

## MEMORIAL SCHOLARSHIP FUND PLAN

Pursuant to the provisions of ARTICLE 4, Section 4.1.(l) and ARTICLE 8, Section 8.5.(n) of the Bylaws, as amended, of the Third Marine Division Association, Incorporated, hereafter referred to as the "Association," there is established a scholarship fund known as the Association's MEMORIAL SCHOLARSHIP FUND. That scholarship fund will be administered under the terms and conditions and for the purposes stated below.

### SECTION I - TITLE

The complete title of the above-stated scholarship fund shall be the THIRD MARINE DIVISION ASSOCIATION MEMORIAL SCHOLARSHIP FUND and will hereafter be referred to as the "Fund."

### SECTION II- PURPOSE

The original primary purpose of the Fund was to assist in providing for the undergraduate education of dependent children of military personnel who served in the 3<sup>rd</sup> Marine Division (Reinf) and who lost their lives as a result of combat action while so serving during the Vietnam War between the dates of March 8, 1965 and November 27, 1969, both dates inclusive. Subsequently the dependent children of military personnel who served in any 3<sup>rd</sup> Marine Division (Reinf) unit, who lost their lives as a result of combat actions while so serving in operations known as DESERT SHIELD and DESERT STORM, and any other Southwest Asia operations after April 2, 1990 were declared eligible for the Fund's assistance by unanimous vote of the Association membership. The countries of Southwest Asia include Lebanon, Oman, Qatar, Iran, United Arab Emirates, Yemen, Afghanistan, Bahrain, Israel, Iraq, Saudi Arabia, Turkey, Kuwait, Syria, Cyprus and Jordan.

The Fund shall also provide benefits in accordance with the availability of grant and donation monies remaining in the Fund accounts, to the following:

- The legally dependent children of deceased and honorably discharged or retired military personnel who served in the 3<sup>rd</sup> Marine Division (Reinf) during the Vietnam War, and/or to the legally dependent children of deceased military personnel who served in any 3<sup>rd</sup> Marine Division (Reinf) unit in the operations known as DESERT STORM, DESERT SHIELD and other Southwest Asia operations, and/or to the legally dependent children of deceased military personnel who served in any 3<sup>rd</sup> Marine Division (Reinf) unit in the operations known as IRAQI FREEDOM and ENDURING FREEDOM, and/or any other military operation conducted by order of the President of the United States anywhere throughout the world, whose post service death(s) have been certified by the Department of Veterans Affairs to have been the result of combat-related wounds or other disabilities incurred during those periods of combat service, and were not the result of any misconduct by the veteran; and to

B. The legally dependent children of deceased members of the Association, provided the deceased member had held Association membership for a period of at least two (2) consecutive years immediately prior to his or her death; and to

C The legally dependent children of living members of the Association, provided the legal sponsoring parent member had held Association membership for a period of at least two (2) consecutive years immediately prior to the eligible dependent child's first application for assistance.

NOTE: Only the dependent children of deceased regular Annual or deceased regular Life Members of the Association, qualified by their own military service, and dependent children of Associate Member widows of such deceased regular Annual or deceased regular Life Members with military service, are eligible for Fund assistance consideration. Association members with no 3<sup>rd</sup> Marine Division (Reinf) military connection other than that of a relative cannot qualify a dependent child or children for Fund Assistance.

All applicants in any of the categories listed above must further meet the criteria as appropriate to their personal parental situation, as set forth in SECTION IV below, to be eligible for benefits established by the Fund's Board of Trustees, hereafter referred to as the "Trustees."

In summary, scholarships may be made available to a graduating high school senior, or a high school graduate, or a full-time college student, who is the unmarried or married child or a legally dependent child or a dependent child as particularized in Section VI below. Whenever the word child or children is used in the MEMORIAL SCHOLARSHIP FUND it includes the son, daughter, grandchild or great-grandchild of the qualifying Member. A grandparent or great-grandparent will establish eligibility for a grandchild or great-grandchild. However, the parent of the applicant must establish proof of income and dependency.

### SECTION III - BENEFITS

A monetary grant of not less than Five Hundred Dollars (\$500.00) or more than Fifteen Hundred Dollars (\$1,500.00) per Scholastic Year, per eligible applicant, may be awarded by the Trustees. At the discretion of the Trustees, the above-stated minimum and maximum award amounts may be reduced or increased depending on unusual conditions of need and of Fund monies available. Unless a majority of the Trustees votes otherwise, total monetary grants shall not exceed 95% of monetary donations to the Fund plus the interest and dividends earned through the close of the previous fiscal year. If donations to the Fund are \$3,000.00 or less, the 95% restriction is waived. Grants may be awarded for any approved course of study in an accredited college or university, or for any approved course of study in an accredited and approved post-high school trade school-type institution. Awards will not be given in excess of four (4) years of undergraduate study, except for those accredited degreed programs where the undergraduate requirement is at least 150 credit hours or five (5) years undergraduate study for graduation, and will only be given and/or continued provided the applicant maintains academic and conduct standards satisfactory to the educational institution attended and to the Fund's Trustees. No post-graduate assistance will be granted. Award recipients must also demonstrate annually their continuing "need" for Fund assistance.

### SECTION IV - ELIGIBILITY

To be considered eligible for Fund benefits, as stated in SECTIONS II and III above, an applicant must meet the following specific criteria of eligibility:

A. Be the legal dependent child of a military person who served in a 3<sup>rd</sup> Marine Division (Reinf) unit, and who lost his or her life while so serving as a result of combat actions, during the VIETNAM WAR, those operations known as DESERT STORM, DESERT SHIELD, IRAQI FREEDOM, ENDURING FREEDOM, and any future operations in Southwest Asia, or elsewhere throughout the rest of the world after the date of August 2, 1990.

B. Be the dependent Child of deceased personnel who served in the 3<sup>rd</sup> Marine Division (Reinf) during combat operations during the VIETNAM WAR or in any 3<sup>rd</sup> Marine Division (Reinf) unit which served in combat operations during those operations DESERT STORM, DESERT SHIELD, IRAQI FREEDOM, ENDURING FREEDOM, and other Southwest Asia operations, or any in other military operation conducted by order of the President of the United States anywhere throughout the world, and whose post-war death has been legally determined by the Department of Veterans Affairs to have been the result of the veteran's service-connected wounds or other disabilities incurred during either of these periods of combat operations; or

C. Be the legal dependent child of a deceased regular Annual or regular Life Member of the Association, said deceased member to have held Association Membership for a period of at least two (2) consecutive years immediately prior to his or her death; or

D. Be the legal dependent child of a deceased regular Annual or regular Life Member of the Association, said deceased member to have held Association Membership for a period of at least two (2) consecutive years immediately prior to his or her death; or

E. Be the legal dependent child of a regular Annual or regular Life Member of the Association. said member to have held Association Membership for a period of at least two (2) consecutive years immediately prior to receipt of the first application for assistance by the eligible child, and who continues his or her membership for the entire period of the dependent's assistance; and

F. Shall be unmarried or married and between the ages of sixteen (16) and twenty-three (23), both ages inclusive, as of the date of the original application for assistance; and

G. Shall make application for Assistance consideration to the Secretary of the Fund's Board of Trustees, such application or applications to be submitted for receipt by the Secretary no later than April 15th of the year for which assistance is requested; and

H. Shall demonstrate to the Trustees need for the requested Fund financial assistance, and

I. Shall have a minimum cumulative Grade Point Average (GPA) of 2.5 or higher at the time of the initial application; and shall maintain a minimum cumulative Grade Point Average (GPA) of 2.5 or higher to demonstrate academic proficiency and continue in the program. Grade reports to be submitted to the MEMORIAL SCHOLARSHIP FUND Secretary each semester by the student's educational institution and must be an official document from institution. E-mails are acceptable if transmitted directly to the MEMORIAL SCHOLARSHIP FUND Secretary from the school's records office or Registrar via secure/encrypted e-mail. Photocopies, computer copies and the like, are unacceptable.

J. MSF awards shall be made to applicants who have enrolled in a semester for not less than twelve (12) credit hours.

These stated eligibility criteria may be modified by the Trustees only when they deem a special circumstance warrants such action, and with the concurrence of the Chairman of the Association's Board of Directors' Executive Committee.

F Revised

#### SECTION V - ADMINISTRATION

The following Rules and Regulations shall govern the administration and operations of the Fund:

A. The Association, through the office of the Association Manager, hereafter referred to as "Assn./Mgr." shall be the custodian of any and all Fund assets, with supervisory oversight by the Association's elected President and Treasurer, and the Board of Trustees' Financial Advisor. The Assn./Mgr. shall maintain custody of and oversee the expenditures and usage of, the Fund's monies, securities, property and income. Records of the Fund's financial activities, including all monies and securities, shall be maintained separate from other records, monies, securities and properties of the Association. All Fund monies shall be maintained in one or more separate accounts, as appropriate.

B. The Fund shall be administered by the Trustees, consisting of eight (8) Association Members in good standing, each serving in a rotating four (4) year term of office. Two (2) Trustees shall be appointed and/or reappointed annually by the Association's Board of Directors, for those four (4) year terms. Those appointments, will be presented by the newly elected Association President at the first scheduled organizational Board of Directors meeting after the annual elections. If a Trustee is unable to complete his or her four (4) year term of office for any reason, the Association President will, with the approval of the Board of Directors and the Fund's Chairman, appoint a qualified Association Member in good standing to complete the departed Trustee's term of

office. The appointment of any Trustee may be revoked "for cause" by majority vote to do so by the Association's Board of Directors consistent with the Bylaws of the Association. upon recommendation for such action by the Fund Board of Trustees.

The Trustees shall elect, annually, as one of their first orders of business at the Annual Board of Trustees Meeting, one (1) Trustee as "Chairman" of the Board of Trustees, Also, as one of the first orders of business at that meeting, they shall elect one (1) of the Trustees as "Secretary of the Board of Trustees." Other specific tasks and functions may be assigned by the Chairman to other members of the Board of Trustees, as desired and needed.

The Chairman shall be responsible for the overall function of the Board of Trustees, and will chair all meetings of the Trustees.

The Secretary shall be responsible for maintaining all working records of the Fund, for taking and transcribing all trustee Meeting Minutes, for processing all Fund correspondence, including but not limited to the processing of all application for Fund financial assistance, and for the forwarding to the Assn./Mgr. Of all required information needed to insure proper and timely payment of approved Fund awards. The Secretary shall also keep the Chairman, and any other involved Trustees, informed of pertinent Fund activities. He will also, in the absence of the Chairman from the scheduled Trustees' meetings, chair such meetings.

C. The monetary assets of the Fund shall be invested in income-producing properties and securities, or deposited in savings accounts, Savings & Loan accounts, Certificate(s) of Deposit, and/or in other such depositories as appropriate. The Assn./Mgr. will, in coordination with the Trustee designated as the Fund's Financial Advisory determine the best and safest depository for specific Fund monies, and will physically make any long-term investments agreed to among himself, the Trustee Financial Advisor and the Association Treasurer. Income derived from any such deposits and investments, together with any outside donations, gifts or other monies credited to the Fund, shall be re-invested in the aforementioned accounts until such time as they, and any required portion of the original deposits as deemed necessary by the Trustees are required to make payments of awards as authorized in SECTION IV of this Plan.

- The Trustees are hereby granted and given plenary powers to promote, develop and administer the Fund in order to accomplish the purposes of the Fund as outlined in SECTION II. The Trustees are authorized and empowered to receive any source monies, securities and/or properties that may properly be transferred to the Fund's accounts, in trust for the purposes for which the Fund was established. They are further, with the approval of the Association Board of Directors' Executive Committee allowed to pursue special fund raising efforts specifically directed toward generating monies for use of awards approved by the Board of Trustees.

E. The Trustees are further authorized and empowered to direct the Assn./Mgr. to invest such monies in safe securities and/or properties, and to sell, transfer and/or re-invest the same in such a manner as will best safeguard the Fund. To insure continuity of income, such transactions shall be made only on the recommendation of the Trustee Financial Advisor, and with the unanimous approval of the Trustees.

F. The Trustees may direct the Assn./Mgr. either to accumulate such monies, securities and other Fund properties owned and received by the Fund, in depositories, using the interest generated there from, as well as any other part of such depositories, for the earlier stated purposes Of the Fund. Gifts, donations or bequests shall not be accepted, without prior approval of the Association's Board of Directors, if there are any stipulations, conditions, reservations or other imitations placed upon or attached to any such gift, donation or bequest which might, in any way, be considered contrary to the purposes for which the Fund is established and operating.

G. The Trustees shall direct the Assn./Mgr. through the Board of Trustees' Secretary to pay the education institutions concerned, upon certification by the Bursar, Registrar, or other enrollment officer thereof, of the entry of or continuation of a Fund Award recipient in such institution, the amount of monies as predetermined by the Trustees, in accordance with this Plan. Such financial payment(s) will be paid in a method as determined and approved by the Trustees, either as one (1) single payment, or equally divided into two (2) or three (3) semester or trimester payments.

H. All directives, including specifically those for disbursements of any and all monies from the Fund, shall be issued only upon order of the Trustees, through the Board's Secretary, shall and only with the approval of the Trustees' Chairman. All such directives to the Assn./Mgr. shall be made in writing.

I. The Trustee shall serve without any salary or other payments or compensation, except that the Board of Trustees' Secretary, and/or Assistant Secretary, may be reimbursed for any proper expenses accrued in the administrative function of his operation. Reimbursement for such expenses must be approved by the Chairman prior to payment by the Assn./Mgr. The Trustees, through their Chairman, must obtain approval of the Association President before incurring any unusual expenses in the operation of the Fund.

J. The Chairman shall prepare a report, orally and in writing, for presentation to the Association membership at the Annual Membership Meeting. An oral presentation, if one is requested by the Board of Directors, will be made at the Annual Board Business Meeting. The Board of Directors may require additional reports at designated times, such as at other Association Board of Directors' Meetings, if held, and if such reporting is deemed advisable. The Chairman's Annual Report shall consist of a narrative summary of the activities of the Trustees, revenue received by the Fund during the immediate past year, and the Trustees' proposed activities for the ensuing scholastic year. Additional information may be included, at the Chairman's discretion. In addition to this oral report by the Chairman, a copy of his written Report will be prominently posted in the Reunion Registration area, or otherwise displayed and available to the Association membership. A copy will also be furnished by the Board of Trustees' Secretary, to the Commanding General, 3<sup>rd</sup> Marine Division (Reinf).

K. The Chairman shall call Board of Trustees' Meetings at such times and at such places as he deems necessary to carry on the proper operation of the Fund. He will call at least one (1) such meeting each scholastic year. The normal date and place will be at some time during the Annual Association Reunion. Five (5) Trustees will constitute a quorum for the purpose of transaction of official Fund business, unless a lesser number have been previously agreed to by mail ballot of all Trustees. If, for any proper reason, it is impractical to call a meeting of the Trustees at an Association Reunion, full details of any and all business requiring immediate action may be communicated by the Chairman, through the Secretary, through the mails or by e-mail to each Trustee. Written responses by mail or e-mail to any such communications shall be considered as a legal and proper vote on the subject of such communications. Specifically, because the time period involved and required, the voting on the annual scholarship award recommendations will be conducted in this manner. However, the obligation does not preclude, under special circumstance meetings, the consideration of additional awards or revision of already approved awards, by the Trustees, at their annual meeting held during the Association's Reunion.

L. Trustees, upon a seconded Motion and the majority vote of the Trustees, may, from time to time, establish, alter, revise, change, and/or promulgate such rules and regulations as they deem necessary and desirable for the proper operation of the Fund consistent with the Bylaws of the Association. They will specifically continue to screen the general scholarship system for determination of alternative awards and benefits that might be available to Fund applicants, in accordance with the purposes of the Plan. They will assist, whenever possible, in accruing such additional assistance for applicants.

The selection and approval of any and all applicants as recipients of Fund financial assistance shall be at the sole discretion of, and in the sole judgment of the Trustees, as a group. All official notifications of annual awards, shall be made by the Secretary. Such notification letters will be sent as soon as possible to all award recipients, to better allow them to plan for any additional scholarship assistance search they may need to

perform. Copies of the notification letters will be furnished to the Assn./Mgr. as will copies of the actual check transmittal letters prepared by the Secretary, if deemed needed. This will be done whether one (1), two (2) or three (3) checks are mailed to the educational institution.

The Fund Secretary will furnish the Assn./Mgr. as soon as it has been determined, the names, Social Security numbers, the institutions to be attended (with addresses for both the award recipients and the institutions), and the amount of the award checks, for all award recipients. Upon receipt of that certified listing, the Assn./Mgr. will write the requested checks and forward the first group, for payment no later than August 1 of that scholastic year, to the Fund Secretary, for submission to the appropriate institutions. That same procedure will be followed for those checks due and payable on January 1, or for whatever date has been determined as any second or additional "due date". The Fund Secretary is responsible to insure such checks are mailed in a timely and proper manner.

This Plan shall be implemented upon the approval of the Fund's Board of Trustees.

#### SECTION VI – DISBANDMENT

If for any reason the Third Marine Division Association, Incorporated, should suffer disbandment, this program shall be discontinued and the Association's MEMORIAL SCHOLARSHIP FUND shall revert to the control and administration of the Commanding General, 3<sup>rd</sup> Marine Division (Reinf). FMF or to another appropriate Marine Corps oriented scholarship organization, as recommended by the Board of Trustees.

Revised & Approved effective January 1, 2018

(Signed by Chairman Steven A. Johnson on November 10, 2017)

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Steven A. Johnson, Chairman of the  
MEMORIAL SCHOLARSHIP FUND Board of Trustees

*Amended by unanimous vote of the MSF Board of Trustees  
pursuant to written directions of the Secretary dated October 9, 2017  
Effective January 1, 2018.*