

Return of Private Foundation
or Section 4947(a)(1) Nonexempt Charitable Trust
Treated as a Private Foundation

2003

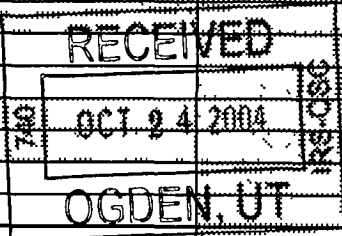
Note: The organization may be able to use a copy of this return to satisfy state reporting requirements.

For calendar year 2003, or tax year beginning **JUN 1, 2003**, and ending **MAY 31, 2004**

G Check all that apply: Initial return Final return Amended return Address change Name change

Use the IRS label. Otherwise, print or type. See Specific Instructions.	Name of organization THE FRANK L. CIMINELLI FAMILY FOUNDATION		A Employer identification number 16-1552205
	Number and street (or P.O. box number if mail is not delivered to street address)	Room/suite	B Telephone number 716-631-8000
	350 ESSJAY ROAD, SUITE 101		C If exemption application is pending, check here <input type="checkbox"/>
	City or town, state, and ZIP code WILLIAMSVILLE, NY 14221		D 1. Foreign organizations, check here <input type="checkbox"/> 2. Foreign organizations meeting the 85% test, check here and attach computation <input type="checkbox"/>
H Check type of organization: <input checked="" type="checkbox"/> Section 501(c)(3) exempt private foundation <input type="checkbox"/> Section 4947(a)(1) nonexempt charitable trust <input type="checkbox"/> Other taxable private foundation			E If private foundation status was terminated under section 507(b)(1)(A), check here <input type="checkbox"/>
I Fair market value of all assets at end of year (from Part II, col. (c), line 16) \$ 581,872.		J Accounting method: <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual <input type="checkbox"/> Other (specify) _____	
		F If the foundation is in a 60-month termination under section 507(b)(1)(B), check here <input type="checkbox"/>	

Part I Analysis of Revenue and Expenses <small>(The total of amounts in columns (b), (c), and (d) may not necessarily equal the amounts in column (a).)</small>		(a) Revenue and expenses per books	(b) Net investment income	(c) Adjusted net income	(d) Disbursements for charitable purposes (cash basis only)
Revenue	1 Contributions, gifts, grants, etc., received <small>Check <input type="checkbox"/> if the foundation is not required to attach Sch B</small>	214,730.		N/A	
	2 Distributions from split-interest trusts				
	3 Interest on savings and temporary cash investments				
	4 Dividends and interest from securities	7,938.	7,938.		STATEMENT 2
	5a Gross rents				
	b (Net rental income or (loss))				
	6a Net gain or (loss) from sale of assets not on line 10	<12,948.>			STATEMENT 1
	b Gross sales price for all assets on line 6a	16,338.			
	7 Capital gain net income (from Part IV, line 2)		0.		
	8 Net short-term capital gain				
	9 Income modifications				
	10a Gross sales less returns and allowances				
b Less Cost of goods sold					
c Gross profit or (loss)					
11 Other income					
12 Total. Add lines 1 through 11	209,720.	7,938.			
Operating and Administrative Expenses	13 Compensation of officers, directors, trustees, etc.	0.	0.		0.
	14 Other employee salaries and wages				
	15 Pension plans, employee benefits				
	16a Legal fees STMT 3	500.	500.		0.
	b Accounting fees STMT 4	1,150.	1,150.		0.
	c Other professional fees STMT 5	130.	130.		0.
	17 Interest				
	18 Taxes STMT 6	499.	165.		0.
	19 Depreciation and depletion				
	20 Occupancy				
	21 Travel, conferences, and meetings				
	22 Printing and publications				
	23 Other expenses				
	24 Total operating and administrative expenses. Add lines 13 through 23	2,279.	1,945.		0.
	25 Contributions, gifts, grants paid	72,056.			72,056.
26 Total expenses and disbursements. Add lines 24 and 25	74,335.	1,945.		72,056.	
27 Subtract line 26 from line 12:					
a Excess of revenue over expenses and disbursements	135,385.				
b Net investment income (if negative, enter -0-)		5,993.			
c Adjusted net income (if negative, enter -0-)			N/A		



SCANNED OCT 28 2004

Part II Balance Sheets

Attached schedules and amounts in the description column should be for end-of-year amounts only

	Beginning of year		End of year	
	(a) Book Value	(b) Book Value	(c) Fair Market Value	
Assets				
1 Cash - non-interest-bearing				
2 Savings and temporary cash investments	15,448.	16,805.	16,805.	
3 Accounts receivable				
Less: allowance for doubtful accounts				
4 Pledges receivable				
Less: allowance for doubtful accounts				
5 Grants receivable				
6 Receivables due from officers, directors, trustees, and other disqualified persons				
7 Other notes and loans receivable				
Less: allowance for doubtful accounts				
8 Inventories for sale or use				
9 Prepaid expenses and deferred charges				
10a Investments - U.S. and state government obligations				
b Investments - corporate stock STMT 8	155,232.	170,087.	529,157.	
c Investments - corporate bonds STMT 9	38,850.	38,850.	35,910.	
11 Investments - land, buildings, and equipment basis				
Less: accumulated depreciation				
12 Investments - mortgage loans				
13 Investments - other				
14 Land, buildings, and equipment: basis				
Less: accumulated depreciation				
15 Other assets (describe)				
16 Total assets (to be completed by all filers)	209,530.	225,742.	581,872.	
Liabilities				
17 Accounts payable and accrued expenses				
18 Grants payable				
19 Deferred revenue				
20 Loans from officers, directors, trustees, and other disqualified persons				
21 Mortgages and other notes payable				
22 Other liabilities (describe)				
23 Total liabilities (add lines 17 through 22)	0.	0.		
Net Assets or Fund Balances				
Organizations that follow SFAS 117, check here <input type="checkbox"/>				
and complete lines 24 through 26 and lines 30 and 31.				
24 Unrestricted				
25 Temporarily restricted				
26 Permanently restricted				
Organizations that do not follow SFAS 117, check here <input checked="" type="checkbox"/>				
and complete lines 27 through 31.				
27 Capital stock, trust principal, or current funds	0.	0.		
28 Paid-in or capital surplus, or land, bldg., and equipment fund	0.	0.		
29 Retained earnings, accumulated income, endowment, or other funds	209,530.	225,742.		
30 Total net assets or fund balances	209,530.	225,742.		
31 Total liabilities and net assets/fund balances	209,530.	225,742.		

Part III Analysis of Changes in Net Assets or Fund Balances

1 Total net assets or fund balances at beginning of year - Part II, column (a), line 30 (must agree with end-of-year figure reported on prior year's return)	1	209,530.
2 Enter amount from Part I, line 27a	2	135,385.
3 Other increases not included in line 2 (itemize)	3	0.
4 Add lines 1, 2, and 3	4	344,915.
5 Decreases not included in line 2 (itemize) SEE STATEMENT 7	5	119,173.
6 Total net assets or fund balances at end of year (line 4 minus line 5) - Part II, column (b), line 30	6	225,742.

Part IV Capital Gains and Losses for Tax on Investment Income

(a) List and describe the kind(s) of property sold (e.g., real estate, 2-story brick warehouse; or common stock, 200 shs. MLC Co.)	(b) How acquired P - Purchase D - Donation	(c) Date acquired (mo., day, yr.)	(d) Date sold (mo., day, yr.)
1a 200 SHS BECTON DICKINSON & CO	D	05/04/94	10/31/03
b 1500 SHS AGERE SYSTEMS CLASS A	P	03/27/01	12/05/03
c 1000 SHS SUN MICROSYSTEMS	P	03/22/01	12/05/03
d			
e			

(e) Gross sales price	(f) Depreciation allowed (or allowable)	(g) Cost or other basis plus expense of sale	(h) Gain or (loss) (e) plus (f) minus (g)
a 7,156.		1,714.	5,442.
b 4,965.		9,000.	<4,035.>
c 4,217.		18,572.	<14,355.>
d			
e			

Complete only for assets showing gain in column (h) and owned by the foundation on 12/31/69			(i) Gains (Col. (h) gain minus col (k), but not less than -0-) or Losses (from col. (h))
(j) F.M.V. as of 12/31/69	(k) Adjusted basis as of 12/31/69	(l) Excess of col. (j) over col. (k), if any	
a			5,442.
b			<4,035.>
c			<14,355.>
d			
e			

2 Capital gain net income or (net capital loss). (If gain, also enter in Part I, line 7) (If loss, enter -0- in Part I, line 7)	2	<12,948.>
3 Net short-term capital gain or (loss) as defined in sections 1222(5) and (6): If gain, also enter in Part I, line 8, column (c). If (loss), enter -0- in Part I, line 8	3	N/A

Part V Qualification Under Section 4940(e) for Reduced Tax on Net Investment Income

(For optional use by domestic private foundations subject to the section 4940(a) tax on net investment income.)

If section 4940(d)(2) applies, leave this part blank.

Was the organization liable for the section 4942 tax on the distributable amount of any year in the base period? Yes No
 If "Yes," the organization does not qualify under section 4940(e). Do not complete this part.

1 Enter the appropriate amount in each column for each year; see instructions before making any entries.

(a) Base period years Calendar year (or tax year beginning in)	(b) Adjusted qualifying distributions	(c) Net value of noncharitable-use assets	(d) Distribution ratio (col. (b) divided by col. (c))
2002	113,598.	362,630.	.3132615
2001	105,112.	475,847.	.2208945
2000	107,463.	571,338.	.1880901
1999	52,488.	420,216.	.1249072
1998	17,160.	280,954.	.0610776

2 Total of line 1, column (d)	2	.9082309
3 Average distribution ratio for the 5-year base period - divide the total on line 2 by 5, or by the number of years the foundation has been in existence if less than 5 years	3	.1816462
4 Enter the net value of noncharitable-use assets for 2003 from Part X, line 5	4	458,644.
5 Multiply line 4 by line 3	5	83,311.
6 Enter 1% of net investment income (1% of Part I, line 27b)	6	60.
7 Add lines 5 and 6	7	83,371.
8 Enter qualifying distributions from Part XII, line 4	8	72,056.

If line 8 is equal to or greater than line 7, check the box in Part VI, line 1b, and complete that part using a 1% tax rate.
 See the Part VI instructions

Part VI Excise Tax Based on Investment Income (Section 4940(a), 4940(b), 4940(e), or 4948 - see instructions)

Table with 11 rows for excise tax calculations. Includes categories like 'Exempt operating foundations', 'Domestic organizations', and 'Credits/Payments'. Total tax due is 240, with 120 refunded.

Part VII-A Statements Regarding Activities

Table with 11 rows for activity statements. Columns for 'Yes' and 'No'. Includes questions about political campaigns, unrelated business income, and substantial contributors. Includes 'NEW YORK' as a state.

Part VII-B Statements Regarding Activities for Which Form 4720 May Be Required

File Form 4720 if any item is checked in the "Yes" column, unless an exception applies.

Table with columns for question descriptions, Yes/No checkboxes, and a grid for Yes/No answers. Includes questions 1a through 6b regarding disqualifying activities, taxes on undistributed income, and business holdings.

Part VIII

Information About Officers, Directors, Trustees, Foundation Managers, Highly Paid Employees, and Contractors

1 List all officers, directors, trustees, foundation managers and their compensation:

(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, other allowances
FRANK L. CIMINELLI 4994 STRICKLER ROAD CLARENCE, NY 14031	PRESIDENT 0.	0.	0.	0.
ROSALIE G. CIMINELLI 4994 STRICKLER ROAD CLARENCE, NY 14031	VICE PRES 0.	0.	0.	0.
ANGELA BONTEMPO 31 WELLINGTON COURT NORTH WILLIAMSVILLE, NY 14221	TREASURER 0.	0.	0.	0.

2 Compensation of five highest-paid employees (other than those included on line 1). If 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, other allowances
NONE				

Total number of other employees paid over \$50,000 ▶ 0

3 Five highest-paid independent contractors for professional services. If none, enter "NONE."

(a) Name and address of each person paid more than \$50,000	(b) Type of service	(c) Compensation
NONE		

Total number of others receiving over \$50,000 for professional services ▶ 0

Part IX-A Summary of Direct Charitable Activities

List the foundation's four largest direct charitable activities during the tax year. Include relevant statistical information such as the number of organizations and other beneficiaries served, conferences convened, research papers produced, etc.	Expenses
1 NONE	
2	
3	
4	

Part IX-B Summary of Program-Related Investments

Describe the two largest program-related investments made by the foundation during the tax year on lines 1 and 2.	Amount
1 NONE	
2	
3 All other program-related investments. See instructions.	
Total. Add lines 1 through 3	0.

Part X Minimum Investment Return (All domestic foundations must complete this part. Foreign foundations, see instructions.)

1 Fair market value of assets not used (or held for use) directly in carrying out charitable, etc., purposes:		
a Average monthly fair market value of securities	1a	451,826.
b Average of monthly cash balances	1b	13,802.
c Fair market value of all other assets	1c	
d Total (add lines 1a, b, and c)	1d	465,628.
e Reduction claimed for blockage or other factors reported on lines 1a and 1c (attach detailed explanation)	1e	0.
2 Acquisition indebtedness applicable to line 1 assets	2	0.
3 Subtract line 2 from line 1d	3	465,628.
4 Cash deemed held for charitable activities. Enter 1 1/2% of line 3 (for greater amount, see instructions)	4	6,984.
5 Net value of noncharitable-use assets. Subtract line 4 from line 3. Enter here and on Part V, line 4	5	458,644.
6 Minimum investment return. Enter 5% of line 5	6	22,932.

Part XI Distributable Amount (see instructions) (Section 4942(j)(3) and (j)(5) private operating foundations and certain foreign organizations check here and do not complete this part.)

1 Minimum investment return from Part X, line 6	1	22,932.
2a Tax on investment income for 2003 from Part VI, line 5	2a	120.
2b Income tax for 2003. (This does not include the tax from Part VI.)	2b	
2c Add lines 2a and 2b	2c	120.
3 Distributable amount before adjustments. Subtract line 2c from line 1	3	22,812.
4a Recoveries of amounts treated as qualifying distributions	4a	0.
4b Income distributions from section 4947(a)(2) trusts	4b	0.
4c Add lines 4a and 4b	4c	0.
5 Add lines 3 and 4c	5	22,812.
6 Deduction from distributable amount (see instructions)	6	0.
7 Distributable amount as adjusted. Subtract line 6 from line 5. Enter here and on Part XIII, line 1	7	22,812.

Part XII Qualifying Distributions (see instructions)

1 Amounts paid (including administrative expenses) to accomplish charitable, etc., purposes:		
a Expenses, contributions, gifts, etc. - total from Part I, column (d), line 26	1a	72,056.
b Program-related investments - Total from Part IX-B	1b	0.
2 Amounts paid to acquire assets used (or held for use) directly in carrying out charitable, etc., purposes	2	
3 Amounts set aside for specific charitable projects that satisfy the:		
a Suitability test (prior IRS approval required)	3a	
b Cash distribution test (attach the required schedule)	3b	
4 Qualifying distributions. Add lines 1a through 3b. Enter here and on Part V, line 8, and Part XIII, line 4	4	72,056.
5 Organizations that qualify under section 4940(e) for the reduced rate of tax on net investment income. Enter 1% of Part I, line 27b	5	0.
6 Adjusted qualifying distributions. Subtract line 5 from line 4	6	72,056.

Note: The amount on line 6 will be used in Part V, column (b), in subsequent years when calculating whether the foundation qualifies for the section 4940(e) reduction of tax in those years.

Part XIII Undistributed Income (see instructions)

	(a) Corpus	(b) Years prior to 2002	(c) 2002	(d) 2003
1 Distributable amount for 2003 from Part XI, line 7				22,812.
2 Undistributed income, if any, as of the end of 2002:				
a Enter amount for 2002 only			0.	
b Total for prior years:		0.		
3 Excess distributions carryover, if any, to 2003:				
a From 1998	4,003.			
b From 1999	32,201.			
c From 2000	79,034.			
d From 2001	81,446.			
e From 2002	96,150.			
f Total of lines 3a through e	292,834.			
4 Qualifying distributions for 2003 from Part XII, line 4: ▶ \$	72,056.			
a Applied to 2002, but not more than line 2a			0.	
b Applied to undistributed income of prior years (Election required - see instructions)		0.		
c Treated as distributions out of corpus (Election required - see instructions)	0.			
d Applied to 2003 distributable amount				22,812.
e Remaining amount distributed out of corpus	49,244.			
5 Excess distributions carryover applied to 2003 (If an amount appears in column (d), the same amount must be shown in column (a).)				0.
6 Enter the net total of each column as indicated below:				
a Corpus. Add lines 3f, 4c, and 4e. Subtract line 5	342,078.			
b Prior years' undistributed income. Subtract line 4b from line 2b		0.		
c Enter the amount of prior years' undistributed income for which a notice of deficiency has been issued, or on which the section 4942(a) tax has been previously assessed		0.		
d Subtract line 6c from line 6b. Taxable amount - see instructions		0.		
e Undistributed income for 2002. Subtract line 4a from line 2a. Taxable amount - see instr.			0.	
f Undistributed income for 2003. Subtract lines 4d and 5 from line 1. This amount must be distributed in 2004				0.
7 Amounts treated as distributions out of corpus to satisfy requirements imposed by section 170(b)(1)(E) or 4942(g)(3)	0.			
8 Excess distributions carryover from 1998 not applied on line 5 or line 7	4,003.			
9 Excess distributions carryover to 2004. Subtract lines 7 and 8 from line 6a	338,075.			
10 Analysis of line 9:				
a Excess from 1999	32,201.			
b Excess from 2000	79,034.			
c Excess from 2001	81,446.			
d Excess from 2002	96,150.			
e Excess from 2003	49,244.			

Part XIV Private Operating Foundations (see instructions and Part VII-A, question 9)

N/A

1 a If the foundation has received a ruling or determination letter that it is a private operating foundation, and the ruling is effective for 2003, enter the date of the ruling ▶

b Check box to indicate whether the organization is a private operating foundation described in section 4942(i)(3) or 4942(i)(5)

	Tax year				(e) Total
	(a) 2003	(b) 2002	(c) 2001	(d) 2000	
2 a Enter the lesser of the adjusted net income from Part I or the minimum investment return from Part X for each year listed					
b 85% of line 2a					
c Qualifying distributions from Part XII, line 4 for each year listed					
d Amounts included in line 2c not used directly for active conduct of exempt activities					
e Qualifying distributions made directly for active conduct of exempt activities. Subtract line 2d from line 2c					
3 Complete 3a, b, or c for the alternative test relied upon:					
a "Assets" alternative test - enter:					
(1) Value of all assets					
(2) Value of assets qualifying under section 4942(i)(3)(B)(i)					
b "Endowment" alternative test - Enter 2/3 of minimum investment return shown in Part X, line 6 for each year listed					
c "Support" alternative test - enter:					
(1) Total support other than gross investment income (interest, dividends, rents, payments on securities loans (section 512(a)(5)), or royalties)					
(2) Support from general public and 5 or more exempt organizations as provided in section 4942(i)(3)(B)(iii)					
(3) Largest amount of support from an exempt organization					
(4) Gross investment income					

Part XV Supplementary Information (Complete this part only if the organization had \$5,000 or more in assets at any time during the year-see page 25 of the instructions.)

1 Information Regarding Foundation Managers:

a List any managers of the foundation who have contributed more than 2% of the total contributions received by the foundation before the close of any tax year (but only if they have contributed more than \$5,000). (See section 507(d)(2).)

FRANK L. CIMINELLI

b List any managers of the foundation who own 10% or more of the stock of a corporation (or an equally large portion of the ownership of a partnership or other entity) of which the foundation has a 10% or greater interest.

NONE

2 Information Regarding Contribution, Grant, Gift, Loan, Scholarship, etc., Programs:

Check here if the organization only makes contributions to preselected charitable organizations and does not accept unsolicited requests for funds. If the organization makes gifts, grants, etc. (see instructions) to individuals or organizations under other conditions, complete items 2a, b, c, and d.

a The name, address, and telephone number of the person to whom applications should be addressed:

THE FRANK L. CIMINELLI FAMILY FOUNDATION, 350 ESSJAY, SUITE 101
WILLIAMSVILLE, NY 14221

b The form in which applications should be submitted and information and materials they should include:

WRITTEN REQUEST

c Any submission deadlines:

NONE

d Any restrictions or limitations on awards, such as by geographical areas, charitable fields, kinds of institutions, or other factors:

NONE

Part XV Supplementary Information (continued)

3 Grants and Contributions Paid During the Year or Approved for Future Payment				
Recipient	If recipient is an individual, show any relationship to any foundation manager or substantial contributor	Foundation status of recipient	Purpose of grant or contribution	Amount
Name and address (home or business)				
a Paid during the year				
SEE STATEMENT 10				
Total			▶ 3a	72,056.
b Approved for future payment				
NONE				
Total			▶ 3b	0.

Part XVI-A Analysis of Income-Producing Activities

Table with 5 main columns: (a) Business code, (b) Amount, (c) Exclusion code, (d) Amount, (e) Related or exempt function income. Rows include Program service revenue, Membership dues and assessments, Interest on savings and temporary cash investments, Dividends and interest from securities, Net rental income from real estate, Net rental income from personal property, Other investment income, Gain or (loss) from sales of assets other than inventory, Net income from special events, Gross profit from sales of inventory, and Other revenue. Totals are shown at the bottom.

Part XVI-B Relationship of Activities to the Accomplishment of Exempt Purposes

Table with 2 columns: Line No. and Explain below how each activity for which income is reported in column (e) of Part XVI-A contributed importantly to the accomplishment of the organization's exempt purposes. The first row contains 'NOT APPLICABLE'.

Part XVII Information Regarding Transfers To and Transactions and Relationships With Noncharitable Exempt Organizations

- 1 Did the organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code... a Transfers from the reporting organization to a noncharitable exempt organization of: (1) Cash (2) Other assets b Other transactions: (1) Sales of assets to a noncharitable exempt organization (2) Purchases of assets from a noncharitable exempt organization (3) Rental of facilities, equipment, or other assets (4) Reimbursement arrangements (5) Loans or loan guarantees (6) Performance of services or membership or fundraising solicitations c Sharing of facilities, equipment, mailing lists, other assets, or paid employees d If the answer to any of the above is "Yes," complete the following schedule.

Table with 4 columns: (a) Line no., (b) Amount involved, (c) Name of noncharitable exempt organization, (d) Description of transfers, transactions, and sharing arrangements. Content includes 'N/A' in column (c).

2a Is the organization directly or indirectly affiliated with, or related to, one or more tax-exempt organizations described in section 501(c) of the Code... [] Yes [X] No

Table with 3 columns: (a) Name of organization, (b) Type of organization, (c) Description of relationship. Content includes 'N/A' in column (b).

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

Sign Here: Signature of officer or trustee (Frank L. Ciminelli), Preparer's signature (Teresa M. Majors), Firm's name (DOPKINS & COMPANY, LLP), address (200 INTERNATIONAL DR, BUFFALO, NY 14221-5794).

Schedule B
(Form 990, 990-EZ, or 990-PF)

Department of the Treasury
Internal Revenue Service

Schedule of Contributors

Supplementary Information for
line 1 of Form 990, 990-EZ, and 990-PF (see instructions)

OMB No. 1545-0047

2003

Name of organization

THE FRANK L. CIMINELLI FAMILY FOUNDATION

Employer identification number

16-1552205

Organization type (check one):

Filers of:

Section:

Form 990 or 990-EZ

501(c)() (enter number) organization

4947(a)(1) nonexempt charitable trust not treated as a private foundation

527 political organization

Form 990-PF

501(c)(3) exempt private foundation

4947(a)(1) nonexempt charitable trust treated as a private foundation

501(c)(3) taxable private foundation

Check if your organization is covered by the **General Rule** or a **Special Rule**. (Note: Only a section 501(c)(7), (8), or (10) organization can check box(es) for both the General Rule and a Special Rule—see instructions.)

General Rule-

For organizations filing Form 990, 990-EZ, or 990-PF that received, during the year, \$5,000 or more (in money or property) from any one contributor. (Complete Parts I and II.)

Special Rules-

For a section 501(c)(3) organization filing Form 990, or Form 990-EZ, that met the 33 1/3% support test of the regulations under sections 509(a)(1)/170(b)(1)(A)(vi) and received from any one contributor, during the year, a contribution of the greater of \$5,000 or 2% of the amount on line 1 of these forms. (Complete Parts I and II.)

For a section 501(c)(7), (8), or (10) organization filing Form 990, or Form 990-EZ, that received from any one contributor, during the year, aggregate contributions or bequests of more than \$1,000 for use *exclusively* for religious, charitable, scientific, literary, or educational purposes, or the prevention of cruelty to children or animals. (Complete Parts I, II, and III.)

For a section 501(c)(7), (8), or (10) organization filing Form 990, or Form 990-EZ, that received from any one contributor, during the year, some contributions for use *exclusively* for religious, charitable, etc., purposes, but these contributions did not aggregate to more than \$1,000. (If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc., purpose. Do not complete any of the Parts unless the **General Rule** applies to this organization because it received nonexclusively religious, charitable, etc., contributions of \$5,000 or more during the year.) ▶ \$ _____

Caution: Organizations that are not covered by the General Rule and/or the Special Rules do not file Schedule B (Form 990, 990-EZ, or 990-PF), but they must check the box in the heading of their Form 990, Form 990-EZ, or on line 1 of their Form 990-PF, to certify that they do not meet the filing requirements of Schedule B (Form 990, 990-EZ, or 990-PF).

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

Schedule B (Form 990, 990-EZ, or 990-PF) (2003)

Name of organization

Employer identification number

THE FRANK L. CIMINELLI FAMILY FOUNDATION

16-1552205

Part I Contributors (See Specific Instructions.)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1	FRANK L. CIMINELLI 4994 STRICKLER ROAD CLARENCE, NY 14031	\$ 214,730.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II if there is a noncash contribution.)
0		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
0		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
2		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
3		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
0		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)

Name of organization THE FRANK L. CIMINELLI FAMILY FOUNDATION	Employer identification number 16-1552205
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Part II Noncash Property (See Specific Instructions.)

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
1	STOCK - SEE ATTACHED <hr/> <hr/> <hr/>	\$ 163,314.	12/30/03
	<hr/> <hr/> <hr/>	\$ _____	_____
	<hr/> <hr/> <hr/>	\$ _____	_____
	<hr/> <hr/> <hr/>	\$ _____	_____
	<hr/> <hr/> <hr/>	\$ _____	_____
	<hr/> <hr/> <hr/>	\$ _____	_____
	<hr/> <hr/> <hr/>	\$ _____	_____

The Frank L. Ciminelli Family Foundation
Form 990, Schedule B, Part II

No. From Part I	(b) Description of noncash property given	(c) FMV	(d) Date received
1	stock - 1000 shs Cisco Systems Inc.	24,120	12/30/2003
	stock - 1000 shs Comcast Corp.	32,250	12/30/2003
	stock - 1000 shs Genzyme	49,360	12/30/2003
	stock - 1251 shs Glaxosmithkline	57,584	12/30/2003
		<u>163,314</u>	

FORM 990-PF GAIN OR (LOSS) FROM SALE OF ASSETS STATEMENT 1

(A) DESCRIPTION OF PROPERTY	(B) GROSS SALES PRICE	(C) VALUE AT TIME OF ACQ.	(D) EXPENSE OF SALE	(E) DEPREC.	(F) GAIN OR LOSS
200 SHS BECTON DICKINSON & CO	7,156.	1,714.	0.	0.	5,442.

(A) DESCRIPTION OF PROPERTY	(B) GROSS SALES PRICE	(C) COST OR OTHER BASIS	(D) EXPENSE OF SALE	(E) DEPREC.	(F) GAIN OR LOSS
1500 SHS AGERE SYSTEMS CLASS A	4,965.	9,000.	0.	0.	<4,035.>

(A) DESCRIPTION OF PROPERTY	(B) GROSS SALES PRICE	(C) COST OR OTHER BASIS	(D) EXPENSE OF SALE	(E) DEPREC.	(F) GAIN OR LOSS
1000 SHS SUN MICROSYSTEMS	4,217.	18,572.	0.	0.	<14,355.>

CAPITAL GAINS DIVIDENDS FROM PART IV					0.
TOTAL TO FORM 990-PF, PART I, LINE 6A					<12,948.>

FORM 990-PF	DIVIDENDS AND INTEREST FROM SECURITIES		STATEMENT	2
SOURCE	GROSS AMOUNT	CAPITAL GAINS DIVIDENDS	COLUMN (A) AMOUNT	
DIVIDENDS	7,938.	0.	7,938.	
TOTAL TO FM 990-PF, PART I, LN 4	7,938.	0.	7,938.	

FORM 990-PF	LEGAL FEES			STATEMENT	3
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
LEGAL FEES	500.	500.		0.	
TO FM 990-PF, PG 1, LN 16A	500.	500.		0.	

FORM 990-PF	ACCOUNTING FEES			STATEMENT	4
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
ACCOUNTING FEES	1,150.	1,150.		0.	
TO FORM 990-PF, PG 1, LN 16B	1,150.	1,150.		0.	

FORM 990-PF	OTHER PROFESSIONAL FEES			STATEMENT	5
DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES	
INVESTMENT MANAGEMENT FEE	100.	100.		0.	
CHECKING FEES	30.	30.		0.	
TO FORM 990-PF, PG 1, LN 16C	130.	130.		0.	

FORM 990-PF TAXES STATEMENT 6

DESCRIPTION	(A) EXPENSES PER BOOKS	(B) NET INVEST- MENT INCOME	(C) ADJUSTED NET INCOME	(D) CHARITABLE PURPOSES
FOREIGN TAXES PAID	65.	65.		0.
STATE FILING FEE	100.	100.		0.
US TAXES PAID	334.	0.		0.
TOTAL TO FORM 990-PF, PG 1, LN 18	499.	165.		0.

FORM 990-PF OTHER DECREASES IN NET ASSETS OR FUND BALANCES STATEMENT 7

DESCRIPTION	AMOUNT
EXCESS OF FMV OF CONTRIB. OVER TAX BASIS	119,173.
TOTAL TO FORM 990-PF, PART III, LINE 5	119,173.

FORM 990-PF CORPORATE STOCK STATEMENT 8

DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE
3400 SHS BECTON DICKINSON & CO	29,146.	171,088.
2275 SHS GLAXOSMITHKLINE PLC	37,146.	96,574.
3330 SHS CISCO SYS INC.	6,600.	74,492.
400 SHS HELIX TECHNOLOGY CORP.	6,673.	7,960.
1630 SHS HONEYWELL INTERNATION	28,033.	54,931.
861 MOTOROLA INC.	8,367.	17,022.
1000 SHRS CIENA CORPORATION	28,140.	3,590.
1000 SHRS WMS INDUSTRIES, INC.	4,257.	30,700.
1000 SHRS COMCAST CORP - CLASS A	9,096.	28,950.
1000 SHRS GENZYME CP	12,629.	43,850.
TOTAL TO FORM 990-PF, PART II, LINE 10B	170,087.	529,157.

FORM 990-PF	CORPORATE BONDS	STATEMENT	9
DESCRIPTION	BOOK VALUE	FAIR MARKET VALUE	
MS/SPQ/SGP	38,850.	35,910.	
TOTAL TO FORM 990-PF, PART II, LINE 10C	38,850.	35,910.	

FORM 990-PF	GRANTS AND CONTRIBUTIONS PAID DURING THE YEAR	STATEMENT	10
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RECIPIENT NAME AND ADDRESS	RECIPIENT STATUS	PURPOSE OF GRANT	RECIPIENT RELATIONSHIP	AMOUNT
BOYS AND GIRLS CLUBS OF THE NORTH TOWNS 325 FRANKLIN STREET TONAWANDA, NY 14	TAX EXEMPT	GENERAL PURPOSE	PUBLIC CHARITY	1,000.
BOYS' TOWNS OF ITALY, INC. 250 EAST 63RD STREET NEW YORK, NEW YORK 10021	TAX EXEMPT	GENERAL PURPOSE	PUBLIC CHARITY	750.
BUFFALO MUSEUM OF SCIENCE	TAX EXEMPT	GENERAL PURPOSE	PUBLIC CHARITY	5,000.
CAMPAIGN FOR THE HEART CENTER	TAX EXEMPT	GENERAL PURPOSE	PUBLIC CHARITY	1,000.
CANISIUS COLLEGE, 2001 MAIN STREET BUFFALO, NEW YORK 14208-1098	TAX EXEMPT	GENERAL PURPOSE	PUBLIC CHARITY	5,000.
DIOCESE OF BUFFALO	TAX EXEMPT	GENERAL PURPOSE	PUBLIC CHARITY	5,000.
ECC FOUNDATION INC.	TAX EXEMPT	GENERAL PURPOSE	PUBLIC CHARITY	7,000.
NIAGARA LUTHERAN HEALTH FOUNDATION 64 HAGER STREET BUFFALO, NY 14208	TAX EXEMPT	GENERAL PURPOSE	PUBLIC CHARITY	300.
ROSWELL PARK HOLIDAY CARDS	TAX EXEMPT	GENERAL PURPOSE	PUBLIC CHARITY	5,000.
SISTERS HOSPITAL FOUNDATION 2130 MAIN STREET BUFFALO, NEW YORK 14214	TAX EXEMPT	GENERAL PURPOSE	PUBLIC CHARITY	7,500.

ST. LUKE'S MISSION OF MERCY TAX EXEMPT GENERAL PURPOSE P.O. BOX 448 BUFFALO, NY 14215-0448		PUBLIC CHARITY	19,206.
THE LEUKEMIA & LYMPHOMA SOCIETY	TAX EXEMPT GENERAL PURPOSE	PUBLIC CHARITY	1,000.
MARTIN HOUSE RESTORATION	TAX EXEMPT GENERAL PURPOSE	PUBLIC CHARITY	1,000.
ST BONAVENTURE	TAX EXEMPT GENERAL PURPOSE	PUBLIC CHARITY	300.
NARDIN ACADEMY	TAX EXEMPT GENERAL PURPOSE	PUBLIC CHARITY	5,000.
JUVENILE DIABETES	TAX EXEMPT GENERAL PURPOSE	PUBLIC CHARITY	2,500.
ST LOUIS CHURCH RENOVATION	TAX EXEMPT GENERAL PURPOSE	PUBLIC CHARITY	5,000.
ST JOSEPH'S HOSPITAL	TAX EXEMPT GENERAL PURPOSE	PUBLIC CHARITY	500.
TOTAL TO FORM 990-PF, PART XV, LINE 3A			<u>72,056.</u>