

Return of Organization Exempt from Income Tax

OMB No 1545-0047

2004

Open to Public Inspection

Department of the Treasury
Internal Revenue ServiceUnder section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code
(except black lung benefit trust or private foundation)

The organization may have to use a copy of this return to satisfy state reporting requirements

A For the 2004 calendar year, or tax year beginning 7/01, 2004, and ending 6/30, 2005

B Check if applicable.

- ☐ Address change
☐ Name change
☐ Initial return
☐ Final return
☐ Amended return
☐ Application pending

Please use
IRS label
or print
or type.
See
specific
instruc-
tions.Cancer Care, Inc.
275 Seventh Avenue
New York, NY 10001

D Employer Identification Number

13-1825919

E Telephone number

212-712-8400

F Accounting method:

☐ Cash☒ Accrual☐ Other (specify) ▶

Section 501(c)(3) organizations and 4947(a)(1) nonexempt charitable trusts must attach a completed Schedule A (Form 990 or 990-EZ).

H and I are not applicable to section 527 organizations

H (a) Is this a group return for affiliates? ☐ Yes ☒ NoH (b) If 'Yes,' enter number of affiliates ▶ ☐ Yes ☐ NoH (c) Are all affiliates included? ☐ Yes ☐ No
(If 'No,' attach a list. See instructions.)H (d) Is this a separate return filed by an organization covered by a group ruling? ☐ Yes ☒ No

I Group Exemption Number ▶

M Check ☐ if the organization is not required to attach Schedule B (Form 990, 990-EZ, or 990-PF).

G Web site: ▶ www.cancercare.org

J Organization type

(check only one) ▶ ☒ 501(c) 3 (insert no) ☐ 4947(a)(1) or ☐ 527K Check here ☐ if the organization's gross receipts are normally not more than \$25,000. The organization need not file a return with the IRS; but if the organization received a Form 990 Package in the mail, it should file a return without financial data. Some states require a complete return.

L Gross receipts: Add lines 6b, 8b, 9b, and 10b to line 12 ▶ 18,917,001.

Revenue, Expenses, and Changes in Net Assets or Fund Balances (See Instructions)

1 Contributions, grants, and similar amounts received:			
a Direct public support	1a	12,429,633.	
b Indirect public support	1b	182,979.	
c Government contributions (grants)	1c	91,800.	
d Total (add lines 1a through 1c) (cash \$ 10,867,206. noncash \$ 1,837,206.)	1d	12,704,412.	
2 Program service revenue including government fees and contracts (from Part VII, line 93)	2		
3 Membership dues and assessments	3		
4 Interest on savings and temporary cash investments	4	49,187.	
5 Dividends and interest from securities	5	210,146.	
6a Gross rents	6a		
b Less: rental expenses	6b		
c Net rental income or (loss) (subtract line 6b from line 6a)	6c		
7 Other investment income (describe ▶)	7		
8a Gross amount from sales of assets other than inventory	(A) Securities	(B) Other	
	2,235,668.	8a	
b Less: cost or other basis and sales expenses	2,264,091.	8b	
c Gain or (loss) (attach schedule) Statement 1	-28,423.	8c	
d Net gain or (loss) (combine line 8c, columns (A) and (B))	8d	-28,423.	
9 Special events and activities (attach schedule). If any amount is from gaming, check here ▶ <input type="checkbox"/>			
a Gross revenue (not including \$ 692,273. of contributions reported on line 1a)	9a	2,807,477.	
b Less: direct expenses other than fundraising expenses	9b	822,184.	
c Net income or (loss) from special events (subtract line 9b from line 9a)	9c	1,985,293.	
10a Gross sales of inventory, less returns and allowances	10a	872,634.	
b Less: cost of goods sold	10b	513,204.	
c Gross profit or (loss) from sales of inventory (attach schedule) (subtract line 10b from line 10a)	10c	359,430.	
11 Other revenue (from Part VII, line 103)	11	37,477.	
12 Total revenue (add lines 1d, 2, 3, 4, 5, 6c, 7, 8d, 9c, 10c, and 11)	12	15,317,522.	
13 Program services (from line 44, column (B))	13	10,373,436.	
14 Management and general (from line 44, column (C))	14	704,378.	
15 Fundraising (from line 44, column (D))	15	1,916,691.	
16 Payments to affiliates (attach schedule)	16		
17 Total expenses (add lines 16 and 44, column (A))	17	12,994,505.	
18 Excess or (deficit) for the year (subtract line 17 from line 12)	18	2,323,017.	
19 Net assets or fund balances at beginning of year (from line 73, column (A))	19	11,235,592.	
20 Other changes in net assets or fund balances (attach explanation) See Statement 4	20	434,164.	
21 Net assets or fund balances at end of year (combine lines 18, 19, and 20)	21	13,992,773.	

BAA For Privacy Act and Paperwork Reduction Act Notice, see the separate instructions.

TEEA0107L 01/07/05

Form 990 (2004)

Statement of Functional Expenses All organizations must complete column (A). Columns (B), (C), and (D) are required for section 501(c)(3) and (4) organizations and section 4947(a)(1) nonexempt charitable trusts but optional for others.

Do not include amounts reported on line 6b, 8b, 9b, 10b, or 16 of Part I.		(A) Total	(B) Program services	(C) Management and general	(D) Fundraising
22	Grants and allocations (att sch) See Stm 5 (cash \$ 1,577. non-cash \$ 25,000.)	22	26,577.	26,577.	
23	Specific assistance to individuals (att sch) St 6	23	2,256,322.	2,256,322.	
24	Benefits paid to or for members (att sch)	24			
25	Compensation of officers, directors, etc	25	623,629.	351,044.	117,777.
26	Other salaries and wages	26	4,329,462.	3,360,981.	270,448.
27	Pension plan contributions	27	169,277.	107,190.	29,218.
28	Other employee benefits	28	717,841.	563,629.	42,066.
29	Payroll taxes	29	340,811.	285,442.	5,481.
30	Professional fundraising fees	30	26,100.		
31	Accounting fees	31	53,300.	53,300.	
32	Legal fees	32	35,890.		
33	Supplies	33	79,076.	57,821.	6,463.
34	Telephone	34	427,788.	395,778.	7,889.
35	Postage and shipping	35	370,219.	273,154.	2,388.
36	Occupancy	36	1,108,469.	887,194.	61,655.
37	Equipment rental and maintenance	37	123,359.	90,545.	10,494.
38	Printing and publications	38	722,102.	611,166.	2,417.
39	Travel	39	66,819.	47,067.	2,951.
40	Conferences, conventions, and meetings	40			
41	Interest	41	1,535.	1,107.	166.
42	Depreciation, depletion, etc (attach schedule)	42	292,272.	202,714.	15,242.
43	Other expenses not covered above (itemize):				
a	See Statement 7	43a	1,223,657.	855,705.	76,423.
b		43b			
c		43c			
d		43d			
e		43e			
44	Total functional expenses (add lines 22 - 43). Organizations completing columns (B) - (D), carry these totals to lines 13 - 15	44	12,994,505.	10,373,436.	704,378.

Joint Costs. Check ☒ if you are following SOP 98-2Are any joint costs from a combined educational campaign and fundraising solicitation reported in (B) Program services? ☒ Yes ☐ No

If 'Yes,' enter (i) the aggregate amount of these joint costs \$ 292,000.; (ii) the amount allocated to Program services \$ 37,000.; (iii) the amount allocated to Management and general \$; and (iv) the amount allocated to Fundraising \$ 255,000..

Statement of Program Service Accomplishments

What is the organization's primary exempt purpose? See Statement 8

All organizations must describe their exempt purpose achievements in a clear and concise manner. State the number of clients served, publications issued, etc. Discuss achievements that are not measurable (Section 501(c)(3) & (4) organizations and 4947(a)(1) nonexempt charitable trusts must also enter the amount of grants & allocations to others)

Program Service Expenses
(Required for 501(c)(3) and (4) organizations and 4947(a)(1) trusts, but optional for others)

a	See Statement 9			
	(Grants and allocations \$ 26,577.)			10,373,436.
b				
	(Grants and allocations \$)			
c				
	(Grants and allocations \$)			
d				
	(Grants and allocations \$)			
e	Other program services (Grants and allocations \$)			
f	Total of Program Service Expenses (should equal line 44, column (B), Program services)			10,373,436.

Balance Sheets (See Instructions)**Note:** Where required, attached schedules and amounts within the description column should be for end-of-year amounts only.

		(A) Beginning of year		(B) End of year
ASSETS	45 Cash — non-interest-bearing	1,470,388.	45	381,478.
	46 Savings and temporary cash investments	787,461.	46	3,918,452.
	47a Accounts receivable			
	b Less: allowance for doubtful accounts		47c	
	48a Pledges receivable	1,777,219.		
	b Less: allowance for doubtful accounts		48c	1,777,219.
	49 Grants receivable		49	
	50 Receivables from officers, directors, trustees, and key employees (attach schedule)		50	
	51a Other notes & loans receivable (attach sch.)			
	b Less: allowance for doubtful accounts		51c	
	52 Inventories for sale or use		52	
	53 Prepaid expenses and deferred charges	294,812.	53	260,227.
	54 Investments — securities (attach schedule)	8,741,260.	54	9,339,479.
	55a Investments — land, buildings, & equipment: basis			
	b Less: accumulated depreciation (attach schedule)		55c	
	56 Investments — other (attach schedule)		56	
	57a Land, buildings, and equipment: basis	1,861,928.		
	b Less: accumulated depreciation (attach schedule)	1,003,273.	57c	858,655.
	58 Other assets (describe ►		58	
59 Total assets (add lines 45 through 58) (must equal line 74)	13,714,557.	59	16,535,510.	
LIABILITIES	60 Accounts payable and accrued expenses	1,335,398.	60	1,467,600.
	61 Grants payable		61	
	62 Deferred revenue	66,140.	62	78,460.
	63 Loans from officers, directors, trustees, and key employees (attach schedule)		63	
	64a Tax-exempt bond liabilities (attach schedule)		64a	
	b Mortgages and other notes payable (attach schedule)		64b	
	65 Other liabilities (describe ► See Statement 11)	1,077,427.	65	996,677.
	66 Total liabilities (add lines 60 through 65)	2,478,965.	66	2,542,737.
	Organizations that follow SFAS 117, check here <input checked="" type="checkbox"/> and complete lines 67 through 69 and lines 73 and 74.			
	67 Unrestricted	7,670,313.	67	9,993,246.
68 Temporarily restricted	3,565,279.	68	3,999,527.	
69 Permanently restricted		69		
Organizations that do not follow SFAS 117, check here <input type="checkbox"/> and complete lines 70 through 74.				
70 Capital stock, trust principal, or current funds.		70		
71 Paid-in or capital surplus, or land, building, and equipment fund.		71		
72 Retained earnings, endowment, accumulated income, or other funds		72		
73 Total net assets or fund balances (add lines 67 through 69 or lines 70 through 72; column (A) must equal line 19; column (B) must equal line 21)	11,235,592.	73	13,992,773.	
74 Total liabilities and net assets/fund balances (add lines 66 and 73)	13,714,557.	74	16,535,510.	

Form 990 is available for public inspection and, for some people, serves as the primary or sole source of information about a particular organization. How the public perceives an organization in such cases may be determined by the information presented on its return. Therefore, please make sure the return is complete and accurate and fully describes, in Part III, the organization's programs and accomplishments.

BAA

Reconciliation of Revenue per Audited Financial Statements with Revenue per Return (See instructions.)

a	Total revenue, gains, and other support per audited financial statements	a	15,751,686.
b	Amounts included on line a but not on line 12, Form 990:		
(1)	Net unrealized gains on investments \$ 434,164.		
(2)	Donated services and use of facilities.. \$		
(3)	Recoveries of prior year grants \$		
(4)	Other (specify):		
	----- \$		
	Add amounts on lines (1) through (4) . . .	b	434,164.
c	Line a minus line b . . .	c	15,317,522.
d	Amounts included on line 12, Form 990 but not on line a :		
(1)	Investment expenses not included on line 6b, Form 990 . . \$		
(2)	Other (specify):		
	----- \$		
	Add amounts on lines (1) and (2) . . .	d	
e	Total revenue per line 12, Form 990 (line c plus line d) . . .	e	15,317,522.

Reconciliation of Expenses per Audited Financial Statements with Expenses per Return

a	Total expenses and losses per audited financial statements	a	12,994,505.
b	Amounts included on line a but not on line 17, Form 990:		
(1)	Donated services and use of facilities . \$		
(2)	Prior year adjustments reported on line 20, Form 990 \$		
(3)	Losses reported on line 20, Form 990 . . \$		
(4)	Other (specify):		
	----- \$		
	Add amounts on lines (1) through (4) . . .	b	
c	Line a minus line b . . .	c	12,994,505.
d	Amounts included on line 17, Form 990 but not on line a :		
(1)	Investment expenses not included on line 6b, Form 990 . . \$		
(2)	Other (specify):		
	----- \$		
	Add amounts on lines (1) and (2) . . .	d	
e	Total expenses per line 17, Form 990 (line c plus line d) . . .	e	12,994,505.

List of Officers, Directors, Trustees, and Key Employees (List each one even if not compensated, see instructions.)

(A) Name and address	(B) Title and average hours per week devoted to position	(C) Compensation (if not paid, enter -0-)	(D) Contributions to employee benefit plans and deferred compensation	(E) Expense account and other allowances
See Statement 12				
		623,627.	73,287.	16,744.

75 Did any officer, director, trustee, or key employee receive aggregate compensation of more than \$100,000 from your organization and all related organizations, of which more than \$10,000 was provided by the related organizations? . . .

☐ Yes

☒ No

If 'Yes,' attach schedule — see instructions.

Other Information (See instructions.)

		Yes	No
76	Did the organization engage in any activity not previously reported to the IRS? If 'Yes,' attach a detailed description of each activity		X
77	Were any changes made in the organizing or governing documents but not reported to the IRS? If 'Yes,' attach a conformed copy of the changes.	X	
78a	Did the organization have unrelated business gross income of \$1,000 or more during the year covered by this return?		X
78b	If 'Yes,' has it filed a tax return on Form 990-T for this year?	N/A	
79	Was there a liquidation, dissolution, termination, or substantial contraction during the year? If 'Yes,' attach a statement.		X
80a	Is the organization related (other than by association with a statewide or nationwide organization) through common membership, governing bodies, trustees, officers, etc., to any other exempt or nonexempt organization?		X
81a	Enter direct and indirect political expenditures. See line 81 instructions	81a	0.
81b	Did the organization file Form 1120-POL for this year?		X
82a	Did the organization receive donated services or the use of materials, equipment, or facilities at no charge or at substantially less than fair rental value?		X
82b	If 'Yes,' you may indicate the value of these items here. Do not include this amount as revenue in Part I or as an expense in Part II. (See instructions in Part III.)	82b	N/A
83a	Did the organization comply with the public inspection requirements for returns and exemption applications?	X	
83b	Did the organization comply with the disclosure requirements relating to quid pro quo contributions?	X	
84a	Did the organization solicit any contributions or gifts that were not tax deductible?		X
84b	If 'Yes,' did the organization include with every solicitation an express statement that such contributions or gifts were not tax deductible?		N/A
85a	501(c)(4), (5), or (6) organizations. Were substantially all dues nondeductible by members?		N/A
85b	Did the organization make only in-house lobbying expenditures of \$2,000 or less? If 'Yes' was answered to either 85a or 85b, do not complete 85c through 85h below unless the organization received a waiver for proxy tax owed for the prior year.		N/A
85c	Dues, assessments, and similar amounts from members	85c	N/A
85d	Section 162(e) lobbying and political expenditures	85d	N/A
85e	Aggregate nondeductible amount of section 6033(e)(1)(A) dues notices	85e	N/A
85f	Taxable amount of lobbying and political expenditures (line 85d less 85e)	85f	N/A
85g	Does the organization elect to pay the section 6033(e) tax on the amount on line 85f?	85g	N/A
85h	If section 6033(e)(1)(A) dues notices were sent, does the organization agree to add the amount on line 85f to its reasonable estimate of dues allocable to nondeductible lobbying and political expenditures for the following tax year?	85h	N/A
86a	501(c)(7) organizations. Enter: a Initiation fees and capital contributions included on line 12	86a	N/A
86b	b Gross receipts, included on line 12, for public use of club facilities	86b	N/A
87a	501(c)(12) organizations. Enter: a Gross income from members or shareholders	87a	N/A
87b	b Gross income from other sources (Do not net amounts due or paid to other sources against amounts due or received from them.)	87b	N/A
88	At any time during the year, did the organization own a 50% or greater interest in a taxable corporation or partnership, or an entity disregarded as separate from the organization under Regulations sections 301.7701-2 and 301.7701-3? If 'Yes,' complete Part IX.	88	X
89a	501(c)(3) organizations. Enter: Amount of tax imposed on the organization during the year under: section 4911 0.; section 4912 0.; section 4955 0.		
89b	501(c)(3) and 501(c)(4) organizations. Did the organization engage in any section 4958 excess benefit transaction during the year or did it become aware of an excess benefit transaction from a prior year? If 'Yes,' attach a statement explaining each transaction	89b	X
90a	Enter: Amount of tax imposed on the organization managers or disqualified persons during the year under sections 4912, 4955, and 4958.		0.
90b	Enter: Amount of tax on line 89c, above, reimbursed by the organization		0.
91	List the states with which a copy of this return is filed All states requiring registration		
92	Number of employees employed in the pay period that includes March 12, 2004 (See instructions.)	92	0
93	The books are in care of John Rutigliano, CPA Telephone number 212-712-8400 Located at 275 Seventh Avenue, New York, NY 10001 ZIP + 4 10001		
94	Section 4947(a)(1) nonexempt charitable trusts filing Form 990 in lieu of Form 1041 - Check here N/A and enter the amount of tax-exempt interest received or accrued during the tax year.	94	N/A

Part VII Analysis of Income-Producing Activities (See instructions.)

Note: Enter gross amounts unless otherwise indicated

	Unrelated business income		Excluded by section 512, 513, or 514		(E) Related or exempt function income
	(A) Business code	(B) Amount	(C) Exclusion code	(D) Amount	
93 Program service revenue:					
a					
b					
c					
d					
e					
f Medicare/Medicaid payments					
g Fees & contracts from government agencies					
94 Membership dues and assessments					
95 Interest on savings & temporary cash invmnts			14	49,187.	
96 Dividends & interest from securities			14	210,146.	
97 Net rental income or (loss) from real estate:					
a debt-financed property					
b not debt-financed property					
98 Net rental income or (loss) from pers prop					
99 Other investment income					
100 Gain or (loss) from sales of assets other than inventory			18	-28,423.	
101 Net income or (loss) from special events			1	1,985,293.	
102 Gross profit or (loss) from sales of inventory			5	359,430.	
103 Other revenue:					
a					
b Honoraria and Other			1	37,477.	
c					
d					
e					
104 Subtotal (add columns (B), (D), and (E))				2,613,110.	
105 Total (add line 104, columns (B), (D), and (E))					2,613,110.

Note: Line 105 plus line 1d, Part I, should equal the amount on line 12, Part I

Part VIII Relationship of Activities to the Accomplishment of Exempt Purposes (See instructions.)

Line No.	Explain how each activity for which income is reported in column (E) of Part VII contributed importantly to the accomplishment of the organization's exempt purposes (other than by providing funds for such purposes)
N/A	

Part IX Information Regarding Taxable Subsidiaries and Disregarded Entities (See instructions.)

(A) Name, address, and EIN of corporation, partnership, or disregarded entity	(B) Percentage of ownership interest	(C) Nature of activities	(D) Total income	(E) End-of-year assets
N/A	%			
	%			
	%			
	%			

Part X Information Regarding Transfers Associated with Personal Benefit Contracts (See instructions.)

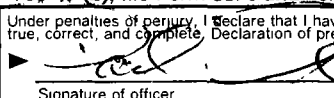
a Did the organization, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?

☐ Yes ☒ No

b Did the organization, during the year, pay premiums, directly or indirectly, on a personal benefit contract?

☐ Yes ☒ No

Note: If 'Yes' to (b), file Form 8870 and Form 4720 (see instructions)

Please Sign Here	Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.	
	Signature of officer 	Date 3/2/06
	Paul M. Friedman, President Type or print name and title	

Paid Preparer's Use Only	Preparer's signature _____	Date _____	Check if self-employed <input type="checkbox"/>	Preparer's SSN or PTIN (See General Instruction W) N/A
	Firm's name (or yours if self-employed), address, and ZIP + 4 CANCER CARE 275 7TH AVE NEW YORK, NY 10001-6708	EIN N/A	Phone no (212) 712-6151	

SCHEDULE A
(Form 990 or 990-EZ)Department of the Treasury
Internal Revenue Service**Organization Exempt Under**
Section 501(c)(3)**(Except Private Foundation) and Section 501(e), 501(f), 501(k),**
501(n), or Section 4947(a)(1) Nonexempt Charitable Trust**Supplementary Information — (See separate instructions.)**

OMB No. 1545-0047

2004**▶ MUST be completed by the above organizations and attached to their Form 990 or 990-EZ.**

Name of the organization

Cancer Care, Inc.

Employer identification number

13-1825919**Compensation of the Five Highest Paid Employees Other Than Officers, Directors, and Trustees**

(See instructions. List each one. If there are none, enter 'None'.)

(a) Name and address of each employee paid more than \$50,000	(b) Title and average hours per week devoted to position	(c) Compensation	(d) Contributions to employee benefit plans and deferred compensation	(e) Expense account and other allowances
<u>Karen Colimore</u> 275 7th Avenue, New York, NY 10001	Exec Dir - NJ 40	94,975.	11,594.	2,927.
<u>Carolyn Messner</u> 275 7th Avenue, New York, NY 10001	Dir Education 40	84,684.	11,079.	1,064.
<u>Jane MacDonald</u> 275 7th Avenue, New York, NY 10001	Exec Dir - CT 40	82,412.	10,966.	2,973.
<u>Madelyn Fugazy</u> 275 7th Avenue, New York, NY 10001	Dir Devel - LI 40	79,434.	10,817.	3,086.
<u>Liz FitzGerald</u> 275 7th Avenue, New York, NY 10001	Dir of Inv Giv 40	76,919.	10,691.	703.
Total number of other employees paid over \$50,000 ▶	24			

Compensation of the Five Highest Paid Independent Contractors for Professional Services

(See instructions. List each one (whether individuals or firms). If there are none, enter 'None'.)

(a) Name and address of each independent contractor paid more than \$50,000	(b) Type of service	(c) Compensation
<u>Elsevier, Inc.</u> 46 Green Street, Huntington, NY 11743	Medical Writing	355,218.
<u>Sanky Perlowin Associates, Inc.</u> 589 Eighth Avenue, New York, NY 10018	Direct Marketing	123,648.
<u>Spectrum Science Communications, Inc.</u> 2000 K Street NW, Washington, DC 20006	Public Relations	88,497.
<u>Public Interest Data, Inc.</u> 1800 Diagonal Road, Alexandria, VA 22314	Data Processing	82,135.
Total number of others receiving over \$50,000 for professional services ▶	0	

BAA For Paperwork Reduction Act Notice, see the Instructions for Form 990 and Form 990-EZ.

Schedule A (Form 990 or 990-EZ) 2004

Statements About Activities (See instructions.)

Yes No

- 1** During the year, has the organization attempted to influence national, state, or local legislation, including any attempt to influence public opinion on a legislative matter or referendum? If 'Yes,' enter the total expenses paid or incurred in connection with the lobbying activities. ▶ \$ 5,000.
- (Must equal amounts on line 38, Part VI-A, or line i of Part VI-B.)

1 X

Organizations that made an election under section 501(h) by filing Form 5768 must complete Part VI-A. Other organizations checking 'Yes' must complete Part VI-B AND attach a statement giving a detailed description of the lobbying activities.

- 2** During the year, has the organization, either directly or indirectly, engaged in any of the following acts with any substantial contributors, trustees, directors, officers, creators, key employees, or members of their families, or with any taxable organization with which any such person is affiliated as an officer, director, trustee, majority owner, or principal beneficiary? (If the answer to any question is 'Yes,' attach a detailed statement explaining the transactions.)

a Sale, exchange, or leasing of property?

2a X

b Lending of money or other extension of credit?

2b X

c Furnishing of goods, services, or facilities?

2c X

See Form 990, Part V

d Payment of compensation (or payment or reimbursement of expenses if more than \$1,000)?

2d X

e Transfer of any part of its income or assets?

2e X

- 3a** Do you make grants for scholarships, fellowships, student loans, etc? (If 'Yes,' attach an explanation of how you determine that recipients qualify to receive payments.)

3a X

b Do you have a section 403(b) annuity plan for your employees?

3b X

- 4a** Did you maintain any separate account for participating donors where donors have the right to provide advice on the use or distribution of funds?

4a X

b Do you provide credit counseling, debt management, credit repair, or debt negotiation services?

4b X

Reason for Non-Private Foundation Status (See instructions.)

The organization is not a private foundation because it is: (Please check only **ONE** applicable box.)

- 5** ☐ A church, convention of churches, or association of churches. Section 170(b)(1)(A)(i).
- 6** ☐ A school. Section 170(b)(1)(A)(ii). (Also complete Part V.)
- 7** ☐ A hospital or a cooperative hospital service organization. Section 170(b)(1)(A)(iii).
- 8** ☐ A Federal, state, or local government or governmental unit. Section 170(b)(1)(A)(v).
- 9** ☐ A medical research organization operated in conjunction with a hospital. Section 170(b)(1)(A)(iii). Enter the hospital's name, city, and state ▶ _____
- 10** ☐ An organization operated for the benefit of a college or university owned or operated by a governmental unit. Section 170(b)(1)(A)(iv). (Also complete the **Support Schedule** in Part IV-A.)
- 11a** ☒ An organization that normally receives a substantial part of its support from a governmental unit or from the general public. Section 170(b)(1)(A)(vi). (Also complete the **Support Schedule** in Part IV-A.)
- 11b** ☐ A community trust. Section 170(b)(1)(A)(vi). (Also complete the **Support Schedule** in Part IV-A.)
- 12** ☐ An organization that normally receives: **(1) more than 33-1/3%** of its support from contributions, membership fees, and gross receipts from activities related to its charitable, etc, functions — subject to certain exceptions, and **(2) no more than 33-1/3%** of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975. See section 509(a)(2). (Also complete the **Support Schedule** in Part IV-A.)
- 13** ☐ An organization that is not controlled by any disqualified persons (other than foundation managers) and supports organizations described in: **(1)** lines 5 through 12 above; or **(2)** section 501(c)(4), (5), or (6), if they meet the test of section 509(a)(2). (See section 509(a)(3).)

Provide the following information about the supported organizations. (See instructions.)

(a) Name(s) of supported organization(s)	(b) Line number from above

- 14** ☐ An organization organized and operated to test for public safety. Section 509(a)(4). (See instructions.)

Support Schedule (Complete only if you checked a box on line 10, 11, or 12.) **Use cash method of accounting.****Note:** You may use the worksheet in the instructions for converting from the accrual to the cash method of accounting

Calendar year (or fiscal year beginning in)	(a) 2003	(b) 2002	(c) 2001	(d) 2000	(e) Total
15 Gifts, grants, and contributions received (Do not include unusual grants. See line 28.)...	10,043,962.	13,082,430.	15,605,955.	15,416,603.	54,148,950.
16 Membership fees received					
17 Gross receipts from admissions, merchandise sold or services performed, or furnishing of facilities in any activity that is related to the organization's charitable, etc., purpose	3,466,613.	3,254,619.	2,181,844.	2,394,248.	11,297,324.
18 Gross income from interest, dividends, amounts received from payments on securities loans (section 512(a)(5)), rents, royalties, and unrelated business taxable income (less section 511 taxes) from businesses acquired by the organization after June 30, 1975	206,981.	252,520.	249,319.	205,415.	914,235.
19 Net income from unrelated business activities not included in line 18					
20 Tax revenues levied for the organization's benefit and either paid to it or expended on its behalf					
21 The value of services or facilities furnished to the organization by a governmental unit without charge. Do not include the value of services or facilities generally furnished to the public without charge.					
22 Other income. Attach a schedule. Do not include gain or (loss) from sale of capital assets. See Stmt. 13	52,108.	82,729.	58,335.	62,758.	255,930.
23 Total of lines 15 through 22	13,769,664.	16,672,298.	18,095,453.	18,079,024.	66,616,439.
24 Line 23 minus line 17	10,303,051.	13,417,679.	15,913,609.	15,684,776.	55,319,115.
25 Enter 1% of line 23	137,697.	166,723.	180,955.	180,790.	
26 Organizations described on lines 10 or 11: a Enter 2% of amount in column (e), line 24					26a 1,106,382.
b Prepare a list for your records to show the name of and amount contributed by each person (other than a governmental unit or publicly supported organization) whose total gifts for 2000 through 2003 exceeded the amount shown in line 26a. Do not file this list with your return. Enter the total of all these excess amounts.					26b 14,050,193.
c Total support for section 509(a)(1) test: Enter line 24, column (e)					26c 55,319,115.
d Add: Amounts from column (e) for lines: 18 914,235. 19 255,930. 22 255,930. 26b 14,050,193.					26d 15,220,358.
e Public support (line 26c minus line 26d total)					26e 40,098,757.
f Public support percentage (line 26e (numerator) divided by line 26c (denominator))					26f 72.49 %
27 Organizations described on line 12: N/A					
a For amounts included in lines 15, 16, and 17 that were received from a 'disqualified person,' prepare a list for your records to show the name of, and total amounts received in each year from, each 'disqualified person.' Do not file this list with your return. Enter the sum of such amounts for each year: (2003) _____ (2002) _____ (2001) _____ (2000) _____					
b For any amount included in line 17 that was received from each person (other than 'disqualified persons'), prepare a list for your records to show the name of, and amount received for each year, that was more than the larger of (1) the amount on line 25 for the year or (2) \$5,000. (Include in the list organizations described in lines 5 through 11, as well as individuals.) Do not file this list with your return. After computing the difference between the amount received and the larger amount described in (1) or (2), enter the sum of these differences (the excess amounts) for each year: (2003) _____ (2002) _____ (2001) _____ (2000) _____					
c Add: Amounts from column (e) for lines: 15 _____ 16 _____ 17 _____ 20 _____ 21 _____					27c _____
d Add: Line 27a total _____ and line 27b total _____					27d _____
e Public support (line 27c total minus line 27d total)					27e _____
f Total support for section 509(a)(2) test: Enter amount from line 23, column (e)					27f _____
g Public support percentage (line 27e (numerator) divided by line 27f (denominator))					27g _____ %
h Investment income percentage (line 18, column (e) (numerator) divided by line 27f (denominator))					27h _____ %
28 Unusual Grants: For an organization described in line 10, 11, or 12 that received any unusual grants during 2000 through 2003, prepare a list for your records to show, for each year, the name of the contributor, the date and amount of the grant, and a brief description of the nature of the grant. Do not file this list with your return. Do not include these grants in line 15.					

Private School Questionnaire (See instructions.)

(To be completed ONLY by schools that checked the box on line 6 in Part IV)

N/A

29 Does the organization have a racially nondiscriminatory policy toward students by statement in its charter, bylaws, other governing instrument, or in a resolution of its governing body?

29

Yes No

30 Does the organization include a statement of its racially nondiscriminatory policy toward students in all its brochures, catalogues, and other written communications with the public dealing with student admissions, programs, and scholarships?

30

31 Has the organization publicized its racially nondiscriminatory policy through newspaper or broadcast media during the period of solicitation for students, or during the registration period if it has no solicitation program, in a way that makes the policy known to all parts of the general community it serves?
If 'Yes,' please describe; if 'No,' please explain. (If you need more space, attach a separate statement.)

31

32 Does the organization maintain the following:

a Records indicating the racial composition of the student body, faculty, and administrative staff?

32a

b Records documenting that scholarships and other financial assistance are awarded on a racially nondiscriminatory basis?

32b

c Copies of all catalogues, brochures, announcements, and other written communications to the public dealing with student admissions, programs, and scholarships?

32c

d Copies of all material used by the organization or on its behalf to solicit contributions?

32d

If you answered 'No' to any of the above, please explain. (If you need more space, attach a separate statement.)

33 Does the organization discriminate by race in any way with respect to:

a Students' rights or privileges?

33a

b Admissions policies?

33b

c Employment of faculty or administrative staff?

33c

d Scholarships or other financial assistance?

33d

e Educational policies?

33e

f Use of facilities?

33f

g Athletic programs?

33g

h Other extracurricular activities?

33h

If you answered 'Yes' to any of the above, please explain. (If you need more space, attach a separate statement.)

34a Does the organization receive any financial aid or assistance from a governmental agency?

34a

b Has the organization's right to such aid ever been revoked or suspended?

34b

If you answered 'Yes' to either 34a or b, please explain using an attached statement.

35 Does the organization certify that it has complied with the applicable requirements of sections 4 01 through 4 05 of Rev Proc 75-50, 1975-2 C.B. 587, covering racial nondiscrimination? If 'No,' attach an explanation.

35

Lobbying Expenditures by Electing Public Charities (See instructions.)
(To be completed **ONLY** by an eligible organization that filed Form 5768)

N/A

Check ☒ **a** if the organization belongs to an affiliated group. Check ☐ **b** if you checked 'a' and 'limited control' provisions apply.**Limits on Lobbying Expenditures**

(The term 'expenditures' means amounts paid or incurred.)

		(a) Affiliated group totals	(b) To be completed for ALL electing organizations
36 Total lobbying expenditures to influence public opinion (grassroots lobbying)	36		
37 Total lobbying expenditures to influence a legislative body (direct lobbying)	37		
38 Total lobbying expenditures (add lines 36 and 37)	38		
39 Other exempt purpose expenditures	39		
40 Total exempt purpose expenditures (add lines 38 and 39)	40		
41 Lobbying nontaxable amount. Enter the amount from the following table —			
If the amount on line 40 is —	The lobbying nontaxable amount is —		
Not over \$500,000	20% of the amount on line 40		
Over \$500,000 but not over \$1,000,000	\$100,000 plus 15% of the excess over \$500,000		
Over \$1,000,000 but not over \$1,500,000	\$175,000 plus 10% of the excess over \$1,000,000	41	
Over \$1,500,000 but not over \$17,000,000	\$225,000 plus 5% of the excess over \$1,500,000		
Over \$17,000,000	\$1,000,000		
42 Grassroots nontaxable amount (enter 25% of line 41)	42		
43 Subtract line 42 from line 36. Enter -0- if line 42 is more than line 36.	43		
44 Subtract line 41 from line 38. Enter -0- if line 41 is more than line 38	44		

Caution: If there is an amount on either line 43 or line 44, you must file Form 4720.**4-Year Averaging Period Under Section 501(h)**(Some organizations that made a section 501(h) election do not have to complete all of the five columns below.
See the instructions for lines 45 through 50.)

Calendar year (or fiscal year beginning in) ▶	Lobbying Expenditures During 4-Year Averaging Period				
	(a) 2004	(b) 2003	(c) 2002	(d) 2001	(e) Total
45 Lobbying nontaxable amount					
46 Lobbying ceiling amount (150% of line 45(e))					
47 Total lobbying expenditures					
48 Grassroots non-taxable amount					
49 Grassroots ceiling amount (150% of line 48(e))					
50 Grassroots lobbying expenditures					

Lobbying Activity by Nonelecting Public Charities

(For reporting only by organizations that did not complete Part VI-A) (See instructions.)

During the year, did the organization attempt to influence national, state or local legislation, including any attempt to influence public opinion on a legislative matter or referendum, through the use of:

	Yes	No	Amount
a Volunteers		X	
b Paid staff or management (Include compensation in expenses reported on lines c through h.)		X	
c Media advertisements		X	
d Mailings to members, legislators, or the public		X	
e Publications, or published or broadcast statements	X		5,000.
f Grants to other organizations for lobbying purposes		X	
g Direct contact with legislators, their staffs, government officials, or a legislative body		X	
h Rallies, demonstrations, seminars, conventions, speeches, lectures, or any other means		X	
i Total lobbying expenditures (add lines c through h.)			5,000.

If 'Yes' to any of the above, also attach a statement giving a detailed description of the lobbying activities

See Statement 14

Cancer Care, Inc.

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Statement 1
Form 990, Part I, Line 8
Net Gain (Loss) from Noninventory Sales

Publicly Traded Securities

Gross Sales Price: 2,235,668.
 Cost or Other Basis: 2,264,091.

Total Gain (Loss) Publicly Traded Securities \$ -28,423.

Total Net Gain (Loss) From Noninventory Sales \$ -28,423.

Statement 2
Form 990, Part I, Line 9
Net Income (Loss) from Special Events

Special Events	Gross Receipts	Less Contributions	Gross Revenue	Less Direct Expenses	Net Income (Loss)
All Other Events (34)	2,045,743.	502,085.	1,543,658.	534,795.	1,008,863.
Under the Sea Gala	575,969.	60,600.	515,369.	137,458.	377,911.
Human Services Award Dinner	549,238.	98,138.	451,100.	110,166.	340,934.
Gala Dinner - New Jersey	328,800.	31,450.	297,350.	39,765.	257,585.
Total	<u>\$ 3,499,750.</u>	<u>\$ 692,273.</u>	<u>\$ 2,807,477.</u>	<u>\$ 822,184.</u>	<u>\$ 1,985,293.</u>

Statement 3
Form 990, Part I, Line 10
Gross Profit (Loss) From Sales Of Inventory

Thrift Shop Sales	\$ 872,634.
Gross Sales	\$ 872,634.
Less Returns & Allowances	0.
Net Sales	\$ 872,634.
Less Cost Of Goods Sold	513,204.
Gross Profit From Sales Of Inventory	<u>\$ 359,430.</u>

Statement 4
Form 990, Part I, Line 20
Other Changes in Net Assets or Fund Balances

Unrealized Gain on Investments	\$ 434,164.
Total	<u>\$ 434,164.</u>

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Statement 5
Form 990, Part II, Line 22
Grants and Allocations

Cash Grants and Allocations

Donee's Name:	Donations to Other Benefits	
Donee's Address:	(Various Not-for-Profit Orgs)	
Amount Given:		\$ 1,577.
Total Cash Grants and Allocations		\$ 1,577.

Noncash Grants and Allocations

Donee's Name:	Prepaid Phone Cards to Clients	
Donee's Address:	(Distributed to 2,500 clients)	
Book Value:	25,000.	
Fair Market Value:		25,000.
Total Noncash Grants and Allocations		\$ 25,000.
Total Grants and Allocations		\$ 26,577.

Statement 6
Form 990, Part II, Line 23
Specific Assistance to Individuals

Direct Cash Assistance..	\$ 2,256,322.
Total	\$ 2,256,322.

Statement 7
Form 990, Part II, Line 43
Other Expenses

	(A) Total	(B) Program Services	(C) Management & General	(D) Fundraising
Contract Services	928,629.	642,722.	52,958.	232,949.
Insurance	139,605.	110,635.	7,473.	21,497.
Marketing and Promotion	38,542.	25,196.		13,346.
Memberships and Subscriptions	23,556.	12,242.	1,259.	10,055.
Miscellaneous	44,452.	35,497.	3,261.	5,694.
Staff and Volunteer Training	48,873.	29,413.	11,472.	7,988.
Total	\$ 1,223,657.	\$ 855,705.	\$ 76,423.	\$ 291,529.

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Statement 8
Form 990, Part III
Organization's Primary Exempt Purpose

CancerCare is a national non-profit voluntary health organization that provides free professional support services to anyone affected by cancer: people with cancer, caregivers, children, loved ones and the bereaved. CancerCare's programs -- including counseling, education, financial assistance and practical help -- are provided by trained oncology social workers and are completely free of charge. Founded in 1944, CancerCare now provides individual help to more than 90,000 people each year, in addition to the more than 1.4 million unique visitors who gain information and resources from its website.

Find out more about CancerCare by calling 1-800-813-HOPE (4673) or at www.cancercare.org.

Statement 9
Form 990, Part III, Line a
Statement of Program Service Accomplishments

<u>Description</u>	<u>Grants and Allocations</u>	<u>Program Service Expenses</u>
Counseling and support (CancerCare Counseling™) - provides group and individual counseling in three different ways: face-to-face, on the telephone, or online. All support services are offered by professional oncology social workers.	26,577.	4,632,508.
Financial Assistance (CancerCare Assist™) - offers assistance by providing funds for treatment-related costs, such as pain medication, transportation, homecare and childcare.		2,953,310.
Education (CancerCare Connect™) -- Telephone Education Workshops provide cancer patients and caregivers with the opportunity to listen to and ask questions of top cancer experts from around the country.		1,000,780.
Information and Publications (CancerCare Inform™) - offer practical help including education materials and information, and referrals to other sources of help. CancerCare's website, www.cancercare.org , is a comprehensive resource where visitors can communicate with a social worker, join a support group, listen to an archived Telephone Education Workshop, and learn about topics ranging from managing careers to talking to your families during a time of crisis.		1,786,838.
	<u>\$ 26,577.</u>	<u>\$ 10373436.</u>

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Statement 10
Form 990, Part IV, Line 57
Land, Buildings, and Equipment

Category	Basis	Accum. Deprec.	Book Value
Furniture and Fixtures	\$ 690,558.	\$ 483,183.	\$ 207,375.
Machinery and Equipment	332,809.	191,248.	141,561.
Improvements	838,561.	328,842.	509,719.
Total	<u>\$ 1,861,928.</u>	<u>\$ 1,003,273.</u>	<u>\$ 858,655.</u>

Statement 11
Form 990, Part IV, Line 65
Other Liabilities

Annuities Payable.....	\$ 239,444.
Deferred Rent	757,233.
Total	<u>\$ 996,677.</u>

Statement 12
Form 990, Part V
List of Officers, Directors, Trustees, and Key Employees

Name and Address	Title and Average Hours Per Week Devoted	Compen- sation	Contri- bution to EBP & DC	Expense Account/ Other
Paul M. Friedman Cancer Care, 275 7th Avenue New York, NY 10001	President 3	\$ 0.	\$ 0.	\$ 0.
Audrey Boughton 275 Seventh Avenue New York, NY 10001	Vice President 3	0.	0.	0.
John A. Gentile, Jr. Cancer Care, 275 7th Avenue New York, NY 10001	Vice President 3	0.	0.	0.
Margaret M. Siegel Cancer Care, 275 7th Avenue New York, NY 10001	Vice President 3	0.	0.	0.
Weslie Janeway Cancer Care, 275 7th Avenue New York, NY 10001	Treasurer 3	0.	0.	0.
Timothy M. Dwyer Cancer Care, 275 7th Avenue New York, NY 10001	Secretary 3	0.	0.	0.

Cancer Care, Inc.

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Statement 12 (continued)
Form 990, Part V
List of Officers, Directors, Trustees, and Key Employees

<u>Name and Address</u>	<u>Title and Average Hours Per Week Devoted</u>	<u>Compen- sation</u>	<u>Contri- bution to EBP & DC</u>	<u>Expense Account/ Other</u>
Thomas A. Andruskevich Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	\$ 0.	\$ 0.	\$ 0.
Adrienne Cleere Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Jan Myers Cook Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Dorothy W. Crenshaw Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Margaret R. Diaz-Cruz, ACSW Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Frank Doroff Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Louis A. Guzzetti, Jr. Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Donald J. Hayden, Jr. Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
C. Hugh Hildesley Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
David J. Keisman Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Edward C. Lauber Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Garry Nicholson Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.

Cancer Care, Inc.

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Statement 12 (continued)
Form 990, Part V
List of Officers, Directors, Trustees, and Key Employees

<u>Name and Address</u>	<u>Title and Average Hours Per Week Devoted</u>	<u>Compen- sation</u>	<u>Contri- bution to EBP & DC</u>	<u>Expense Account/ Other</u>
Annie Overholser Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	\$ 0.	\$ 0.	\$ 0.
Norman C. Payson, MD Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
William C. Pelster Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Burt M. Petersen, Jr., MD Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Dorothy Schachne Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Michael W. Schechter Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Susan Smirnoff Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
David L. Stone Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
James B. Swire Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Samuel D. Turner Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Michael D. Widlitz, MD Cancer Care, 275 7th Avenue New York, NY 10001	Trustee 1	0.	0.	0.
Diane Blum Cancer Care, 275 7th Avenue New York, NY 10001	Executive Dir 40	225,208.	24,862.	6,933.

Cancer Care, Inc.

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Statement 12 (continued)
Form 990, Part V
List of Officers, Directors, Trustees, and Key Employees

<u>Name and Address</u>	<u>Title and Average Hours Per Week Devoted</u>	<u>Compen- sation</u>	<u>Contri- bution to EBP & DC</u>	<u>Expense Account/ Other</u>
Ellen Coleman Cancer Care, 275 7th Avenue New York, NY 10001	Assoc Exec Dir 40	\$ 118,496.	\$ 15,140.	\$ 5,202.
John Rutigliano Cancer Care, 275 7th Avenue New York, NY 10001	Dir Fin & Admin 40	145,469.	17,028.	1,868.
Suzanne Hilser-Wiles Cancer Care, 275 7th Avenue New York, NY 10001	Dir Ext Affairs 40	134,454.	16,257.	2,741.
	Total	<u>\$ 623,627.</u>	<u>\$ 73,287.</u>	<u>\$ 16,744.</u>

Statement 13
Schedule A, Part IV-A, Line 22
Other Income

<u>Description</u>	<u>(a) 2003</u>	<u>(b) 2002</u>	<u>(c) 2001</u>	<u>(d) 2000</u>	<u>(e) Total</u>
Honoraria and Other Income	\$ 52,108.	\$ 82,729.	\$ 58,335.	\$ 62,758.	\$ 255,930.
Total	<u>\$ 52,108.</u>	<u>\$ 82,729.</u>	<u>\$ 58,335.</u>	<u>\$ 62,758.</u>	<u>\$ 255,930.</u>

Statement 14
Schedule A, Part VI-B, Line i
Descriptions of the Lobbying Activities

Cancer Care encourages its supporters and clients to contact their representative through its "Legislative Alert" section of its web site -- www.cancercare.org -- on health policy matters that are important for people with cancer.

Cancer Care, Inc.

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Payments to Others (990)**Direct cash assistance to indigents**

Transportation.. .. .	\$ 1,748,713.
Medical Treatments.. .. .	198,671.
Medications... .. .	151,093.
Care Services	119,203.
Household.	26,044.
Diagnostics	6,472.
Counseling	5,800.
Other.... .. .	326.
Total	<u>\$ 2,256,322.</u>

**BY-LAWS
OF
CANCER CARE, INC.**

As Amended and Restated April 13, 2005

ARTICLE I

NAME, SEAL, OFFICES

Section 1. Name. The name of this Corporation is CANCER CARE, INC. (the "Corporation").

Section 2. Seal. The Board of Trustees of the Corporation may obtain a seal for the Corporation, which may be in whatever form is desired by the Board of Trustees.

Section 3. Offices. The Corporation may have offices in such places as the Board of Trustees may from time to time agree or the purposes of the Corporation may require, but its principal office shall be in the City, County and State of New York.

ARTICLE II

MEMBERS

Section 1. Members. The Corporation shall have no members.

ARTICLE III

BOARD OF TRUSTEES

Section 1. Governing Body. The governing body of the Corporation shall be the Board of Trustees.

Section 2. Powers and Duties. The Board of Trustees shall manage and control the affairs and property of the Corporation. All corporate powers, except such as are otherwise provided for in the Certificate of Incorporation, these By-Laws, or the laws of the State of New York, shall be

vested in and exercised by the Board of Trustees. The Board of Trustees may, except as otherwise provided by the laws of the State of New York, delegate to committees of its own number or to Officers of the Corporation such powers as it may see fit.

Section 3. Number; Election; Term of Office, and Removal. The number of Trustees shall be fixed by the Board of Trustees, and may be varied by it at each Annual Meeting of the Board of Trustees (or more often, if desired), but shall not be less than nine.

Trustees shall be divided into three classes, each class to have approximately the same number of trustees. The terms of office of the Trustees initially classified shall be as follows: that of the first class shall expire at the next Annual Meeting of the Board of Trustees; the second class at the second succeeding Annual Meeting of the Board of Trustees; and the third class at the third succeeding Annual Meeting.

The Trustees shall be elected at the appropriate Annual Meeting by the vote of a majority thereof for a term of three years and each shall continue in office until his or her successor shall have been elected and qualified, or until his or her death, resignation or removal. Any trustee may be removed, with or without cause, by a majority of the Trustees then in office.

Trustees who have served fifteen (15) years shall not be eligible for reelection for at least one year; provided, however, that the President and Past Presidents shall be exempted from this provision.

Section 4. Vacancies. A vacancy arising at any time and from any cause may be filled for the unexpired term at any meeting of the Board of Trustees by a majority of the Trustees then in office.

Section 5. Resignation. Any Trustee may resign at any time by giving written notice of such resignation to the President.

Section 6. Annual Meeting; Notice. The Annual Meeting of the Board of Trustees shall be held in June of each year at the principal offices of the Corporation, or at such other time and place fixed by the Board of Trustees. Notice of the time and place of such Annual Meeting shall be given in such manner and in such form as the Board of Trustees may determine at least ten (10) days prior to the date fixed for such meeting,

Section 7. Special Meetings; Notice. A Special Meeting of the Board of Trustees may be called at any time upon reasonable notice by the President. A Special Meeting of the Board of Trustees may be called by any five (5) members of the Board of Trustees. Notice of the time and place of a Special Meeting called by five (5) members shall be given to all Trustees at least seven (7) days prior to the date fixed for such meeting. Except as otherwise provided in these By-Laws, any business may be transacted at any duly called meeting of the Board of Trustees.

Section 8. Regular Meetings; Notice. Regular meetings of the Board of Trustees may be held at such time and place as shall be determined by the President. Notice of the time and place of such regular meeting shall be given in such form as the Board of Trustees may determine at least ten (10) days prior to the date fixed for such meeting.

Section 9. Quorum. At all meetings of the Board of Trustees, one-third of the entire Board of Trustees shall constitute a quorum for the transaction of business.

Section 10. Action of the Board of Trustees. The action of a majority of the Trustees present at any meeting at which there is a quorum present shall be the act of the Board of Trustees, except as otherwise provided by the laws of the State of New York or by these By-Laws. Any Trustee may participate in a meeting thereof by written proxy or by means of a conference telephone or similar device.

Section 11. Organization. At all meetings of the Board of Trustees, the President or, in his or her absence, the Executive Vice President, shall preside. The Secretary shall act as secretary at all meetings of the Board of Trustees. In the absence of the Secretary, the Assistant Secretary shall act as secretary of the meeting. If there is no Assistant Secretary, or if the Assistant Secretary is absent, the presiding officer shall appoint any person to act as secretary of the meeting.

Section 12. Compensation. Trustees shall serve without compensation for their services as trustees. The Board of Trustees shall have the power, in its sole discretion, to contract for and to pay to a Trustee rendering services to the Corporation unrelated to his or her capacity as a Trustee compensation appropriate to the value of such services.

ARTICLE IV

OFFICERS

Section 1. Officers. The Officers of the Corporation shall be the President, the Executive Vice President, one or more Vice Presidents, the Secretary, the Treasurer, the Assistant Secretary, the Assistant Treasurer, and such other officers with powers and duties not inconsistent with these By-Laws as the Board of Trustees may from time to time elect. Any two or more offices may be held by the same individual, except the offices of President, Executive Vice President, and Secretary. No instrument to be signed by more than one officer may be signed by one person in more than one capacity.

Section 2. Election, Term of Office, Qualifications, Removal. The Officers shall be elected at the Annual Meeting of the Board of Trustees from among their number by a majority of the Trustees then in office. Each shall be elected to serve one year, until his or her successor shall have been elected and qualified, or until his or her death, resignation or removal. Any officer

may be removed, with or without cause, by a vote of a majority of the Trustees then in office.

No office may be held by the same individual for more than four consecutive terms. An individual having served four consecutive terms in the same office shall be eligible for reelection to such office after an interval of at least one year.

Section 3. Vacancies. Any vacancy in any office arising at any time from any cause may be filled for the unexpired term by the Board of Trustees at any regular or Special Meeting.

Section 4. Resignation. Any Officer may resign at any time by giving written notice of such resignation to the President.

Section 5. President: Powers and Duties. The President shall preside at all meetings of the Board of Trustees and of the Executive Committee and shall perform such duties as may be assigned to him or to her by the Board of Trustees.

Section 6. Executive Vice President: Powers and Duties. The Executive Vice President in the absence of the President shall preside at all meetings of the Board of Trustees and the Executive Committee and shall perform such duties as may be assigned to him or to her by the President or the Board of Trustees.

Section 7. Vice Presidents: Powers and Duties. Vice Presidents shall perform such duties as may be assigned to them by the President or the Board of Trustees.

Section 8. Secretary: Powers and Duties. The Secretary shall have charge of such books, documents and papers as the Board of Trustees may determine, and shall have custody of the corporate seal, if any then exists. He or she shall attend and keep the minutes of all the meetings of the Board of Trustees. He or she shall, in general, perform all the duties incident to the office of Secretary, subject to the control of the Board of Trustees, and shall perform such other duties as may be assigned to him or to her by the Board of Trustees.

Section 9. Assistant Secretary: Powers and Duties. The Assistant Secretary shall serve in the absence of the Secretary, and shall have such other duties as may be assigned to him or to her by the Board of Trustees.

Section 10. Treasurer: Powers and Duties. The Treasurer shall report to and advise the Board of Trustees on the Corporation's financial affairs and shall supervise the care and custody of the funds of the Corporation. He or she shall perform all duties incident to the office of Treasurer, subject to the control of the Board of Trustees, and shall perform such other duties as may be assigned to him or to her by the Board of Trustees.

Section 11. Assistant Treasurer: Powers and Duties. The Assistant Treasurer shall serve in the absence of the Treasurer and shall perform such duties as may be assigned to him or to her by the Board of Trustees.

ARTICLE V

COMMITTEES

Section 1. Committees of the Board of Trustees. The Board of Trustees may, from time to time, constitute such committees, in addition to those hereinafter specified, as the Board of Trustees shall deem advisable. Such committees shall have such duties and responsibilities and shall act with such authority as has been vested in them by the Board of Trustees. The chair of each committee, shall be designated by the President.

Section 2. Executive Committee. The Executive Committee shall consist of not less than nine nor more than fifteen members of the Board of Trustees, including all Officers, and those chairs of committees constituted by the Board of Trustees and those Past Presidents as are designated by the President. The Executive Committee shall have and may exercise all the authority of the Board of Trustees that may lawfully be delegated to it during intervals between meetings of the

Board of Trustees, provided, however, that the Executive Committee may not approve any amendment to the Certificate of Incorporation or By-Laws of the Corporation.

Section 3. Nominating Committee. The President shall appoint a Nominating Committee consisting of not less than three members of the Board of Trustees. The Nominating Committee shall nominate the persons to be presented for election as Trustees and as Officers of the Corporation.

Section 4. Audit and Finance Committee. The President shall appoint an Audit and Finance Committee consisting of not less than three members of the Board of Trustees and such other persons as he or she may see fit. The Audit and Finance Committee shall review the interim and annual financial statements of the Corporation, present to the Board of Trustees an annual budget of the Corporation for the forthcoming fiscal year, oversee the finances of the Corporation and perform such other duties as may be requested by the Board of Trustees or required by law.

Section 5. Advisory Committees. The President may appoint from the Board of Trustees, and from among such other persons as he or she may see fit, one or more Advisory Committees, and at any time may appoint additional members thereto. The chair of an Advisory Committee shall be a Trustee designated by the President. Such advisory committees shall advise and aid the Officers of the Corporation in all matters designated by the President. Each such Advisory Committee may, subject to the approval of the President, prescribe rules and regulations for the call and conduct of meetings of the committee and other matters relating to its procedure.

ARTICLE VI

CONTRACTS, CHECKS, BANK ACCOUNTS, AND INVESTMENTS

Section 1. Contracts. The Board of Trustees, except as otherwise provided in these By-Laws, may authorize in addition to the President, any Officer or agent to enter into any contract or to

execute and deliver any instrument in the name of and on behalf of the Corporation. Such authority may be general or confined to a specific instance. All contracts entered into by the Corporation in excess of \$150,000 shall be reported to the Board of Trustees or Executive Committee at the next regular scheduled meeting. Unless so authorized by the Board of Trustees, no Officer, agent or employee shall have any power or authority to bind the Corporation by any contract or engagement for a duration in excess of one year, or to pledge its credit, to render it liable pecuniarily, for any purpose in an amount in excess of \$500,000.

Section 2. Loans. The Corporation shall not borrow money, whether by issuing notes, bonds or otherwise, except with the approval of the Board of Trustees. The draw-down on any bank line-of-credit previously approved by the Board of Trustees is not a borrowing requiring further approval.

Section 3. Banks; Checks. The Board of Trustees shall from time to time and as necessary select such banks or depositories as it shall deem proper for the funds of the Corporation. The Board of Trustees shall determine who shall be authorized from time to time on the Corporation's behalf to sign checks, drafts or other orders for the payment of money.

Section 4. Investments. The funds of the Corporation may be retained in whole or in part in cash, or may be invested and reinvested from time to time in such property, real, personal or otherwise, or stocks, bonds or other securities, as the Board of Trustees may deem desirable.

ARTICLE VII

FISCAL YEAR

The fiscal year of the Corporation shall be as determined by the Board of Trustees.

ARTICLE VIII

AMENDMENTS

The Board of Trustees shall have power to make, alter, amend and repeal the By-Laws of the Corporation by the affirmative vote of a majority of the Trustees then in office, provided, however, that at least five (5) days' notice of the proposed amendment or amendments shall have been given to the Board of Trustees and, provided further that no such action shall be taken that would adversely affect the qualification of the Corporation as an organization (i) exempt from Federal income taxation under section 501(a) of the Internal Revenue Code ("I.R.C.") as an organization described in I.R.C. § 501(c)(3), (ii) contributions to which are deductible under I.R.C. § 170(c)(2), and (iii) classified as other than a private foundation under I.R.C. § 509(a).

ARTICLE IX

LIMITATIONS

Section 1. **Exempt Activities.** Notwithstanding any other provision of these By-Laws, no Trustee, officer, employee or representative of the Corporation shall take any action or carry on any activity by or on behalf of the Corporation not permitted to be taken or carried on by an organization (i) exempt from Federal income tax under I.R.C. § 501(a) as an organization described in I.R.C. § 501(c)(3), (ii) contributions to which are deductible under I.R.S. § 170(c)(2), and (iii) classified as other than a private foundation under I.R.C. § 509(a).

Section 2. **Prohibition Against Sharing in Corporation Earnings.** No Trustee, Officer, or employee of, or other person connected with the Corporation, or any other private individual, shall receive at any time any of the net earnings or pecuniary profit from the operations of the Corporation, provided that this shall not prevent either the payment to any such person or reasonable compensation for services rendered to or for the benefit of the Corporation or the

reimbursement of expenses incurred by any such person on behalf of the Corporation, in connection with effecting any of the purposes of the Corporation; and no such person or persons shall be entitled to share in the distribution of any of the corporate assets upon the dissolution of the corporation. All such persons shall be deemed to have expressly consented and agreed upon such dissolution or winding up of the affairs of the Corporation, whether voluntary or involuntary, the assets of the Corporation, after all debts have been satisfied, then remaining in the hands of the Board of Trustees shall be distributed, transferred, conveyed, delivered and paid over, in such amounts as the Board of Trustees may determine, or as may be determined by a court of competent jurisdiction upon the application of the Board of Trustees, consistent with the purposes for which the Corporation was formed and exclusively to charitable, religious, scientific, literary or educational organizations (i) which then qualify from exemption from Federal income taxation under the provisions of I.R.C. § 501(c)(3) and the Regulations thereunder (as they now exist or as they hereafter may be amended), (ii) contributions to which are deductible under I.R.S. § 170(c)(2) and the Regulations thereunder (as they now exist or as they hereafter may be amended).

ARTICLE X

INDEMNIFICATION

Section 1. Indemnity to Trustees and Officers. The Corporation shall, to the fullest extent permitted by the laws of the State of New York as amended from time to time, indemnify any present or former Trustee or Officer of the Corporation or the personal representative thereof, made or threatened to be made a party in any civil or criminal action or proceeding by reason of the fact he or she, or his or her testator or intestate, is or was a Trustee or Officer of the Corporation, or served any other corporation, partnership, joint venture, trust, employee benefit

plan, or other enterprise in any capacity at the request of the Corporation, against judgments, fines (including excise taxes assessed on such a person in connection with service to any employee benefit plan), amounts paid in settlement and reasonable expenses, including attorneys' fees actually and necessarily incurred as a result of such action or proceeding or any such appeal therein. For purposes of this Article, the Corporation shall be deemed to have requested such present or former Trustee or Officer to serve as an Officer or Trustee of an employee benefit plan where the performance by such person of his or her duties to the Corporation also imposes duties on, or otherwise involves services by, such person to the plan or participants or beneficiaries of the plan. The foregoing right of indemnification shall not be deemed exclusive of any other rights to which any such person, or his or her testator or interstate, may be entitled apart from this Article.

Expenses incurred in defending any civil or criminal action or proceeding shall be paid by the Corporation in advance of the final disposition of such action or proceeding upon receipt of an undertaking by or on behalf of such Trustee or Officer to repay such amount as, and to the extent required by the laws of the State of New York.

Nothing herein shall be deemed to limit or restrict the power of the Corporation to purchase and maintain insurance to indemnify Trustees and Officers of the Corporation as permitted by the laws of the State of New York.

The Corporation may, upon such terms and subject to such conditions as the Board of Trustees shall determine, provide indemnification to any present or future employee of the Corporation who is not a Trustee or Officer, or his or her personal representatives, to the same extent as if such employee was a Trustee or Officer of the Corporation, or may agree to provide such indemnification.

ARTICLE XI

CONFLICTS OF INTEREST

Section 1. **General Policy.** It shall be the policy of the Corporation that, unless fully disclosed to and authorized or approved by the Board of Trustees, no Trustee, Officer, employee, or member of any committee or advisory board ("Interested Person") shall engage in any activity or acquire any business investment or financial interest, either directly or indirectly, which conflicts in any manner with the best interests of the Corporation or which interferes with or impedes an Interested Person's ability to perform his or her duties in good faith and in the best interests of the Corporation. The entering into of any agreement or transaction by an Interested Person, or any member of his or her family or any corporation, partnership or company controlled by an Interested Person, or any member of his or her family that contemplates any such activity or acquisition shall likewise be deemed to constitute a violation of this policy.

Section 2. **Specific Guidelines.** For the purpose of implementing this policy, the Corporation hereby adopts the following specific guidelines to be applied in determining whether or not this policy has been violated in any given instance. The following guidelines shall not be deemed to constitute a comprehensive listing of all such violations, and compliance with all the foregoing shall not be determinative of the absence of any particular violation. Unless fully disclosed to and authorized or approved by the Board of Trustees, the following shall be deemed to constitute a violation of the policy:

(a) The ownership or acquisition, either directly or indirectly, of any business investment or financial interest in any entity in which the Corporation holds an interest, or which has current or known prospective business dealings with the Corporation.

(b) The ownership or acquisition, either directly or indirectly, of any interest in real property or personal property in which the Corporation holds an interest;

(c) The solicitation or acceptance, either directly or indirectly, or any payment, loan, gift, gratuity, discount or other thing of value from any entity in which the Corporation holds an interest, or from any person or entity that has current or known prospective business dealings with the Corporation. The solicitation for, or acceptance of, a contribution by the Corporation from any person or entity shall not be deemed a business dealing. The foregoing notwithstanding, the solicitation or acceptance of any payments, loan, gift, gratuity, discount or other thing of value from any person or entity that is of nominal value and within acceptable business practices shall not constitute a violation of this guideline.

(d) The diversion of any business opportunity of the Corporation, or the participation in any business opportunity with knowledge of the fact that such business opportunity has been or will be submitted or presented to the Corporation, whether or not the same is ultimately rejected by the Corporation.

When a conflict of interest is relevant to a matter requiring action by the Board of Trustees (including any committee authorized by the Board of Trustees), the Interested Person shall bring it to the attention of and provide all relevant information to the Board of Trustees or committee, but shall not be present in the room in which the Board of Trustees or committee is meeting during, and shall not participate in, the deliberation, decision or vote on the matter under consideration.

A copy of this Article XI, Conflicts of Interest, and any amendment hereto, shall be given to each Trustee, Officer and member of the professional staff of the Corporation now serving or who may hereafter join the Corporation in any such capacity. The Board of Trustees shall review annually the conflicts of interest policy and procedures contained herein and shall then

give a copy hereof, together with any amendments hereto, to each Trustee, Officer and member of the professional staff.

ARTICLE XII

NON-DISCRIMINATION

In all of its dealings, neither the Corporation nor its duly authorized agents shall discriminate against any individual or group for reasons of age, sex, race, color, religion, national origin, ancestry, sexual orientation, disability, genetic predisposition or carrier status, military status, marital status or any other protected characteristic.

• If you are filing for an **Additional (not automatic) 3-Month Extension**, complete only **Part II** and check this box. ☒ **X**

Note: Only complete Part II if you have already been granted an automatic 3-month extension on a previously filed Form 8868

• If you are filing for an **Automatic 3-Month Extension**, complete only **Part I** (on page 1)

Part II Additional (not automatic) 3-Month Extension of Time - Must File Original and One Copy.

Type or print File by the extended due date for filing the return. See instructions	Name of Exempt Organization	Employer Identification number
	CANCER CARE, INC.	13-1825919
	Number, street, and room or suite no. If a P.O. box, see instructions	For IRS use only
	275 SEVENTH AVENUE	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions	
	NEW YORK, NY 10001	

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

<input checked="" type="checkbox"/> Form 990	<input type="checkbox"/> Form 990-T(sec. 401(a) or 408(a) trust)	<input type="checkbox"/> Form 5227
<input type="checkbox"/> Form 990-BL	<input type="checkbox"/> Form 990-T (trust other than above)	<input type="checkbox"/> Form 6069
<input type="checkbox"/> Form 990-EZ	<input type="checkbox"/> Form 1041-A	<input type="checkbox"/> Form 8870
<input type="checkbox"/> Form 990-PF	<input type="checkbox"/> Form 4720	

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

• The books are in the care of **JOHN RUTIGLIANO**

Telephone No. **212 712-8400**

FAX No. ☐

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

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

- 4 I request an additional 3-month extension of time until **05/15/2006**
- 5 For calendar year **07/01/2004**, or other tax year beginning **07/01/2004** and ending **06/30/2005**
- 6 If this tax year is for less than 12 months, check reason ☐ Initial return ☐ Final return ☐ Change in accounting period
- 7 State in detail why you need the extension **INFORMATION NECESSARY TO PREPARE A COMPLETE AND ACCURATE RETURN IS NOT YET AVAILABLE.**

- 8a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions \$
- b If this application is for Form 990-PF, 990-T, 4720, or 6069, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit and any amount paid previously with Form 8868 \$
- c **Balance Due.** Subtract line 8b from line 8a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions \$

Signature and Verification

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

Signature ☐

Title ☐

Date ☐

Notice to Applicant - To Be Completed by the IRS

- ☐ We have approved this application. Please attach this form to the organization's return.
- ☐ We have not approved this application. However, we have granted a 10-day grace period from the later of the date shown below or the due date of the organization's return (including any prior extensions). This grace period is considered to be a valid extension of time for elections otherwise required to be made on a timely return. Please attach this form to the organization's return.
- ☐ We have not approved this application. After considering the reasons stated in Item 7, we cannot grant your request for an extension of time to file. We are not granting a 10-day grace period.
- ☐ We cannot consider this application because it was filed after the extended due date of the return for which an extension was requested.
- ☐ Other

By _____ Date _____

Alternate Mailing Address - Enter the address if you want the copy of this application for an additional 3-month extension returned to an address different than the one entered above

Type or print	Name
	KPMG LLP Attn: Heeky Attar
	Number and street (include suite, room, or apt. no.) or a P.O. box number
	345 PARK AVENUE
	City or town, province or state, and country (including postal or ZIP code)
	NEW YORK, NY 10154-0102