

NAMI GEORGIA, INC.

BYLAWS

ARTICLE I. NAME

SECTION A. The name of this Corporation shall be NAMI Georgia, Inc. (NAMI GA, Inc.) -

SECTION B. The name of each local affiliate will begin with NAMI and will be followed by local designation.

ARTICLE II. PURPOSE

The purpose of NAMI Georgia, Inc. is to relieve the suffering and improve the quality of life for mentally ill Georgians and their families. This is accomplished by:

1. Developing, nurturing and coordinating a statewide network of family support groups to strengthen and educate those coping with mental illness.
2. Promoting public policies, which expand services and improve treatment for mentally ill persons, and supporting research leading to the eradication of mental illness.
3. Educating the people of Georgia about mental illness in order to improve resources, services and knowledge by reducing misinformation and stigma.

ARTICLE III. NOT-FOR PROFIT CORPORATION

This Corporation is organized to be a nonprofit corporation under the Georgia Nonprofit Corporation Code (the "Code").

SECTION A. TAX-EXEMPT STATUS

Nothing herein shall authorize this corporation, directly or indirectly, to engage in or include among its purposes, any activity not permitted to be carried on by a corporation exempt from tax according to 501(c) (3) of the Internal Revenue Code of 1986 as amended (the Code) (or the corresponding provision of any future United States Internal Revenue Law) or a corporation, contributions to which are deductible under Section 170 (c) (2) of the Code (or the corresponding provision of any future United States Internal Revenue law).

SECTION B. ACTIVITY NOT ALLOWED

No substantial part of the activities of this Corporation shall be for the purpose of carrying on propaganda, or otherwise attempting to influence legislation. None of the activities of this Corporation shall consist of participation in, or intervening in any political campaign (including publishing or distributing statements) on behalf of any candidate for public office.

SECTION C. CHARITABLE PURPOSES

No parts of the net earnings of this Corporation shall inure to the benefit of any private shareholder or any individual. The property of this Corporation is irrevocably dedicated to charitable purposes and upon liquidation, dissolution or abandonment of the owner, after providing for the debts and obligation thereof, the remaining assets will not inure to the benefit of any private person but will be distributed to a non-profit fund, foundation or corporation which is organized and operated exclusively for charitable purposes related to mental health and which has established its tax exempt status under 501 (c) (3) and 509 (a) (1), (2), or (3) of Code (or the corresponding provision of any future United States Internal Revenue law).

ARTICLE IV. DURATION

The period during which this Corporation is to continue as a corporation is perpetual.

ARTICLE V. ADDRESS

The area to be served by this Corporation shall be the State of Georgia. The principal office of the Corporation shall be located in Atlanta, Georgia. The Corporation may have such other offices as the Board of Directors may determine or as the affairs of the Corporation may require from time to time.

SECTION A. PRINCIPAL OFFICE

The address of the Corporation's principal office is 3050 Presidential Drive, Suite 202, Atlanta, Georgia 30340.

SECTION B. REGISTERED AGENT

The Registered Agent shall be the Secretary of the Board of Directors.

SECTION C. REGISTERED OFFICE

The Corporation shall have and shall continuously maintain in the state of Georgia a registered office, and a registered agent whose office is identical with such registered office, as required by the Georgia Nonprofit Corporation Code. The registered office may be identical with the principal office, and the address of the office may be changed from time to time by the Board of Directors.

ARTICLE VI. MEMBERSHIP

SECTION A. TYPES OF MEMBERS

There shall be two types of members: (a) voting and (b) non-voting.

SECTION B. VOTING MEMBERS

Voting members shall consist of individual/family members (I/FMs) and local Affiliates that accepts the mission of NAMI Georgia, Inc. and pays the annual dues in the amount and manner established from time to time for voting members by the Board of Directors of this Corporation.

1. Individual/Family Members (I/FMs)

a. Definition: An I/FM is a family, consumer or friend of a person with mental illness who accepts the mission of NAMI Georgia, Inc. and NAMI, and has paid dues to an Affiliate (unless waived by the Affiliate) and for whom annual dues shall have been paid by the Affiliate to NAMI Georgia, Inc. and to the National Alliance for the Mentally Ill (NAMI).

b. Voting Rights I/FMs shall be (1) voting members of Affiliates (2) nominate and elect members of the Board of Directors of this Corporation as provided in Article IX, Section D; and (3) be the unit for purposes of determining the number of votes to be allocated to Affiliates in their voting by proportional representation in this Corporation in any election or other vote, other than the election of members of the Board of Directors and the adoption and amendment of the Bylaws of NAMI Georgia, Inc. as provided in paragraph (2) (c) below.

c. Affiliate Membership: An I/FM may support and work within several affiliates but shall be a voting member of only one (1) affiliate for NAMI Georgia Inc.'s purposes.

2. Local Affiliates

a. Definition: An affiliate shall be a group of five or more I/FM's which has been granted status as an affiliate of NAMI by the NAMI Georgia, Inc. Board of Directors.

b. Affiliation with NAMI Georgia, Inc. – All Affiliates within the state of Georgia shall become members of NAMI Georgia, Inc.

c. Voting Rights – Each Affiliate in good standing shall be a voting member in any election or other vote on NAMI Georgia, Inc. – matters excepting the nomination and election of members of the Board of Directors and adoption and amendment of By-laws by NAMI Georgia, Inc. The number of votes each affiliate shall be entitled to cast shall be determined by the following table:

Number of Members in the Affiliate	Number of Voters of Delegates
5-25	1
26-50	2
51-75	3
76-100	4
101-150	5
151-200	6
201-250	7
251-300	8
301-400	9
401-plus	10

d. Certification – The treasurer of each Affiliate shall certify the number of paid I/FMs of that affiliate and of its I/FMs whose membership dues have been formally waived to the Secretary of NAMI Georgia, Inc. in writing at least thirty (30) days in advance of each annual meeting of NAMI Georgia, Inc.

e. Good Standing – An Affiliate in good standing shall be defined as an affiliate whose dues have been paid to NAMI Georgia, Inc. for the current fiscal year at least thirty (30) days in advance of each meeting of NAMI Georgia, Inc.

f. Suspension of Voting Rights – The voting rights of any Georgia Affiliate may be suspended by action of the Board of Directors for any period during which such member's dues to NAMI Georgia, Inc. remain unpaid. The board shall give the affiliate that is the subject of a proposed action under this section fifteen (15) days prior written notice of the proposed suspension or termination and the reasons therefore by first class or certified mail sent to the last address of the affiliate shown on NAMI Georgia, Inc.'s records. The affiliate may then submit a written statement to the Board of Directors regarding the proposed action not seen less than five (5) days before the effective date of the proposed suspension or termination. Prior to the effective date of the proposed suspension or termination, the Board of Directors shall review any such statement submitted and shall determine the mitigating effect, if any, of the information contained in the proposed suspension or termination.

g. Not in Good Standing – Any affiliate that shall be in arrears in the payment of any membership dues more than 60 days after the due date shall not be in good standing and if such member is a voting member, then such member shall not be entitled to vote.

SECTION C. NON – VOTING MEMBERS (“ASSOCIATES”)

1. Professional/Organizational Membership: Any individual, association or corporation in accord with the purposes of NAMI Georgia, Inc. may become a non-voting member (“Associate”) upon payment of an annual contribution in the amount established from time to time for non-voting members by resolution of the Board of Directors.

2. Ex-Officio status: Non-voting members (“associates”) may not hold office, but shall be entitled to make suggestions and recommendations for the Board of Directors. A non-voting member shall not be entitled to vote on any issues put before the membership for vote.

ARTICLE VII. DUES

Dues shall be set by the Board of Directors at the annual meeting of the Board of Directors. Dues are payable at least thirty (30) days prior to the annual meeting and become delinquent sixty (60) days after the due date.

ARTICLE VIII. ANNUAL MEETING OF THE MEMBERSHIP

SECTION A. TIME OF ANNUAL MEETING

The annual meeting of the members of NAMI Georgia, Inc. shall be held in the month of April or May, at such place and at such hour as the Board of Directors may determine.

SECTION B. SPECIAL MEETINGS

Special meetings of the membership for any purpose or purposes may be called pursuant to a resolution of the Board of Directors, and shall be called by the President or Secretary at the request in writing of one-third of the Board of Directors in office or at the written request of 1/8 of the I/FMs of the Corporation. Such request shall be called by electronic mail or the U.S. Mail and shall in any case state the purpose or purposes of the proposed meeting. Business transacted at all special meetings shall be confined to the subjects relevant to those stated in the call.

SECTION C. NOTICE

Notice of any meeting of the members, annual or special, stating the time and place where it is to be held shall be served personally or by electronic mail or the U.S. Mail to each member entitled to vote at such meeting, not less than ten (10) or more than forty (40) days before the meeting, and if mailed shall be directed to each member, unless he or she shall have filed with the Secretary of this Corporation a written request that intended notices be mailed to some other address, in which case, it shall be mailed to the address designated in such request.

SECTION D. VOTING

1. Affiliate Voting- Affiliates shall -designate delegates to cast Affiliate votes at the annual or special meetings. The Affiliate delegates shall act by majority vote at any meeting of the members at which a quorum is present, except as may be specifically provided elsewhere in these by-laws.
2. I/FM Voting- I/FMs shall vote, in person or by signed proxy, for the Board of Directors and for revisions and amendments to these by-laws.
3. Twenty percent (20%) of the certified total voting power of affiliates as defined in Article VI, Section B, 2 (c) and (d) shall constitute a quorum of Affiliates. If such number of members shall not be so present in person, those present shall have the power to adjourn the meeting from time to time, without notice other than announcement at the, meeting, until a quorum shall be present, at which time any business may be transacted which might have been transacted in the meeting as originally notified.

ARTICLE IX. BOARD OF DIRECTORS

SECTION A. COMPOSITION

The affairs of NAMI Georgia, Inc. shall be under control of a Board of Directors consisting of a minimum of fifteen (15) and not more than twenty-one (21) persons, all of whom shall be volunteers and neither paid personnel of NAMI Georgia, Inc. nor of any organization receiving financial support from this corporation.

SECTION B. TERM OF OFFICE

The I/FMs shall elect the Board of Directors for overlapping three year terms based on the following procedure: The Board of Directors elected at the first annual meeting after the By-law revision shall be divided into three (3) classes, to serve initial terms of one, two, and three years. Thereafter, one-third (1/3) of the Board of Directors shall be elected at each annual meeting.

SECTION C. QUALIFICATIONS

Members of the Board of Directors shall be a member of a Georgia affiliate that is a voting, member of NAMI Georgia, Inc.

SECTION D. ELECTION OF THE BOARD OF DIRECTORS

I/FMs will elect the Board of Directors at the Annual Meeting of the members. Voting may be in person, by mail ballot, or by designated proxy. Candidates receiving the most votes shall be considered elected.

SECTION E. DUTIES

The duties of the Board of Directors shall be to establish the general policies of the Corporation and to oversee the management of the business and affairs of the Corporation and to provide to the membership an annual audit prepared by a certified public account.

SECTION F. MEETINGS OF THE BOARD OF DIRECTORS

1. Regular Meetings -The Board shall meet every other month to conduct its regular business. Committee meetings shall be held on alternate months. The annual meeting that is held immediately following the annual Membership Meeting shall be for purpose of electing officers and conducting such other business as may come before the Board
2. Notice - Notice of any meeting of the Directors, regular or special, stating the time and the place where it is to be held shall be served personally or by mail postage prepaid, upon each director not less than ten (10) days before the meeting. The notice of any special meeting shall state the purpose or purposes of the proposed meeting. Business transacted at all special meetings shall be confined to the subjects stated in the notice and matters germane thereto.

3. Quorum - The presence in person of not less than one-half (1/2) of the Board of Directors is requisite and shall constitute a quorum at all meetings of the Board of Directors.
4. Public Comments - At each regular and special meeting of the Board of Directors, NAMI members shall be afforded time, subject to reasonable constraints, to make comments to or ask questions of the Board. At the beginning of the Board meeting, persons wishing to speak shall contact the Secretary of the Board. The Secretary of the Board shall maintain a roster of those seeking to speak and shall call the speakers in order. Persons making requests to speak shall be given priority. Comments or questions submitted in writing are encouraged. Priority will be given to the earliest requests. The Secretary of the Board may, at his or her discretion, decline to schedule frequent or repetitive speakers in order to give others an opportunity to speak. This sub-section also applies to the public-at-large.
5. Additional Powers – In addition to the powers by these bylaws expressly conferred upon them, the Board of Directors of the Corporation may exercise such powers and do such lawful acts and things as are not by statute or by these bylaws required to be exercised by the members or officers.

ARTICLE X. OFFICERS

SECTION A. COMPOSITION

The officers of NAMI Georgia, Inc. who shall be elected by the Board of Directors shall be a president, a vice president, a secretary and a treasurer.

SECTION B. QUALIFICATIONS

Each officer shall be a member of the Board of Directors.

SECTION C. TERM OF OFFICE

A complete term for an officer shall be defined as one (1) year to begin at the close of the meeting at which the officer was elected.

SECTION D. DUTIES

1. President: The President shall preside at all meetings of the members and the Board of Directors and shall perform the duties usually devolving upon a presiding officer. The President shall appoint, with the approval of the Board, standing committees and chairpersons.
2. Vice President: The Vice President shall serve as presiding officer in the event the President is absent or unable to serve and shall assume such other duties as may be delegated by the President.
3. Secretary: The Secretary shall attend all meetings of the Board of Directors and all Annual or special Meetings of the members and shall act as clerk of each meeting, recording all votes and the minutes of all proceedings in a book to be kept for the purpose and shall perform like duties for any committee of members if so required by resolution at any annual

or special meeting of members. The secretary shall cause to be given notice of all meetings of members of the Board of Directors when notice is required by these bylaws, and if required by resolution at any annual or special meeting of members of the Board of Directors. The secretary shall have custody of the original copy of the bylaws and all amendments thereof. The Secretary shall be the Registered agent of the Corporation.

4. Treasurer: The treasurer shall have the custody of all funds and securities of the Corporation and shall keep full and accurate accounts of receipts and disbursements in books belonging to the Corporation and shall deposit all moneys and other valuable effects in the name and to the credit of the Corporation in such depositories as may be designated by the Board of Directors. He/She shall disburse the funds of the Corporation as may be ordered by the Board of Directors, taking proper vouchers for such disbursements, and shall render to the Board of Directors at the regular meetings of the Board, or whenever they may require it, an account of all transactions and financial condition of the Corporation.

ARTICLE XI. COMMITTEES

SECTION A. EXECUTIVE COMMITTEE

1. Composition – There shall be an Executive Committee consisting of all of the Corporation's officers and at least two (2) members of the Board of Directors elected by a majority vote of the Board.
2. Duties - The Executive Committee shall have and exercise all powers of the Board of Directors subject to such limitations as the laws of the State of Georgia or resolutions of the Board of Directors may impose, and shall have the power to affix the seal of the Corporation to all documents which R may deem to require it. The Executive Committee shall have power to make rules and regulations for the conduct of business but shall not have the power to make final decisions concerning matters which affect the status of NAMI GA as a state affiliate of the National Alliance on Mental Illness, nor matters affecting the entire state membership. In these cases, the Executive Committee will make recommendations to the Board of Directors and/or the entire NAMI GA affiliate membership. The Executive Committee shall prepare and distribute regular minutes of its proceedings and report same to the Board of Directors.
3. Chairperson – The President shall serve as Chairperson of the Executive Committee.
4. Term – The term of office for each member of the Executive Committee that is not an officer of the Corporation shall be one (1) year or until his or her successor has been duly elected.

SECTION B. NOMINATING COMMITTEE

1. Composition – Five (5) I/FMs will constitute the Nominating Committee. The President will appoint a member of the Board of Directors as chairperson of the Nominating Committee not later than 60 days after the Annual Meeting of the members. The chairperson will appoint four (4) I/FMs who will serve on the Nominating Committee.

2. Duties – The Nominating Committee will prepare a slate of proposed Board members. This slate of nominees for the Board will be representative of geographic, urban, rural, consumer, minority and age groups whenever possible. The slate of nominees must be filed with the Secretary at least forty-five (45) days before the Annual Meeting. Such nominations must be supported by the written consent of the nominee.

3. Other Nominations – I/FM's may submit nominations for Board members (Directors) by written nomination supported by the signature of at least nine members, which nomination must be filed with the Secretary at least thirty (30) days before the Annual Meeting. Such nominations must be supported by the written consent of the nominee.

SECTION C. FINANCE COMMITTEE

1. Composition – There shall be a Finance Committee composed of the Treasurer and other members of the Board, to be appointed by the President with approval of the Board.

2. Duties-

a. The Finance Committee shall have the power to buy, subscribe for, sell, exchange and transfer stocks, bonds, and other securities, and otherwise to invest and reinvest any funds of the Corporation. Policies of investment are subject to review by the Board. The Treasurer is authorized and empowered to execute on behalf of the Corporation when so directed by the Finance Committee, such documents as may be necessary to effect the sale, exchange or transfer of securities.

b. The Finance Committee should report to the Board at regular intervals, and a complete auditor's report should be sent annually to all officers and made available to all Board members.

c. The Finance Committee shall consider the details of the budget which is prepared by the Treasurer, Finance Chair, and the Executive Director (if an Executive Director is employed at the time) and presented to the Board with the Finance Committee's recommendation, The Board, in voting in a regular meeting shall determine the budget of the Corporation.

SECTION D. OTHER COMMITTEES

The President shall from time to time appoint such standing or special committees as are authorized by the Board of Directors. Each committee shall consist of such number of persons as the Board of Directors deems advisable. All acts of such committee shall be subject to approval of the Board of Directors.

SECTION E. APPOINTMENT – TERMS

All committee appointments shall be made as soon as possible after the election of officers or vacancies occur. Committee members shall serve for such terms as may be provided by the Board.

ARTICLE XII. VACANCIES – BOARD OF DIRECTORS

SECTION A. BOARD MEMBERS

All vacancies on the Board of Directors, whether caused by failure to elect, resignation, death, or otherwise, may be filled by vote of the remaining Board Members (Directors), even though less than a quorum, at any regular or special meeting, or by the members at any regular or special meeting.

SECTION B. EXECUTIVE COMMITTEE

All vacancies on the Executive Committee, whether caused by failure to elect, resignation, death, or otherwise, may be filled by vote of the Board Members (Directors) at any regular or special meeting.

SECTION C. OFFICER

In case there is a vacancy in any office of the Corporation, whether caused by failure to elect, resignation, and death or otherwise, such vacancy may be filled by vote of the Board of Directors at any regular or special meeting. Such officers so elected to fill vacancies shall serve until the next Annual Meeting of the members and until their successors are elected and qualify.

SECTION D. PROCEDURE

If a Board Member (Director) vacancy is not filled within two months after it occurs, or if, by reason of the absence, illness or other inability of one or more of the remaining Board Members (Directors) or a majority of them, may appoint a member to fill such vacancy. A certificate of such appointment signed by the Board of Directors or a majority of them shall constitute such person a Board Member (Director) of the corporation until the next annual election of Board of Directors.

ARTICLE XIII. EXECUTIVE DIRECTOR

The Board of Directors shall appoint and employ an Executive Director who shall be the general manager and fiscal agent responsible for administration of the Corporation's program, finances and personnel within the framework of the policies, principles, and practices established by the Board. This shall include but not be limited to staffing, job classification and other responsibilities incident to a chief executive officer of a Corporation. He/She shall employ and discharge such Staff as he/she deems necessary in accordance With budget provisions and personnel policies and practices authorized by the Board of Directors. He/She shall be responsible for the administrative management of the affairs of this Corporation subject to the approval of and direction by the Board of Directors and be responsible for the administrative management of the affairs of this Corporation subject to the approval of and direction by the Board of Directors and be responsible to work within an approved budget established by the Board. The Executive Director shall report to the President.

ARTICLE XIV. FISCAL YEAR

The fiscal year for this Corporation shall be from May 1st through April 31st.

ARTICLE XV. NON-DISCRIMINATION

NAMI Georgia, Inc. and its member Affiliates shall not discriminate against any person or group of persons on the basis of race, disability, creed, sex, religion, age or national origin in its policies, actions, or requirements for membership.

ARTICLE XVI. INDEMNIFICATION

Each person who was or is made a party or threatened to be made a party to or is otherwise involved in any threatened, pending or completed action, suit or proceeding, whether civil, criminal, administrative or investigative (hereinafter a "proceeding"), by reason of the fact that he or she, or person of whom he is or she is a legal representative, is or was a Board member, shall be indemnified and held harmless by the Corporation to the fullest extent authorized by the Georgia Nonprofit Corporation Code, as the same exists or may hereafter be amended (but in the case of any such amendment, only to the extent that such amendment permits the corporation to provide broader indemnification rights than the Code permitted the Corporation to provide prior to such amendment) against all expenses, liability and loss (including attorney's fees, judgement, fines, ERISA excise taxes or penalties and amounts paid or to be paid in settlement) actually and reasonably incurred or suffered by such Board member, in connection with any such proceeding. Such indemnification shall continue as to a Board member who has ceased to be a Board member and shall inure to the benefit of the Board member heirs, executors and administrators. Except with respect to proceedings to enforce rights to indemnification by a Board member, the corporation shall indemnify any such Board member only if such proceeding (or part thereof) was authorized to the Board of Directors of the corporation. The right to indemnification conferred in this Article shall be a contract right. (The term "Board member" as used in this article and these bylaws refer to any person serving as a "Director" on the Board of Directors.)

ARTICLE XVII. DISPUTE RESOLUTION

SECTION A. VESTED AUTHORITY

The Board of Directors shall be vested with authority to mediate disputes among and between affiliates and/or proposed affiliates, and between NAMI Georgia, Inc. and affiliates/proposed affiliates.

SECTION B. PROCEDURE

1. Dispute Resolution between Affiliate/Proposed Affiliates – The NAMI Board has the authority to mediate disputes between its member affiliates, between its proposed affiliates, and between its members and proposed affiliates. The Board shall mediate resolution of any dispute which cannot be successfully resolved by the principals. The President shall receive written notice from the Board of Directors of the affiliate(s)/proposed affiliates (s) which are party to the dispute, notifying him of the existence of the dispute and the names of persons authorized to act on behalf of the disputants. The President shall investigate the dispute and work with the parties to mediate a resolution. In the event that resolution of the dispute cannot be achieved within ninety (90) days from the receipt by the President of written notice of the existence of the dispute, the dispute, together with the names of the persons authorized to act on behalf of the affiliate/proposed affiliate, shall be referred to the NAMI Board for final and binding resolution by the NAMI Board.

2. Dispute Resolution between NAMI Georgia, Inc. and Affiliates/Proposed Affiliates – The Board shall mediate resolution of any dispute, which cannot be successfully resolved between NAMI Georgia, Inc., and affiliates/proposed affiliates. The President shall receive written notice from the Board of Directors of the affiliate(s)/proposed affiliate(s) which are party to the dispute, as notification of the existence of the dispute and the names of the persons authorized to act on behalf of the disputants. The President shall investigate the dispute and work with the parties to mediate a resolution. In the event that a resolution of the dispute cannot be achieved within ninety (90) days from the receipt by the President of written notice of the existence of the dispute, the dispute, together with the names of the persons authorized to act on behalf of the affiliate/proposed affiliate, shall be referred to the NAMI Georgia, Inc. Board for final and binding resolution by the NAMI Georgia, Inc. Board.

ARTICLE XVIII. USE OF NAMI NAME AND LOGO

NAMI Georgia, Inc. acknowledges that the National Alliance for the Mentally Ill (NAMI) controls the use of the name, acronym and logo of NAMI and AMI, and that our use of the logo and name shall be in accordance, and that our use of the logo and name shall be in accordance with NAMI policy. Upon termination of affiliation with or charter by NAMI, the uses of these names, acronyms and logo by NAMI Georgia, Inc. shall cease.

ARTICLE XIX. AMENDMENTS

SECTION A. PROCEDURE TO AMEND BYLAWS

Revision or amendments to the bylaws of NAMI Georgia, Inc. (1) may be proposed by any voting member or any director. Any such proposed revision or amendments shall be submitted in writing to the Board of Directors not less than ninety (90) days prior to the date of the next annual meeting of the members. Each affiliate shall be given in writing all proposed revisions or amendments to these bylaws with, or prior to, the notice of the annual meeting. Each Affiliate shall, in turn, give notice of proposed revisions or amendments to each of its I/FMs along with notice of the annual meeting. Bylaws are amended by two-thirds (2/3) majority of the I/FMs voting at such next annual meeting or by mail ballot.

SECTION B. CONSISTENT WITH LAW

Any amendments, alterations, changes, additions or deletions to these bylaws, shall be consistent with the laws of the State which define, limit, or regulate the powers of this Corporation or the Board of Directors of this Corporation.

Revised and Amended April 5, 1998
Revised and Amended October 13, 2005
Revised and Amended May 31, 2006

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