

OEMR (EIN 27-3043066)

Explanations

Listing of Board of Directors with their qualifications

Don McCormick

843 CR 3704 B

Splendora Texas 77372

Don McCormick is the founder of Patient/Physician Cooperatives (“PPC”) PPC was formed in 1995 and is a non profit organization of patients, physicians and member representatives that gives patients access to affordable, basic health care through mutual support. Through the concept of cooperative purchasing, the members function as a group to obtain access to health care at affordable prices.

Don McCormick is also the founder of Tomorrow’s Bread Today (“TBT”) TBT was formed in 1994 and is a faith centered group of men and women whose goal is to help the poor and do works of mercy. One of those works is to make health care available to those who need it. TBT works to structure physician groups in such a way that they can deliver efficient care without the influence of larger business organizations and the bureaucracies that consume a large piece of the health care dollar.

Andres M. V. Paglayan

15 Camino Esperanza

Santa Fe, New Mexico 87507

Andres Paglayan is the health data analyst and information technology director of Women's Health Services of Santa Fe, New Mexico. He works as a consultant for the Supreme Court of New Mexico Judicial Information Division and is an instructor in PHP and MySQL web application programming at the University of New Mexico. He has worked with computers and local area networks since 1996. He is primarily self-trained. He has worked with DOS, Microsoft Windows, and Linus. He has experience programming in PHP, PERL, C, MySQL, Microsoft Access, and Adabas.

Andres Paglayan volunteers with Open Source Medical Software. He spends 10-15 hours communicating with users on how to install and operate OpenEMR. He intermittently develops new features for OpenEMR which he release to the project free of charge under the Gnu Public License. Mr. Paglayan has been active in promoting OpenEMR in New Mexico in an effort to receive public funds for the Women's Health Services of Santa Fe, New Mexico. Women's Health Services of Santa Fe, New Mexico is a not-for-profit organization.

James E. Perry, Jr.
11201 Poplar Grove Court
Laurel, MD 20708

James Perry has been working as a software developer since 1987. He has extensive experience with database application with expertise in the following areas: Oracle Certified Application Developer in Oracle Financials, e-Business Suite applications including customized Oracle Financials (GL, AP, PO, AR, Assets, and PA), Oracle HRMS/Payroll modules and associated custom applications. He has a strong background in Database Administration, PL/SQL, interfaces, SQL, Java, and the Oracle Developer toolset, Oracle 8i/9i/10g, Oracle Federal Financials, Oracle 11i, Developer/2000, Designer 6i/9i, Unix/Linux, Forms 4.5/6i/9i, Unix Shell Scripting, Delphi, Pascal, Reports 2.5/6i, Win32/eVC++, COBOL, PL/SQL, SQL, C/C++, Java, PHP, Visual Basic, LISP, Oracle Financials 10.7SC-11.x, Erwin, and Rational ClearCase.

James Perry volunteers with Open Source Medical Software. He spends 10-15 hours communicating with users on how to install and operate OpenEMR. He intermittently develops features for OpenEMR that he releases to the project free of charge under the Gnu Public License.

Ronald F. Bearden, Ph.D.
2401 Fountain View, Suite 700
Houston, TX 77057

Ron Bearden has been involved in raising money for public and private corporations for 37 years. Mr. Bearden is volunteering his time as director of OEMR to facilitate the creation of it's fundraising activities and oversee future actions.

Gregory W. Neuman, JD
14173 NW Freeway, Suite 211
Houston, TX 77040

Greg Neuman is an attorney with experience in the formation and management of non-profit organizations. Mr. Neuman is volunteering his time as director of OEMR to facilitate the organization in its application for 501(c)(3) Recognition of Exemption.

Page 2, Part IV – Narrative Description of Activities

- **Past Activities** – OEMR was incorporated under North Carolina law on July 14, 2010, for charitable and educational purposes to ensure that all people, regardless of race, socioeconomic status or geographic location, have access to high-quality medical care through the donation of free, open source medical software and service relating to that software.
- **Current Activities** –OEMR does not currently have any income, other than \$850 donated by directors for the Form 1023 User Fee Payment, and has no paid

employees. All current members are volunteering their time to actively develop OpenEMR and improve its functionality. There are currently no fundraising activities taking place. Current activities consist of initial organization and planning of fund raising activities.

- **Future Activities –**
 - **Charitable** - OEMR will disseminate, free of charge, OpenEMR and other free open source electronic health records software to free clinics, rural health clinics, public health departments and community health centers. As a new startup with its main goal to improve health care throughout the use of the GlaxoSmithKline Foundation of North Carolina, we will be submitting a grant proposal to this organization. We have also opened a dialog with a women's health service provider that provides services to 15,000 indigent women annually. Through this affiliation, we hope to install, support and provide programming to customize OpenEMR for women's health services.
 - **Educational**-Though our Articles of Incorporation state that we are organized for charitable and educational purposes, we have no immediate plans to function in an educational manner. While we reserve the right to do so, we plan on focusing, in the short term, primarily on the charitable aspect by providing the free software to underserved and underprivileged regions.

Page 4, Part V, 5a

- The policy was written after reviewing similar documents of not-for-profit organizations. This policy was reviewed by each board member and then voted on at the first board meeting.

Page 4, Part V, 5b

- Any board members or other employees who have a conflict of interest or potential conflict of interest must recuse themselves from any board discussions concerning the proposed arrangement, whether or not the arrangement is accepted and any possible compensation for the arrangement.

Page 4, Part V, 5c

- Any board members or other employees who have a conflict of interest or potential conflict of interest must recuse themselves from any board discussions concerning the proposed arrangement, whether or not the arrangement is accepted and any possible compensation for the arrangement. The board is required to seek

alternative bids from other vendors and to preferentially accept another vendor (with no conflict of interest) if that bid is of equal quality and price.

Page 5, Part VI, 1a and 1b

- The computer health care programs, representing intellectual properties which have been created by computer developers in a voluntary way, are downloaded from the Internet anonymously and free of charge by medical practices, and clinics. The nature of the computer programs is to support medical offices. Services to these groups or individuals are made in the form of technical computer support.

Page 5, Part VI, 2

- Goods and services are only provided to individuals and groups who are interested in the use or development of medical software. The software and technical support will only be provided to those who do not intend to sell it to others. The licensing of the electronic software requires that the program not be resold and it is not to be bundled with software of another type of licensing.

Page 6, Part VIII, 4a

- **Website donations** - We anticipate fund raising by soliciting donations on our web page which is currently under development. This will consist of a static statement about the purpose of the organization and the purpose for which the funds are intended.
- **Foundation Grant Solicitations.** We intend to apply for grants in the state of North Carolina initially for start-up funds to hire a full time staff to include a director. We will also need one or more developers to assist in developing and improving the electronic health record. As a separate project, we will seek financial assistance for marketing. Since our primary goal is to facilitate the use of this electronic health care record and practice management program to low income, rural and free health clinics, these clinics and practices will need some venue to learn about our program and its advantages to their practices and clinics.
- **Government Grant Solicitations** - This electronic health record and practice management program is already being used in multiple states. With the new federal push to get all US citizens on an electronic health record in the next ten years, there will be a lot of medical practices and clinics looking for a way to accomplish this on limited budgets. We believe that the Department of Health and Human Services, in particular, the Bureau of Primary Health Care, will be interested in this type of program. After the initial start-up has been accomplished, we believe that federal assistance will be necessary to achieve our goals in the multi-state area in which this program is already being used.

Page 6, Part VIII, 4e

- We expect that the foundation grantors, and potentially the federal grantors, will require that some or all of the funds donated in this fashion be accounted for using fund accounting. When required by the granting organization, the program budgets will be divided and ruled according to regulations outlined by the money's donors.

Page 6, Part VIII, 10

- Software intellectual property and copyrights are retained by the individual developers. The software is released to be used under the Gnu Public License (GPL). This license requires that the software source code be released to the end user to be maintained and modified as the end user wishes. While not specifically required by the GPL, the developers on this project donate their time and software source code for free .
- Copyrights, trademarks, and patents for intellectual property which are owned by OEMR will be retained by OEMR, unless otherwise specified in the regulations of the GPL of the Free Software Foundation. It is the specific intent of OEMR to release all software source code free of charge under the Gnu Public License. Intellectual property of the organization includes logos, documents, computer programs, literature, artwork, and scientific studies will be retained by OEMR.
- There are no fees charged for this software.

Page 7, Part VIII, 11

- Contributions including patents, trademarks, copyrights, works of art, and licenses will be accepted. We require that software code donations be released to Gnu Public Licensing (GPL). All contribution specifications by the donor will be honored as long as they do not conflict with the GPL.

Page 9, Part X, A. Statement of Revenue and Expenses - #23

- Form 1023 Filing Fee \$850

Page 10, Part X, lb

- OEMR meets the special requirements of section 508(e) relating to private foundation governing instruments by operation of the laws of the State of North Carolina. Information derived from Revenue Ruling 75-38, 1975-1 C.B. 161 and Instructions for Form 1023, Appendix B.