minimum tax (attach Form 8801 or 8827) ☐

40e Total credits. Add lines 40a through 40d ☐

41 Subtract line 40e from line 39 ☐

42 Other taxes Check if from ☐ Form 4556 ☐ Form 8611 ☐ Form 8897 ☐ Form 8866 ☐ Other (attach schedule) ☐

43 Total tax. Add lines 41 and 42 ☐

44a Payments’ A 2008 overpayment credited to 2009 ☐

44b 2009 estimated tax payments ☐

44c Tax deposited with Form 8868 ☐

44d Foreign organizations: Tax paid or withheld at source (see instructions) ☐

44e Backup withholding (see instructions) ☐

44f Other credits and payments

☐ Form 4136 ☐ Other Total ☐

45 Total payments. Add lines 44a through 44f ☐

46 Estimated tax penalty (see page 4 of the instructions). Check if Form 2220 is attached ☐

47 Tax due. If line 45 is less than the total of lines 43 and 46, enter amount owed ☐

48 Overpayment. If line 45 is larger than the total of lines 43 and 46, enter amount overpaid ☐

49 Enter the amount of line 48 you want Credit to 2010 estimated tax ☐

Part V  Statements Regarding Certain Activities and Other Information (see instructions on page 17)

1 At any time during the 2009 calendar year, did the organization have an interest in or a signature or other authority over a financial account (bank, securities, or other) in a foreign country? If yes, the organization may have to file Form TD F 90-22.1, Report of Foreign Bank and Financial Accounts. If yes, enter the name of the foreign country here ☐

2 During the tax year, did the organization receive a distribution from, or was it the grantor of, or transferor to, a foreign trust? ☐

3 Enter the amount of tax-exempt interest received or accrued during the tax year ☐

Schedule A - Cost of Goods Sold. Enter method of inventory valuation ☐

1 Inventory at beginning of year ☐

2 Purchases ☐

3 Cost of labor ☐

4a Additional section 263A costs

   (attach schedule) ☐

4b Other costs (attach schedule) ☐

5 Total. Add lines 1 through 4b ☐

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge ☐

Sign Here ☐

Date ☐

Title ☐

Preparer's signature ☐

Preparer's SSN or PTIN ☐

Paid Preparer's Use Only

Preparer's signature ☐

Form's name or yours if self-employed, address, and ZIP code ☐

125 HIGH STREET ☐

BOSTON, MA 02110 ☐

EIN 13-4008324 ☐

Phone no 617-530-5000 ☐

May the IRS discuss this return with the preparer shown below (see instructions)? ☐

Yes ☐

No ☐

JSA

Form 990-T (2009)

9510E 1673
### Schedule G - Investment Income of a Section 501(c)(7), (9), or (17) Organization

(see instructions on page 20)

<table>
<thead>
<tr>
<th>1. Description of income</th>
<th>2. Amount of income</th>
<th>3. Deductions directly connected (attach schedule)</th>
<th>4. Sati-asides (attach schedule)</th>
<th>5. Total deductions and sati-asides (col. 3 plus col 4)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Enter here and on page 1, Part I, line 9, column (A)

Enter here and on page 1, Part I, line 9, column (B)

### Schedule I - Exploited Exempt Activity Income, Other Than Advertising Income

(see instructions on page 21)

<table>
<thead>
<tr>
<th>1. Description of exploited activity</th>
<th>2. Gross unrelated business income from trade or business</th>
<th>3. Expenses directly connected with production of unrelated business income</th>
<th>4. Net income (loss) from unrelated trade or business (column 2 minus column 3) If a gain, compute cols 5 through 7</th>
<th>5. Gross income from activity that is not unrelated business income</th>
<th>6. Expenses attributable to column 5</th>
<th>7. Excess exempt expenses (column 6 minus column 5, but not more than column 4)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Enter here and on page 1, Part I, line 9, column (A)

Enter here and on page 1, Part I, line 9, column (B)

Enter here and on page 1, Part II, line 26

### Schedule J - Advertising Income

(see instructions on page 21)

#### Part I Income From Periodicals Reported on a Consolidated Basis

<table>
<thead>
<tr>
<th>1. Name of periodical</th>
<th>2. Gross advertising income</th>
<th>3. Direct advertising costs</th>
<th>4. Advertising gain or (loss) (col 2 minus col 3) If a gain, compute cols 5 through 7</th>
<th>5. Circulation income</th>
<th>6. Readership costs</th>
<th>7. Excess readership costs (column 6 minus column 5, but not more than column 4)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

(1)

(2)

(3)

(4)

Totals (carry to Part II, line (5))

#### Part II Income From Periodicals Reported on a Separate Basis (For each periodical listed in Part II, fill in columns 2 through 7 on a line-by-line basis.)

<table>
<thead>
<tr>
<th>1. Name of periodical</th>
<th>2. Gross advertising income</th>
<th>3. Direct advertising costs</th>
<th>4. Advertising gain or (loss) (col 2 minus col 3) If a gain, compute cols 5 through 7</th>
<th>5. Circulation income</th>
<th>6. Readership costs</th>
<th>7. Excess readership costs (column 6 minus column 5, but not more than column 4)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

(1)

(2)

(3)

(4)

(5) Totals from Part I

Enter here and on page 1, Part I, line 11, col (A)

Enter here and on page 1, Part I, line 11, col (B)

Enter here and on page 1, Part II, line 27

### Schedule K - Compensation of Officers, Directors, and Trustees

(see instructions on page 21)

<table>
<thead>
<tr>
<th>Name</th>
<th>Title</th>
<th>3. Percent of time devoted to business</th>
<th>4. Compensation attributable to unrelated business</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>%</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>%</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>%</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>%</td>
<td></td>
</tr>
</tbody>
</table>

Total. Enter here and on page 1, Part II, line 14

JSA
### Schedule C - Rent Income (From Real Property and Personal Property Leased With Real Property)
*(see instructions on page 18)*

1. Description of property

<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>(1)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(2)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(3)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(4)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

2. Rent received or accrued

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) From personal property (if the percentage of rent for personal property is more than 10% but not more than 50%)</td>
<td>(b) From real and personal property (if the percentage of rent for personal property exceeds 50% or if the rent is based on profit or income)</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td>(1)</td>
<td></td>
</tr>
<tr>
<td>(2)</td>
<td></td>
</tr>
<tr>
<td>(3)</td>
<td></td>
</tr>
<tr>
<td>(4)</td>
<td></td>
</tr>
</tbody>
</table>

Total

<table>
<thead>
<tr>
<th>Total</th>
</tr>
</thead>
</table>

(c) Total income. Add totals of columns 2(a) and 2(b). Enter here and on page 1, Part I, line 6, column (A) . . . . . . . .

(b) Total deductions. Enter here and on page 1, Part I, line 6, column (B).

### Schedule E - Unrelated Debt-Financed Income *(see instructions on page 19)*

1. Description of debt-financed property

2. Gross income from or allocable to debt-financed property

3. Deductions directly connected with or allocable to debt-financed property

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Straight line depreciation (attach schedule)</td>
<td>(b) Other deductions (attach schedule)</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td>(1)</td>
<td></td>
</tr>
<tr>
<td>(2)</td>
<td></td>
</tr>
<tr>
<td>(3)</td>
<td></td>
</tr>
<tr>
<td>(4)</td>
<td></td>
</tr>
</tbody>
</table>

4. Amount of average acquisition debt on or allocable to debt-financed property (attach schedule)

5. Average adjusted basis of or allocable to debt-financed property (attach schedule)

6. Column 4 divided by column 5

7. Gross income reportable (column 2 x column 6)

8. Allocable deductions (column 6 x total of columns 3(a) and 3(b))

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Enter here and on page 1, Part I, line 7, column (A)</td>
<td>Enter here and on page 1, Part I, line 7, column (B)</td>
</tr>
</tbody>
</table>

Total dividends-received deductions included in column 8

### Schedule F - Interest, Annuities, Royalties, and Rents From Controlled Organizations *(see instructions on page 20)*

1. Name of controlled organization

2. Employer identification number

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Exempt Controlled Organizations</td>
<td></td>
</tr>
<tr>
<td>(1)</td>
<td></td>
</tr>
<tr>
<td>(2)</td>
<td></td>
</tr>
<tr>
<td>(3)</td>
<td></td>
</tr>
<tr>
<td>(4)</td>
<td></td>
</tr>
</tbody>
</table>

Nonexempt Controlled Organizations

7. Taxable Income

8. Net unrelated income (loss) (see instructions)

9. Total of specified payments made

10. Part of column 9 that is included in the controlling organization's gross income

11. Deductions directly connected with income in column 10

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Add columns 5 and 10 Enter here and on page 1, Part I, line 8, column (A)</td>
<td>Add columns 6 and 11 Enter here and on page 1, Part I, line 8, column (B)</td>
</tr>
</tbody>
</table>

Totals
## Capital Gains and Losses

**SCHEDULE D**

**Form (1041)**

**Department of the Treasury**

**Internal Revenue Service**

**OMB No. 1545-0092**

**2009**

Name of estate or trust: UNIVERSITY OF CALIFORNIA,

Employer Identification number: 94-6090626

Note: Form 5227 filers need to complete only Parts I and II.

### Part I  Short-Term Capital Gains and Losses - Assets Held One Year or Less

<table>
<thead>
<tr>
<th>(a) Description of property</th>
<th>(b) Date acquired</th>
<th>(c) Date sold</th>
<th>(d) Sales price</th>
<th>(e) Cost or other basis</th>
<th>(f) Gain or (loss) for the entire year</th>
</tr>
</thead>
<tbody>
<tr>
<td>(Example 100 shares 7% preferred of &quot;Z&quot; Co)</td>
<td>(mo, day, yr)</td>
<td>(mo, day, yr)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1a</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1b Enter the short-term gain or (loss), if any, from Schedule D-1, line 1b</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>-2,098</td>
</tr>
<tr>
<td>2 Short-term capital gain or (loss) from Forms 4684, 6252, 6781, and 8824</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>2</td>
</tr>
<tr>
<td>3 Net short-term gain or (loss) from partnerships, S corporations, and other estates or trusts</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>3</td>
</tr>
<tr>
<td>4 Short-term capital loss carryover. Enter the amount, if any, from line 9 of the 2008 Capital Loss Carryover Worksheet</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>4</td>
</tr>
<tr>
<td>5 Net short-term gain or (loss). Combine lines 1a through 4 in column (f). Enter here and on line 13, column (3) on the back</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>-2,098</td>
</tr>
</tbody>
</table>

### Part II  Long-Term Capital Gains and Losses - Assets Held More Than One Year

<table>
<thead>
<tr>
<th>(a) Description of property</th>
<th>(b) Date acquired</th>
<th>(c) Date sold</th>
<th>(d) Sales price</th>
<th>(e) Cost or other basis</th>
<th>(f) Gain or (loss) for the entire year</th>
</tr>
</thead>
<tbody>
<tr>
<td>(Example 100 shares 7% preferred of &quot;Z&quot; Co)</td>
<td>(mo, day, yr)</td>
<td>(mo, day, yr)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>6a</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>6b Enter the long-term gain or (loss), if any, from Schedule D-1, line 6b</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>1,177</td>
</tr>
<tr>
<td>7 Long-term capital gain or (loss) from Forms 2439, 4684, 6252, 6781, and 8824</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>7</td>
</tr>
<tr>
<td>8 Net long-term gain or (loss) from partnerships, S corporations, and other estates or trusts</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>8</td>
</tr>
<tr>
<td>9 Capital gain distributions</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>9</td>
</tr>
<tr>
<td>10 Gain from Form 4797, Part I</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>10</td>
</tr>
<tr>
<td>11 Long-term capital loss carryover. Enter the amount, if any, from line 14 of the 2008 Capital Loss Carryover Worksheet</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>11</td>
</tr>
<tr>
<td>12 Net long-term gain or (loss). Combine lines 6a through 11 in column (f). Enter here and on line 14a, column (3) on the back</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>12</td>
</tr>
</tbody>
</table>

14,116 |

For Paperwork Reduction Act Notice, see the Instructions for Form 1041.

Schedule D (Form 1041) 2009
Part III  Summary of Parts I and II

Caution: Read the instructions before completing this part.

<table>
<thead>
<tr>
<th>(1) Beneficiaries’ (see page 5)</th>
<th>(2) Estate’s or trust’s</th>
<th>(3) Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>13 Net short-term gain or (loss)</td>
<td>13</td>
<td>-2,098.</td>
</tr>
<tr>
<td>a Total for year</td>
<td>14b</td>
<td>12,018.</td>
</tr>
<tr>
<td>b Unrecaptured section 1250 gain (see line 18 of the worksheet)</td>
<td>14c</td>
<td>12,018.</td>
</tr>
<tr>
<td>c 28% rate gain</td>
<td>15</td>
<td>12,018.</td>
</tr>
</tbody>
</table>

Total net gain or (loss). Combine lines 13 and 14a

Note: If line 15, column (3), is a net gain, enter the gain on Form 1041, line 4 (or Form 990-T, Part I, line 4a). If lines 14a and 15, column (2), are net gains, go to Part V, and do not complete Part IV. If line 15, column (3), is a net loss, complete Part IV and the Capital Loss Carryover Worksheet necessary.

Part IV  Capital Loss Limitation

Enter here and enter as a (loss) on Form 1041, line 4 (or Form 990-T, Part I, line 4c, if a trust), the smaller of

| a The loss on line 15, column (3) | 16 | ( ) |
| b $3,000 |

Note: If the loss on line 15, column (3), is more than $3,000, or if Form 1041, page 1, line 22 (or Form 990-T, line 34), is a loss, complete the Capital Loss Carryover Worksheet page 7 of the instructions to figure your capital loss carryover.

Part V  Tax Computation Using Maximum Capital Gains Rates

Form 1041 filers. Complete this part only if both lines 14a and 15 in column (2) are gains, or an amount is entered in Part I or Part II and there is an entry on Form 1041, line 2b(2), and Form 1041, line 22, is more than zero.

Caution: Skip this part and complete the worksheet on page 8 of the instructions if:

- Either line 14b, col. (2) or line 14c, col. (2) is more than zero, or
- Both Form 1041, line 2b(1), and Form 4952, line 4g are more than zero.

Form 990-T trusts. Complete this part only if both lines 14a and 15 are gains, or qualified dividends are included in income in Part I of Form 990-T, and Form 990-T, line 34, is more than zero. Skip this part and complete the worksheet on page 8 of the instructions if either line 14b, col. (2) or line 14c, col. (2) is more than zero.

17 Enter taxable income from Form 1041, line 22 (or Form 990-T, line 34)...

18 Enter the smaller of line 14a or 15 in column (2) but not less than zero...

19 Enter the estate’s or trust’s qualified dividends from Form 1041, line 2b(2) (or enter the qualified dividends included in income in Part I of Form 990-T)...

20 Add lines 18 and 19...

21 If the estate or trust is filing Form 4952, enter the amount from line 4g; otherwise, enter 0...

22 Subtract line 21 from line 20. If zero or less, enter -0...

23 Subtract line 22 from line 17. If zero or less, enter -0...

24 Enter the smaller of the amount on line 17 or $2,300...

25 Is the amount on line 23 equal to or more than the amount on line 247?
   ☐ Yes. Skip lines 25 and 26, go to line 27 and check the "No" box.
   ☐ No. Enter the amount from line 23...

26 Subtract line 25 from line 24...

27 Are the amounts on lines 22 and 26 the same?
   ☐ Yes. Skip lines 27 thru 30, go to line 31
   ☐ No. Enter the smaller of line 17 or line 22...

28 Add lines 30 and 31...

29 Multiply line 29 by 15% (15)...
### Schedule D Detail of Short-term Capital Gains and Losses

<table>
<thead>
<tr>
<th>Description</th>
<th>Date Acquired</th>
<th>Date Sold</th>
<th>Gross Sales Price</th>
<th>Cost or Other Basis</th>
<th>Short-term Gain/Loss</th>
</tr>
</thead>
<tbody>
<tr>
<td>SHORT TERM CAPITAL LOSS</td>
<td></td>
<td></td>
<td></td>
<td>2,098</td>
<td>-2,098</td>
</tr>
</tbody>
</table>

**Totals**
-2,098
<table>
<thead>
<tr>
<th>Description</th>
<th>Date Acquired</th>
<th>Date Sold</th>
<th>Gross Sales Price</th>
<th>Cost or Other Basis</th>
<th>Long-term Gain/Loss</th>
</tr>
</thead>
<tbody>
<tr>
<td>LONG TERM CAPITAL GAIN</td>
<td></td>
<td></td>
<td>1,177.</td>
<td></td>
<td>1,177.</td>
</tr>
</tbody>
</table>

<p>| Totals                    |               |           |                  |                     | 1,177.              |</p>
<table>
<thead>
<tr>
<th>Description</th>
<th>Date Acquired</th>
<th>Date Sold</th>
<th>Gross Sales Price</th>
<th>Depreciation Allowed or Allowable</th>
<th>Cost or Other Basis</th>
<th>Gain or (Loss) for entire year</th>
</tr>
</thead>
<tbody>
<tr>
<td>1231 GAIN</td>
<td></td>
<td></td>
<td>12,939.</td>
<td></td>
<td></td>
<td>12,939.</td>
</tr>
</tbody>
</table>

**Totals**

12,939.
# SCHEDULE D (Form 1120)

## Capital Gains and Losses

#### Part I  Short-Term Capital Gains and Losses - Assets Held One Year or Less

<table>
<thead>
<tr>
<th>(a) Description of property</th>
</tr>
</thead>
<tbody>
<tr>
<td>(Example: 100 shares of Z Co)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>(b) Date acquired</th>
</tr>
</thead>
<tbody>
<tr>
<td>(mo, day, yr)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>(c) Date sold</th>
</tr>
</thead>
<tbody>
<tr>
<td>(mo, day, yr)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>(d) Sales price</th>
</tr>
</thead>
<tbody>
<tr>
<td>(see instructions)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>(e) Cost or other loss</th>
</tr>
</thead>
<tbody>
<tr>
<td>(see instructions)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>(f) Gain or (loss)</th>
</tr>
</thead>
<tbody>
<tr>
<td>(Subtract (e) from (d))</td>
</tr>
</tbody>
</table>

1 ATTACHMENT 5

-2,098.

2 Short-term capital gain from installment sales from Form 6252, line 26 or 37

3 Short-term gain or (loss) from like-kind exchanges from Form 8824

4 Unused capital loss carryover (attach computation)

5 Net short-term capital gain or (loss). Combine lines 1 through 4

-2,098.

#### Part II  Long-Term Capital Gains and Losses - Assets Held More Than One Year

6 ATTACHMENT 6

1,177.

7 Enter gain from Form 4797, line 7 or 9

8 Long-term capital gain from installment sales from Form 6252, line 26 or 37

9 Long-term gain or (loss) from like-kind exchanges from Form 8824

10 Capital gain distributions (see instructions)

11 Net long-term capital gain or (loss). Combine lines 8 through 10

14,116.

#### Part III  Summary of Parts I and II

12 Enter excess of net short-term capital gain (line 5) over net long-term capital loss (line 11)

13 Net capital gain. Enter excess of net long-term capital gain (line 11) over net short-term capital loss (line 5)

14 Add lines 12 and 13. Enter here and on Form 1120, page 1, line 8, or the proper line on other returns. If the corporation has qualified timber gain, also complete Part IV.

**Note:** If losses exceed gains, see Capital losses on the instructions.

#### Part IV  Alternative Tax for Corporations with Qualified Timber Gains

Complete Part IV only if the corporation has qualified timber gain under section 1201(b). Skip this part if you are filing Form 1120-RIC. See instructions.

15 Enter qualified timber gain (as defined in section 1201(b)(2))

16 Enter taxable income from Form 1120, page 1, line 30, or the applicable line of your tax return

17 Enter the smallest of: (a) the amount on line 15; (b) the amount on line 16, or (c) the amount on Part III, line 13

18 Multiply line 17 by 15%

19 Subtract line 13 from line 16. If zero or less, enter 0-

20 Enter the tax on line 19, figured using the Tax Rate Schedule (or applicable tax rate) appropriate for the return with which Schedule D (Form 1120) is being filed

21 Add lines 19 and 21

22 Subtract line 21 from line 16. If zero or less, enter 0-

23 Multiply line 22 by 35%

24 Add lines 19, 20, and 23

25 Enter the tax on line 16, figured using the Tax Rate Schedule (or applicable tax rate) appropriate for the return with which Schedule D (Form 1120) is being filed

26 Enter the smaller of line 24 or line 25. Also enter this amount on Form 1120, Schedule J, line 2, or the applicable line of your tax return.

For Paperwork Reduction Act Notice, see the instructions for Form 1120.
### Part I: Alternative Minimum Tax Computation

**Note:** See the instructions to find out if the corporation is a small corporation exempt from the alternative minimum tax (AMT) under section 55(e).

1. **Taxable income or (loss) before net operating loss deduction**
   - 1 (339,500)

2. **Adjustments and preferences**:
   - a. Depreciation of post-1986 property
   - 2a 3,071
   - b. Amortization of certified pollution control facilities
   - 2b
   - c. Amortization of mining exploration and development costs
   - 2c
   - d. Amortization of circulation expenditures (personal holding companies only)
   - 2d (1,742)
   - e. Adjusted gain or loss
   - 2e
   - f. Long-term contracts
   - 2f
   - g. Merchant marine capital construction funds
   - 2g
   - h. Section 833(b) deduction (Blue Cross, Blue Shield, and similar type organizations only)
   - 2h
   - i. Tax shelter farm activities (personal service corporations only)
   - 2i
   - j. Passive activities (closely held corporations and personal service corporations only)
   - 2j
   - k. Loss limitations
   - 2k
   - l. Depletion
   - 2l
   - m. Tax-exempt interest income from specified private activity bonds
   - 2m
   - n. Intangible drilling costs
   - 2n 35,146
   - o. Other adjustments and preferences
   - 2o 7,516

3. **Pre-adjustment alternative minimum taxable income (AMTI). Combine lines 1 through 2o**
   - 3 (295,509)

4. **Adjusted current earnings (ACE) adjustment**:
   - a. ACE from line 10 of the ACE worksheet in the instructions
   - 4a (295,509)
   - b. Subtract line 3 from line 4a. If line 3 exceeds line 4a, enter the difference as a negative amount (see instructions)
   - 4b 0
   - c. Multiply line 4b by 75% (.75). Enter the result as a positive amount
   - 4c 0
   - d. Enter the excess, if any, of the corporation's total increases in AMTI from prior year ACE adjustments over its total reductions in AMTI from prior year ACE adjustments (see instructions). **Note:** You must enter an amount on line 4d (even if line 4b is positive)
   - 4d

5. **ACE adjustment.**
   - If line 4b is zero or more, enter the amount from line 4c
   - 4e 0
   - If line 4b is less than zero, enter the smaller of line 4c or line 4d as a negative amount

6. **Alternative tax net operating loss deduction (see instructions)**
   - 6

7. **Alternative minimum taxable income. Subtract line 6 from line 5. If the corporation held a residual interest in a REMIC, see instructions**
   - 7

8. **Exemption phase-out (if line 7 is $310,000 or more, skip lines 8a and 8b and enter -0- on line 8c):**
   - a. Subtract $150,000 from line 7 (if completing this line for a member of a controlled group, see instructions). If zero or less, enter -0-
   - 8a
   - b. Multiply line 8a by 25% (.25)
   - 8b
   - c. Exemption. Subtract line 8b from $40,000 (if completing this line for a member of a controlled group, see instructions). If zero or less, enter -0-
   - 8c 40,000

9. **Subtract line 8c from line 7. If zero or less, enter -0-**
   - 9

10. If the corporation had qualified timber gain, complete Part II and enter the amount from line 24 here. Otherwise, multiply line 9 by 20% (.20)
    - 10

11. **Alternative minimum tax foreign tax credit (AMTFTC) (see instructions)**
    - 11

12. **Tentative minimum tax. Subtract line 11 from line 10**
    - 12

13. **Regular tax liability before applying all credits except the foreign tax credit**
    - 13

14. **Alternative minimum tax. Subtract line 13 from line 12. If zero or less, enter -0-. Enter here and on Form 1120, Schedule J, line 3, or the appropriate line of the corporation's income tax return**
    - 14

For Paperwork Reduction Act Notice, see the instructions.
**Part II** Alternative Tax for Corporations with Qualified Timber Gain. Complete Part II only if the corporation had qualified timber gain under section 1201(b). See instructions.

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>15</td>
<td>Enter qualified timber gain from Schedule D (Form 1120), line 15, as figured for the AMT, if necessary. If you are filing Form 1120-RIC, see instructions for the amount to enter. ................. 15</td>
</tr>
<tr>
<td>16</td>
<td>Enter the amount from Schedule D (Form 1120), line 13, as figured for the AMT, if necessary .......... 16</td>
</tr>
<tr>
<td>17</td>
<td>Enter the amount from Part I, line 9. .................................................. 17</td>
</tr>
<tr>
<td>18</td>
<td>Enter the smallest of the amount on line 15, line 16, or line 17 ................................................. 18</td>
</tr>
<tr>
<td>19</td>
<td>Multiply line 18 by 15% (.15) .............................................................................. 19</td>
</tr>
<tr>
<td>20</td>
<td>Subtract line 18 from line 17 .............................................................................. 20</td>
</tr>
<tr>
<td>21</td>
<td>Multiply line 20 by 20% (20) .............................................................................. 21</td>
</tr>
<tr>
<td>22</td>
<td>Enter the total of line 19 and line 21 .............................................................................. 22</td>
</tr>
<tr>
<td>23</td>
<td>Multiply line 17 by 20% (20) .............................................................................. 23</td>
</tr>
<tr>
<td>24</td>
<td>Enter the smaller of line 22 or line 23 here and on Part I, line 10 .............................. 24</td>
</tr>
</tbody>
</table>

Form 4626 (2009)
## Adjusted Current Earnings (ACE) Worksheet

See ACE Worksheet Instructions (which begin on page 8).

<table>
<thead>
<tr>
<th></th>
<th></th>
<th>1</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Pre-adjustment AMTI. Enter the amount from line 3 of Form 4626</td>
<td>(295,509)</td>
</tr>
<tr>
<td>2</td>
<td>ACE depreciation adjustment</td>
<td></td>
</tr>
<tr>
<td></td>
<td>a</td>
<td>AMT depreciation</td>
</tr>
<tr>
<td></td>
<td>b</td>
<td>ACE depreciation:</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(1) Post-1993 property</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(2) Post-1989, pre-1994 property</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(3) Pre-1990 MACRS property</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(4) Pre-1990 original ACRS property</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(5) Property described in sections 168(f)(1) through (4)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(6) Other property</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(7) Total ACE depreciation. Add lines 2b(1) through 2b(6)</td>
</tr>
<tr>
<td></td>
<td>c</td>
<td>ACE depreciation adjustment. Subtract line 2b(7) from line 2a</td>
</tr>
<tr>
<td>3</td>
<td>Inclusion in ACE of items included in earnings and profits (E&amp;P):</td>
<td></td>
</tr>
<tr>
<td></td>
<td>a</td>
<td>Tax-exempt interest income</td>
</tr>
<tr>
<td></td>
<td>b</td>
<td>Death benefits from life insurance contracts</td>
</tr>
<tr>
<td></td>
<td>c</td>
<td>All other distributions from life insurance contracts (including surrenders)</td>
</tr>
<tr>
<td></td>
<td>d</td>
<td>Inside buildup of undistributed income in life insurance contracts</td>
</tr>
<tr>
<td></td>
<td>e</td>
<td>Other items (see Regulations sections 1 56(g)(1)(c)(6)(iii) through (x) for a partial list)</td>
</tr>
<tr>
<td></td>
<td>f</td>
<td>Total increase to ACE from inclusion in ACE of items included in E&amp;P. Add lines 3a through 3e</td>
</tr>
<tr>
<td>4</td>
<td>Disallowance of items not deductible from E&amp;P:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>a</td>
<td>Certain dividends received</td>
</tr>
<tr>
<td></td>
<td>b</td>
<td>Dividends paid on certain preferred stock of public utilities that are deductible under section 247</td>
</tr>
<tr>
<td></td>
<td>c</td>
<td>Dividends paid to an ESOP that are deductible under section 404(k)</td>
</tr>
<tr>
<td></td>
<td>d</td>
<td>Nonpatronage dividends that are paid and deductible under section 1382(c)</td>
</tr>
<tr>
<td></td>
<td>e</td>
<td>Other items (see Regulations sections 1 56(g)(1)(d)(3)(i) and (ii) for a partial list)</td>
</tr>
<tr>
<td></td>
<td>f</td>
<td>Total increase to ACE because of disallowance of items not deductible from E&amp;P. Add lines 4a through 4e</td>
</tr>
<tr>
<td>5</td>
<td>Other adjustments based on rules for figuring E&amp;P.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>a</td>
<td>Intangible drilling costs</td>
</tr>
<tr>
<td></td>
<td>b</td>
<td>Circulation expenditures</td>
</tr>
<tr>
<td></td>
<td>c</td>
<td>Organizational expenditures</td>
</tr>
<tr>
<td></td>
<td>d</td>
<td>LIFO inventory adjustments</td>
</tr>
<tr>
<td></td>
<td>e</td>
<td>Installment sales</td>
</tr>
<tr>
<td></td>
<td>f</td>
<td>Total other E&amp;P adjustments. Combine lines 5a through 5e</td>
</tr>
<tr>
<td>6</td>
<td>Disallowance of loss on exchange of debt pools</td>
<td></td>
</tr>
<tr>
<td>7</td>
<td>Acquisition expenses of life insurance companies for qualified foreign contracts</td>
<td></td>
</tr>
<tr>
<td>8</td>
<td>Depletion</td>
<td></td>
</tr>
<tr>
<td>9</td>
<td>Basis adjustments in determining gain or loss from sale or exchange of pre-1994 property</td>
<td></td>
</tr>
<tr>
<td>10</td>
<td>Adjusted current earnings. Combine lines 1, 2c, 3f, 4f, and 5f through 9. Enter the result here and on line 4a of Form 4626.</td>
<td>(295,509)</td>
</tr>
</tbody>
</table>
Form 4797  
Sales of Business Property  
(Also Involuntary Conversions and Recapture Amounts Under Sections 179 and 280F(b)(2))

<table>
<thead>
<tr>
<th>Name(s) shown on return</th>
<th>Identifying number</th>
</tr>
</thead>
<tbody>
<tr>
<td>UNIVERSITY OF CALIFORNIA, BERKELEY FOUNDATION</td>
<td>94-6090626</td>
</tr>
</tbody>
</table>

1. Enter the gross proceeds from sales or exchanges reported to you for 2009 on Form(s) 1099-B or 1099-S (or substitute statement) that you are including on line 2, 10, or 20 (see instructions). 

Part I Sales or Exchanges of Property Used in a Trade or Business and Involuntary Conversions From Other Than Casualty or Theft - Most Property Held More Than 1 Year (see instructions)

<table>
<thead>
<tr>
<th>(a) Description of property</th>
<th>(b) Date acquired (mo., day, yr)</th>
<th>(c) Date sold (mo., day, yr)</th>
<th>(d) Gross sales price</th>
<th>(e) Depreciation allowed or allowable gains on acquisition</th>
<th>(f) Cost or other basis, plus improvements and expense of sale</th>
<th>(g) Gain or (loss) Subtract (f) from the sum of (d) and (e)</th>
</tr>
</thead>
<tbody>
<tr>
<td>ATTACHMENT 7</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>12,939</td>
</tr>
</tbody>
</table>

3. Gain, if any, from Form 4684, line 43 

4. Section 1231 gain from installment sales from Form 6252, line 26 or 37 

5. Section 1231 gain or (loss) from like-kind exchanges from Form 8824 

6. Gain, if any, from line 32, from other than casualty or theft 

7. Combine lines 2 through 6 Enter the gain or (loss) here and on the appropriate line as follows: 

Part I 

<table>
<thead>
<tr>
<th>(g) Gain or (loss) Subtract (f) from the sum of (d) and (e)</th>
</tr>
</thead>
<tbody>
<tr>
<td>12,939</td>
</tr>
</tbody>
</table>

Part II Ordinary Gains and Losses (see instructions)

10. Ordinary gains and losses not included on lines 11 through 16 (include property held 1 year or less)

11. Loss, if any, from line 7 

12. Gain, if any, from line 7 or amount from line 8, if applicable 

13. Gain, if any, from line 31 

14. Net gain or (loss) from Form 4684, lines 35 and 42a 

15. Ordinary gain from installment sales from Form 6252, line 25 or 36 

16. Ordinary gain or (loss) from like-kind exchanges from Form 8824 

17. Combine lines 10 through 16 

18. For all except individual returns, enter the amount from line 17 on the appropriate line of your return and skip lines a and b below. For individual returns, complete lines a and b below. 

a. If the loss on line 11 includes a loss from Form 4684, line 39, column (b)(a), enter that part of the loss here. Enter the part of the loss from income-producing property on Schedule A (Form 1040), line 28, and the part of the loss from property used as an employee on Schedule A (Form 1040), line 23. Identify as from "Form 4797, line 18a" See instructions. 

b. Redetermine the gain or (loss) on line 17 excluding the loss, if any, on line 18a. Enter here and on Form 1040, line 14. 

For Paperwork Reduction Act Notice, see separate instructions. 

Form 4797 (2009)
### Part III  Gain From Disposition of Property Under Sections 1245, 1250, 1252, 1254, and 1255
(see instructions)

<table>
<thead>
<tr>
<th></th>
<th>Property A</th>
<th>Property B</th>
<th>Property C</th>
<th>Property D</th>
</tr>
</thead>
<tbody>
<tr>
<td>20</td>
<td>Gross sales price [Note: See line 1 before completing]</td>
<td>20</td>
<td></td>
<td></td>
</tr>
<tr>
<td>21</td>
<td>Cost or other basis plus expense of sale</td>
<td>21</td>
<td></td>
<td></td>
</tr>
<tr>
<td>22</td>
<td>Depreciation (or depletion) allowed or allowable</td>
<td>22</td>
<td></td>
<td></td>
</tr>
<tr>
<td>23</td>
<td>Adjusted basis. Subtract line 22 from line 21</td>
<td>23</td>
<td></td>
<td></td>
</tr>
<tr>
<td>24</td>
<td>Total gain. Subtract line 23 from line 20</td>
<td>24</td>
<td></td>
<td></td>
</tr>
<tr>
<td>25</td>
<td>If section 1245 property:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>a Depreciation allowed or allowable from line 22</td>
<td>25a</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>b Enter the smaller of line 24 or 25a</td>
<td>25b</td>
<td></td>
<td></td>
</tr>
<tr>
<td>26</td>
<td>If section 1250 property: If straight line depreciation was used, enter 0 on line 26g, except for a corporation subject to section 291</td>
<td>26a</td>
<td>26b</td>
<td>26c</td>
</tr>
<tr>
<td></td>
<td>a Additional depreciation after 1975 [see instructions]</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>b Applicable percentage multiplied by the smaller of line 24 or line 26a [see instructions]</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>c Subtract line 26a from line 24 if residential rental property or line 24 is not more than line 26a, skip lines 26d and 26e</td>
<td>26c</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>d Additional depreciation after 1969 and before 1976</td>
<td>26d</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>e Enter the smaller of line 26c or 26d</td>
<td>26e</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>f Section 291 amount [corporations only]</td>
<td>26f</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>g Add lines 26b, 26e, and 26f</td>
<td>26g</td>
<td></td>
<td></td>
</tr>
<tr>
<td>27</td>
<td>If section 1252 property: Skip this section if you did not dispose of farmland or if this form is being completed for a partnership (other than an elected large partnership)</td>
<td>27a</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>a Soil, water, and land clearing expenses</td>
<td>27a</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>b Line 27a multiplied by applicable percentage [see instructions]</td>
<td>27b</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>c Enter the smaller of line 24 or 27b</td>
<td>27c</td>
<td></td>
<td></td>
</tr>
<tr>
<td>28</td>
<td>If section 1254 property:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>a Intangible capital and development costs, expenditures for development of mines and other natural deposits, mining exploration costs, and depletion [see instructions]</td>
<td>28a</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>b Enter the smaller of line 24 or 28a</td>
<td>28b</td>
<td></td>
<td></td>
</tr>
<tr>
<td>29</td>
<td>If section 1255 property:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>a Applicable percentage of payments excluded from income under section 126 [see instructions]</td>
<td>29a</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>b Enter the smaller of line 24 or 29a [see instructions]</td>
<td>29b</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Summary of Part III Gains.** Complete property columns A through D through line 29b before going to line 30.

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>30</td>
<td>Total gains for all properties. Add property columns A through D, line 24</td>
</tr>
<tr>
<td>31</td>
<td>Add property columns A through D, lines 25b, 26g, 27c, 26b, and 26f. Enter here and on line 13</td>
</tr>
<tr>
<td>32</td>
<td>Subtract line 31 from line 30. Enter the portion from casualty or theft on Form 4684, line 37. Enter the portion from other than casualty or theft on Form 4797, line 6</td>
</tr>
</tbody>
</table>

### Part IV  Recapture Amounts Under Sections 179 and 280F(b)(2) When Business Use Drops to 50% or Less
(see instructions)

<table>
<thead>
<tr>
<th></th>
<th>(a) Section 179</th>
<th>(b) Section 280F(b)(2)</th>
</tr>
</thead>
<tbody>
<tr>
<td>33</td>
<td>Section 179 expense deduction or depreciation allowable in prior years</td>
<td>33</td>
</tr>
<tr>
<td>34</td>
<td>Recomputed depreciation [see instructions]</td>
<td>34</td>
</tr>
<tr>
<td>35</td>
<td>Recapture amount Subtract line 34 from line 33. See the instructions for where to report</td>
<td>35</td>
</tr>
</tbody>
</table>
ORGANIZATION'S PRIMARY UNRELATED BUSINESS ACTIVITY.

UNRELATED ACTIVITY INCOME FROM PARTNERSHIP INVESTMENTS.
FORM 990T - LINE 5 - INCOME (LOSS) FROM PARTNERSHIPS

INCOME FROM INVESTMENT PARTNERSHIPS

INCOME (LOSS) FROM PARTNERSHIPS

-336,325.
FORM 990T - PART II - LINE 28 - TOTAL OTHER DEDUCTIONS

TAX PREPARATION FEES

PART II - LINE 28 - OTHER DEDUCTIONS

15,193.

15,193.
ELECTION STATEMENT PURSUANT TO IRC §172(b)(1)(H)
AND REVENUE PROCEDURE 2009-52

IN ACCORDANCE WITH THE "WORKER, HOMEOWNERSHIP, AND BUSINESS ASSISTANCE
ACT OF 2009," UNIVERSITY OF CALIFORNIA, BERKELEY FOUNDATION HEREBY ELECTS
TO APPLY IRC §172(b)(1)(H) UNDER REVENUE PROCEDURE 2009-52 TO CARRYBACK
ITS LOSS GENERATED IN THE TAX YEAR ENDED JUNE 30, 2010 THREE YEARS

UNIVERSITY OF CALIFORNIA, BERKELEY FOUNDATION IS NOT A TARP RECIPIENT,
NOR WAS IT AN AFFILIATE OF A TARP RECIPIENT IN 2008 OR 2009.
Form 8868  
Application for Extension of Time To File an Exempt Organization Return

Department of the Treasury
Internal Revenue Service

File a separate application for each return.

- If you are filing for an Automatic 3-Month Extension, complete only Part I and check this box.
- If you are filing for an Additional (Not Automatic) 3-Month Extension, complete only Part II (on page 2 of this form).

**Part I Automatic 3-Month Extension of Time. Only submit original (no copies needed)**

A corporation required to file Form 990-T and requesting an automatic 6-month extension - check this box and complete Part I only.

All other corporations (including 1120-C filers), partnerships, REMICs, and trusts must use Form 7004 to request an extension of time to file income tax returns.

Electronic Filing (e-file). Generally, you can electronically file Form 8868 if you want a 3-month automatic extension of time to file one of the returns noted below (6 months for a corporation required to file Form 990-T). However, you cannot file Form 8868 electronically if (1) you want the additional (not automatic) 3-month extension or (2) you file Forms 990-Bl, 6069, or 8870, group returns, or a composite or consolidated Form 990-T. Instead, you must submit the fully completed and signed page 2 (Part II) of Form 8868. For more details on the electronic filing of this form, visit www.irs.gov/file and click on e-file for Charities & Nonprofits.

<table>
<thead>
<tr>
<th>Type or print</th>
<th>Name of Exempt Organization</th>
<th>Employer Identification number</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>UNIV. OF CA, BERKELEY FOUNDATION</td>
<td>94-6090626</td>
</tr>
</tbody>
</table>

File by the due date for filing your return. See instructions.

- **Number, street, and room or suite no.** If a P.O. box, see instructions.

- **City, town or post office, state, and ZIP code.** For a foreign address, see instructions.

- BERKELEY, CA 94720-4200

**Check type of return to be filed (file a separate application for each return):**

- Form 990
- Form 990-BL
- Form 990-EZ
- Form 990-PF

- Form 990-T (corporation)
- Form 990-T (sec 401(a) or 408(a) trust)
- Form 990-T (trust other than above)
- Form 1041-A
- Form 4720
- Form 5227
- Form 6069
- Form 8870

- The books are in the care of **LORAIN BINION, TREASURER**

- Telephone No: **510 642-3540**
- FAX No: ****

- If the organization does not have an office or place of business in the United States, check this box.

- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN). N/A

- **If this is for the whole group, check this box.**

- If it is for part of the group, check this box. **and attach a list with the names and EINs of all members the extension will cover.**

1. I request an automatic 3-month extension (6 months for a corporation required to file Form 990-T) extension of time until 05/16/2011, to file the exempt organization return for the organization named above. The extension is for the organization's return for:

   - **Calendar year** or
   - **Tax year beginning** 07/01/2009, and ending 06/30/2010

2. If this tax year is for less than 12 months, check reason:
   - Initial return
   - Final return
   - Change in accounting period

3a. If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions

   3a. **$ 0**

b. If this application is for Form 990-PF or 990-T, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit.

   3b. **$ 0**

c. **Balance Due.** Subtract line 3b from line 3a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions

   3c. **$ 0**

Caution: If you are going to make an electronic fund withdrawal with this Form 8868, see Form 8453-EO and Form 8879-EO for payment instructions.

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.
Form 8868 (Rev. 4-2009)  

Part II. Additional (Not Automatic) 3-Month Extension of Time. Only file the original (no copies needed).

Name of Exempt Organization

UNIV. OF CA, BERKELEY FOUNDATION

Number, street, and room or suite no. If a P.O. box, see instructions

2080 ADDISON STREET

City, town or post office, state, and ZIP code. For a foreign address, see instructions.

BERKELEY, CA 94720-4200

Check type of return to be filed (File a separate application for each return):

X Form 990

Form 990-EO

Form 970 (sec. 401(a) or 408(a) trust)

Form 1041-A

Form 6069

Form 4720

Form 8870

Form 5227

STOP! Do not complete Part II if you were not already granted an automatic 3-month extension on a previously filed Form 8868.

The books are in the care of □ LORAIN BINION, TREASURER

Telephone No. □ 510 643-7004 FAX No. □

If the organization does not have an office or place of business in the United States, check this box □

If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) □ N/A □. If this is for the whole group, check this box □ If it is for part of the group, check this box □ and attach a list with the names and EINs of all members the extension is for

4 I request an additional 3-month extension of time until □ 05/16/2011

5 For calendar year □, or other tax year beginning □ 07/01/2009 and ending □ 06/30/2010

6 If this tax year is for less than 12 months, check reason □ Initial return □ Final return □ Change in accounting period □

7 State in detail why you need the extension ADDITIONAL TIME IS NEEDED TO FILE A COMPLETE AND ACCURATE RETURN.

8a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions. □ $ 8a 0

8b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit and any amount paid previously with Form 8868. □ $ 8b 0

8c Balance Due. Subtract line 8b from line 8a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions. □ $ 8c 0

Signature □

PRICEWATERHOUSECOOPERS LLP

125 HIGH STREET

BOSTON, MA 02110

Title □ CPA

Date □ 01/25/2011

Form 8868 (Rev. 4-2009)

Under penalties of perjury, I declare that I have examined this form, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and that I am authorized to prepare this form.