0016026821

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COMMONWEALTH OF PENNSYLVANIA
Department of State
Bureau of Corporations and Charitable Organizations
PO Box 8722
Harrisburg, Pennsylvania 17105-8722

ARTICLES OF AMENDMENT - DOMESTIC CORPORATION

Fee: $70

Pennsylvania Department of State

-FILED-

Amendment #: 0016026821
Date Filed: 10/15/2026

DSCB:15-1915/2104/2305/2704/2904/3304/5915/7104/7105/7106/7107 (rev. 7/2015)

In compliance with the requirements of 15 Pa.C.S. § 1915 / § 2104 / § 2305 / § 2704 / § 2904 / § 3304 / § 5915 / § 7104 / § 7105 / § 7106 / § 7107 (relating to articles of amendment/election/termination), the undersigned, desiring to amend its articles, hereby states that:

Record Information

File number	0013516154
Current name	Ethical App Foundation
Date of incorporation	07/08/2023
Filing type	Domestic Non-Profit Corporation
Nonprofit filing subtype	Nonprofit Corporation

Business Subtype Change

Change business filing subtype?	I do not want to change the filing subtype of the corporation

Corporate Name Change

Change Corporation Name?	I do not want to change the name of the corporation

Current Registered Office or Commercial Registered Office Provider

Search for Commercial Registered Office Provider (CROP)	United States Corporation Agents, Inc. Commercial Registered Office Provider
Venue and Publication County	LEHIGH

New Registered Office

I do not want to change the registered office

Stock

The corporation is organized on a nonstock basis

Nonprofit Purpose	To create, maintain, and operate privacy-protecting software and online services, and to hold their intellectual property in a form that cannot be transferred to private ownership, for charitable and educational purposes.

Formation Statute

Nonprofit corporation - select one	Nonprofit Corporation Law of 1988

Effective Date

The filing shall be effective when filed with the Department of State

Amendment adoption statement

Select one of the following	The amendment was adopted by the board of directors pursuant to 15 Pa. C.S. § 1914(c) or § 5914(b).

Additional changes to the articles, if any

Additional changes	There are no additional changes

Restated Articles

☒ The restated Articles of Incorporation supersede the original articles and all amendments thereto.

Upload Restated Articles	EAF_Amended_Restated_Articles.pdf

Electronic Signature

IN TESTIMONY WHEREOF, the undersigned Corporation has caused these Articles of Amendment to be signed by a duly authorized officer.

President	*Christopher Beauchamp*	*10/15/2026*
Signer's Capacity	Sign Here	Date

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AMENDED AND RESTATED ARTICLES OF INCORPORATION
OF
ETHICAL APP FOUNDATION

A Pennsylvania Nonprofit Corporation
Entity Number 0013516154

The following Amended and Restated Articles of Incorporation supersede the original Articles of Incorporation of Ethical App Foundation filed with the Pennsylvania Department of State on July 8, 2023, and all amendments thereto.

Article 1. Name. The name of the corporation is Ethical App Foundation (the "Corporation").

Article 2. Registered office. The Corporation's registered office in this Commonwealth is c/o United States Corporation Agents, Inc., a commercial registered office provider, with venue in Lehigh County.

Article 3. Purposes. The Corporation is incorporated under the Nonprofit Corporation Law of 1988 and is organized and shall be operated exclusively for charitable and educational purposes, namely:

(a) to create, maintain, publish, and operate software and online services that protect the privacy of the people who use them and that sustain safe, long-lasting online communities;

(b) to hold the intellectual property, trademarks, domain names, and infrastructure of that software in a form that cannot be transferred to private or for-profit ownership;

(c) to educate the public and software developers about privacy-respecting, non-extractive software design; and

(d) to do anything lawful and incidental to the foregoing.

The Corporation may charge fees for goods and services, enter into contracts, and engage in commercial activity in furtherance of these purposes. All revenue shall be applied to these purposes. The Corporation does not contemplate pecuniary gain or profit, incidental or otherwise, to its directors, officers, or any private person.

Article 4. No private inurement. No part of the net earnings or assets of the Corporation shall inure to the benefit of, or be distributable to, any director, officer, or other private person, except that the Corporation may pay reasonable compensation for services actually rendered and may make payments and distributions in furtherance of the purposes in Article 3. Any contract or transaction between the Corporation and a director, officer, or an entity in which a director or officer has a material financial interest shall be entered into only in compliance with 15 Pa.C.S. § 5728 and on terms fair to the Corporation.

Article 5. Software commitments. The following commitments apply to all software, services, trademarks, domain names, user data, and related intellectual property owned, developed, or operated by the Corporation (together, the "Software"):

(a) *Openness and portability.* The Corporation intends, as its circumstances permit, to publish the source code of the Software under free and open-source licenses, and shall allow the people who use the Software to export their own data in a usable form. Nothing in this subsection obligates the Corporation to release any particular Software.

(b) *Privacy.* The Corporation shall not sell, rent, or share personal data of the people who use the Software with third parties for advertising, profiling, or resale, and shall collect only the personal data necessary to operate the Software.

(c) *No transfer to private ownership.* The Corporation shall not sell, assign, transfer, exclusively license, or encumber the Software, or any controlling interest in any entity that holds the Software, to any for-profit entity, to any director or officer, or to any entity in which a director or officer has a material financial interest. Non-exclusive licenses granted at fair market value and approved under Article 4 are permitted.

(d) *Successor stewardship.* If the Corporation ceases to maintain any Software, it shall first offer stewardship of that Software, on the terms in this Article, to a nonprofit organization with compatible purposes before discontinuing it.

Article 6. Members. The Corporation shall have no members. Any action that would otherwise require member approval under the Nonprofit Corporation Law of 1988 shall be taken by the board of directors as provided in these Articles.

Article 7. Board of directors. The business and affairs of the Corporation shall be managed by a board of one or more directors. The number, qualifications, terms, and manner of election of directors shall be fixed by the bylaws.

Article 8. Amendment. Articles 3, 4, 5, 6, 8, 9, and 11 may be amended, repealed, or superseded only by the unanimous vote of the directors then in office, and only after the proposed amendment has been published on the Corporation’s principal website for not less than thirty days. All other Articles may be amended by a majority of the directors then in office.

Article 9. Dissolution. Upon dissolution, after paying or providing for all liabilities, the Corporation shall distribute its remaining assets, including the Software, to one or more nonprofit organizations organized and operated for purposes substantially similar to those in Article 3 and bound by commitments substantially similar to those in Article 5. No assets shall be distributed to any director, officer, or private person, or to any for-profit entity. Assets not so disposed of shall be disposed of by the Court of Common Pleas of the county in which the Corporation’s principal office is then located, exclusively for such purposes.

Article 10. Nonstock basis. The Corporation is organized on a nonstock basis.

Article 11. Fundamental changes. Any sale, lease, or exchange of all or substantially all of the Corporation’s assets, any merger, division, or conversion, and any transfer of the Software other than as permitted by Article 5 shall require the vote specified in Article 8 and any court approval required by 15 Pa.C.S. § 5547(b) or other applicable law.

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These Amended and Restated Articles of Incorporation were adopted by the board of directors of the Corporation pursuant to 15 Pa.C.S. § 5914, the Corporation having no members entitled to vote thereon.

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