

DONATIONS BINDER

# A How & Why Guide for Potential Donors

A built-in framework — not a bolt-on policy. Street Theatre Clothing, LTD adopts the Association of Fundraising Professionals Donor Bill of Rights and Code of Ethical Standards in full as the top international set of standards available to guide a donation process. AFP does not govern STC; these standards are STC's self-imposed covenant with every donor.

<b>Entity</b>	Street Theatre Clothing, LTD (Nevada LLC)
<b>Structure</b>	For-profit apparel manufacturer · disability-owned
<b>Paired With</b>	The Gregg-Haynes Foundation, Inc. (501(c)(3) pending)
<b>Adopted Standard</b>	AFP Donor Bill of Rights · AFP Code of Ethical Standards (adopted in full; AFP does not govern STC)
<b>Capital Posture</b>	Unencumbered — no loans, no outside investors, no strings
<b>Document Version</b>	v1.0 · April 2026 · Prepared for external donor review

**Clear Disclosure:** Street Theatre Clothing, LTD is a for-profit Nevada limited liability company. Donations made to STC are **not tax-deductible** as charitable contributions under IRC §170. Donors seeking a charitable tax deduction may direct gifts to our paired 501(c)(3), The Gregg-Haynes Foundation, Inc., once its determination letter is issued.

NAVIGATION

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## SECTION 1

# Purpose & Governing Principle

## Why STC Accepts Donations

Street Theatre Clothing, LTD (STC) is a disability-owned, for-profit Nevada limited liability company building a custom-branded apparel manufacturing operation that exists to **employ individuals with disabilities**. Every dollar we raise through donations is deployed directly into hiring, equipment, production floor capacity, and accessibility infrastructure — not debt service, not investor returns, not outside obligations.

We deliberately chose to raise startup capital through donor gifts rather than commercial loans or equity investment because **encumbered capital compromises mission**. Debt introduces a creditor whose interests rank ahead of our workers. Equity introduces an investor whose voting power dilutes founder judgment. Strings-attached grants introduce a funder whose compliance demands reshape the work. Gifts — freely given, transparently stewarded — keep every penny pointed at the mission.

**Core Doctrine: STC's startup capital must remain unencumbered. This binder is the system that makes donor trust a governance reality, not a marketing promise.**

## Who This Binder Serves

- **Prospective donors** evaluating whether to give to a for-profit with a mission.
- **Existing donors** verifying how their gift is being used.
- **Regulators and counsel** auditing STC's compliance posture.
- **Contractors, hires, and partners** who need to understand the donor framework they operate inside.

## How to Use This Binder

Read Sections 2–4 to understand the legal framework. Section 5 introduces the Association of Fundraising Professionals — who they are and why STC chose to adopt their standards as the top international framework available for donor protection. **AFP does not govern Street Theatre Clothing, LTD; STC remains a for-profit Nevada LLC solely accountable to its members, its donors, and the law.** Sections 6–7 reproduce the AFP Donor Bill of Rights and AFP Code of Ethical Standards **verbatim and in full**, exactly as published by the adopting body. Sections 8–10 show the controls that operationalize those documents inside STC, the unencumbered capital doctrine, and the **\$367,700 itemized budget** donor gifts are deployed against. Section 11 is the donor Q&A. Section 12 covers governance, audit, and STC's **specific written commitments to donor funds** — including the public progress tracker and the \$25K landing-page recognition. Section 13 closes with the donor case for giving.

## SECTION 2

# Legal Framework — For-Profit Donation Acceptance

## It Is Lawful

Under United States federal law, no statute prohibits a for-profit business from soliciting or accepting voluntary gifts from the public.<sup>1</sup> Donations to a for-profit entity are lawful provided the solicitation is truthful, the for-profit status is clearly disclosed, and the donor is not misled into believing the gift qualifies for a charitable tax deduction.<sup>2</sup>

## Tax Treatment

The Internal Revenue Service draws a clear line: a charitable deduction under IRC §170 is only available when the recipient is a qualified §501(c)(3) organization.<sup>3</sup> Gifts to a for-profit are generally treated in one of two ways for the recipient — as taxable business income under IRC §61, or, in narrow factual circumstances where there is clearly no quid-pro-quo, as an excludable gift under IRC §102.<sup>4</sup> STC treats all incoming donor funds conservatively as taxable business receipts and reports them accordingly. **The donor receives no federal charitable deduction for a gift to STC.**

## Donor Consideration

Because STC is not a 501(c)(3), donors give for mission alignment, not tax benefit. Every STC donation page, receipt, and acknowledgement must state this plainly before the gift is completed. This is not a legal loophole — it is informed consent.

## Federal Consumer-Protection Backdrop

The Federal Trade Commission enforces Section 5 of the FTC Act against any unfair or deceptive act in commerce — including misleading solicitation.<sup>5</sup> State Attorneys General enforce parallel consumer protection statutes. STC's disclosures are built to satisfy both.

## Startup-Phase Stress Test

STC's donation program operates during startup. The threshold question — *is it legal for a for-profit LLC to accept voluntary gifts before it has revenue?* — has three clean answers: **(1)** Federal law imposes no pre-revenue bar. A for-profit can lawfully accept voluntary gifts at any phase provided solicitation is truthful.<sup>1</sup> **(2)** The gift/income character of each inbound dollar is a fact question under *Commissioner v. Duberstein*, 363 U.S. 278 (1960) — true gifts proceed from “detached and disinterested generosity.”<sup>6</sup> STC resolves the question conservatively: every donor dollar is booked as taxable business income under IRC §61 unless the facts plainly satisfy §102, and the tax is paid. **(3)** Nevada's charitable-solicitation registry (NRS Chapter 82A) applies only to “charitable organizations” — defined as entities with 501(c)(3) status or that hold themselves out as charitable (NRS 82A.025). STC is neither. It is therefore outside the scope of the registry — not evading it.<sup>7</sup> The program survives the stress test.

**STC's Rule: Every donation surface must disclose three facts before a gift is accepted — (1) STC is a for-profit LLC, (2) the gift is not tax-deductible, and (3) the exact mission use the funds will support.**

1. DoJiggy, "Can a For-Profit Business Accept Donations?" — [dojiggy.com/blog/can-a-for-profit-business-accept-donations](http://dojiggy.com/blog/can-a-for-profit-business-accept-donations)
2. Paymattic, "Can An LLC Accept Donations?" — [paymattic.com/can-an-llc-accept-donations](http://paymattic.com/can-an-llc-accept-donations)
3. IRS Publication 526, "Charitable Contributions" — [irs.gov/publications/p526](http://irs.gov/publications/p526)
4. IRC §61 & §102 — [law.cornell.edu/uscode/text/26/61](http://law.cornell.edu/uscode/text/26/61) · [law.cornell.edu/uscode/text/26/102](http://law.cornell.edu/uscode/text/26/102)
5. FTC Act §5 (15 U.S.C. §45) — [ftc.gov/legal-library/browse/statutes/federal-trade-commission-act](http://ftc.gov/legal-library/browse/statutes/federal-trade-commission-act)
6. Commissioner v. Duberstein, 363 U.S. 278 (1960) — [supreme.justia.com/cases/federal/us/363/278](http://supreme.justia.com/cases/federal/us/363/278)
7. NRS 82A.025 (definition of "charitable organization") — [leg.state.nv.us/nrs/nrs-082a.html](http://leg.state.nv.us/nrs/nrs-082a.html)

## SECTION 3

## Nevada State Compliance

### Charitable Solicitation Registry

Nevada's charitable solicitation registration regime — administered by the Secretary of State under NRS Chapter 82A — applies to **charitable organizations** soliciting contributions from Nevada residents.<sup>8</sup> Because STC is a for-profit LLC and does **not** represent that it is a charity or that donations are tax-deductible, it is outside the nonprofit charitable registry. STC's paired 501(c)(3), The Gregg-Haynes Foundation, Inc., will register separately once its determination letter is issued.

### Deceptive Trade Practices

NRS Chapter 598 (Deceptive Trade Practices) prohibits any person — for-profit or nonprofit — from knowingly making false representations in the solicitation of contributions or sales.<sup>9</sup> STC's mandatory disclosures (for-profit status, non-deductibility, specific mission use) are engineered to remain on the safe side of NRS 598 with margin.

### Entity Good Standing

STC maintains good standing with the Nevada Secretary of State under Entity ID NV20263558890, files its Annual List of Managers, and holds an active State Business License. Donors may verify STC's standing through the Nevada SilverFlume portal.<sup>10</sup>

**Why this matters to donors: A for-profit does not escape donor protection law by choosing LLC form. STC is subject to Nevada consumer protection, FTC Section 5, and state Attorney General oversight. Every rule in this binder is enforceable against us.**

8. Labyrinth, Inc., "How to Register for Charitable Solicitation in Nevada" — [labyrinthinc.com/charitable-solicitation-registration-nevada](http://labyrinthinc.com/charitable-solicitation-registration-nevada)

9. Nevada Revised Statutes Chapter 598 — [leg.state.nv.us/nrs/nrs-598.html](http://leg.state.nv.us/nrs/nrs-598.html)

10. Nevada Secretary of State — SilverFlume portal — [nvsilverflume.gov](http://nvsilverflume.gov)

## SECTION 4

## Federal & Multi-State Disclosure Obligations

When STC solicits donations online, the solicitation is technically reaching donors in every state. Several states impose charitable solicitation rules that reach commercial co-venturers, fundraising counsel, and for-profit solicitors. STC addresses this by keeping its solicitations commercial in nature and non-charitable in representation — i.e., asking for mission-aligned gifts to a disclosed for-profit, not charitable contributions to a charity.

### State Examples STC Monitors

State	Regime	How STC Complies
California	Registry of Charitable Trusts (AG) for charities; commercial fundraisers register separately. <sup>11</sup>	STC does not represent itself as a charity; disclosures disclaim tax-deductibility to CA donors.
New York	Article 7-A charitable solicitation registration with Attorney General. <sup>12</sup>	Not applicable to STC as a for-profit; for-profit status prominently disclosed.
Texas	Specific registration for veterans, public-safety, and law-enforcement fundraising. <sup>13</sup>	STC does not solicit under any regulated category.
Florida	Ch. 496 Solicitation of Contributions Act covers charitable & sponsor organizations. <sup>14</sup>	STC's disclaimers remove it from the "charitable organization" definition.

### Mandatory Disclosures on Every STC Donation Surface

- STC is a **for-profit Nevada LLC** (not a 501(c)(3) charity).
- Donations to STC are **not tax-deductible** as charitable contributions.
- The specific mission use of the funds (e.g., "to hire disabled workers into the DTF production line").
- An accessible contact channel for donor questions and complaints.
- A link to the current version of this binder.

**Engineering choice: STC treats the strictest applicable state rule as its baseline. If a disclosure would be required in California or Florida, STC makes it in Nevada too — universally.**

11. California Attorney General — Registry of Charities and Fundraisers — [oag.ca.gov/charities](http://oag.ca.gov/charities)

12. NY Attorney General — Charities Bureau — [charitiesnys.com](http://charitiesnys.com)

13. Texas Secretary of State — Charitable Information — [sos.state.tx.us/statdoc/charitable-information.shtml](http://sos.state.tx.us/statdoc/charitable-information.shtml)

14. Florida Department of Agriculture — Ch. 496 — [fdacs.gov/Consumer-Resources/Charities](http://fdacs.gov/Consumer-Resources/Charities)

## SECTION 5

# About the Association of Fundraising Professionals

Governance boundary. AFP does not govern Street Theatre Clothing, LTD. STC is a for-profit Nevada LLC; its governing body is its members. STC has adopted the AFP Donor Bill of Rights and AFP Code of Ethical Standards as the top international set of standards available to guide a donation process, and binds itself and its contractors to them by written policy and contract. All references to AFP in this binder are confined to this designated block (Sections 5–7) to keep STC's business identity fully separate from AFP's.

## Who AFP Is

The **Association of Fundraising Professionals (AFP)** is the largest and oldest professional association dedicated to the ethical practice of fundraising worldwide. It was founded in 1960 in New York as the National Society of Fund Raisers — created, notably, for the express purpose of establishing a code of ethics for the profession — and renamed the Association of Fundraising Professionals in 2001.<sup>15</sup>

Today, AFP represents roughly **26,000 individual and organizational members across more than 240 chapters worldwide**, headquartered in Arlington, Virginia. Collectively, AFP members raise over **\$115 billion annually** — a third of all charitable giving in North America — and since 1960 have helped generate more than \$1 trillion in philanthropic support.<sup>16</sup>

## What AFP Does

- **Sets the enforceable standard.** AFP maintains the only enforceable code of ethics in the fundraising profession. Every individual and organizational member is required to sign it.<sup>17</sup>
- **Co-authored the Donor Bill of Rights.** AFP, together with the Association for Healthcare Philanthropy (AHP), the Council for Advancement and Support of Education (CASE), and the Giving Institute, created the Donor Bill of Rights in 1993 — the universal articulation of what every donor is entitled to expect.<sup>18</sup>
- **Runs a real enforcement process.** The AFP Ethics Committee reviews complaints and can sanction members who violate the Code, up to expulsion.
- **Educates & certifies.** AFP grants the CFRE (Certified Fund Raising Executive) and ACFRE credentials, trains fundraisers globally, and publishes research on philanthropy.
- **Advocates.** AFP represents the fundraising sector to legislators and regulators on issues affecting charitable giving and donor trust.

## Why STC Chose to Adopt AFP's Standards

AFP does not govern our business — we govern our business. We are a for-profit Nevada LLC with no regulatory obligation to adopt anyone's code. We chose to adopt AFP's published documents **in full** because they are the **top international set of standards available to govern a donation process**. Giving AFP their flowers without entangling our identity with theirs, we adopted for five reasons:

- **It is the gold standard.** The Donor Bill of Rights is the single most-cited articulation of donor protections in the philanthropic world. No better document exists.

- **It is enforceable.** Unlike aspirational "ethics statements," AFP's Code is a binding document with a real complaint and sanction process. Adopting it means we have something verifiable to be held to.
- **It was built for this.** The Code's five pillars — Public Trust & Transparency, Conflicts of Interest, Solicitation & Stewardship, Donor Privacy, and Fair Compensation — map exactly to the risk surface of any donation program, for-profit or not.
- **It hard-bans percentage fundraising.** AFP prohibits paying fundraisers based on a percentage of funds raised. This single rule prevents the most common donor-exploitation pattern in the sector. STC adopts it by contract against every contractor.
- **Adoption creates a public anchor.** By adopting AFP's documents as STC's donor-facing standard, we give donors, regulators, and counsel a neutral, third-party benchmark to measure us against. If we drift, it will be obvious. AFP remains an independent third party — not our governor.

**Adoption note:** STC has adopted the AFP Donor Bill of Rights and the AFP Code of Ethical Standards in full, in their entirety, to ensure the accuracy of donor rights and eliminate any risk of paraphrase-drift. The verbatim texts follow in Sections 6 and 7, as published by AFP. STC's operational controls layered on top are additive — they never relax or reinterpret the adopted documents.

15. AFP, "History of the Association of Fundraising Professionals" — [afpglobal.org/history-association-fundraising-professionals](http://afpglobal.org/history-association-fundraising-professionals)
16. AFP, "AFP Fact Sheet" — [afpglobal.org/afp-fact-sheet](http://afpglobal.org/afp-fact-sheet)
17. AFP, "Ethics" landing page — [afpglobal.org/ethics](http://afpglobal.org/ethics)
18. AFP, "A Donor Bill of Rights" (Adopted 1993) — [afpglobal.org/.../DonorBillOfRights.pdf](http://afpglobal.org/.../DonorBillOfRights.pdf)

## SECTION 6

## AFP Donor Bill of Rights — Full Text, Verbatim

Adoption Statement. Street Theatre Clothing, LTD hereby adopts the AFP Donor Bill of Rights in full and in its entirety, as published by the Association of Fundraising Professionals (AFP), the Association for Healthcare Philanthropy (AHP), the Council for Advancement and Support of Education (CASE), and the Giving Institute. The text below is reproduced directly from the adopting body — nothing has been added, removed, or altered — to eliminate any risk of paraphrase drift and to ensure the accuracy of donor rights.

Source: AFP Global, "A Donor Bill of Rights" (Adopted 1993).

### Preamble

*PHILANTHROPY is based on voluntary action for the common good. It is a tradition of giving and sharing that is primary to the quality of life. To assure that philanthropy merits the respect and trust of the general public, and that donors and prospective donors can have full confidence in the not-for-profit organizations and causes they are asked to support, we declare that all donors have these rights:*

### A Donor Bill of Rights

- I** To be informed of the organization's mission, of the way the organization intends to use donated resources, and of its capacity to use donations effectively for their intended purposes.
- II** To be informed of the identity of those serving on the organization's governing board, and to expect the board to exercise prudent judgment in its stewardship responsibilities.
- III** To have access to the organization's most recent financial statements.
- IV** To be assured their gifts will be used for the purposes for which they were given.
- V** To receive appropriate acknowledgement and recognition.
- VI** To be assured that information about their donations is handled with respect and with confidentiality to the extent provided by law.
- VII** To expect that all relationships with individuals representing organizations of interest to the donor will be professional in nature.
- VIII** To be informed whether those seeking donations are volunteers, employees of the organization or hired solicitors.
- IX** To have the opportunity for their names to be deleted from mailing lists that an organization may intend to share.
- X** To feel free to ask questions when making a donation and to receive prompt, truthful and forthright answers.

*Adopted in 1993. Copyright AFP, AHP, CASE, Giving Institute (formerly AAFRC). Reproduced from the AFP canonical PDF at [afpglobal.org/.../DonorBillOfRights.pdf](http://afpglobal.org/.../DonorBillOfRights.pdf).*

## SECTION 7

# AFP Code of Ethical Standards — Full Text, Verbatim

**Adoption Statement.** Street Theatre Clothing, LTD hereby adopts the AFP Code of Ethical Standards in full and in its entirety, as published by the Association of Fundraising Professionals. The text below is reproduced directly from AFP's canonical publication — nothing has been added, removed, or altered. Adoption extends to every owner, contractor, volunteer, and agent operating on behalf of STC in any donor-facing capacity. Source: AFP, "Code of Ethical Standards" (Adopted 1964; amended Oct 2014; Board-approved revision December 2023; enforceable January 1, 2025).

## Introduction: Our Commitment to Ethical and Effective Fundraising

The Association of Fundraising Professionals (AFP) is a professional organization whose members believe that philanthropy and fundraising are important aspects of our lives in society. AFP exists to foster the development and growth of both fundraising professionals and the profession itself and to promote high ethical behavior in fundraising practices. The AFP Code of Ethics and its Standards of Ethical Practice inform and govern the behavior of members and are designed to be applied alongside AFP's commitments to member fair behavior practices and IDEA (inclusion, diversity, equity and access).

The Code and Standards have a dual focus: (1) the duties of fundraisers to the organizations and communities they serve and to the donors who support those missions; and (2) the duties of fundraisers in relation to others in the profession and to the wider public.

This Code guides those practicing fundraising (individuals and organizations), and also applies to business members as they support fundraising practices.

The AFP Code of Ethics governs AFP individuals, organizations, and business members to:

- Practice their profession with integrity, honesty, truthfulness, and adherence to the absolute obligation to safeguard the public trust.
- Act according to the highest goals and vision of their organizations, professions, clients, and consciences.
- Put philanthropic mission above personal gain.
- Inspire others through their own sense of dedication and higher purpose.
- Improve their professional knowledge and skills, so their performance will better serve others.
- Demonstrate concern for the interests and well-being of individuals affected by their actions.
- Value the privacy, freedom of choice and interests of all those affected by their actions.
- Foster cultural diversity and pluralistic values, treating all people with dignity and respect.
- Affirm, through personal giving, a commitment to philanthropy and its role in society.
- Adhere to the spirit as well as the letter of all applicable laws and regulations.
- Avoid even the appearance of any criminal offense or professional misconduct.
- Bring credit to the fundraising profession by their public demeanor.
- Encourage colleagues to embrace and practice these ethical principles and standards.
- Be aware of the codes of ethics shared by other professional organizations that serve philanthropy.

## Public Trust and Transparency

Fundraisers secure philanthropic support for organizations whose missions respond to community needs and aspirations. We earn the trust of the public for our work — and ensure its effectiveness — by adhering to the highest standards of integrity, honesty, and respect. In accordance, members are expected to:

1. Not engage in activities that harm the members' organizations, clients, or profession or knowingly brings the profession into disrepute.
2. Comply with all applicable local, regional, and national laws and regulations.
3. Recognize their individual boundaries of professional competence and responsibility.
4. Convey information about programs, products, services, and mission-delivered solutions without misrepresentation.
5. Establish the purpose and scope of work at the beginning of any contractual relationship.
6. Refrain from knowingly infringing on the intellectual property rights of other parties.
7. Abstain from disparaging competitors.
8. When stating fundraising results, use accurate and consistent accounting methods that conform to the relevant guidelines adopted by the appropriate authority.

## Conflicts of Interest

Potential or actual conflicts of interest can undermine confidence in members, their organizations, and professions. In accordance, members are expected to:

9. Avoid activities that conflict with or may conflict with their fiduciary, ethical and legal obligations to their organizations, clients or professions.
10. Disclose all potential and actual conflicts of interest. Such disclosure does not preclude or imply ethical impropriety.
11. Decline personal benefits such as invitations or personal gifts that arise as a result of relationships with donors, prospects, volunteers, or clients.

## SECTION 7 (CONT'D)

# AFP Code of Ethical Standards — Full Text, Verbatim

## Solicitation & Stewardship of Philanthropic Funds

The solicitation, receipt and stewardship of donations must fulfill the organizations' promise to donors and should be handled with the utmost care and consideration. Honoring donors' wishes is core to the work fundraisers do on behalf of their organizations. In accordance, members are expected to:

12. Ensure all development marketing and communications are accurate.
13. Ensure donors receive informed, accurate and ethical information about the value and tax implications of contributions.
14. Affirm their primary responsibilities are to their organizations while also safeguarding the interests of donors.
15. Ensure contributions are used in accordance with donor intent and restrictions.
16. Ensure proper stewardship of donations, including timely reports on the use and management of the funds.
17. Obtain explicit consent from donors, donors' successors, or appropriate legal counsel before altering the conditions of previously restricted financial transactions.
18. Meet the legal requirements for the disbursement of funds received from donors on behalf of nonprofit clients.

## Donor Privacy

Giving is a personal choice. In relationships with donors, fundraisers have access to information about individuals and their giving that they must respect. Organizations have an obligation to ensure donors' rights to privacy. This includes but is not limited to data protection standards and list management practices. In accordance, members are expected to:

19. Protect from disclosure confidential information to unauthorized parties as defined by an organization's policies and procedures.
20. Recognize information created on behalf of an organization, including donor and prospect information, is the confidential intellectual property of that organization and may not be taken, shared with, or transferred to other entities.
21. Convey to donors and clients that they can request omission of personal information from future organizational use.
22. Convey to donors and clients that they can request omission of personal information from lists that are sold, rented, or exchanged where such exchanges are allowed.

## Fair, Equitable, and Transparent Compensation Practices

We believe fundraisers should receive fair and equitable compensation for the work they do in support of organizational missions. In accordance, members are expected to:

23. Support fair and equitable compensation, which may include bonuses or merit pay in line with organizational practices but may never be based on a percentage of funds raised.
24. Decline receiving or paying finder's fees, commissions, or compensation based on a percentage of funds raised.

25. Refrain from offering or accepting payments or special considerations for the purpose of influencing the selection of products or services.

*Adopted 1964; amended October 2014; revised December 2023 (Board approved); enforceable January 1, 2025. Reproduced from AFP's canonical publication at [afpglobal.org/ethics/code-ethical-standards](http://afpglobal.org/ethics/code-ethical-standards).*

## SECTION 8

## Donor Rights & Responsibilities Matrix

The matrix maps each right in the adopted Donor Bill of Rights to the STC system control that enforces it, the owner accountable for the control, and the evidence artifact that proves the control is working. This is how adopted principles become verifiable operations.

Right	System Control	Accountable Owner	Evidence Artifact
I — Mission clarity	Donation page + binder Sections 1 & 13; use-of-funds breakdown	Operations Manager	Published donation page; annual donor report
II — Governance identity	Public disclosure of managers; advisory-committee list	Owner/Manager	Public officer record; annual list filing
III — Financial access	Annual donor report; on-request financials	Bookkeeper	Annual report PDF; donor request log
IV — Purpose-of-gift honoring	Restricted-gift ledger; no-commingle rule	Bookkeeper	Ledger; quarterly restricted-gift report
V — Acknowledgement	7-day acknowledgement SLA; recognition tiers	Operations Manager	Acknowledgement outbox; recognition opt-in record
VI — Privacy	Encryption at rest; access control; no-sale rule	Operations Manager	Data handling policy; access logs
VII — Professional conduct	Contractor bound to AFP Code by contract	Owner/Manager	Contractor agreement template
VIII — Solicitor identity	Role disclosure on every solicitation	Operations Manager	Standard disclosure language
IX — Opt-out	One-click unsubscribe; no list-sharing	Operations Manager	Email system records; suppression list
X — Q&A rights	donor-questions inbox; 48-hour SLA	Operations Manager	Inbox SLA report; FAQ publication

### Donor Responsibilities

The donor relationship is two-way. In return for these rights, STC asks every donor to:

- Provide accurate contact and gift information.
- Give freely, without expectation of goods, services, or quid-pro-quo benefit.
- Understand that donations to STC are not tax-deductible.
- Raise concerns through the donor-questions channel before escalating, so STC can make them right.

## SECTION 9

## Built-In Controls — Not a Bolt-On

A bolt-on compliance program is a policy PDF stapled onto an existing system. A built-in program is different: every donor touchpoint, template, contract, and workflow is pre-wired to enforce the adopted AFP documents. This section documents each control.

Control	How It Works Inside STC
Receipting	Every gift receives a receipt within 7 business days stating: STC is a for-profit LLC; amount; date; purpose; non-deductibility; refund policy reference.
Restricted-Gift Ledger	Dedicated ledger entries for each restricted gift; segregated reporting; reconciled monthly by the bookkeeper.
Acknowledgement & Recognition	Tiered recognition offered, always opt-in; no name appears publicly without written donor consent.
Confidentiality	Donor PII encrypted at rest (AES-256); access gated to the Operations Manager and Bookkeeper only; logs retained 7 years.
Opt-Out	Every STC email carries a one-click unsubscribe link; suppression is honored within 10 business days across all lists.
Refund Policy	Good-faith refunds available within 30 days of a gift when the donor demonstrates misunderstanding of for-profit status or when STC has failed a material disclosure.
Complaint Channel	donor-questions@streettheatreclimbing.com routes to the Operations Manager with a 48-hour SLA; escalation path to the owner within 5 business days if unresolved.
Contractor Governance	Every contractor agreement embeds the AFP Code of Ethical Standards by reference. Percentage-based fundraising compensation is prohibited by contract.
Annual Donor Report	Each March, STC publishes a report covering: funds raised, funds deployed (by mission category), hires made, wages paid, and the next year's plan.
Binder Versioning	This binder is versioned; every amendment is dated and historical versions are archived so donors can audit what rules applied to their gift.

## SECTION 10

# Unencumbered Capital Doctrine

## The Principle

STC's startup capital is raised only through two routes: **owner funding** and **unconditional donor gifts**. STC deliberately does not accept commercial loans, private equity, venture investment, strings-attached grants, or revenue-share advances. This is not a temporary stance during a rough market — it is a permanent governance doctrine.

## Why

- **Debt compromises mission.** A creditor's interest ranks ahead of the worker. The first dollar goes to interest, not to a paycheck.
- **Equity compromises mission.** An investor's return expectation eventually overrides founder judgment about who gets hired and at what wage.
- **Strings-attached grants compromise mission.** A funder's compliance regime reshapes the work around reporting rather than the people served.
- **Gifts keep the mission whole.** A gift, stewarded ethically, pays a wage, buys a machine, trains a worker — and nothing more.

## What Unencumbered Means in Practice

Source of capital	Accepted?	Why / Why Not
Owner personal funds	Yes	Aligned by definition with mission; no outside claim.
Donor gifts (unrestricted)	Yes	Given freely; STC deploys to mission priorities.
Donor gifts (restricted)	Yes	Given freely for a stated purpose; STC honors purpose.
Commercial bank loans	No	Creditor ranks ahead of workers; interest drains mission.
SBA / government loans	No	Even favorable loans still impose creditor priority.
Equity / venture investment	No	Dilutes disability-owned control and introduces return pressure.
Revenue-share advances (MCA)	No	High effective cost; unpredictable cash drag.
Grants with programmatic strings	Case-by-case	Accepted only if the strings align with existing mission and do not expand the compliance surface meaningfully.

The donor guarantee: Your gift will not be used to service a creditor, pay an investor, or satisfy a grant bureaucracy. Every dollar is deployed to the mission — people first, always. Any donated funds not deployed to stand up STC transfer automatically to The Gregg-Haynes Foundation, Inc. for wrap-around services and supportive housing.

## SECTION 10 (CONT'D)

## Use of Funds — \$367,700 Startup Budget

STC's donation program exists to fund a specific, itemized plan — not a general slush fund. The table below is reproduced directly from the Master Binder Funding Request. It is the **only** plan donor dollars are deployed against. Any variance requires written disclosure in the next quarterly update.

Bucket	Line Item	Amount	% of Ask
Property	Down payment on owned industrial facility (8–15K sqft)	\$85,000	23.1%
Hiring (6 months)	7 contractor roles — market-rate core team + admin stipends	\$131,500	35.8%
Equipment	13 DTF printers (10 active + 3 rotation) + 13 presses + supporting gear	\$59,800	16.3%
Workstations	10 OSHA- and ADA-compliant workstations	\$20,000	5.4%
MM Stipend	Managing-member R&D catch-up bonus (\$10K × 2 seats)	\$20,000	5.4%
Exhaust / HVAC	OSHA-compliant exhaust + ventilation build-out	\$18,500	5.0%
Owner Equity	Reimbursement of owner-funded equity already invested	\$12,500	3.4%
Compliance	ADA consultant startup + OSHA startup + permits/inspections	\$8,500	2.3%
Stress Test	Materials + labor for 20,000-unit shakeout run	\$8,000	2.2%
Contingency	Reserve against cost overruns	\$3,900	1.1%
<b>TOTAL</b>	<b>Fully-staffed, owned, OSHA- and ADA-compliant facility</b>	<b>\$367,700</b>	<b>100%</b>

### What Every \$367,700 Goal Unlocks

- **Year-1 revenue target:** \$10,890,000 from 660,000 units at an average \$16.50/unit.
- **Production capacity:** 165,000 units per quarter, validated by a 20,000-unit stress test before outside orders are accepted.
- **Workforce:** seven funded contractor roles in the first six months, transitioning to operating-cash-flow funding by month seven.
- **Facility:** owner-occupied light-industrial building in Clark County — no landlord fight over ADA/OSHA modifications, no rent inflation on margin.

Overflow rule: If donations exceed \$367,700, or if STC reaches self-sustaining operating revenue before the full budget is spent, the unspent donor funds transfer directly to The Gregg-Haynes Foundation, Inc. to fund wrap-around services and supportive housing in Clark County. Donor funds never sit idle on STC's books.

## SECTION 11

## Donor Q&A

The most common questions prospective donors ask, answered plainly. If your question isn't here, write to [donor-questions@streettheatreclimbing.com](mailto:donor-questions@streettheatreclimbing.com) — we answer within 48 hours, in line with Right X of the Donor Bill of Rights.

### Q. Is it even legal for a for-profit LLC to accept donations during startup?

A. **Yes — and this is the first question STC stress-tested.** There is no federal or Nevada law that prohibits a for-profit business from accepting voluntary gifts, including during startup. Three things make it lawful and clean: (1) **Federal tax law** treats the funds as ordinary taxable income to STC under IRC §61 unless they qualify as a true “gift” under IRC §102 (*Commissioner v. Duberstein*, 363 U.S. 278 (1960) — “detached and disinterested generosity”); STC treats every inbound donor dollar as taxable income by default and pays the tax, so there is no hidden liability for the donor or the company. (2) **Nevada’s charitable solicitation registry (NRS Chapter 82A)** applies only to “charitable organizations” — entities with 501(c)(3) status or that hold themselves out as charitable (NRS 82A.025). STC is a for-profit LLC that never represents itself as a charity, so it is **outside the scope of NRS 82A** and is not required to register. (3) **Federal and state consumer-protection law** (FTC Act §5; NRS 598) prohibits deceptive solicitation, so every STC donation surface carries the disclosure triad: for-profit Nevada LLC · gifts not tax-deductible · exactly what the money funds. The combination — pay the tax, skip the registry we don’t belong in, disclose without euphemism — is what keeps STC’s startup-phase donation program squarely legal.

### Q. Is my donation tax-deductible?

A. No. STC is a for-profit Nevada LLC, not a 501(c)(3) charity. Gifts to STC are not deductible under IRC §170. If you specifically want a charitable tax deduction, direct your gift to our paired 501(c)(3), The Gregg-Haynes Foundation, Inc., once its IRS determination letter is issued.

### Q. Why should I donate to a for-profit instead of a charity?

A. Because this for-profit is built to do what a charity often cannot — employ disabled workers at market-rate wages, produce a real product, sell it in a real market, and sustain itself without perpetual fundraising. Your gift launches an enterprise rather than feeding an indefinite charity.

### Q. Where exactly does my money go?

A. Your gift is deployed to one of five categories: workforce wages and training, equipment, accessibility infrastructure, safety and compliance, or sustaining operations (materials, utilities, rent). Each annual donor report breaks out the dollar figures by category.

### Q. Will my donation be used to pay off a loan or investor?

A. No. STC has no commercial loans, no outside investors, and no revenue-share debt. This is locked in by our Unencumbered Capital Doctrine (Section 10). Your entire gift goes to mission work.

### Q. Can I restrict my gift to a specific purpose?

A. Yes. Write the restriction on the check memo or note it in the online donation form. STC confirms acceptance in writing and tracks restricted gifts in a dedicated ledger that is not commingled with operating cash. You will receive a quarterly use-of-funds report for any restricted gift.

### Q. Can I get a refund if I change my mind?

A. Yes, within 30 days of the gift, under STC’s good-faith refund policy — for example, if you misunderstood our for-profit status or we failed a material disclosure. Email [donor-questions@streettheatreclimbing.com](mailto:donor-questions@streettheatreclimbing.com).

### Q. Who sees my personal information?

A. Only the Operations Manager and the Bookkeeper, both under confidentiality obligations. Donor data is encrypted at rest (AES-256), never sold, rented, or shared. You may request deletion at any time under Right IX of the Donor Bill of Rights.

**Q. Will my name appear publicly?**

A. Only if you opt in to recognition. Recognition is always opt-in and tiered; no donor name is published without written consent.

**Q. Are the people asking me to donate paid a commission?**

A. No. Paying fundraisers a percentage of funds raised is expressly prohibited by the AFP Code (Standards 23–25), which STC has adopted in full by contract. All STC solicitation is performed by the owner, contractors on flat-fee terms, or unpaid supporters — and every solicitor discloses their role per Right VIII.

**Q. How do I verify STC is a real, in-good-standing business?**

A. Check Nevada SilverFlume at [nvsilverflume.gov](http://nvsilverflume.gov) using Entity ID NV20263558890. You can also request our current State Business License, EIN letter, and SAM.gov record.

**Q. What happens if STC fails or winds down?**

A. Unrestricted donor funds deployed before wind-down are considered fully used. Any undeployed donor funds transfer automatically to The Gregg-Haynes Foundation, Inc. for wrap-around services and supportive housing. Restricted funds are returned or redirected per the donor's written direction, consistent with AFP Standards 15 and 17.

**Q. What happens if donations exceed the \$367,700 budget?**

A. Any donated funds above the \$367,700 target, or any funds not needed because STC reaches self-sustaining revenue sooner, transfer automatically to The Gregg-Haynes Foundation, Inc. for supportive housing and wrap-around services in Clark County. No donor dollar sits idle on STC's books.

**Q. How can I see the progress of how donations are being used in real time?**

A. STC will publish a live Donation Progress page on [streettheatreclimbing.com](http://streettheatreclimbing.com) that shows — updated at least monthly — total donations received, dollars deployed against each of the ten budget buckets in Section 10, percent complete, and remaining need. Quarterly a narrative update is added explaining what was purchased, who was hired, and what milestones were hit.

**Q. Is there any recognition for major donors?**

A. Yes, and it is opt-in. Donors who contribute \$25,000 or more are invited (never required) to be featured on a dedicated Founding Donors landing page on [streettheatreclimbing.com](http://streettheatreclimbing.com) — with donor name, optional logo, optional short statement, and a permanent acknowledgement tied to the mission milestone their gift funded. Donors who prefer to remain anonymous are listed as such, or not at all, as they choose.

**Q. How will I know STC kept its promises?**

A. Through the annual donor report every March, the quarterly restricted-gift reports if you made a restricted gift, and the public versioning of this binder. You can also request financial statements at any time under Right III.

**Q. Who do I contact if something goes wrong?**

A. [donor-questions@streettheatreclimbing.com](mailto:donor-questions@streettheatreclimbing.com). Response SLA is 48 hours. If unresolved in 5 business days, the matter escalates to the owner. Because STC has adopted AFP's Code by policy and contract, donors may also reference AFP's published standards when raising concerns — though AFP is not STC's regulator and has no authority over the company.

## SECTION 12

# Donor Commitments, Governance & Reporting

## Specific Financial Commitments to Donors

These commitments are binding on Street Theatre Clothing, LTD. They will be published on every donation surface and enforced by the controls in Section 9.

#	Commitment	How It Is Enforced
1	100% of donated funds are deployed only against the itemized \$367,700 budget in Section 10 — nothing else.	Restricted-gift ledger; variance must be disclosed in the next quarterly update.
2	No donor dollar is used to service debt, pay an investor, or fund a revenue-share obligation — STC carries none.	Unencumbered Capital Doctrine (Section 10); audited by annual financial review.
3	No fundraiser is paid a percentage of funds raised, a commission, or a finder's fee — ever.	Contractor agreements bind every signer to AFP Code Standards 23–25.
4	Any donated funds not needed to reach the \$367,700 target — or not deployed before STC reaches self-sustaining revenue — transfer to The Gregg-Haynes Foundation, Inc. for wrap-around services and supportive housing.	Overflow rule published in Section 10; transfers logged in the public progress tracker.
5	STC publishes a live <b>Donation Progress page</b> on streettheatreclimbing.com showing dollars raised, dollars deployed per bucket, percent complete, and remaining need — updated no less than monthly.	Operations Manager owns the page; bookkeeper reconciles monthly.
6	A quarterly narrative update is added to the progress page explaining what was purchased, who was hired, and what milestones were hit.	Published calendar: March, June, September, December.
7	Donors of \$25,000 or more are offered a place on STC's <b>Founding Donors landing page</b> — opt-in, with full control over how they are identified (name, anonymous, or logo).	Written donor consent required before publication; tier confirmed in acknowledgement letter.
8	Every donor receives a plain-English acknowledgement within 7 business days; restricted-gift donors receive a quarterly use-of-funds report.	SLA tracked in the acknowledgement outbox; reported in the annual donor report.
9	Good-faith refunds available for 30 days if a donor misunderstood STC's for-profit status or STC failed a material disclosure.	Refund adjudication logged; escalation to owner within 5 business days.
10	STC publishes an annual Donor Report each March covering funds raised, funds deployed, hires made, wages paid, and the next year's plan.	Published on streettheatreclimbing.com; archived by version.

## Live Progress Tracker & Founding Donors Page

The Donation Progress page on streettheatreclimbing.com will display — for every budget bucket in Section 10 — dollars raised, dollars spent, percent complete, and what remains. A separate **Founding Donors** landing page will recognize every donor of \$25,000 or more who chooses to be listed, with the option to add a logo, a short statement, and the specific mission milestone their gift underwrote. Anonymous or unlisted status is always available at the donor's choice.

## Reporting Cadence

Cadence	Artifact	Audience	Owner
Per Gift	Acknowledgement + receipt (within 7 business days)	Donor	Ops Manager
Monthly	Bookkeeping close; restricted-gift reconciliation	Internal	Bookkeeper
Quarterly	Restricted-gift use-of-funds report	Restricted donors	Ops Manager
Annually	Donor Report (mission, funds, hires, wages, plan)	All donors + public	Owner/Manager
Annually	Binder review & version increment	Internal + donors	Owner/Manager
Annually	Nevada Annual List + State Business License renewal	NV SOS	Owner/Manager
As needed	Complaint resolution; refund adjudication	Donor + internal	Ops Manager, then Owner

## Pairing With The Gregg-Haynes Foundation, Inc.

STC operates paired with The Gregg-Haynes Foundation, Inc., a Nevada NRS 82 nonprofit with 501(c)(3) status pending, which will provide wrap-around services and supportive housing in Clark County. Proceeds from any future sale or buyout of the 49% operating share of STC flow into the Foundation as legacy capital for that housing system. Donor gifts that are not needed to complete the \$367,700 STC budget — or that remain after STC reaches self-sustaining operating revenue — transfer directly to the Foundation under the overflow rule in Section 10. This pairing gives donors two complementary giving paths: a mission-aligned for-profit gift to STC, or a tax-deductible charitable gift to the Foundation once its determination letter is issued. The two entities are operated, governed, and reported separately; donor funds do not cross between them except under the stated overflow rule or by written donor direction.

## Enforcement & Amendment

This binder is the governing covenant for STC's donor program. It can be amended only by written decision of the members of Street Theatre Clothing, LTD. The adopted AFP Donor Bill of Rights and AFP Code of Ethical Standards (Sections 6 and 7) cannot be edited by STC — they update only when AFP itself publishes a revision, at which point the current AFP text is reproduced here verbatim. Amendments are dated, archived, and made publicly available; the version in effect at the time of a gift is the version that governs that gift.

## SECTION 13

## How & Why — The Donor Case

### Why Give to a For-Profit?

The honest answer: because this for-profit is built to do what a nonprofit often cannot — **employ people with disabilities at market-rate wages, produce a real product, sell it in a real market, and sustain itself**. Nonprofits depend on perpetual fundraising. STC is designed to become self-sustaining on manufacturing revenue. Your donation is not feeding a permanent charity — it is **launching an enterprise** that will, in time, no longer need donations at all.

### Why Give Now?

- Every dollar deployed at startup translates directly into **capacity** — equipment, training, and the first wave of hires.
- There is no loan to service, so 100% of your gift goes to mission work, not interest payments.
- There is no investor to pay back, so the disability-owned control of the company stays intact.
- Donor trust is the governance system, not a marketing line — this binder, the in-full adoption of AFP's documents, and the public progress tracker are the proof.
- Gifts of \$25,000 or more earn an opt-in place on the Founding Donors landing page, tied to the specific mission milestone the gift underwrote.

### How to Give

- **Online:** [streettheatreclimbing.com/donate](https://streettheatreclimbing.com/donate) — card, ACH, or bank transfer.
- **Check:** payable to Street Theatre Clothing, LTD, mailed to 8007 Torremolinos Ave, Las Vegas, NV 89178.
- **Restricted gifts:** identify the specific purpose; STC confirms acceptance in writing.
- **Charitable-deductible gifts:** directed to The Gregg-Haynes Foundation, Inc. upon 501(c)(3) determination.

### What Every Gift Funds

Category	What Your Gift Buys	Primary Beneficiary
Workforce	Wages, benefits, on-the-job training	Disabled hires
Equipment	DTF printers, curing ovens, heat presses	Production capacity
Accessibility	ADA-compliant workstations and tooling	Every worker
Safety & Compliance	OSHA program, PPE, insurance	Every worker
Sustaining Operations	Materials, utilities, rent	Business viability

## REFERENCES

## Sources & Justifications

Every citation in this binder traces to a primary authority — a statute, an agency page, or the adopting body's canonical publication. Each entry provides the citation, the reason STC relies on it, and a clickable link.

**1. AFP, "A Donor Bill of Rights" (1993).**

*Justification:* The ten rights adopted verbatim and in full in Section 6; the international gold standard for donor protection, co-authored by AFP, AHP, CASE, and the Giving Institute.

<https://afpglobal.org/sites/default/files/attachments/2018-10/DonorBillOfRights.pdf>

**2. AFP Global, "Code of Ethical Standards."**

*Justification:* The five-pillar ethics code adopted verbatim and in full in Section 7 and enforced by contract against every STC contractor.

<https://afpglobal.org/ethics/code-ethical-standards>

**3. AFP Global, "Ethics" (enforcement & committee).**

*Justification:* Basis for STC's statement that AFP maintains the only enforceable code of ethics in the fundraising profession.

<https://afpglobal.org/ethics>

**4. AFP Global, "AFP Fact Sheet."**

*Justification:* Source for AFP's size, reach, and annual-fundraising figures cited in Section 5.

<https://afpglobal.org/afp-fact-sheet>

**5. AFP Global, "History of the Association of Fundraising Professionals."**

*Justification:* Primary source for AFP's 1960 founding and the purpose-built ethics mandate cited in Section 5.

<https://afpglobal.org/history-association-fundraising-professionals>

**6. AFP Global, "Vision, Mission and Guiding Principles."**

*Justification:* Basis for STC's characterization of AFP's mission and guiding principles.

<https://afpglobal.org/afp-vision-mission-and-guiding-principles>

**7. IRS Publication 526, "Charitable Contributions."**

*Justification:* Authority that a charitable deduction requires a qualified §501(c)(3) recipient — the basis for STC's non-deductibility disclosure.

<https://www.irs.gov/publications/p526>

**8. IRC §61 (Gross Income).**

*Justification:* Federal tax treatment of receipts by a for-profit as gross income; basis for STC's conservative treatment of donor funds.

<https://www.law.cornell.edu/uscode/text/26/61>

**9. IRC §102 (Gifts and Inheritances).**

*Justification:* Narrow statutory exclusion for true gifts; referenced to explain the tax treatment analysis in Section 2.

<https://www.law.cornell.edu/uscode/text/26/102>

**10. FTC Act §5 (15 U.S.C. §45).**

*Justification:* Federal consumer protection authority that reaches misleading solicitation; STC's disclosures are engineered to satisfy Section 5 with margin.

<https://www.ftc.gov/legal-library/browse/statutes/federal-trade-commission-act>

**11. Nevada Revised Statutes, Chapter 82A — Charitable Solicitation.**

*Justification:* State charitable-solicitation regime; STC is out of scope as a for-profit but remains subject to NRS 598.

<https://www.leg.state.nv.us/nrs/nrs-082a.html>

**12. Nevada Revised Statutes, Chapter 598 — Deceptive Trade Practices.**

*Justification:* Applies to any solicitation in Nevada; STC's disclosures are engineered to comply.  
<https://www.leg.state.nv.us/nrs/nrs-598.html>

**13. Nevada Secretary of State — SilverFlume portal.**

*Justification:* Public verification of STC's good standing and annual filings.  
<https://www.nvsilverflume.gov/>

**14. California Attorney General — Registry of Charities and Fundraisers.**

*Justification:* Example of a stricter state regime STC uses as its baseline disclosure standard.  
<https://oag.ca.gov/charities>

**15. New York Attorney General — Charities Bureau (Article 7-A).**

*Justification:* Example of state registration reach used to stress-test STC's disclosures.  
<https://www.charitiesnys.com/>

**16. Texas Secretary of State — Charitable Information.**

*Justification:* Category-specific registration regime STC confirms it does not trigger.  
<https://www.sos.state.tx.us/statdoc/charitable-information.shtml>

**17. Florida Department of Agriculture — Ch. 496 Solicitation of Contributions Act.**

*Justification:* Broad state regime; STC's for-profit disclaimers keep it outside the "charitable organization" definition.  
<https://www.fdacs.gov/Consumer-Resources/Charities>

**18. Labyrinth, Inc., "How to Register for Charitable Solicitation in Nevada."**

*Justification:* Plain-language synthesis of Nevada registration mechanics referenced in Section 3.  
<https://labyrinthinc.com/charitable-solicitation-registration-nevada/>

**19. DoJiggy, "Can a For-Profit Business Accept Donations?"**

*Justification:* Industry summary confirming the legality of for-profit donation acceptance, cited in Section 2.  
<https://www.dojiggy.com/blog/can-a-for-profit-business-accept-donations/>

**20. Paymattic, "Can An LLC Accept Donations?"**

*Justification:* Secondary confirmation of LLC donation-acceptance legality, cited in Section 2.  
<https://paymattic.com/can-an-llc-accept-donations/>

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**End of binder.** *Questions? Email [donor-questions@streettheatreclimbing.com](mailto:donor-questions@streettheatreclimbing.com). The AFP Donor Bill of Rights and AFP Code of Ethical Standards have been adopted by STC in full and in their entirety. This binder was built into STC's donor system from the start — not added later. That is the promise.*