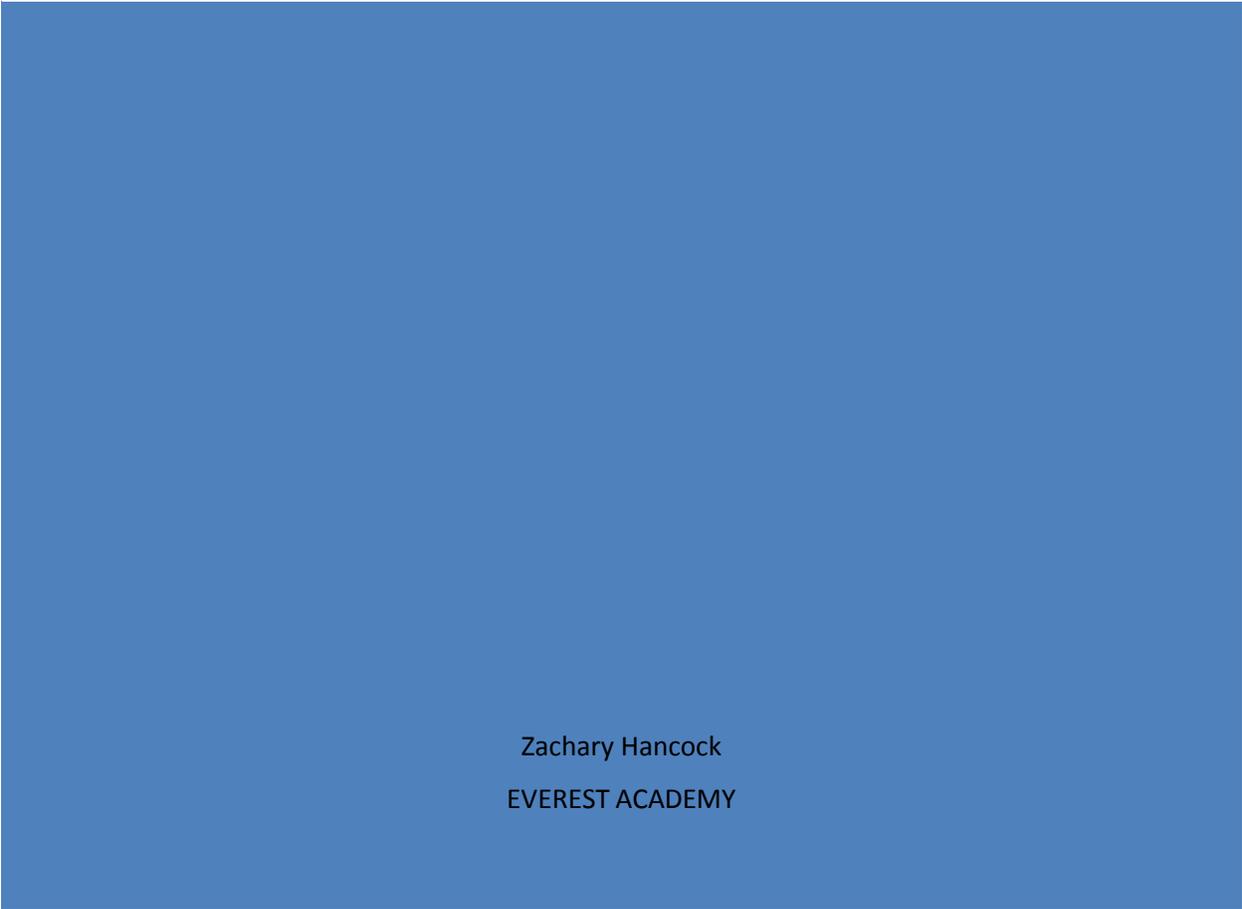


EVEREST ACADEMY



Zachary Hancock
EVEREST ACADEMY

Charter School Information

1. Name of proposed charter school: Everest Academy

2. Name of applicant: Utah non-profit

3. Authorized agent: Zachary Hancock

4. Mailing address: 2540 N 3600 W, Plain City, Utah, 84404

5. Phone number: 801-645-9454

6. Email address: zbhancock1@gmail.com

7. District(s) where proposed charter school is located: Morgan County

8. The governing body of a charter school is responsible for the policy decisions of the school. Please indicate the makeup of this body below. (Add rows as necessary)

Name	Email	Position on Board (e.g., chair, secretary)	Type of Member (e.g., parent, business)	Profession
Zachary Hancock	zbhancock1@gmail.com	Chair	Education	Educator
Jenifer Hadley	nshadley@gmail.com	Vice Chair	Education	Educator
James Packard	skitch976@gmail.com	Trustee	Business	Product Developer
Felicia Gould	gould.felicia@gmail.com	Treasurer	Business/Parent	Facility Accountant
Ben Lewis	Bdlewis30@gmail.com	Trustee / Secretary	Business/Marketing	Internet Marketing

9. Year school will start: 2018-19

10. Grades served: Kindergarten through 6th Grade

Does proposed grade configuration match resident district grade configuration? Yes No

11. Requested Enrollment

Year 1: Grade K: 40, Grades 1-6: 360, Grades 7-8: , Grades 9-12: Total: 400

Year 2: Grade K: 40, Grades 1-6: 360, Grades 7-8: 50, Grades 9-12: Total: 450

Year 3: Grade K: 40, Grades 1-6: 360, Grades 7-8: 100, Grades 9-12: Total: 500

<p>12. Is this proposal seeking special treatment under UCA 53A-1a-501.9? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>13. Is this proposal seeking priority consideration under UCA 53A-1a-502.5? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>14. A charter school may apply to the State Board of Education for a waiver of any rule that inhibits or hinders the school from accomplishing its mission or educational goals set out in its charter. List any waiver requests here (i.e., Rule numbers and titles).</p>	

<p>Signatures</p>	
<p>WE, THE UNDERSIGNED, do hereby certify that, to the best of our knowledge and belief, the data in this proposal are true and correct. Therefore, this proposal for charter school status and funding is hereby submitted with the full approval and support of the governing body of the proposed charter school.</p>	
<p>Name of Authorized Agent: Zachary Hancock</p>	
<p>Signature of Authorized Agent:</p>	
<p>Name of Charter School Board Chair (if different than Authorized Agent)</p>	
<p>Signature of Charter School Board Chair (if different than Authorized Agent)</p>	

TABLE OF CONTENTS

Section 1: Executive Summary 5

Section 2: Market Analysis 6

Section 3: Program of Instruction 8

 Appendix A: Background Information 12

 Appendix B: Articles of Incorporation 18

 Appendix C: Governing Board Bylaws 22

Section 1: Executive Summary

Everest Academy's mission is to educate students to become leaders who display interdependence through service project based learning while following our values of ***responsibility, respect, hard work, accountability, and self-reliance***.

In support of our students and families, Everest Academy will follow our core fundamental principles of our mission statement by:

- I. Gaining leadership qualities through the "Leader in Me" program.
- II. Seeking to find rigorous service based learning projects.
- III. Use cross-curricular lessons to increase learning and engagement.

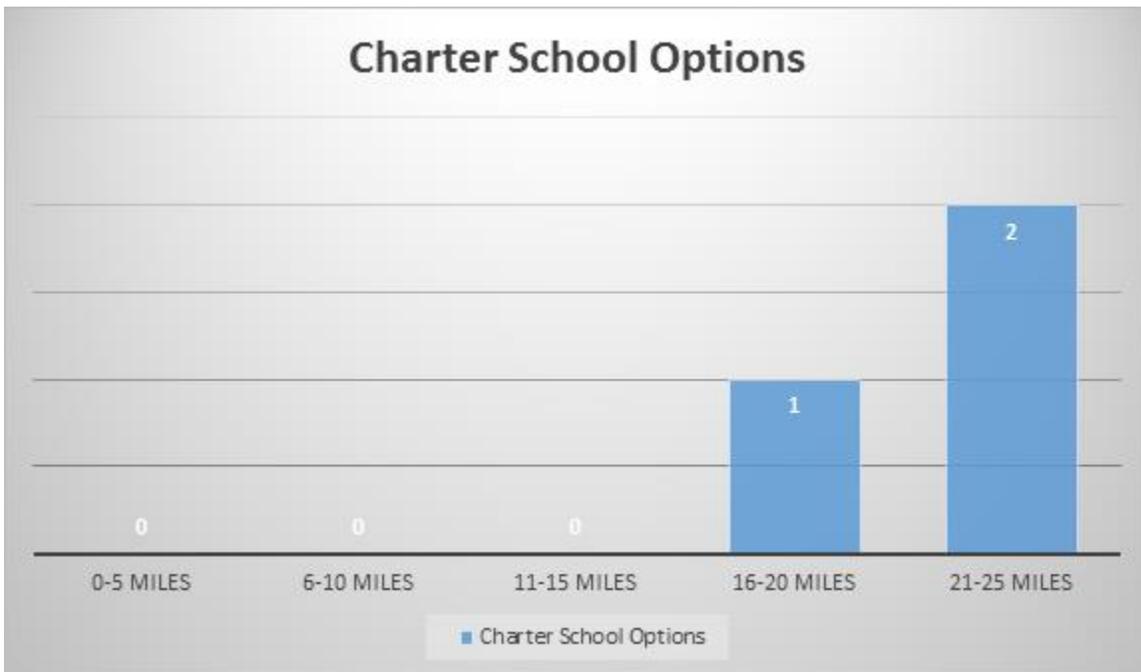
It is Everest Academy's fundamental principle of leadership that is key to our students' future successes. This is why we strive to have our students be proactive and responsive in following our school-wide positive behavior intervention system, "The Leader in Me" program. By developing the qualities set out in The Leader in Me, students will achieve goals and gain the confidence of being able to overcome difficult tasks. Having students maintain these winning streaks is key to developing the intrinsic motivation that is necessary for our students to be outstanding citizens and leaders.

As Everest students develop leadership qualities, the school will take an outward approach and look to serve the community and the area around us. Monthly service based learning projects will be developed to provide the students the opportunity to use their leadership skills. These projects will be student directed, and teachers will help facilitate the projects to ensure they align with the Utah State Core standards.

Everest Academy aims to engage students' natural curiosity and creative talent as they develop the ability to problem solve, reason, invent, innovate, and hypothesize. These critical thinking skills are not exclusive to chosen subjects; they are transferable and desirable performance-based objectives in all content areas. At Everest Academy this is done through cross-curricular and hands on lessons.

Section 2: Market Analysis

Everest Academy will be located in Morgan County, Utah. Currently, there are not any convenient charter school options near Morgan. Highmark Charter School is the nearest option for residents, and is located a little over 18 miles away. After that, families would need to drive over 20 miles, each way, in order to find an alternative to the traditional public schools. Not only is this a major inconvenience for families to spend well over an hour each day taking kids to school, it can also be a major safety hazard. Driving up and down Weber Canyon during winter months can prove dangerous on many days. Snow and ice are often found on the roads during winter months. And even for those families that are willing to make that sacrifice, none of these schools offer the hands-on, service based learning that Everest will offer. With over 120 charter schools approved in Utah, it is time for the residents of Morgan to have access to an alternative educational opportunity as well.



In March of 2016, the Morgan County Superintendent outlined current challenges the district is facing with the rapid growth in the area. Some of the challenges he spoke to were:

- Current growth rates have the District adding 60-100 students per year for the foreseeable future
- 7 portables will be relocated and used at either the middle school, or elementary school, with portables to be added as needed
- Likely, the District will need to take out bonds to build new facilities, and add onto existing structures. Currently, this plan does not even take into account the

elementary school, only the High School, and Middle School. It will also result in a tax increase to residents (if approved)

- The District would reconfigure grades attending the Middles School to help alleviate some of the overcrowding in the elementary school. This would hopefully happen in the 2020-2021 school year
- The District is also faced with overcrowding streets that lead to these schools
- They also face the need for a new elementary school in the coming years, however, there is not a specific plan for that moving forward, other than the anticipated location

[*http://morgannews.com/2016/03/05/superintendents-corner/](http://morgannews.com/2016/03/05/superintendents-corner/)

To further explain the current growth in Morgan County, let's take a look at the Census data. As the graph below show, just over 30% of the county's population is children that fit within that targeted age group for Everest Academy:

Subject	ZCTA5 84050			
	Estimate	Margin of Error	Percent	Percent Margin of Error
SEX AND AGE				
Total population	9,916	+/-45	9,916	(X)
Male	5,026	+/-94	50.7%	+/-0.9
Female	4,890	+/-92	49.3%	+/-0.9
Under 5 years	936	+/-101	9.4%	+/-1.0
5 to 9 years	943	+/-157	9.5%	+/-1.6
10 to 14 years	1,044	+/-157	10.5%	+/-1.6
15 to 19 years	790	+/-64	8.0%	+/-0.7
20 to 24 years	603	+/-26	6.1%	+/-0.3
25 to 34 years	1,011	+/-28	10.2%	+/-0.3
35 to 44 years	1,219	+/-11	12.3%	+/-0.1
45 to 54 years	1,172	+/-22	11.8%	+/-0.2
55 to 59 years	588	+/-121	5.9%	+/-1.2
60 to 64 years	502	+/-104	5.1%	+/-1.0
65 to 74 years	691	+/-32	7.0%	+/-0.3
75 to 84 years	381	+/-32	3.8%	+/-0.3
85 years and over	36	+/-32	0.4%	+/-0.3
Median age (years)	32.0	+/-0.9	(X)	(X)
18 years and over	6,354	+/-94	64.1%	+/-0.8
21 years and over	6,099	+/-94	61.5%	+/-0.9
62 years and over	1,453	+/-101	14.7%	+/-1.0
65 years and over	1,108	+/-32	11.2%	+/-0.3
18 years and over	6,354	+/-94	6,354	(X)
Male	3,173	+/-58	49.9%	+/-0.6
Female	3,181	+/-65	50.1%	+/-0.6
65 years and over	1,108	+/-32	1,108	(X)
Male	533	+/-12	48.1%	+/-1.4
Female	575	+/-29	51.9%	+/-1.4

Everest Academy can and will help alleviate these issues the District is facing. Furthermore, Everest can do this years earlier, and without any tax increases to the residents of Morgan County.

Everest Academy will also offer an alternative instructional method. Although Everest Academy seeks to share many quality educational components with neighboring public schools, it will also offer program ideals not consistently found in any other public schools in our area. The curriculum will be designed to promote critical thinking, skills and habits, academic achievement, and personal development through the use of in-depth projects that engage students in learning, community, and service. Everest will bring experts into the classroom, take students into the field, and engage students in real world learning experiences. This method of instruction is very different from our traditional public school forms of instruction.

Section 3: Program of Instruction

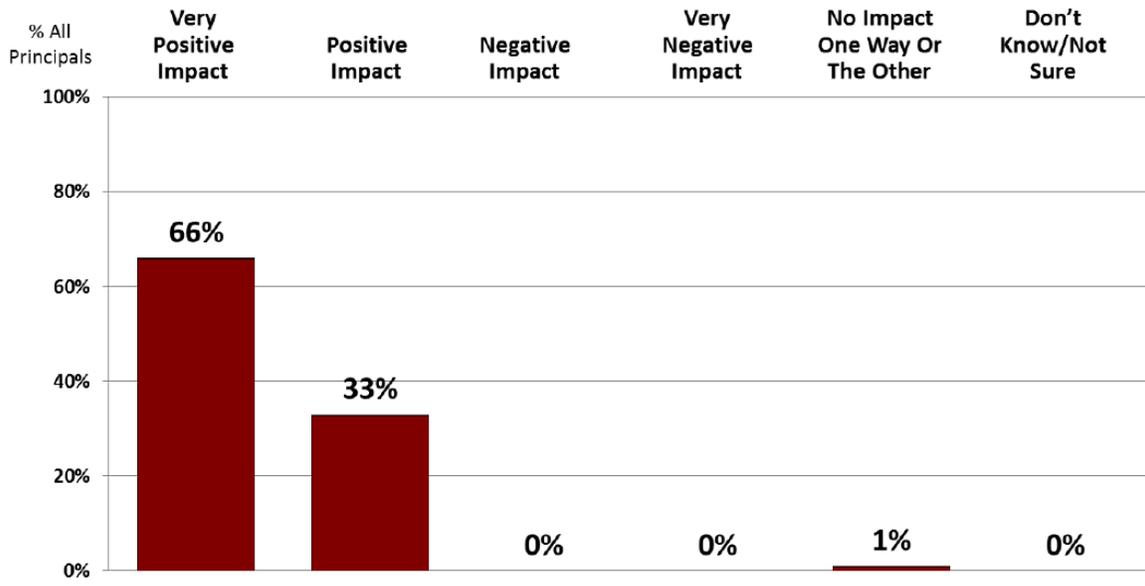
Gaining leadership qualities through “The Leader in Me” program.

The Leader in Me (TLIM) program has been developed by the Franklin Covey Group. The program takes their best selling book “The 7 Habits for Highly Effective People” and turns those habits into “The 7 Habits of Happy Kids.” This research based program teaches the following Habits:

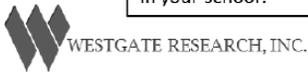
- Habit 1: Be Proactive (Responsibility)
- Habit 2: Begin with the End in Mind (Goal Setting)
- Habit 3: Put First Things First (Prioritizing)
- Habit 4: Think Win-Win (Conflict Resolution)
- Habit 5: Seek First to Understand, Then to Be Understood (Appropriate Communication Skills)
- Habit 6: Synergize (Cooperative Learning/Teamwork)
- Habit 7: Sharpen the Saw (Learning to Balance School and Life) (N.A., 2016)

In a joint study done by John Hopkins University and the Success for All Foundation (Ross, Laurenzano, and Daniel, 2012) two diverse elementary schools who had been implementing TLIM for one to three years as a Positive Behavior Intervention System were analyzed. The findings indicated that “Nearly all students, it seems, readily learn and internalize the 7 Habits.” Furthermore, teachers and stakeholders believed that the overall morale of the school had improved and also led to a decrease in bullying because of an increase in acceptance and respect of others shown through the program.

In an administrator feedback interview done by Westgate Research, 260 principals were interviewed about TLIM. Results of the study indicated that 99% of the principals reported a positive impact in their school with 1% saying there was no impact. 66% of the 99% of the respondents took it a step further and stated that TLIM program had a very positive impact (Westgate Research, 2014).



QUESTION: All things considered, which of the following best describes the impact the LEADER IN ME program has had in your school?



In both studies student test scores improved. Stakeholders attribute this to an increase in student responsibility, motivation, and self-confidence. Faculty and staff also indicated a better school culture that was welcoming to students and the community. These findings were believed to be due to the impact of TLIM program.

Seeking to find rigorous service-based learning projects.

Students who come to Everest Academy will gain leadership skills through planning and organizing service based learning projects as they are lead and conducted by teachers and students. Service based learning is engaging in a community need that benefits others which are intentionally created to learn and/or apply educational concepts. Research shows that having a direct educational goal associated with the service-based learning projects teaches students to “serve to learn” rather than “learn to serve” (Valerius and Hamilton, 2001).

Based on our research, students who engage in service-based learning projects acquire the following outcomes:

- Achieve Academic Learning Goals
- Gain Personal Growth
- Develop Skills to become a productive citizens

Everest Academy envisions students who are actively engaged in learning beyond the classroom. Students will accomplish this through service based learning projects that are directly linked with grade-level core objectives, which will help deepen academic skills and

understanding. As projects are created more responsibility will be given to the students as they progress through higher grades and the teacher will step back and act as a facilitator. These projects will be high quality, school or community based, centered on a specific learning targets, and conducted by grade level at least once per semester.

Use cross-curricular lessons to increase learning and engagement.

At Everest Academy curriculum will be presented in a cross-curricular manner based upon the Utah Common Core standards. Subjects will not always be taught in isolation, but rather teachers will incorporate two to four subjects into one lesson or unit (Barnes, 2011, p. 213). These cross-curricular lessons will often be incorporated into the service learning projects. Barnes (2011) indicates that students learn better and are more motivated when subjects are presented in a meaningful cross-curricular context (p. 139). To ensure that Everest Academy meets the standards laid out in this proposal of cross-curricular learning, a full-time Curriculum Director will facilitate active professional learning communities to align its teaching practices with the Utah Common Core standards. The curriculum director will work directly with teachers to align cross-curricular lesson plans and service based learning projects, to the Utah Common Core.

REFERENCES

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- U.S. Census Bureau. (2015, July 1). Persons under 18 years, percent, July 1, 2014, (V2014). Retrieved April 16, 2016, from <http://www.census.gov/quickfacts/table/AGE295214/49029>
- Valerius, L., & Hamilton, M. L. (n.d.). The Community Classroom: Serving to Learn and Learning to Serve. Retrieved April 6, 2016, from <https://www.questia.com/library/journal/1G1-80744645/the-community-classroom-serving-to-learn-and-learning>
- Westgate Research. (2014). Executive summary: School principal feedback about the leader in me. N.A. Retrieved April 6, 2016.

Appendix A: Background Information

Appendix A

BACKGROUND INFORMATION SHEET

Provide the following information on each startup board member and any individuals responsible for the day-to-day operation of the school who have already been identified. Complete this form, do not include a resume. This page may be copied as many times as necessary.*

Name: Zachary Hancock

Role with school: Board Member - Chair

Expertise: Education

Statement of Intent: My capacity within Everest Academy will be Chair of the board. This will entail running meetings according to our bylaws and oversee the administration within the charter school, but still give enough latitude for school administrators to do their jobs.

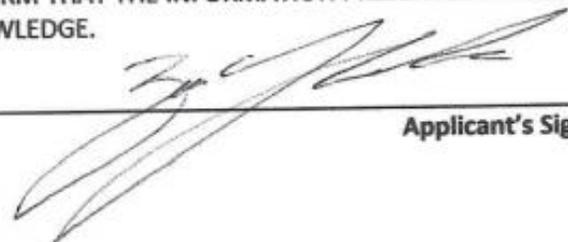
Not-for-Profit History: I have worked within school districts and charter schools as a teacher, department head, and an administrative intern. I spent two years as an intern at the state capital under the direction of various legislatures. I have also volunteered my time within the Republican Party as well as in the LDS church.

Employment History: My working career started out with selling insurance and managing an agency. After completing my degrees, I continued in education where I have spent the last four years working, contracting, and consulting in various schools throughout Utah. I am currently a Special Education Teacher, Department Head, and Driver Education Instructor in Weber School District, and do contract work for Athenian eAcademy.

Education History: I received an Associates in General Studies, a Bachelors in Political Science, and a Masters of Education Degrees from Weber State University. I am a certified teacher in Utah and Pennsylvania.

WITH THE SIGNATURE BELOW, PERMISSION IS HEREBY GRANTED TO VERIFY ANY INFORMATION PROVIDED ABOVE FOR Everest Academy CHARTER SCHOOL.

I AFFIRM THAT THE INFORMATION PRESENTED HEREIN IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.



Applicant's Signature

Appendix A

BACKGROUND INFORMATION SHEET

Provide the following information on each start up board member and any individuals responsible for the day-to-day operation of the school who have already been identified. Complete this form, do not include a resume. This page may be copied as many times as necessary.*

Name Jenifer A. Hadley

Role with school Vice President

Expertise General and Special Education Teacher

Statement of Intent: As Vice president I will support the president and report to the trustees. I will contribute my research skills along with my knowledge and experience of education to help write the charter and support the charter school in any way necessary to ensure that the vision of the charter stays true.

Not-for-Profit History: I have volunteered as a Boy Scout leader for both LDS and Nondenominational Boy Scouts of America troops. During my time of service with the BSA I was responsible to make sure the nondenominational troop was able to keep its charter and then re-charter it for the following year. I am on a HOA Advisory Committee member and volunteer with the LDS church as a youth leader.

Employment History: I have ten years of experience as an educator working as a general and special educator at the elementary and secondary level. I have served at the school level as, Department head, RTI lead, Advisory committee member, and served as co-chairman for our school's discipline committee. I have also worked on a special assignment to help perform a state required auditing of the Special Education department in Weber School District. I have been a member of many district teams such as UPIPS, district SPED assessment team, SPED district math committee PLC member, district SPED core and curriculum alignment committee, and district assessment trainer. I have written and received 5 grants in behalf of the schools.

Education History: I received my Bachelor of Science in Elementary Education in 2003 and my Master of Education in Curriculum and Instruction from Weber State University in 2010. While working on my master's degree I also earned my Mild/Moderate Endorsement in Special Education.

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I AFFIRM THAT THE INFORMATION PRESENTED HERE IN IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.



Applicant's Signature

Appendix A

BACKGROUND INFORMATION SHEET

Provide the following information on each start up board member and any individuals responsible for the day-to-day operation of the school who have already been identified. Complete this form, do not include a resume. This page may be copied as many times as necessary. *

Name: Felicia S. Gould

Role with school: Treasurer

Expertise: Accountant

Statement of Intent: As Treasurer of the Board I will ensure the financial stability of the charter school is solid and secure. I will be responsible for corporate funds and other valuable documents. I will keep full and accurate accounts of receipts and disbursements, deposit all money and valuables in depositories that are designated by the board. I will account of all transactions as Treasurer of the financial condition of the corporation and render a full financial report as requested. I will also support the President and the Board by ensuring that my responsibilities are accurate and performed at a level appropriate for the vision of the Charter School.

Not-for-Profit History: I am a very active member in the community serving as a leader of our local non-denominational cub scout pack. I have served as president of the charity committee at various employers and am currently an active participate in the MS Society of Northern Utah. I currently serve as the outreach minister for my local church where I plan and participate in many local non-profit events and fundraisers.

Employment History: I have over 8 years of accounting experience and currently am employed by Associated Food Stores, Inc. as the facility accountant for the Farr West Distribution Center. I have also utilized my accounting skills in my husband's personal businesses over the course of our 11-year marriage. Along with my accounting skills I also have a background in financial fundraising and marketing strategies.

Education History: I received my Bachelor of Science from Weber State University in 2007. Along with my undergraduate degree, I am just over half way from receiving my Masters in Elementary Education from University of Phoenix. I am also a licensed foster care parent and have been thru all of the in-service classes and trainings associated with the State mandated foster care program.

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I AFFIRM THAT THE INFORMATION PRESENTED HERE IN IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.



Applicants Signature

Appendix A

BACKGROUND INFORMATION SHEET

Provide the following information on each startup board member and any individuals responsible for the day-to-day operation of the school who have already been identified. Complete this form, do not include a resume. This page may be copied as many times as necessary.*

Name Benjamin D. Lewis

Role with school Trustee/Secretary

Expertise Internet Marketing

Statement of Intent: As trustee, I will help promote the charter through my online marketing and web design experience.

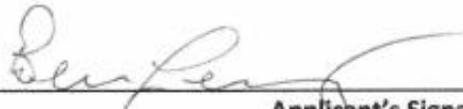
Not-for-Profit History: I have volunteered as a Boy Scout advisor for the Boy Scouts of America. I made sure the boys were safe and were learning from their Boy Scout experiences. I have been Activities Committee Chairman for young single adults. I created weekly activities for 200+ young single adults to help them develop relationships while having fun. I was Elders' Quorum President for the LDS Church. I was responsible for the welfare of 500+ men, women, and children within a designated geographical area. I was Sunday School President for the LDS Church in Ammon, Idaho. I was responsible for all aspects of teaching for all classes for a ward of 500+ members. The position involved assigning approved teachers, instructing teachers on methods of teaching, filling in as a substitute teacher, making sure the librarians had supplies, and heading leadership meetings.

Employment History: I have been an internet marketer for 11 years. I have serviced hundreds of small businesses to successfully appear on the first page of search engines like Google, Bing, and Yahoo. I am currently the SEO Performance Strategist for Boostability in Lehi, Utah, which is the top local search marketing firm in the US. I am responsible for making sure all Boostability accounts are successful. I create audit processes for underperforming accounts and train a team of auditors.

Education History: I graduated from BYU-Idaho in 2010 with a Bachelor's degree in Business Management with a Marketing emphasis.

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I AFFIRM THAT THE INFORMATION PRESENTED HEREIN IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.



Applicant's Signature

Appendix A

BACKGROUND INFORMATION SHEET

Provide the following information on each startup board member and any individuals responsible for the day-to-day operation of the school who have already been identified. Complete this form, do not include a resume. This page may be copied as many times as necessary.*

Name Jim Packard

Role with school Trustee

Expertise 3 years College Professor, 5 Years Product Manager/Instructional Designer/Curriculum Developer, Masters Degree in English

Statement of Intent: Using as much space as necessary below, provide a personal statement regarding your role on the governing board (or as administration), expertise you bring to the board (or administration), and commitment to this application as it has been written.

As a trustee and board member for Everest Academy, I intend to provide a unique educational perspective to help aid smart decision making. I feel teaching, training, and leadership expertise will provide a unique view on how students can or will go through their education.

Not-for-Profit History: Using as much space as necessary below, provide your nonprofit history that supports your qualifications and relates your experiences to be considered sufficiently qualified to operate a charter school. Specifically address your qualifications and experiences as they relate to the operation and management of a nonprofit corporation, governing board experience, and background in group organization.

Events Coordinator – IronPig LLC 2007-2012

Helped organize non-profit, community culinary events including coordination with civic authorities and businesses.

Employment History: Using as much space as necessary below, provide your employment history that supports your qualifications and relates your experiences to be considered sufficiently qualified to operate a charter school. Specifically address your qualifications and experiences as they relate to the development of academic programs, operations of a school or a small business, and background in financial management.

Webinar Platform Product Manager – Franklin Covey – Feb 2012 to present –

Instructional Design of online learning modules

Creation of webinar content

Training other professionals how to conduct effective corporate training

English, Computers, and Generals Instructor – Eagle Gate College 2009 -2012

All duties relating to teaching Higher Education in above subjects

Training of other professionals how to conduct online learning

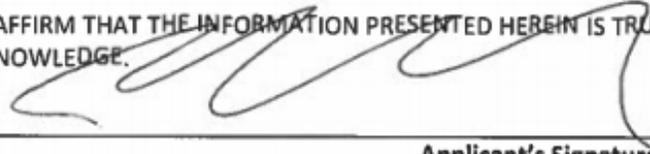
Education History: Using as much space as necessary below, provide information on your educational training (including degrees earned, dates enrolled, and institutions) that supports your qualifications to be considered sufficiently qualified to operate a charter school.

Master of Arts in English – Weber State

Bachelors in English, Minor in Information Systems and Technologies – Weber State

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I AFFIRM THAT THE INFORMATION PRESENTED HEREIN IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.



Applicant's Signature

Appendix B: Articles of Incorporation

ARTICLES OF INCORPORATION

OF

Everest Academy

We, the undersigned natural persons all being of the age of eighteen years or more, acting as incorporators under the Utah Non-Profit Corporation and Cooperative Association Act, adopt the following Articles of Incorporation for such Corporation:

Article I

NAME

The name of the corporation is Everest Academy.

Article II

DURATION

The period of duration of this corporation is perpetual.

Article III

PURPOSE

To act and operate exclusively as a nonprofit corporation pursuant to the laws of the State of Utah, and to act and operate as a charitable organization in the operation and support of a private or public school.

The corporation may engage in any and all activities and pursuits, and to support or assist such other organizations, as may be reasonably related to the foregoing and following purposes.

The corporation may engage in any and all other lawful purposes, activities and pursuits, which are substantially similar to the foregoing and which are or may hereafter be authorized by Section 501(c)(3) of the Internal Revenue Code and are consistent with those powers described in the Utah Nonprofit Corporation and Cooperation Association Act, as amended and supplemented.

The corporation may solicit and receive contributions, purchase, own and sell real and personal property, make contracts, borrow, invest corporate funds, spend corporate funds for corporate purposes, and engage in any activity "in furtherance of, incidental to, or connected with any of the other purposes."

No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to, its members, trustees, officers, or other persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered to the corporation and to make payments and distributions in furtherance of the purposes set forth herein.

No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any

political campaign on behalf of any candidate for public office except as authorized under the Internal Revenue Code of 1954, as amended.

The corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from Federal income tax under 501(c)(3) of the Internal Revenue Code of 1954, as amended (or the corresponding provision of any future United States Internal Revenue law).

**Article IV
MEMBERS/STOCK**

The corporation shall not have Members or Stock.

**Article V
BY-LAWS**

Provisions for the regulation of the internal affairs of the corporation shall be set forth in the By-Laws.

**Article VI
DIRECTORS**

The number of directors of this Corporation shall be three (3), or more than three, but not more than nine (9), as fixed from time to time by the By-Laws of the Corporation. The names and addresses of the persons who are to serve as original members of the Board of Trustees until their successors are elected and shall qualify are:

Names and Addresses	
Zachary Hancock	2540 N 3600 W., Plain City, UT 84404
Jenifer Hadley	6226 W. Valley View Drive, Mountain Green, UT 84050
James Packard	3732 South 650 West, Riverdale, UT 84405
Felicia Gould	5815 North Robinson Lane, Mountain Green, UT 84050
Ben Lewis	1267 North 950 West, Orem, UT 84057

**Article VII
INCORPORATORS**

The names and addresses of the incorporators are:

Names and Addresses	
Zachary Hancock	2540 N 3600 W., Plain City, UT 84404
Jenifer Hadley	6226 W. Valley View Drive, Mountain Green, UT 84050
James Packard	3732 South 650 West, Riverdale, UT 84405
Felicia Gould	5815 North Robinson Lane, Mountain Green, UT 84050
Ben Lewis	1267 North 950 West, Orem, UT 84057

**Article VIII
REGISTERED OFFICE AND AGENT**

The address of the corporation's initial registered office shall be:

433 N 1500 W
Marriott-Slaterville UT 84404

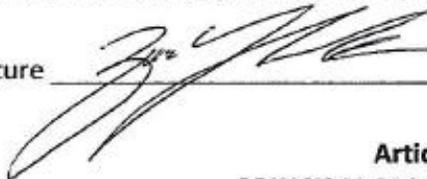
Such office may be changed at any time by the Board of Trustees without amendment of these Articles of Incorporation.

The corporation's initial registered agent at such address shall be:

Zachary Hancock
2540 N 3600 W
Plain City, UT 84404

I hereby acknowledge and accept appointment as corporate registered agent:

Signature _____



**Article IX
PRINCIPAL PLACE OF BUSINESS**

The principal place of business of this Corporation shall be 433 N 1500 W Marriott-Slaterville, UT 84404. The business of this Corporation may be conducted in all counties of the State of Utah and in all states of the United States, and in all territories thereof, and in all foreign countries as the Board of Trustees shall determine.

**Article X
DISTRIBUTIONS**

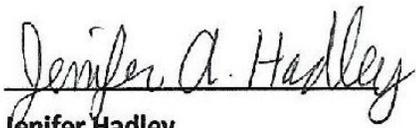
No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its trustees, officers, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article III hereof. No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office. Notwithstanding any other provision of these Articles of Incorporation, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code, as amended or supplemented, or (b) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code, as amended or supplemented.

**Article XI
DISSOLUTION**

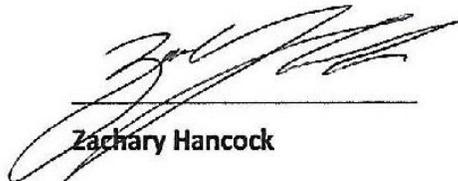
Upon the dissolution of the corporation, assets shall be distributed for one or more exempt purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code, as amended or supplemented, or shall be distributed to the federal government or to a state or local government for a public purpose. Any such assets not so disposed of shall be disposed of by the District Court of the county in which the principal office of the corporation is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

In witness whereof, we, Zachary Hancock, Jenifer Hadley, James Packard, Felicia Gould and Ben Lewis have executed these Articles of Incorporation in duplicate this 20th day of February, 2013, and say:

That we are all incorporators herein; that we have read the above and foregoing Articles of Incorporation; know the contents thereof and that the same is true to the best of our knowledge and belief, excepting as to matters herein alleged upon information and belief and as to those matters we believe to be true.



Jenifer Hadley



Zachary Hancock



James Packard



Felicia Gould



Ben Lewis

Articles of Incorporation must include language stating that neither the charter school authorizer nor the state, including an agency of the state, is liable for the debts or financial obligations of the charter school or persons or entities that operate the charter school. Articles of Incorporation should also include necessary language should the governing board decide to (1) apply for 501(c)(3) status with the IRS or (2) take on debt on behalf of the corporation. However, schools do not need to apply for 501(c)(3), but can incorporate as a Utah nonprofit.

Appendix C: Governing board Bylaws

Everest Academy
BYLAWS

ARTICLE I

Offices

- Section 1.1 Business Offices
- Section 1.2 Registered Offices

ARTICLE II

Members

- Section 2.1 Classification & Election of Members

ARTICLE III

Board of Trustees

- Section 3.1 General Powers
- Section 3.2 Numbers, Election, Tenure and Qualifications, Voting Members
- Section 3.3 Numbers, Election, Tenure and Qualifications, Non-voting Members
- Section 3.4 Vacancies
- Section 3.5 Regular Meetings
- Section 3.6 Special Meetings
- Section 3.7 Notice
- Section 3.8 Quorum and Voting
- Section 3.9 Manner of Acting
- Section 3.10 Meetings by Telephone
- Section 3.11 Action without a Meeting
- Section 3.12 Presumption of Assent
- Section 3.13 Compensation
- Section 3.14 Executive and Other Committees

ARTICLE IV

Officers and Agents

- Section 4.1 Number and Qualifications
- Section 4.2 Election and Term of Office
- Section 4.3 Removal
- Section 4.4 Vacancies
- Section 4.5 Authority and Duties of Officers
- Section 4.6 Surety Bonds

ARTICLE V

Indemnification

- Section 5.1 Indemnification of Trustees, Officers, Etc.

Section 5.2	Indemnification Against Liability to Corporation
Section 5.3	Indemnification to Criminal Actions
Section 5.4	Other Indemnification
Section 5.5	period of Indemnification
Section 5.6	Insurance
Section 5.7	Right to Impose Conditions to Indemnification
Section 5.8	Limitation on Indemnification

ARTICLE VI Miscellaneous

Section 6.1	Account Books, Minutes, Etc.
Section 6.2	Fiscal Year
Section 6.3	Conveyances and Encumbrances
Section 6.4	Designated Contributions
Section 6.5	Conflicts of Interest and Discrimination
Section 6.6	Loans to Trustees and Officers Prohibited
Section 6.7	References to Internal Revenue Code
Section 6.8	Amendments
Section 6.9	Severability

ARTICLE I
OFFICES

Section 1.1 Business Offices. The principal office of the corporation shall be located in the city of W Marriott-Slaterville, and the county of Weber, Utah. The corporation may have such other offices either within or outside Utah, as the Board of Trustees may designate or as the affairs of the corporation may require from time to time.

Section 1.2 Registered Office. If a registered office of the corporation is required to be maintained in Utah, it may be, but need not be, the same as the principal office, if in Utah, and the address of the registered office may be changed from time to time by the board of trustees.

ARTICLE II
MEMBERSHIP

Section 2.1 Classification& Election of Members. The corporation shall have no members.

ARTICLE III
BOARD OF TRUSTEES

Section 3.1 General Powers. The business and affairs of EVEREST ACADEMY shall be managed by its Board of Trustees, except as otherwise provided in the Utah Nonprofit Corporation and Co-operative Association Act, the articles of incorporation or these bylaws.

Section 3.2 Number, Election, Tenure and Qualifications for Voting Board Members
The number of trustees of the Corporation shall be fixed by the Board of Trustees, but in no event shall be less than 5 and no more than 9, with an expectation of 7 as the desired usual. Any action of the Board of Trustees to increase or decrease the number of trustees, whether expressly by resolution or by implication through the election of additional trustees, shall constitute an amendment of these bylaws effecting such increase or decrease.

Trustees shall be elected or reelected by a majority of the existing Board of Trustees at each June annual meeting. Board terms shall end on June 30th of the respective term.

The first five years of operation the Founding Board Members (those who joined the Board in the first year of the development of the school) can remain on the Board in order to maintain the original vision of EVEREST ACADEMY. After the school has been in operation for 5 years, Founding Board Members fall under the same rotation as Non-Founding Board Members.

New board members shall not serve on the board for more than 2 consecutive three-year terms. After which, they may be re-elected to the Board only after at least a one year sabbatical. At least 2 of the Voting Board Members must be a parent of a child currently attending the school.

Any trustee who has 2 or more unexcused absences at board meetings and/or does NOT complete assignments regularly to the satisfaction of the Board, having been given due notice, shall be subject to removal if the remaining Board so deems by a majority vote. Regardless of the foregoing, any Trustee may be removed by a majority vote of the Board of Trustees whenever in its judgment the best interests of the corporation will be served thereby, but such removal shall be without prejudice, if any, of the person so removed.

Each Voting Board Member shall be required to attend a national conference sponsored by Expeditionary Learning within his or her 1st two years of tenure.

Section 3.3 Number, Election, Tenure and Qualifications of Advisory Board Members (Non-Voting Board Members) Advisory Board members shall be elected or re-elected by a majority of the voting Board Members at each annual June meeting or as otherwise determined by the Board. Advisory Board members shall serve an indefinite term and shall make an effort to attend as many board meetings as they are able. Advisory Board members may be removed at any time by a majority of Voting Board Members.

Section 3.4 Vacancies Any trustee may resign at any time by giving written notice, either paper or electronic, to the chair of EVEREST ACADEMY. Such resignation shall take effect at the time specified therein, and unless otherwise specified, the acceptance of such resignation shall not be necessary to make it effective. The Board shall publicly announce the number of vacancies available and shall consider any nominations from parents or the community at large. Vacancies shall be filled by the affirmative vote of a majority of the trustees then in office.

Section 3.5 Regular Meetings and Attendance. Regular meetings of the board of trustees shall be held at least 10 times each year. Notice for such meetings shall be given at least one week in advance. An annual meeting shall be held each year in June. Board meetings will remain open to the public unless a closed session is convened by a majority vote of members present; which closed session will be subject to the requirements of Utah State Open Meetings Laws.

Section 3.6 Special Meeting. Special meetings of the Board of Trustees may be called by or at the request of the chair or any two trustees. The person or persons authorized to call special meetings of the board of trustees will provide proper notice and may fix any place, date and time for holding any special meeting of the board called by them; which special meeting will follow normal open meeting requirements as outlined by the State of Utah.

Section 3.7 Notice. Notice of each meeting of the board of trustees stating the place, day and hour of the meeting shall be given to each trustee at his or her business or home address at least five days prior thereto by mailing of written notice by first class, certified or registered mail or at least two days prior thereto by personal delivery of written notice or by telephone notice or by email (the method of notice need not be the same to each trustee). If mailed, such notice shall be deemed to be given when deposited in the US mail, with postage thereon prepaid. If emailed, such notice shall be deemed to be given when the email is sent. Any trustee may waive notice of any meeting before, at or after such meeting. The attendance of a trustee at a meeting shall constitute a waiver of notice of such meeting, except where a trustee attends a meeting for the express purpose of objecting to the transaction of any business because the meeting was not lawfully called or convened.

Section 3.8 Quorum and Voting. A majority of the number of trustees fixed by section 2 of this Article III shall constitute a quorum, but if less than such majority is present at a meeting, a majority of the trustees present may adjourn the meeting from time to time without further notice than an announcement at the meeting, until a quorum shall be present. No trustee may vote or act by proxy at any meeting of trustees.

Section 3.9 Manner of Acting. The act of the majority of the trustees present at a meeting at which a quorum is present shall be the act of the board of trustees.

Section 3.10 Meetings by Telephone or other Electronic Device. Members of the board of trustees or any other committee thereof may participate in a meeting of the board or

committee by means of conference telephone or similar communications equipment. Such participation shall constitute presence in person at the meeting.

Section 3.11 Action Without a Meeting. All official actions of the board must be done in a public meeting in accordance with Utah State law.

Section 3.12 Presumption of Assent. A trustee of EVEREST ACADEMY who is present at a meeting of the board of trustees at which action on any corporate matter is taken shall be presumed to have assented to the action taken unless his dissent is entered in the minutes of the meeting, or unless he files his written dissent to such action with the person acting as the secretary of the meeting before the adjournment thereof or shall forward such dissent by registered mail to the secretary of the corporation immediately after the adjournment of the meeting. Such right to dissent shall not apply to a trustee who voted in favor of such action.

Section 3.13 Compensation. Trustees shall not receive compensation for their service on the board, although the reasonable expenses relating to the furtherance of the corporation's mission may be paid or reasonable compensation paid for services rendered in the furtherance of the corporation's mission outside of service on the Board of Trustees, but only in accordance to Utah State Law.

Section 3.14 Executive and Other Committees. By one or more resolutions, the board of trustees may designate from among its members an executive committee and one or more other committees.

ARTICLE IV OFFICERS AND AGENTS

Section 4.1 Number and Qualifications. The Officers of EVEREST ACADEMY shall be a chair, a vice-chair, secretary and a treasurer. The Board of trustees may also elect or appoint such other officers, assistant officers and agents, including an executive director, one or more vice-chairs, a controller, assistant secretaries and assistant treasurers, as it may consider necessary. One person may hold more than one office at a time, except that no person may simultaneously hold the offices of chair and secretary. Officers need not be trustees of the corporation. All officers must be at least eighteen years old.

Section 4.2 Election and Term of Office. Officers of the Board of EVEREST ACADEMY shall be elected by the board of trustees at the regular annual meeting of the board of trustees. If the election of officers shall not be held at such meeting, such election shall be held as soon as convenient thereafter. Officers shall hold office for 2 -year terms with the opportunity to be elected again to the same position.

Section 4.3 Removal. Any officer or agent may be removed by a majority vote of the board of trustees whenever in its judgment the best interests of the corporation will be served thereby, but such removal shall be without prejudice to the contract rights, if any, of the person so removed. Election or appointment of an officer or agent shall not in itself create contract rights.

Section 4.4 Vacancies. Any officer may resign at any time, subject to any rights or obligation under any existing contracts between the officer and the corporation, by giving written notice to the chair or the board of trustees. An officer's resignation shall take effect at the time specified in such notice, and unless otherwise specified therein, the acceptance of such resignation shall not be necessary to make it effective. A vacancy in any office, however occurring, may be filled by the board of trustees for the unexpired portion of the term.

Section 4.5 Authority and Duties of Officers. The officers of the corporation shall have the authority and shall exercise the powers and perform the duties specified below and as may be additionally specified by the chair, the board of trustees or these bylaws, except that in any event each officer shall exercise such powers and perform such duties as may be required by law.

- (a) **Chair.** The chair shall, subject to the direction and supervision of the board of trustees: (1) preside at all meetings of the board of trustees; (2) see that all orders and resolutions of the board of trustees are carried into effect; and (3) perform the duties of the chair and when so acting shall have all the powers of and be subject to all the restrictions upon the chair.
- (b) **Vice-Chair.** The vice-chair shall assist the chair and shall perform such duties as may be assigned by the chair or by the board of trustees. The vice-chair shall, at the request of the chair, or in his absence or inability to act, perform the duties of the chair and when so acting shall have all the powers of and be subject to all the restrictions upon the chair.
- (c) **Secretary.** The secretary shall: (1) keep the minutes of the proceedings of the board of trustees and any committees of the board; (2) see that all notices are duly given in accordance with the provisions of these bylaws or as required by law; (3) be custodian of the corporate records and of the seal of the corporation; and (4) in general, perform all duties incident to the office of secretary and such other duties as from time to time may be assigned to him/her by the chair or by the board of trustees. Assistant secretaries, if any, shall have the same duties and powers, subject to supervision by the secretary.
- (d) **Treasurer.** The treasurer shall: (1) be the principal financial officer of the corporation and have the care and custody of all its funds, securities, evidences of indebtedness and other personal property and deposit the same in accordance with the instructions of the Board of Trustees; (2) receive and give receipts and requisitions for moneys paid on account of the corporation, and pay out of the funds on hand all bills, payrolls and other just debts of EVEREST ACADEMY of whatever nature upon maturity; (3) unless there is a controller, be the principal accounting officer of the corporation and as such prescribe and maintain the methods and systems of accounting to be followed, keep complete books and records of account, prepare and file all local , state and federal tax returns and related documents, prescribe and maintain an adequate system of internal audit, and prepare and furnish to the chair and the board of trustees statements of accounts showing the financial position of EVEREST ACADEMY and the results of its operations; (4) upon request of the board, make such reports to it as may be required at any time; and (5) perform all other duties incident to the office of treasurer and other such duties as from time to time may be assigned to him/her by the chair of the board of trustees. Assistant treasurers, if any, shall have the same powers and duties, subject to supervision by the treasurer.

Section 4.6 Surety Bonds The board of trustees may require any officer or agent of the corporation to execute to the corporation a bond in such sums and with such sureties as shall be satisfactory to the board, conditioned upon the faithful performance of his/her duties

and for the restoration of EVEREST ACADEMY of all books, papers, vouchers, money and other property of whatever kind in his possession or under his control belonging to the EVEREST ACADEMY.

ARTICLE V
INDEMNIFICATION

Section 5.1 Indemnification of Trustees, Officers, etc. The corporation hereby declares that any person who serves at its request as a trustee, officer, employee, chairperson or member of any committee, or on behalf of EVEREST ACADEMY as a trustee, director or officer of another corporation, whether for profit, shall be deemed the corporation's agent for the purposes of this Article and shall be indemnified by EVEREST ACADEMY against expenses (including attorney's fees), judgments, fines, excise taxes, and amounts paid in settlement actually and reasonably incurred by such person who was or is a party or threatened to be made a party to any threatened, pending or completed action, suit or proceeding, whether civil, criminal, administrative or investigative by reason of such believed to be in the best interests of EVEREST ACADEMY and, with respect to any criminal action or proceeding, had no reason of such service, provided such person acted in good faith and in a manner she/he reasonably believed to be in the best interests of EVEREST ACADEMY and, with respect to any criminal action or proceeding, had no reasonable cause to believe his conduct was unlawful. Except as provided in Section 5.3, termination of any such action, suit or proceeding by judgment, order, settlement, conviction or upon a plea of no contender or its equivalent, shall not of itself create either a presumption that such person did not act in good faith and in manner which he reasonably believed to be in the best interests of the corporation. With respect to any criminal action or proceeding, a presumption that such person had reasonable cause to believe that his conduct was unlawful.

Section 5.2 Indemnification Against Liability to the Corporation. No indemnification shall be made in respect of any claim, issue matter as to which a person covered by Section 5.1 shall have been adjudged to be liable for negligence or misconduct in the performance of his duty to the corporation unless and only to the extent that the court in which such action, suit or proceeding was brought shall determine upon application that, despite the adjudication of liability but in view of all the circumstances of the case, such person is fairly and reasonably entitled to indemnification for such expenses which such court shall deem proper.

Section 5.3 Indemnification in Criminal Actions. No indemnification shall be made in respect of any criminal action or proceeding as to which a person covered by Section 5.1 shall have been adjudged to be guilty unless and only to the extent that the court in which such action or proceeding was brought shall determine upon application, that despite the adjudication of guilt but in view of all the circumstances of the case, such person is entitled to indemnification for such expenses or fines which such court shall deem proper.

Section 5.4 Other Indemnification. The indemnification provided by this Article shall not be deemed exclusive of any other rights to which any person may be entitled under the articles of incorporation, any agreement, any other provision of these bylaws, vote of the disinterested trustees or otherwise, and any procedure for by any of the foregoing, both as to action in his official capacity and as to action in another capacity while holding such office.

Section 5.5 Period of Indemnification. Any indemnification pursuant to this Article shall (a) be applicable to acts or omissions which occurred prior to the adoption of this Article, and (b) continue as to any indemnified party who has ceased to be a trustee, officer employee or agent of the corporation and shall inure to the benefit of the heirs and personal representatives of such indemnified party. The repeal or amendment of all or any portion of these bylaws which would have the effect of limiting, qualifying or restricting any of the powers or rights of indemnification provided or permitted in this Article shall not, solely by reason of such repeal or amendment, eliminate, restrict or otherwise affect the right or power of the corporation to indemnify any person or affect any right of indemnification so such person, with respect to any acts or omissions which occurred prior to such repeal or amendment.

Section 5.6 Insurance. By action of the Board of Trustees, notwithstanding any interest of the trustees in such action, EVEREST ACADEMY may, subject to Section 5.8, purchase and maintain insurance, in such amounts as the board may deem appropriate, on behalf of any person indemnified hereunder against any liability asserted against him/her and incurred by him/her in the capacity of or arising out of his/her status as a agent of the corporation, whether or not the corporation would have the power to indemnify him/her against such liability under applicable provisions of law. The corporation may also purchase and maintain insurance, in such amounts as the board may deem appropriate, to insure EVEREST ACADEMY against any liability, including without limitation, any liability for the indemnification provided in this Article.

Section 5.7 Right To Impose Conditions to Indemnification. The corporation shall have the right to impose, as conditions to any indemnification provided or permitted in this Article, such reasonable requirements and conditions as the board or trustees may deem appropriate in each specific case, including by not limited to any one or more of the following: (a) that any counsel representing the person to be indemnified in connection with the defense or settlement of any action shall be counsel that is mutually agreeable to the person to be indemnified and to the corporation; (b) that EVEREST ACADEMY shall have the right, at its option, to assume and control the defense or settlement of any claim or proceeding made, initiated or threatened against the person to be indemnified; and (c) that EVEREST ACADEMY shall be surrogated, to the extent of any payments made by way of indemnification, to all of the indemnified person's right of recovery, and that the person to be indemnified shall execute all writings and do everything necessary to assure such rights of subordination to EVEREST ACADEMY.

Section 5.8 Limitation of Indemnification. Notwithstanding any other provision of these bylaws, EVEREST ACADEMY shall neither indemnify any person nor purchase any insurance in any manner or to any extent that would jeopardize or be inconsistent with qualification of the corporation as an organization described in section 501(c)(3) of the Internal Revenue Code or would result in liability under section 4941 of the Internal Revenue Code.

Article VI

MISCELLANEOUS

Section 6.1 Account Books, Minutes, Etc. The corporation shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of its board of trustees and business meetings of officers. All books and records of the corporation

may be inspected by any trustee or his accredited agent or attorney, for any proper purpose at any reasonable time.

Section 6.2 Fiscal Year. The fiscal year of the corporation shall be July 1 to June 30.

Section 6.3 Conveyances and Encumbrances. Property of the corporation may be assigned, conveyed or encumbered by such officers of the corporation as may be authorized to do so by the board of trustees, and such authorized persons shall have power to execute and deliver any and all instruments of assignment, conveyance and encumbrance; however, the sale, exchange, lease or other disposition of all or substantially all of the property and assets of the corporation shall be authorized only in the manner prescribed by applicable statute.

Section 6.4 Designated Contribution. The corporation may accept any designated contribution, grant, and bequest or devise consistent with its general tax-exempt purposes, as set forth in the articles of incorporation. As so limited, donor-designated contributions will be accepted for special funds, purposes or uses, and such designations generally will be honored. However, the corporation shall reserve all rights, title and interest in and to and control of such contributions, as well as full discretion as to the ultimate expenditure or distribution thereof in connection with any special fund, purpose or use. Further, the corporation shall retain sufficient control over all donated funds (including designated contributions) to assure that such funds will be used to carry out the corporation's tax-exempt purpose.

Section 6.5 Conflicts of Interest. If any person who is a trustee or officer of the corporation is aware that the corporation is about to enter into any business transaction directly or indirectly with himself, any member of his family, or any entity in which he has any legal, equitable or fiduciary interest or position, including without limitation as a trustee, officer, shareholder, partner, beneficiary or trustee, such person shall (a) immediately inform those charged with approving the transaction on behalf of the corporation of his interest or position, (b) aid the persons charged with making the decision by disclosing any material facts within his knowledge that bear on the advisability of such transaction from the standpoint of the corporation, and (c) not be entitled to vote on the decision to enter into such transaction.

Discrimination: EVEREST ACADEMY admits students of any race, religion, color, national origin, and ethnic origin to all the rights, privileges, programs, and activities generally accorded or made available to students at the school. It does not discriminate on the basis of race, religion, color, national origin, or ethnic origin in administration of its educational policies, admission policies, scholarship and loan programs, and athletic and other school-administered programs.

Section 6.6 Loans to Trustees and Officers. No loans shall be made by the corporation to any of its trustees or officers. Any trustee or officer who assents to or participates in the making of such loan shall be liable to the corporation for the amount of such loan until it is paid.

Section 6.7 References to Internal Revenue Code. All references in these bylaws to provisions of the Internal Revenue Code are to the provisions of the Internal Revenue Code of 1954, as amended and shall include the corresponding provisions of any subsequent federal tax laws.

Section 6.8 Amendments. The power to alter, amend or repeal these bylaws and adopt new bylaws shall be vested in the board of trustees; and shall require that every Board Member vote with at least a $\frac{3}{4}$ majority vote for passage.

Section 6.9 Severability. The invalidity of any provisions of these bylaws shall not affect the other provisions hereof, and in such event these bylaws shall be construed in all respects as such invalid provision were omitted.

Bylaws are the rules and procedures for how a nonprofit corporation will operate and be governed. Although there are no set criteria for bylaw content, they typically set forth internal rules and procedures, including such issues as: the existence and responsibilities of officers; the size of the board and the manner and term of their election; removal of board members; how and when board meetings will be held, and who may call meetings; and how the board will function.