Form **990**

Department of the Treasury
Internal Revenue Service

Return of Organization Exempt From Income Tax

Under 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

OMB No. 1545-0047

2005

Open to Public Inspection

A For the 2005 calendar year, or tax year beginning SEP 1, 2005 and ending AUG 31, 2006

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 Instructions.

C Name of organization: EDUCATION THROUGH MUSIC, INC.

Number and street (or P O box if mail is not delivered to street address): 122 EAST 42ND STREET — Room/suite: 1501

City or town, state or country, and ZIP + 4: NEW YORK, NY 10168-1001

D Employer identification number: 13-3613210

E Telephone number: 212-972-4788

F Accounting method: [ ] Cash [X] 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 [X] No

H(b) If "Yes," enter number of affiliates ▶ N/A

H(c) Are all affiliates included? N/A [ ] Yes [ ] No (If "No," attach a list)

H(d) Is this a separate return filed by an organization covered by a group ruling? [ ] Yes [X] No

I Group Exemption Number ▶ N/A

G Website: ▶HTTP://WWW.ETMONLINE.ORG

J Organization type (check only one) ▶ [X] 501(c) (3) ◀ (insert no) [ ] 4947(a)(1) or [ ] 527

K 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 chooses to file a return, be sure to file a complete return **Some states require a complete return**

M Check ▶ [ ] if the organization is **not** required to attach Sch B (Form 990, 990-EZ, or 990-PF)

L Gross receipts Add lines 6b, 8b, 9b, and 10b to line 12 ▶ 1,453,993.

Part I Revenue, Expenses, and Changes in Net Assets or Fund Balances

Revenue	1	Contributions, gifts, grants, and similar amounts received				
	a	Direct public support	1a	697,743.		
	b	Indirect public support	1b			
	c	Government contributions (grants)	1c	360,898.		
	d	Total (add lines 1a through 1c) (cash $ 997,156. noncash $ 61,485.)			1d	1,058,641.
	2	Program service revenue including government fees and contracts (from Part VII, line 93)			2	222,713.
	3	Membership dues and assessments			3	
	4	Interest on savings and temporary cash investments			4	8,428.
	5	Dividends and interest from securities			5	
	6 a	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	

		(A) Securities		(B) Other
8 a	Gross amount from sales of assets other than inventory	84,663.	8a	
b	Less cost or other basis and sales expenses	85,638.	8b	
c	Gain or (loss) (attach schedule)	-975.	8c	

Revenue	d	Net gain or (loss) (combine line 8c, columns (A) and (B)) STMT 1			8d	-975.
	9	Special events and activities (attach schedule) If any amount is from **gaming**, check here ▶ [ ]				
	a	Gross revenue (not including $ 148,113. of contributions reported on line 1a)	9a	78,274.		
	b	Less direct expenses other than fundraising expenses	9b	78,274.		
	c	Net income or (loss) from special events (subtract line 9b from line 9a) SEE STATEMENT 2			9c	0.
	10 a	Gross sales of inventory, less returns and allowances	10a			
	b	Less cost of goods sold	10b			
	c	Gross profit or (loss) from sales of inventory (attach schedule) (subtract line 10b from line 10a)			10c	
	11	Other revenue (from Part VII, line 103)			11	1,274.
	12	**Total revenue** (add lines 1d, 2, 3, 4, 5, 6c, 7, 8d, 9c, 10c, and 11)			12	1,290,081.
Expenses	13	Program services (from line 44, column (B))			13	902,814.
	14	Management and general (from line 44, column (C))			14	126,391.
	15	Fundraising (from line 44, column (D))			15	113,189.
	16	Payments to affiliates (attach schedule)			16	
	17	**Total expenses** (add lines 16 and 44, column (A))			17	1,142,394.
Net Assets	18	Excess or (deficit) for the year (subtract line 17 from line 12)			18	147,687.
	19	Net assets or fund balances at beginning of year (from line 73, column (A))			19	792,282.
	20	Other changes in net assets or fund balances (attach explanation) SEE STATEMENT 3			20	2,720.
	21	Net assets or fund balances at end of year (combine lines 18, 19, and 20)			21	942,689.

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02-03-06 LHA **For Privacy Act and Paperwork Reduction Act Notice, see the separate instructions.** Form 990 (2005)

6-15

08590315 759420 133613210 2005.08010 EDUCATION THROUGH MUSIC, IN 13361321

Part II 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 (attach schedule) (cash $ 0. noncash $ 0.) If this amount includes foreign grants, check here ▶ ☐	22				
23 Specific assistance to individuals (attach schedule)	23				
24 Benefits paid to or for members (attach schedule)	24				
25 Compensation of officers, directors, etc.**	25	119,271.	96,610.	15,505.	7,156.
26 Other salaries and wages	26	578,752.	458,319.	57,787.	62,646.
27 Pension plan contributions	27				
28 Other employee benefits	28	53,761.	42,740.	5,645.	5,376.
29 Payroll taxes	29	52,182.	41,485.	5,479.	5,218.
30 Professional fundraising fees	30				
31 Accounting fees	31	12,229.		12,229.	
32 Legal fees	32	16,320.	16,320.		
33 Supplies	33	27,257.	21,669.	2,862.	2,726.
34 Telephone	34	3,927.	3,122.	412.	393.
35 Postage and shipping	35				
36 Occupancy	36	54,661.	37,169.	7,653.	9,839.
37 Equipment rental and maintenance	37				
38 Printing and publications	38				
39 Travel	39	11,672.	8,835.	2,837.	
40 Conferences, conventions, and meetings	40				
41 Interest	41				
42 Depreciation, depletion, etc. (attach schedule)	42	14,551.	12,751.	900.	900.
43 Other expenses not covered above (itemize):					
a	43a				
b	43b				
c	43c				
d	43d				
e	43e				
f	43f				
g SEE STATEMENT 4	43g	197,811.	163,794.	15,082.	18,935.
44 **Total functional expenses.** Add lines 22 through 43. (Organizations completing columns (B)-(D), carry these totals to lines 13-15)	44	1,142,394.	902,814.	126,391.	113,189.

Joint Costs. Check ▶ ☐ if you are following SOP 98-2

Are 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 $ N/A , (ii) the amount allocated to Program services $ N/A ,

(iii) the amount allocated to Management and general $ N/A , and (iv) the amount allocated to Fundraising $ N/A

Form **990** (2005)

** SEE STATEMENT 5

523011
02-03-06

08590315 759420 133613210 2005.08010 EDUCATION THROUGH MUSIC, IN 13361321

Part III Statement of Program Service Accomplishments *(See the instructions.)*

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.

What is the organization's primary exempt purpose? ▶ SEE STATEMENT 6

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) and (4) organizations and 4947(a)(1) nonexempt charitable trusts must also enter the amount of grants and allocations to others.)

	Description	Program Service Expenses (Required for 501(c)(3) and (4) orgs., and 4947(a)(1) trusts, but optional for others.)
a	WEEKLY, YEARLONG MUSIC INSTRUCTION SERVING APPROXIMATELY 6,000 CHILDREN IN 12 PARTNER SCHOOLS; TRAINING OF MUSIC AND ACADEMIC TEACHERS AND PRINCIPALS; MUSIC EDUCATION CONSULTING. SEE STATEMENT A. (Grants and allocations $) If this amount includes foreign grants, check here ▶ ☐	902,814.
b	(Grants and allocations $) If this amount includes foreign grants, check here ▶ ☐	
c	(Grants and allocations $) If this amount includes foreign grants, check here ▶ ☐	
d	(Grants and allocations $) If this amount includes foreign grants, check here ▶ ☐	
e	Other program services (attach schedule) (Grants and allocations $) If this amount includes foreign grants, check here ▶ ☐	
f	**Total of Program Service Expenses** (should equal line 44, column (B), Program services) ▶	902,814.

Part IV Balance Sheets *(See the 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		143,639.	45	244,906.
	46	Savings and temporary cash investments		81,147.	46	105,087.
	47 a	Accounts receivable	47a 8,483.			
	b	Less: allowance for doubtful accounts	47b	34,610.	47c	8,483.
	48 a	Pledges receivable	48a			
	b	Less: allowance for doubtful accounts	48b		48c	
	49	Grants receivable		405,020.	49	425,606.
	50	Receivables from officers, directors, trustees, and key employees			50	
	51 a	Other notes and loans receivable	51a			
	b	Less: allowance for doubtful accounts	51b		51c	
	52	Inventories for sale or use			52	
	53	Prepaid expenses and deferred charges		3,780.	53	3,894.
	54	Investments - securities ▶ ☐ Cost ☐ FMV			54	
	55 a	Investments - land, buildings, and equipment: basis	55a			
	b	Less: accumulated depreciation	55b		55c	
	56	Investments - other SEE STATEMENT 7		124,335.	56	133,616.
	57 a	Land, buildings, and equipment: basis	57a 124,514.			
	b	Less: accumulated depreciation STMT 8	57b 93,447.	27,883.	57c	31,067.
	58	Other assets (describe ▶ SECURITY DEPOSIT)		13,730.	58	9,825.
	59	**Total assets** (must equal line 74). Add lines 45 through 58		834,144.	59	962,484.
Liabilities	60	Accounts payable and accrued expenses		41,862.	60	19,795.
	61	Grants payable			61	
	62	Deferred revenue			62	
	63	Loans from officers, directors, trustees, and key employees			63	
	64 a	Tax-exempt bond liabilities			64a	
	b	Mortgages and other notes payable			64b	
	65	Other liabilities (describe ▶)			65	
	66	**Total liabilities.** Add lines 60 through 65)		41,862.	66	19,795.
Net Assets or Fund Balances		**Organizations that follow SFAS 117, check here ▶ [X] and complete lines 67 through 69 and lines 73 and 74.**				
	67	Unrestricted		279,804.	67	293,140.
	68	Temporarily restricted		512,478.	68	649,549.
	69	Permanently restricted			69	
		Organizations that do not follow SFAS 117, check here ▶ ☐ 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)		792,282.	73	942,689.
	74	**Total liabilities and net assets/fund balances.** Add lines 66 and 73		834,144.	74	962,484.

Part IV-A **Reconciliation of Revenue per Audited Financial Statements With Revenue per Return** *(See the instructions)*

a	Total revenue, gains, and other support per audited financial statements			a	1,309,000.
b	Amounts included on line a but not on Part I, line 12				
1	Net unrealized gains on investments	b1	2,720.		
2	Donated services and use of facilities	b2	16,199.		
3	Recoveries of prior year grants	b3			
4	Other (specify):	b4			
	Add lines b1 through b4			b	18,919.
c	Subtract line b from line a			c	1,290,081.
d	Amounts included on Part I, line 12, but not on line a:				
1	Investment expenses not included on Part I, line 6b	d1			
2	Other (specify):	d2			
	Add lines d1 and d2			d	0.
e	**Total revenue** (Part I, line 12). Add lines c and d ▶			e	1,290,081.

Part IV-B **Reconciliation of Expenses per Audited Financial Statements With Expenses per Return**

a	Total expenses and losses per audited financial statements			a	1,158,593.
b	Amounts included on line a but not on Part I, line 17:				
1	Donated services and use of facilities	b1	16,199.		
2	Prior year adjustments reported on Part I, line 20	b2			
3	Losses reported on Part I, line 20	b3			
4	Other (specify):	b4			
	Add lines b1 through b4			b	16,199.
c	Subtract line b from line a			c	1,142,394.
d	Amounts included on Part I, line 17, but not on line a:				
1	Investment expenses not included on Part I, line 6b	d1			
2	Other (specify):	d2			
	Add lines d1 and d2			d	0.
e	**Total expenses** (Part I, line 17). Add lines c and d ▶			e	1,142,394.

Part V-A **Current Officers, Directors, Trustees, and Key Employees** (List each person who was an officer, director, trustee, or key employee at any time during the year even if they were not compensated.) *(See the 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 & deferred compensation plans	(E) Expense account and other allowances
SEE STATEMENT 9		119,271.	0.	0.

Part V-A Current Officers, Directors, Trustees, and Key Employees *(continued)*

			Yes	No
75 a	Enter the total number of officers, directors, and trustees permitted to vote on organization business at board meetings ▶ 19			
b	Are any officers, directors, trustees, or key employees listed in Form 990, Part V-A, or highest compensated employees listed in Schedule A, Part I, or highest compensated professional and other independent contractors listed in Schedule A, Part II-A or II-B, related to each other through family or business relationships? If "Yes," attach a statement that identifies the individuals and explains the relationship(s)	75b		X
c	Do any officers, directors, trustees, or key employees listed in Form 990, Part V-A, or highest compensated employees listed in Schedule A, Part I, or highest compensated professional and other independent contractors listed in Schedule A, Part II-A or II-B, receive compensation from any other organizations, whether tax exempt or taxable, that are related to this organization through common supervision or common control?	75c		X
	Note. Related organizations include section 509(a)(3) supporting organizations. If "Yes," attach a statement that identifies the individuals, explains the relationship between this organization and the other organization(s), and describes the compensation arrangements, including amounts paid to each individual by each related organization			
d	Does the organization have a written conflict of interest policy?	75d	X	

Part V-B Former Officers, Directors, Trustees, and Key Employees That Received Compensation or Other Benefits (If any former officer, director, trustee, or key employee received compensation or other benefits (described below) during the year, list that person below and enter the amount of compensation or other benefits in the appropriate column. See the instructions.)

(A) Name and address	(B) Loans and Advances	(C) Compensation	(D) Contributions to employee benefit plans & deferred compensation plans	(E) Expense account and other allowances
NONE				

Part VI Other Information *(See the 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	76		X
77	Were any changes made in the organizing or governing documents but not reported to the IRS? SEE STATEMENT B If "Yes," attach a conformed copy of the changes.	77	X	
78 a	Did the organization have unrelated business gross income of $1,000 or more during the year covered by this return?	78a		X
b	If "Yes," has it filed a tax return on Form 990-T for this year? N/A	78b		
79	Was there a liquidation, dissolution, termination, or substantial contraction during the year? If "Yes," attach a statement	79		X
80 a	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?	80a		X
b	If "Yes," enter the name of the organization ▶ N/A and check whether it is ☐ exempt or ☐ nonexempt			
81 a	Enter direct or indirect political expenditures. (See line 81 instructions.) 81a 0.			
b	Did the organization file Form 1120-POL for this year?	81b		X

Part VI Other Information *(continued)*

				Yes	No
82 a	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?		82a	X	
b	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 16,199.			
83 a	Did the organization comply with the public inspection requirements for returns and exemption applications?		83a	X	
b	Did the organization comply with the disclosure requirements relating to quid pro quo contributions?		83b	X	
84 a	Did the organization solicit any contributions or gifts that were not tax deductible?	N/A	84a		
b	If "Yes," did the organization include with every solicitation an express statement that such contributions or gifts were not tax deductible?	N/A	84b		
85	*501(c)(4), (5), or (6) organizations* a Were substantially all dues nondeductible by members?	N/A	85a		
b	Did the organization make only in-house lobbying expenditures of $2,000 or less?	N/A	85b		
	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.				
c	Dues, assessments, and similar amounts from members	85c N/A			
d	Section 162(e) lobbying and political expenditures	85d N/A			
e	Aggregate nondeductible amount of section 6033(e)(1)(A) dues notices	85e N/A			
f	Taxable amount of lobbying and political expenditures (line 85d less 85e)	85f N/A			
g	Does the organization elect to pay the section 6033(e) tax on the amount on line 85f?	N/A	85g		
h	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?	N/A	85h		
86	*501(c)(7) organizations.* Enter: a Initiation fees and capital contributions included on line 12	86a N/A			
b	Gross receipts, included on line 12, for public use of club facilities	86b N/A			
87	*501(c)(12) organizations.* Enter: a Gross income from members or shareholders	87a N/A			
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
89 a	*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.				
b	*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
c	Enter: Amount of tax imposed on the organization managers or disqualified persons during the year under sections 4912, 4955, and 4958	▶ 0.			
d	Enter: Amount of tax on line 89c, above, reimbursed by the organization	▶ 0.			

90 a List the states with which a copy of this return is filed ▶ NY

b Number of employees employed in the pay period that includes March 12, 2005 — 90b 21

91 a The books are in care of ▶ RAINAH BERLOWITZ Telephone no ▶ 212-972-4788

Located at ▶ 122 EAST 42ND STREET NEW YORK, NY ZIP + 4 ▶ 10168

			Yes	No
b	At any time during the calendar year, did the organization have an interest in or a signature or other authority over a financial account in a foreign country (such as a bank account, securities account, or other financial account)? If "Yes," enter the name of the foreign country ▶ N/A. See the instructions for exceptions and filing requirements for **Form TD F 90-22.1,** Report of Foreign Bank and Financial Accounts.	91b		X
c	At any time during the calendar year, did the organization maintain an office outside of the United States? If "Yes," enter the name of the foreign country ▶ N/A	91c		X

92 *Section 4947(a)(1) nonexempt charitable trusts filing Form 990 in lieu of* **Form 1041**- Check here ▶ ☐ and enter the amount of tax-exempt interest received or accrued during the tax year ▶ 92 N/A

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

Note: *Enter gross amounts unless otherwise indicated*	Unrelated business income (A) Business code	Unrelated business income (B) Amount	Excluded by section 512, 513, or 514 (C) Exclusion code	Excluded by section 512, 513, or 514 (D) Amount	(E) Related or exempt function income
93 Program service revenue:					
a PROGRAM INCOME					222,713.
b					
c					
d					
e					
f Medicare/Medicaid payments					
g Fees and contracts from government agencies					
94 Membership dues and assessments					
95 Interest on savings and temporary cash investments			14	8,428.	
96 Dividends and interest from securities					
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 personal property					
99 Other investment income					
100 Gain or (loss) from sales of assets other than inventory			18	-975.	
101 Net income or (loss) from special events					
102 Gross profit or (loss) from sales of inventory					
103 Other revenue:					
a MISCELLANEOUS					1,274.
b					
c					
d					
e					
104 Subtotal (add columns (B), (D), and (E))		0.		7,453.	223,987.
105 **Total** (add line 104, columns (B), (D), and (E)) ▶					231,440.

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 the 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)
	SEE STATEMENT 10

Part IX Information Regarding Taxable Subsidiaries and Disregarded Entities *(See the 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 the 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

▶ Joseph F. McDonald | 3/28/2007 | ▶ JOSEPH F. MCDONALD TREASURER

Signature of officer | Date | Type or print name and title

Paid Preparer's Use Only

Preparer's signature ▶ [signature] | Date 3/20/07 | Check if self-employed ▶ ☐ | Preparer's SSN or PTIN

Firm's name (or yours if self-employed), address, and ZIP + 4 ▶ LUTZ AND CARR, CPA'S LLP
300 EAST 42ND STREET
NEW YORK, NY 10017

EIN ▶

Phone no ▶ 212 697 2299

523163 02-03-06

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 4947(a)(1) Nonexempt Charitable Trust

Supplementary Information-(See separate instructions.)

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

OMB No 1545-0047

2005

Name of the organization: EDUCATION THROUGH MUSIC, INC.

Employer identification number: 13 3613210

Part I **Compensation of the Five Highest Paid Employees Other Than Officers, Directors, and Trustees**
(See page 1 of the 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 & deferred compensation	(e) Expense account and other allowances
STEPHEN HERX 122 EAST 42ND STREET - #1622, NEW YOR	DIR OF PROGRM 40.00	63,000.	0.	0.
RAINAH BERLOWITZ 122 EAST 42ND STREET - #1622, NEW YOR	DIR OF OPERA 40.00	54,836.	0.	0.
Total number of other employees paid over $50,000 ▶	0			

Part II-A **Compensation of the Five Highest Paid Independent Contractors for Professional Services**
(See page 2 of the 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
PHILLIBER RESEARCH ASSOCIATES 16 MAIN STREET, ACCORD, NEW YORK 12404	PROGRAM EVALUATION	80,000.
Total number of others receiving over $50,000 for professional services ▶	0	

Part II-B **Compensation of the Five Highest Paid Independent Contractors for Other Services**
(List each contractor who performed services other than professional services, whether individuals or firms If there are none, enter "None" See page 2 of the instructions)

(a) Name and address of each independent contractor paid more than $50,000	(b) Type of service	(c) Compensation
NONE		
Total number of other contractors receiving over $50,000 for other services ▶	0	

Part III Statements About Activities (See page 2 of the 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 ▶ $ ______ $ ______ (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
	d Payment of compensation (or payment or reimbursement of expenses if more than $1,000)? SEE STATEMENT 12	2d	X	
	e Transfer of any part of its income or assets?	2e		X
3	a 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	
	c During the year, did the organization receive a contribution of qualified real property interest under section 170(h)?	3c		X
4	a 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

Part IV Reason for Non-Private Foundation Status (See pages 3 through 6 of the 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)** sections 501(c)(4), (5), or (6), if they meet the test of section 509(a)(2) Check the box that describes the type of supporting organization ▶ ☐ Type 1 ☐ Type 2 ☐ Type 3

Provide the following information about the supported organizations (See page 6 of the 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 page 6 of the instructions)

Part IV-A **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) 2004	(b) 2003	(c) 2002	(d) 2001	(e) Total
15 Gifts, grants, and contributions received (Do not include unusual grants See line 28)	698,851.	554,623.	598,086.	742,361.	2,593,921.
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	162,477.	192,088.	154,752.	91,084.	600,401.
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	5,732.	4,861.	5,264.	2,752.	18,609.
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 STATEMENT 13 80.	803.	883.
23 Total of lines 15 through 22	867,060.	751,572.	758,182.	837,000.	3,213,814.
24 Line 23 minus line 17	704,583.	559,484.	603,430.	745,916.	2,613,413.
25 Enter 1% of line 23	8,671.	7,516.	7,582.	8,370.	

26 **Organizations described on lines 10 or 11:** a Enter 2% of amount in column (e), line 24 ▶ 26a 52,268.

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 2001 through 2004 exceeded the amount shown in line 26a **Do not file this list with your return.** Enter the total of all these excess amounts ▶ 26b 385,964.

c Total support for section 509(a)(1) test Enter line 24, column (e) ▶ 26c 2,613,413.

d Add Amounts from column (e) for lines 18 18,609. 19 ______ 22 883. 26b 385,964. ▶ 26d 405,456.

e Public support (line 26c minus line 26d total) ▶ 26e 2,207,957.

f **Public support percentage (line 26e (numerator) divided by line 26c (denominator))** ▶ 26f 84.4856 %

27 **Organizations described on line 12:** 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 N/A

(2004) (2003) (2002) (2001)

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 11b, 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 N/A

(2004) (2003) (2002) (2001)

c Add Amounts from column (e) for lines 15 ______ 16 ______ 17 ______ 20 ______ 21 ______ ▶ 27c N/A

d Add Line 27a total ______ and line 27b total ______ ▶ 27d N/A

e Public support (line 27c total minus line 27d total) ▶ 27e N/A

f Total support for section 509(a)(2) test Enter amount on line 23, column (e) ▶ 27f N/A

g **Public support percentage (line 27e (numerator) divided by line 27f (denominator))** ▶ 27g N/A %

h **Investment income percentage (line 18, column (e) (numerator) divided by line 27f (denominator))** ▶ 27h N/A %

28 **Unusual Grants:** For an organization described in line 10, 11, or 12 that received any unusual grants during 2001 through 2004, 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

NONE

Part V **Private School Questionnaire** (See page 7 of the instructions) N/A
(To be completed ONLY by schools that checked the box on line 6 in Part IV)

			Yes	No
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		
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?	31		
	If "Yes," please describe, if "No," please explain (If you need more space, attach a separate statement)			
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)			
34 a	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		

Part VI-A Lobbying Expenditures by Electing Public Charities (See page 9 of the instructions) N/A

(To be completed ONLY by an eligible organization that filed Form 5768)

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
		N/A	
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 -	41		
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		

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
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

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 on page 11 of the instructions)

Lobbying Expenditures During 4-Year Averaging Period N/A

Calendar year (or fiscal year beginning in) ▶	(a) 2005	(b) 2004	(c) 2003	(d) 2002	(e) Total
45 Lobbying nontaxable amount					0.
46 Lobbying ceiling amount (150% of line 45(e))					0.
47 Total lobbying expenditures					0.
48 Grassroots nontaxable amount					0.
49 Grassroots ceiling amount (150% of line 48(e))					0.
50 Grassroots lobbying expenditures					0.

Part VI-B Lobbying Activity by Nonelecting Public Charities

(For reporting only by organizations that did not complete Part VI-A) (See page 11 of the instructions) N/A

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			
b Paid staff or management (Include compensation in expenses reported on lines c through h.)			
c Media advertisements			
d Mailings to members, legislators, or the public			
e Publications, or published or broadcast statements			
f Grants to other organizations for lobbying purposes			
g Direct contact with legislators, their staffs, government officials, or a legislative body			
h Rallies, demonstrations, seminars, conventions, speeches, lectures, or any other means			
i Total lobbying expenditures (Add lines c through h.)			0.

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

Part VII Information Regarding Transfers To and Transactions and Relationships With Noncharitable Exempt Organizations (See page 12 of the instructions)

51 Did the reporting organization directly or indirectly engage in any of the following with any other organization described in section 501(c) of the Code (other than section 501(c)(3) organizations) or in section 527, relating to political organizations?

		Yes	No
a Transfers from the reporting organization to a noncharitable exempt organization of			
(i) Cash	51a(i)		X
(ii) Other assets	a(ii)		X
b Other transactions			
(i) Sales or exchanges of assets with a noncharitable exempt organization	b(i)		X
(ii) Purchases of assets from a noncharitable exempt organization	b(ii)		X
(iii) Rental of facilities, equipment, or other assets	b(iii)		X
(iv) Reimbursement arrangements	b(iv)		X
(v) Loans or loan guarantees	b(v)		X
(vi) Performance of services or membership or fundraising solicitations	b(vi)		X
c Sharing of facilities, equipment, mailing lists, other assets, or paid employees	c		X

d If the answer to any of the above is "Yes," complete the following schedule Column (b) should always show the fair market value of the goods, other assets, or services given by the reporting organization If the organization received less than fair market value in any transaction or sharing arrangement, show in column (d) the value of the goods, other assets, or services received N/A

(a) Line no	(b) Amount involved	(c) Name of noncharitable exempt organization	(d) Description of transfers, transactions, and sharing arrangements

52 a 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 (other than section 501(c)(3)) or in section 527? ▶ ☐ Yes ☒ No

b If "Yes," complete the following schedule N/A

(a) Name of organization	(b) Type of organization	(c) Description of relationship

2005 DEPRECIATION AND AMORTIZATION REPORT

FORM 990 PAGE 2 990

Asset No	Description	Date Acquired	Method	Life	Line No	Unadjusted Cost Or Basis	Bus % Excl	* Reduction In Basis	Basis For Depreciation	Accumulated Depreciation	Current Sec 179	Amount Of Depreciation
1	INSTRUMENTS	VARIES	SL	5.00	16	85,530.			85,530.	58,677.		8,551.
2	EQUIPMENT	VARIES	SL	5.00	16	38,984.			38,984.	20,219.		6,000.
	* TOTAL 990 PAGE 2 DEPR					124,514.		0.	124,514.	78,896.	0.	14,551.

528102
01-06-06

(D) - Asset disposed

* ITC, Section 179, Salvage, Bonus, Commercial Revitalization Deduction, GO Zone

FORM 990 GAIN (LOSS) FROM PUBLICLY TRADED SECURITIES STATEMENT 1

DESCRIPTION	GROSS SALES PRICE	COST OR OTHER BASIS	EXPENSE OF SALE	NET GAIN OR (LOSS)
SALES OF SECURITIES AND MUTUAL FUNDS	84,663.	85,638.	0.	-975.
TO FORM 990, PART I, LINE 8	84,663.	85,638.	0.	-975.

FORM 990 SPECIAL EVENTS AND ACTIVITIES STATEMENT 2

DESCRIPTION OF EVENT	GROSS RECEIPTS	CONTRIBUT. INCLUDED	GROSS REVENUE	DIRECT EXPENSES	NET INCOME
CHILDREN'S BENEFIT HELD ON MAY 5, 2006	226,387.	148,113.	78,274.	78,274.	0.
TO FM 990, PART I, LINE 9	226,387.	148,113.	78,274.	78,274.	0.

FORM 990 OTHER CHANGES IN NET ASSETS OR FUND BALANCES STATEMENT 3

DESCRIPTION	AMOUNT
UNREALIZED GAIN ON INVESTMENTS	2,720.
TOTAL TO FORM 990, PART I, LINE 20	2,720.

FORM 990 OTHER EXPENSES STATEMENT 4

DESCRIPTION	(A) TOTAL	(B) PROGRAM SERVICES	(C) MANAGEMENT AND GENERAL	(D) FUNDRAISING
CONTRACTED ARTS INSTRUCTION	32,250.	32,250.		
STAFF DEVELOPMENT & TEACHER ARTIST TRAINING	3,244.	2,614.	383.	247.
BOOKKEEPING	2,713.		2,713.	
PROMOTIONAL MATERIALS	11,208.	11,208.		

INSURANCE	10,942.	8,699.	1,149.	1,094.
PROGRAM EVALUATION	80,007.	80,007.		
MISCELLANEOUS	8,802.	2,013.	6,536.	253.
RECRUITING	2,200.	51.	2,149.	
PROGRAM MATERIALS & SUPPLIES	19,429.	19,429.		
INDIRECT BENEFIT & FUNDRAISING EXPENSE	17,341.			17,341.
OTHER CONSULTANTS	9,675.	7,523.	2,152.	
TOTAL TO FM 990, LN 43	197,811.	163,794.	15,082.	18,935.

FORM 990 OFFICER COMPENSATION ALLOCATION PART II, LINE 25 STATEMENT 5

NAME OF OFFICER, ETC.	COMPENSATION	EMPLOYEE BEN. PLANS	EXPENSE ACCOUNTS	TOTALS
KATHERINE DAMKOHLER	119,271.			119,271.
A. PROGRAM SERVICES	96,610.			96,610.
B. MANAGEMENT AND GENERAL	15,505.			15,505.
C. FUNDRAISING	7,156.			7,156.

TOTAL PROGRAM SERVICES	96,610.
TOTAL MANAGEMENT AND GENERAL	15,505.
TOTAL FUNDRAISING	7,156.
TOTAL OFFICER, ETC., COMPENSATION INCLUDED ON PARTS V-A AND V-B	119,271.

FORM 990 STATEMENT OF ORGANIZATION'S PRIMARY EXEMPT PURPOSE PART III STATEMENT 6

EXPLANATION

THE ORGANIZATION WAS ESTABLISHED TO PROMOTE MUSIC EDUCATION IN SCHOOLS TO SUPPORT OVERALL STUDENT ACHIEVEMENT. SEE STATEMENT A.

FORM 990 OTHER INVESTMENTS STATEMENT 7

DESCRIPTION	VALUATION METHOD	AMOUNT
MUTUAL FUNDS	MARKET VALUE	133,616.
TOTAL TO FORM 990, PART IV, LINE 56, COLUMN B		133,616.

FORM 990 DEPRECIATION OF ASSETS NOT HELD FOR INVESTMENT STATEMENT 8

DESCRIPTION	COST OR OTHER BASIS	ACCUMULATED DEPRECIATION	BOOK VALUE
INSTRUMENTS	85,530.	67,228.	18,302.
EQUIPMENT	38,984.	26,219.	12,765.
TOTAL TO FORM 990, PART IV, LN 57	124,514.	93,447.	31,067.

FORM 990 PART V-A - LIST OF OFFICERS, DIRECTORS, TRUSTEES AND KEY EMPLOYEES STATEMENT 9

NAME AND ADDRESS	TITLE AND AVRG HRS/WK	COMPEN-SATION	EMPLOYEE BEN PLAN CONTRIB	EXPENSE ACCOUNT
KATHERINE DAMKOHLER 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	EXECUTIVE DIRECTOR 40.00	119,271.	0.	0.
TALIA GRIEP 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
ROBERT R. COBY 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
KATHERINE ELLIOTT 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
VICTOR GOLDBERG 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
CARMELA HAKLISCH 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
WALTER J. HANDELMAN 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	SECOND VICE-CHAIRMAN 1.00	0.	0.	0.

ALEXANDRA S. PARKER 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
MARA L. KLEIN 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
ANDREW J. MALIK 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
ELDON C. MAYER 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	FIRST VICE-CHAIRMAN 1.00	0.	0.	0.
JOSEPH F. MCDONALD 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	TREASURER 1.00	0.	0.	0.
EDWARD J. PETNER 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
EDMUND R. SCHROEDER 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	CHAIRMAN 1.00	0.	0.	0.
MARY LISANTI 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
PATRICIA STEELE 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
EMILY H. SUSSKIND 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
NANCY NORTHERN 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
DENNIS OAKLEY 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
MICHAEL SCHAEFER 122 EAST 42ND STREET, NO. 1622 NEW YORK, NY 10168	BOARD OF DIRECTOR MEMBER 1.00	0.	0.	0.
TOTALS INCLUDED ON FORM 990, PART V-A		119,271.	0.	0.

FORM 990 PART VIII - RELATIONSHIP OF ACTIVITIES TO ACCOMPLISHMENT OF EXEMPT PURPOSES STATEMENT 10

LINE	EXPLANATION OF RELATIONSHIP OF ACTIVITIES
93A	PROGRAM INCOME- INCOME FROM PROVIDING MUSIC INSTRUCTION TO CHILDREN
93A	AND MUSIC EDUCATION RELATED PROFESSIONAL DEVELOPMENT TO ACADEMIC AND
93A	MUSIC FACULTIES.
103A	MISCELLANEOUS INCOME- INCOME GENERATED FROM INCIDENTAL ACTIVITIES
103A	RELATED TO THE ORGANIZATION'S MISSION

FOOTNOTES STATEMENT 11

THE ORGANIZATION HAS A VOLUNTARY SALARY REDUCTION TAX DEFERRED ANNUNITY PLAN FOR THE BENEFIT OF ALL QUALIFYING EMPLOYEES. THE ORGANIZATION CAN MAKE A DISCRETIONARY MATCHING CONTRIBUTION. THE ORGANIZATION DID NOT MAKE A MATCHING CONTRIBUTION TO THE PLAN IN 2005 OR 2006.

SCHEDULE A — EXPLANATION OF TRANSACTIONS — STATEMENT 12
PART III, LINE 2D

KATHERINE A. DAMKOHLER, EXEECUTIVE DIRECTOR RECEIVED A SALARY OF $119,271. HER SALARY WAS SET BY THE BOARD OF DIRECTORS AND DETERMINED TO BE COMMENSURATE WITH HER DUTIES AND RESPONSIBILITIES.

SCHEDULE A — OTHER INCOME — STATEMENT 13

DESCRIPTION	2004 AMOUNT	2003 AMOUNT	2002 AMOUNT	2001 AMOUNT
MISCELLANEOUS	0.	0.	80.	803.
TOTAL TO SCHEDULE A, LINE 22	0.	0.	80.	803.

September 2006

Education Through Music, Inc.
E. Program Service Accomplishments 2005-06

During the 2005-2006 school year, Education Through Music (ETM®) worked to support student learning in music and in all areas, and to build capacity among school and community members to sustain programs. ETM used music to improve the education of more than 6,000 students through partnerships with 12 New York City schools. We helped bring quality music education to additional children, through advisory services to schools in the St. Louis and California Bay Areas.

ETM's partnership program activities provided:

- Students with comprehensive, skills-based music instruction on a weekly basis throughout the school year
- Teaching artists and music teachers with ongoing training, oversight and mentoring
- Academic teachers with professional development opportunities
- Principals with leadership guidance
- Parents and community members with information about their school's music program

These activities have supported improvements in:

- Student achievement and attitudes
- Quality of instruction, including
  - Teaching artists' ability to be effective educators
  - Collaboration and coordination between teaching artists and academic teachers
- Schools' progress toward sustaining programs

Program Expansion

In September, ETM began new partnerships with four schools in the Bronx: P.S. 76, P.S. 121, St. Brendan, and St. Clare. These new partnerships alone involved more than 2,000 students.

ETM's training for brand-new teaching artists was lengthened to five days. All teaching artist training took place in donated spaces this year, freeing up resources to strengthen other aspects of training. Additionally, a grant restricted to instruments and other supplies enabled ETM to provide teaching artists with more materials for direct use in the classroom than ever before.

To support the growth of local programs, ETM created a new position and welcomed Chris Marolf as Field Supervisor. Mr. Marolf's background combines both education and music; he holds a BME in Music Education from Wichita State University, *summa cum laude*, has worked as an ETM teaching artist since 2002, and performs string bass in various New York City bands. This year, Mr. Marolf split his time between continuing as a teaching artist and assisting the Director of Programs with training, resource development, and observing and mentoring teaching artists in the field.

New Projects

The United States Department of Education (USDOE) awarded ETM a three-year grant as part of its "Arts in Education Model Development and Dissemination Grant Program." ETM was one of only 14 recipients nationwide. The grant period began in

October and supports external evaluation, resource development, and enhancements to our technology infrastructure.

Philliber Research Associates (PRA), which began an external evaluation of ETM's programs in 2004, will now be able to extend these activities through 2008. This year, PRA conducted interviews with principals, interviews and surveys of students, surveys of parents, and focus groups of teachers and teaching artists. They are analyzing data collected by ETM, such as music skills assessments of students, evaluations of teaching artists, surveys by teachers, principals and teaching artists, and evaluations from training and professional development workshops. PRA is also working with schools to collect standardized testing and report card data.

Based on ETM's revised curriculum, the Director of Programs, Field Supervisor, select teaching artists, and consultants met during the year to establish expected outcomes for grades K-5 in the following categories: Ensemble and Performance Skills, Rhythm (duration), Melody (pitch), Other Elements of Music (includes vocabulary, forms, etc.), and Social Studies Connections. With feedback from classroom teachers at five partner schools, the group also began drafting curriculum maps for K-5. ETM held 18 hours of teacher review panels in July, where classroom teachers and teaching artists worked together to develop lesson plans, worksheets, curriculum maps and integrated units. These materials will be the first draft of a resource manual for use in the classroom. Classroom teachers were overwhelmingly positive about this experience. As one wrote, "I now see how easy it is to integrate the program with my regular curriculum." ETM staff also began work on a manual for principals and school leadership and gathered input from principals and educational consultants.

Technology enhancements during the three-year period will support communication among constituents, and sharing of knowledge and resources, both within ETM's network and with the public at large. We have identified consultants, equipment and software to lay the groundwork for these developments and look forward to getting valuable tools and resources online in the coming years.

Music Instruction

Partner school students received weekly or biweekly instruction in one or more of the following disciplines: choral and general music, early childhood music and movement, violin, cello, recorder, keyboard and music therapy. Teaching artists approached their disciplines as subjects that require knowledge and skills, making use of ETM's curriculum, which continues to follow New York State and National arts learning standards. Music skills assessments were conducted in the fall and spring of randomly selected students, to gauge students' knowledge as well as the curriculum's efficacy.

In addition to gaining musical skills, students have developed in other areas. For example, academic teachers credited ETM with supporting improvements in students' ability to work cooperatively, listen, and complete tasks, as well as their confidence, decision making, interpretation, self-esteem, attention to detail, sense of achievement, and interest in school.

Academic teachers and principals noted the important role that ETM has taken on in their schools:

> *"The program has been an excellent addition to our school curriculum. It is wonderful to see the children look forward to music class each week."*
>
> *–Classroom teacher*

> *"[ETM has]: 1) Electrified and enlivened school spirit; 2) Enhanced parental support/pride; 3) Enhanced other subject areas; 4) Enriched my pride in being principal of a school that has such a wonderful program."*
>
> *–Principal*

Performance and Enrichment Opportunities

Students at each school performed in winter and spring concerts for peers, family and community members. Additional performance opportunities included assemblies during Black History Month and concerts at community events, senior citizen centers and local restaurants.

To enrich students' music instruction, singers and pianists sponsored by the Marilyn Horne Foundation visited partner schools to perform and answer questions. ETM also continued its relationship with the Usdan Center for the Creative and Performing Arts, which provided scholarships to 17 enthusiastic and talented students from ETM partner schools for the center's summer day camp in Long Island. ETM began a new collaboration with Ten O'clock Classics, to provide free after-school instrumental lessons to recommended students.

Training: Teaching Artists, Academic Teachers and Principals

ETM's New Hire Training and Teaching Artist Academy completed its seventh year, providing teaching artists with ongoing training to be effective educators in the classroom. New teaching artists attended a five-day clinic in August and both returning and new teaching artists attended three days of workshops in September, with Dr. Peggy Bennett from Oberlin Conservatory as the keynote presenter. Training covered lesson planning, assessment, classroom management, integration, questioning techniques, curriculum mapping and other topics. Teaching artists then attended three six-hour workshops during the school year, were observed and evaluated on a monthly basis by program staff, and received ongoing mentoring.

Teaching artists responded positively to training. After attending the August sessions, one artist wrote, "I wouldn't have thought all of this through on my own right away. It was great to bounce ideas off of each other." Another wrote, "I feel so much more confident about entering the classroom after these seminars."

Partner school academic teachers received professional development workshops facilitated by ETM staff. Workshops at newer partner schools provided information on ETM's philosophy, the program in place at the school, and the role of the academic teachers. For teachers who were already familiar with ETM, workshops focused on integration strategies and collaboration, including how academic teachers can use the teaching artists as a resource, so that children benefit from integrated, interdisciplinary lessons.

The McGraw-Hill Companies sponsored speakers and donated materials to ETM's annual "Teachers Institute," which took place in October and drew approximately 75 teachers, parents and principals. McGraw-Hill's speakers addressed using music to achieve early literacy and sequencing skills. Afternoon sessions, taught by ETM teaching artists, included introductory singing and instrumental classes and workshops on applications of general music in the classroom at different grade levels. One participant remarked, "All of the workshops were great! They were all engaging, vibrant, and entertaining, as well as very informative and useful."

Principals received ongoing guidance from ETM staff on how to embrace arts instruction, make it part of the school culture, and create the resources necessary for sustaining programs. Principals also attended group meetings about the external evaluation project, curriculum revisions, and general program management issues.

Integration & Collaboration

Collaboration between teaching artists and academic teachers helps them to be aware of one another's curricular plans and needs. Teaching artists can then plan music lessons that support students' academic work, and academic teachers can use the artist as a resource to enrich academic lessons. To foster these relationships, ETM encouraged schools to schedule planning sessions between academic teachers and teaching artists. Contact included formal meetings, meetings before and after class, common prep periods, lunch conversations, and written communication. With the teaching artists and academic teachers working together, students have had the opportunity to see different approaches to the same topics, themes, and skills. Their learning transfers to support skills in academic areas as well as overall development.

Teaching artists and academic teachers cited examples of collaborating and integrating music with subjects including social studies, reading, writing, math and science. Skills developed in music class can reinforce academic lessons; for example, reading, listening, and writing in music class support language arts, poetry and songs support learning about syllables and rhythm, and music history timelines support social studies and composition skills. Teachers also reported incorporating music into lessons on Black History, Hispanic, and Women's Months, as well as the Harlem Renaissance.

Sustaining Programs

ETM's approach to sustainability is two-fold. There must be cultural change within the school and community so that arts are valued, and there must be financial resources. When these elements are achieved, arts programs will stay in place and be part and parcel of the school– not isolated.

ETM has addressed the need for systemic cultural change through the principal and teacher training described above, and through raising awareness of parents and community members – to help them understand how important arts can be to children and what they each can do. Parents learn about ETM when attending parents' nights and concerts, through talks by the principals, ETM and school staff. School newsletters or other mailings home to parents have included information on the music program, and performances by students at local nursing homes or local events have made the program visible to community members. In a survey in June, parent comments included, "The music classes made the school more motivating for [my child], and I think that arts opens up the mind for other disciplines," and "Thank you for opening [my child] up to a new world of music."

ETM has addressed the need for finances by working with principals, parent committees and school leadership teams to develop strategies, including establishing fundraising entities and identifying potential community and business partners. This year, each partner school provided some level of financial support for their music programs, by directly funding a portion of music teacher salaries and/or through a payment to ETM; sources included parent-raised money, contributions from local businesses, and Project ARTS funding; some parent groups also raised money for programs.

Activities Beyond New York

ETM worked to serve children beyond our local partner schools by helping other schools and organizations improve their own arts education programs. This included professional development, as well as advice on school-wide programming

ETM presented professional development workshops in October to academic teachers within the Archdiocese of New York and in June to the two St. Louis area parochial schools we have been advising since 1999 and 2004.

A group of seven disadvantaged parochial schools in the California Bay Area completed its first year of implementing the Dominican Schools Music Project (DSMP) – a school-wide music instruction program based on ETM's methodology. The schools employ a DSMP Director to manage the project, and have a separate grant to hire ETM to provide advice and services. In addition to ongoing communication, ETM staff visited during the year to assess the project, make recommendations, and provide professional development.

ETM's Strategic Planning Committee developed a design for establishing independent, affiliate organizations, which could bring ETM's model to new communities while enabling ETM to continue devoting its own resources to New York City. We are in discussion with potential candidates to pilot this.

Future Plans

ETM will expand to serve additional New York City children by taking on new inner-city partner schools in September 2006. We anticipate serving over 7,000 children in 15 schools. We look forward to continuing our projects supported by the USDOE grant, to strengthen resource materials, evaluation, documentation, and dissemination. These developments will improve the quality of our services to children as well as our ability to share the ETM model with others.

Thanks to the support of contributors, ETM expanded and improved services to its partner schools and to those outside our partnership network. We educated children, improved teaching, developed schools' capacities to independently maintain the arts as an integral part of their school culture, and assisted others in pursuing similar goals.

PROGRAM SERVICE COSTS: $902,814

NAME: Education Through Music, Inc.

EIN: 13-3613210

FORM: 990

YEAR ENDED: 8/31/2006

AT June 22, 2006 MEETING OF THE BOARD OF DIRECTORS, SEVERAL CHANGES WERE MADE TO THE BY-LAWS.

SEE ATTACHED CONFORMED COPY OF RESTATED BY-LAWS.

I HEREBY CERTIFY THAT THE ATTACHED COPIES OF THE BY-LAWS ARE COMPLETE AND ACCURATE COPIES OF THE ORIGINAL.

Joseph F. McDonald	Treasurer	3/28/2007
SIGNATURE	TITLE	DATE

BY-LAWS

OF

EDUCATION THROUGH MUSIC, INC.

(Amended through September 21, 2006)

ARTICLE I

Offices

The principal office of the Corporation shall be as set out in the Certificate of Incorporation of the Corporation, and the Corporation may have other offices within or without the State of New York as the Board of Directors of the Corporation (herein called the "Board") may from time to time determine.

ARTICLE II

Members

SECTION 2.1. Membership. This is a Type B corporation within the meaning of Section 201 of the Not-for-Profit Corporation Law. As permitted by Section 601(a) of the Not-for-Profit Corporation Law, the Corporation shall have no members.

ARTICLE III

Board of Directors

SECTION 3.1. General Powers. The affairs of the Corporation shall be managed by, or under the direction of, the Board, which shall have all the powers and duties enumerated in the Not-For-Profit Corporation Law of the State of New York.

SECTION 3.2. Qualification and Number. Each director shall be at least eighteen years of age. The number of directors constituting the entire Board shall be such number as the Board may from time to time determine, but not fewer than twelve nor more than thirty.

SECTION 3.3. Election and Term. Commencing at the annual meeting of the Board in 2003, the Board shall be divided into three classes, with as nearly as possible an equal number of members in each class, one such class to hold office until the annual meeting of the Board in 2004, another to hold office until the annual meeting of the Board in 2005 and the third to hold office until the annual meeting of the Board in 2006; and at each such annual meeting, the Board shall elect directors in each such class. Each director shall hold office until the expiration of the term for which he or she was elected, and until his or her successor (if any) has been elected and qualified.

SECTION 3.4 Annual Meetings. The annual meeting of the Board in each year shall be held in May, or at such other time and at such place as may be prescribed by the Board, for the election of directors and the transaction of such other business as may come before the meeting.

SECTION 3.5 Special Meetings. Special meetings of the Board may be called at any time by the Chairman of the Board or by any director upon written demand of not less than one-fifth of the entire Board. The Chairman of the Board may fix any place, either within or without the State of New York, as the place for holding any special meeting of the Board.

SECTION 3.6 Notice.

(a) Notice of any meeting of the Board shall be given at least ten days prior thereto by written notice delivered personally or sent by confirmed facsimile transmission, by electronic mail, by overnight delivery or by first class mail, to each director at his or her address as shown by the records of the Corporation.

(b) Notice of any meeting of the Board may be waived in a writing signed by the person or persons entitled to the notice either before or after the time of the meeting.

(c) The attendance of a director at a meeting shall constitute a waiver of notice of such meeting, except where a director attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened.

(d) Neither the business to be transacted at, nor the purpose of, any meeting of the Board need be specified in the notice or waiver of notice of such meeting, unless specifically required by law or these By-Laws.

SECTION 3.7 Quorum. One-third of the members of the Board then in office shall constitute a quorum for the transaction of business at any meeting of the Board, provided that a majority of the directors present, whether or not a quorum is present, may adjourn the meeting to another time and place. At any adjourned meeting at which a quorum is present any business may be transacted which might have been transacted at the meeting as originally called.

SECTION 3.8. Manner of Acting. The act of a majority of the directors present at a meeting at which a quorum is present shall be the act of the Board, unless the act of a greater number is required by law, these By-Laws, the Certificate of Incorporation or a resolution of the

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Board. Any one or more members of the Board may participate in a meeting of the Board by means of conference telephone or similar communications equipment allowing all persons participating in the meeting to hear each other at the same time, and participation in a meeting pursuant to such means shall constitute presence in person at such meeting.

SECTION 3.9 Action by Unanimous Written Consent in Lieu of a Meeting. Any action required or permitted to be taken by the Board may be taken without a meeting if all members of the Board consent in writing to the adoption of a resolution authorizing the action.

SECTION 3.10. Vacancies. Any vacancies occurring on the Board or any directorships to be filled by reason of an increase in the number of directors shall be filled by vote of a majority of the directors then in office, regardless of their number. A director elected to fill a vacancy shall be elected for the unexpired term of his or her predecessor. A director elected by reason of an increase in the number of directors shall hold office until the expiration of the term for which he or she was elected and until his or her successor (if any) has been elected and qualified as herein provided.

SECTION 3.11. Compensation. Directors shall not be entitled to receive compensation for their services as Directors. Nothing herein contained shall be construed to preclude any director from being reimbursed for reasonable traveling expenses and other disbursements made on behalf of the Corporation or to preclude any director from serving the Corporation in any other capacity and receiving reasonable compensation therefor.

SECTION 3.12. Removal. Any director may be removed for cause by vote of a majority of all directors then in office.

SECTION 3.13 Resignation Any director may resign from the Board by delivering a written resignation to the Executive Director or Secretary of the Corporation. Such resignation shall take effect at the time specified therein, and acceptance thereof shall not be necessary to make it effective.

SECTION 3.14. Advisory Committee. The Board may at any time and from time to time elect one or more persons to serve at the pleasure of the Board as members of an Advisory Committee. The Advisory Committee shall have no regular duties on behalf of the Corporation but shall be invited to advise the Board and the officers on such matters as the Board or the officers may designate from time to time.

SECTION 3.15. Committees Generally.

(a) The Board, by resolution adopted by a majority of the entire Board, shall designate from among its members an Executive Committee, a Finance and Audit Committee and a Nominating Committee, which shall be standing committees of the Board. Each such committee shall consist of three or more directors, and, to the extent provided in the resolution or in the certificate of incorporation or By-Laws, shall have all the authority of the Board, except that no such committee shall have authority as to the following matters:

(i) The filling of vacancies in the Board of Directors or in any committee;

(ii) The fixing of compensation of the directors for serving on the Board or on any committee;

(iii) The amendment or repeal of the By-Laws or the adoption of new By-Laws; or

(iv) The amendment or repeal of any resolution of the Board, unless by its terms it shall be so amendable or repealable.

(b) The Board may designate one or more directors as alternate members of any standing committee, who may replace any absent member or members at any meeting of such committee.

(c) The Board may create such special committees of the Board as it may deem desirable. The members of such committees shall be appointed by the Chairman of the Board, with the consent of the Board. Special committees shall have only the powers specifically delegated to them by the Board and in no case shall have powers which are not authorized for standing committees under this section.

(d) Each member of any committee of the Board shall serve at the pleasure of the Board.

(e) Committees, other than standing or special committees of the Board, may include persons other than Board members and shall be committees of the Corporation. Members of such committees shall be elected or appointed in the same manner as officers of the Corporation.

(f) Notice of any meeting of any committee shall be given at least one business day prior thereto either in person or by telephone, telephone facsimile transmission or electronic mail at such telephone number or electronic mail address as may be designated by each member of the committee, or at such longer time prior to the meeting, or by such other means, as such committee shall determine.

(g) Notice of any meeting of any committee may be waived in writing signed by the person or persons entitled to the notice either before or after the time of the meeting.

(h) The attendance of a member of any committee at a meeting shall constitute a waiver of notice of such meeting, except where a member of a committee attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened.

(i) Neither the business to be transacted at, nor the purpose of, any meeting of any committee need be specified in the notice or waiver of notice of such meeting, unless specifically required by law or these By-Laws.

SECTION 3.16. Quorum. A majority of the entire number of the members of any committee shall constitute a quorum for the transaction of business at any meeting of such committee.

SECTION 3.17. Manner of Acting. The act of a majority of the members of any committee present at a meeting at which a quorum is present shall be the act of such committee, unless the act of a greater number is required by law, these By-Laws or the Certificate of Incorporation. Any one or more members of any committee may participate in a meeting of such committee by means of conference telephone or similar communications equipment allowing all persons participating in the meeting to hear each other at the same time, and participation in a meeting pursuant to such means shall constitute presence in person at such meeting.

SECTION 3.18. Committee Action by Unanimous Written Consent in Lieu of a Meeting. Any action required or permitted to be taken by any committee may be taken without a meeting if all members of the committee consent in writing to the adoption of a resolution authorizing the action.

SECTION 3.19. Specific Committees.

(a) The Executive Committee shall have all of the authority of the Board, except as otherwise provided in Section 3.15(a).

(b) The Finance and Audit Committee shall:

(i) annually review, approve or disapprove, and when approved, recommend for acceptance by the Board, the annual budget of the Corporation prior to the last meeting of the Board held before the beginning of the fiscal year to which the budget relates;

(ii) continuously monitor the financial performance of the Corporation;

(iii) regularly review and present to the Board the quarterly unaudited financial reports of the Corporation;

(iv) periodically assure that the Corporation has adopted and implemented appropriate and necessary accounting rules and procedures;

(v) annually review, approve or disapprove, and, when approved, recommend for acceptance by the Board, the audited annual financial statements of the Corporation; and

(vi) annually or more often discuss and resolve any shortcomings in the Corporation's accounting procedures and financial reporting and staffing raised by the Corporation's independent public accountants.

(c) The Nominating Committee shall be responsible for preparing a slate of nominees in advance of the annual meeting each year in time for the slate to be proposed in the notice of that meeting. The slate shall include:

(i) Nominees for the class of directors whose terms will expire at the annual meeting.

(ii) Nominees, if any, to the Advisory Committee.

(iii) Nominees for the officerships provided for in the By-Laws and any other officerships that have been authorized by the Board.

In addition to the foregoing, and between annual meetings, the Nominating Committee shall identify and recruit nominees to the Board and the Advisory Committee, and shall report to the Board any recommendations it has with regard to changing the number of directors.

In making appointments to the Nominating Committee, the Chairman shall take into account the need to have continuity on this Committee so that at least one individual is carried over on the Committee from one year to the next.

ARTICLE IV

Officers

SECTION 4.1 Officers. The officers of the Corporation shall be a Chairman, an Executive Director, a Secretary, a Treasurer and such additional officers as the Board may determine. The Board may also elect or appoint such additional agents and employees as it may deem desirable. Each officer, agent, or employee elected or appointed by the Board shall have such powers and, subject to any employment agreements, perform such duties as may be prescribed by these By-Laws and as may be assigned from time to time by the Board. Any two or more offices may be held by the same person; provided, however, that no person holding two offices shall execute, issue or make any check, contract or other document acting in both capacities. Only a director of the Corporation may qualify for the office of Chairman. Other offices may, but need not, be held by directors of the Corporation.

SECTION 4.2 Election and Term of Office. The officers of the Corporation shall be elected annually by the Board at the annual meeting of the Board. If the election of officers shall not be held at such meeting, such election shall be held as soon thereafter as may be convenient. Vacancies because of death, resignation, disqualification or otherwise shall be filled or new offices created and filled at any meeting of the Board. Each officer shall hold office until the next annual meeting of directors and until his or her successor shall have been duly elected and shall have qualified or until his or her death or until he or she shall resign or shall have been removed in the manner hereinafter provided. Election of an officer shall not of itself create contract rights.

SECTION 4.3. Resignation. The Chairman of the Board may resign at any time by giving written notice to the Executive Director. Any other officer may resign at any time by giving written notice to the Chairman of the Board. Such resignation shall take effect at the date of receipt of such notice or at any later time specified therein, and unless otherwise specified therein, the acceptance of such resignation shall not be necessary to make it effective.

SECTION 4.4. Removal. Any or all officers of the Corporation may be removed at any time, with or without cause, by the Board. The power to remove agents and employees, other than agents or employees elected or appointed by the Board, may be delegated as the Board shall determine. The removal of an officer without cause shall be without prejudice to his or her contract rights, if any.

SECTION 4.5. Vacancies. Any vacancy among the officers of the Corporation may be filled for the unexpired portion of the term by the Board.

SECTION 4.6. Compensation. The compensation of the employees (other than the Executive Director) and agents of the Corporation shall be fixed from time to time by the

Executive Director, subject to review and guidelines determined by the Board. The compensation of the Executive Director shall be fixed from time to time by the Board.

SECTION 4.7. Powers and Duties in General. The officers of the Corporation shall have such authority and perform such duties in the management of the Corporation as is provided in this Article IV and as may be further prescribed by the Board. In case of the absence of any officer, agent, or employee of the Corporation, or for any other reason that the Board may deem sufficient, the Board may delegate the powers or duties of such officer, agent, or employee to any other officer or to any director for the time being.

SECTION 4.8. Chairman. The Chairman of the Board shall preside at all meetings of the Board, shall be an ex officio member of all committees of the Board and of the Corporation and shall exercise such additional duties as may be set forth in these By-Laws or as may be assigned by the Board.

SECTION 4.9. Executive Director. Subject to the direction and control of the Board, the Executive Director shall be in charge of the day-to-day operations of the Corporation (including without limitation hiring and discharging employees and agents), and shall exercise such duties as customarily pertain to the office of Executive Director or as may be set forth in these By-Laws or as may be assigned by the Board.

SECTION 4.10. Secretary. The Secretary shall: (a) record the minutes of the meetings of the Board in one or more books provided for that purpose, (b) see that all notices are duly given in accordance with the provisions of these By-Laws or as required by law, (c) be custodian of the corporate records and of the seal of the Corporation, with authority to affix the same to any instrument, the execution of which may be authorized by the Board or which may require the affixing of the corporate seal, and, when so affixed, attest the affixing by his or her signature, and (d) perform all duties incident to the office of Secretary and such other duties as

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from time to time may be assigned by the Board or, subject to the authority of the Board, by the Executive Director.

SECTION 4.11. Treasurer. The Treasurer shall be the principal accounting and financial officer of the Corporation. He or she shall: (a) have charge of and be responsible for the maintenance of adequate books of account for the Corporation, (b) have charge and custody of all funds and securities of the Corporation, and be responsible therefor, and for the receipt and disbursement thereof and (c) perform all the duties incident to the office of Treasurer and such other duties as from time to time may be assigned to him or her by the Board or, subject to the authority of the Board, by the Executive Director. The Treasurer shall render to the Board, whenever so required by the Board, an account of all his or her transactions as Treasurer and of the financial condition of the Corporation.

ARTICLE V

Indemnification of Officers and Directors

SECTION 5.1. Standing Indemnification. Except to the extent expressly prohibited by the New York Not-for-Profit Corporation Law:

(a) The Corporation shall promptly indemnify each person who is a present or former director or officer of the Corporation, who is made, or is threatened to be made, a party to any action or proceeding, whether civil or criminal or whether brought by or in the right of the Corporation, or who is a subject of a government investigation, by reason of the fact that such person (i) is or was a director or officer or (ii) in the case of a present or former director or officer, serves or served at the request of the Corporation any other corporation, partnership, joint venture, trust, employee benefit plan or other enterprise in any capacity, against judgments, fines, amounts paid in settlement and expenses, including reasonable attorneys' fees, actually and necessarily incurred in connection with such action or proceeding, or any appeal therein, or government investigation, except where a judgment or other final adjudication adverse to such person establishes that his or her acts were committed in bad faith or were the result of active and deliberate dishonesty and were material to the cause of action so adjudicated, or that he or she personally gained in fact a financial profit or other advantage to which he or she was not legally entitled; and

(b) The Corporation shall advance or promptly reimburse upon request of a person referred to in Section 5.l(a) all expenses, including reasonable attorneys' fees, actually and necessarily incurred by such person in connection with any action, proceeding or government investigation of the kind referred to in Section 5.l(a) in advance of the final disposition thereof, subject to receipt of a written undertaking by or on behalf of such person to repay such amounts if such person is ultimately found not to be entitled to indemnification under this Article or otherwise or, where indemnification is granted, to the extent the expenses so advanced or reimbursed exceed the amount to which such person is entitled, provided that such person shall cooperate in good faith with any request of the Corporation that common counsel be used by parties to any action, proceeding or government investigation who are similarly situated unless to do so would be inappropriate because of actual or potential differing interests between such parties; and

(c) A person for whom indemnification or the advancement or reimbursement of expenses is provided for under this Section may elect to have the provisions of this Article interpreted on the basis of the applicable law in effect (i) at the time of the occurrence of the event or events giving rise to the action, proceeding or government investigation, to the extent permitted by law, or (ii) at the time indemnification or advancement or reimbursement of expenses is provided or sought.

SECTION 5.2. Indemnification by Resolution or Agreement. The Corporation, by a resolution of its Board of Directors thereof or an agreement approved by the Board of Directors, may, to the fullest extent permitted by applicable law, indemnify and advance or reimburse expenses to any person, including a person entitled to indemnification pursuant to Section 5.1, but nothing herein shall limit or affect the rights of any such person under that Section.

SECTION 5.3. Enforcement.

(a) The right to be indemnified or to the advancement or reimbursement of expenses pursuant to Section 5.1 or a resolution authorized pursuant to Section 5.2 (i) is a contract right pursuant to which the person entitled thereto may bring suit as if the provisions hereof or of any such resolution were set forth in a separate written contract between the Corporation and such person, and (ii) shall continue to exist after any rescission or restrictive modification hereof or of any such resolution with respect to events occurring prior thereto.

(b) If a request to be indemnified or for the advancement or reimbursement of expenses pursuant to Section 5.1 or a resolution or agreement authorized by Section 5.2 is not paid in full by the Corporation within thirty days after a written claim has been received by an officer of the Corporation therefor and the claimant thereafter brings suit against the Corporation to recover the unpaid amount of the claim which is successful in whole or in part, the Corporation shall be obligated to pay the claimant the expenses, including reasonable attorneys' fees, of actually prosecuting such claim.

SECTION 5.4. General.

(a) The indemnification or advancement or reimbursement of expenses granted pursuant to or provided by the provisions of this Article V shall be in addition to and shall not be exclusive of any other rights to indemnification and advancement or reimbursement of expenses to which such person may otherwise be entitled by law, certificate of incorporation, by-law, insurance policy, contract or otherwise.

(b) For purposes of this Article V, the terms: (i) "the Corporation" shall include any legal successor to the Corporation, including any corporation or other entity which acquires all or substantially all of the assets of the Corporation in one or more transactions; and (ii) "person" shall include the personal representatives of a person.

ARTICLE VI

Contracts, Checks, Deposits and Funds

SECTION 6.1. Contracts. The Board may authorize any officer or officers, agent or agents of the Corporation, in addition to the officers so authorized by these By-Laws, to enter into any contract or execute and deliver any instrument in the name of and on behalf of the Corporation and such authority may be general or confined to specific instances. In the absence of any such determination by the Board, contracts shall be signed by any two officers of the Corporation, at least one of whom shall be the Chairman of the Board, a Vice Chairman of the Board, the Executive Director or the Treasurer.

SECTION 6.2. Checks, Drafts, Etc. All checks, drafts or other orders for the payment of money, notes or other evidences of indebtedness issued in the name of the Corporation, shall be signed by such officer or officers, agent or agents of the Corporation and in such manner as shall from time to time be determined by the Board. In the absence of such determination by the Board, such instruments shall be signed by the Executive Director or by any officer of the Corporation.

SECTION 6.3 Deposits. All funds of the Corporation shall be deposited from time to time to the credit of the Corporation in such banks, trust companies, or other depositories as the Board may select.

SECTION 6.4 Gifts. The Board may accept on behalf of the Corporation any contribution, gift, bequest or devise for the general purposes or for any special purpose of the Corporation.

ARTICLE VII

Books and Records

The Corporation shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of the Board and committees having any of the authority of the Board, and shall keep at the registered or principal office a record giving the names and addresses of the directors. All books and records of the Corporation may be inspected by any director, or his agent or attorney, for any proper purpose at any reasonable time.

ARTICLE VIII

Fiscal Year

The fiscal year of the Corporation shall be set from time to time by the Board but shall initially begin on September 1 and end on August 31 of each year.

ARTICLE IX

Seal

The Board shall provide a corporate seal which shall be in the form of a circle and shall have inscribed thereon the name of the Corporation.

ARTICLE X

Annual Report

SECTION 10.1. Report of Directors. At each Annual Meeting of the Board, a financial report, certified by an independent firm of certified public accountants, shall be presented by the President and Treasurer in such form and with such contents as shall be required by Section 519 of the Not-for-Profit Corporation Law of the State of New York or by any other applicable statute, and with such other contents as may be deemed advisable by the Board, which report shall be filed with the minutes of said Annual Meeting.

ARTICLE XI

Policy of Nondiscrimination

The Corporation shall not discriminate with respect to membership on the Board or any committee, or in hiring employees or consultants or in providing its services or financial assistance on the basis of race, color, age, national origin, religion, sex, marital status, or handicap. The Corporation shall be an equal opportunity employer.

ARTICLE XII

Amendments

SECTION 12.1. Amendments. These By-Laws may be amended, altered or repealed, in any particular, and new By-Laws, not inconsistent with any provision of the Certificate of Incorporation or any provision of law, may be adopted, by vote of a majority of all directors then in office at any meeting of the Board, notice of which shall include the form of the proposed amendment, alteration or repeal or of the proposed new By-Laws or a summary thereof.

Form **4562** (Rev January 2006) Department of the Treasury Internal Revenue Service

Depreciation and Amortization 990

(Including Information on Listed Property)

▶ See separate instructions. ▶ Attach to your tax return.

OMB No 1545-0172

2005 Attachment Sequence No 67

Name(s) shown on return	Business or activity to which this form relates	Identifying number
EDUCATION THROUGH MUSIC, INC.	FORM 990 PAGE 2	13-3613210

Part I Election To Expense Certain Property Under Section 179 **Note:** *If you have any listed property, complete Part V before you complete Part I*

1	Maximum amount. See the instructions for a higher limit for certain businesses	1	105,000.
2	Total cost of section 179 property placed in service (see instructions)	2	
3	Threshold cost of section 179 property before reduction in limitation	3	420,000.
4	Reduction in limitation. Subtract line 3 from line 2 If zero or less, enter -0-	4	
5	Dollar limitation for tax year Subtract line 4 from line 1 If zero or less, enter -0- If married filing separately, see instructions	5	

6 (a) Description of property	(b) Cost (business use only)	(c) Elected cost

7	Listed property. Enter the amount from line 29	7			
8	Total elected cost of section 179 property Add amounts in column (c), lines 6 and 7			8	
9	Tentative deduction Enter the **smaller** of line 5 or line 8			9	
10	Carryover of disallowed deduction from line 13 of your 2004 Form 4562			10	
11	Business income limitation. Enter the smaller of business income (not less than zero) or line 5			11	
12	Section 179 expense deduction. Add lines 9 and 10, but do not enter more than line 11			12	
13	Carryover of disallowed deduction to 2006. Add lines 9 and 10, less line 12 ▶	13			

Note: *Do not use Part II or Part III below for listed property. Instead, use Part V.*

Part II Special Depreciation Allowance and Other Depreciation (**Do not** include listed property.)

14	Special allowance for certain aircraft, certain property with a long production period, and qualified NYL or GO Zone property (other than listed property) placed in service during the tax year	14	
15	Property subject to section 168(f)(1) election	15	
16	Other depreciation (including ACRS)	16	14,551.

Part III MACRS Depreciation (**Do not** include listed property.) (See instructions.)

Section A

17	MACRS deductions for assets placed in service in tax years beginning before 2005	17	
18	If you are electing to group any assets placed in service during the tax year into one or more general asset accounts, check here ▶ ☐		

Section B - Assets Placed in Service During 2005 Tax Year Using the General Depreciation System

(a) Classification of property	(b) Month and year placed in service	(c) Basis for depreciation (business/investment use only - see instructions)	(d) Recovery period	(e) Convention	(f) Method	(g) Depreciation deduction
19a 3-year property						
b 5-year property						
c 7-year property						
d 10-year property						
e 15-year property						
f 20-year property						
g 25-year property			25 yrs.		S/L	
h Residential rental property	/		27 5 yrs	MM	S/L	
	/		27.5 yrs.	MM	S/L	
i Nonresidential real property	/		39 yrs	MM	S/L	
	/			MM	S/L	

Section C - Assets Placed in Service During 2005 Tax Year Using the Alternative Depreciation System

(a) Classification of property	(b)	(c)	(d)	(e)	(f)	(g)
20a Class life					S/L	
b 12-year			12 yrs.		S/L	
c 40-year	/		40 yrs	MM	S/L	

Part IV Summary (see instructions)

21	Listed property. Enter amount from line 28			21	
22	**Total.** Add amounts from line 12, lines 14 through 17, lines 19 and 20 in column (g), and line 21 Enter here and on the appropriate lines of your return Partnerships and S corporations - see instr.			22	14,551.
23	For assets shown above and placed in service during the current year, enter the portion of the basis attributable to section 263A costs	23			

Part V **Listed Property** (Include automobiles, certain other vehicles, cellular telephones, certain computers, and property used for entertainment, recreation, or amusement.)
Note: *For any vehicle for which you are using the standard mileage rate or deducting lease expense, complete* **only** *24a, 24b, columns (a) through (c) of Section A, all of Section B, and Section C if applicable*

Section A - Depreciation and Other Information (Caution: *See the instructions for limits for passenger automobiles* **)**

24a Do you have evidence to support the business/investment use claimed? ☐ Yes ☐ No **24b** If "Yes," is the evidence written? ☐ Yes ☐ No

(a) Type of property (list vehicles first)	(b) Date placed in service	(c) Business/ investment use percentage	(d) Cost or other basis	(e) Basis for depreciation (business/investment use only)	(f) Recovery period	(g) Method/ Convention	(h) Depreciation deduction	(i) Elected section 179 cost
25 Special allowance for certain aircraft, certain property with a long production period, and qualified NYL or GO Zone property placed in service during the tax year and used more than 50% in a qualified business use						25		
26 Property used more than 50% in a qualified business use:								
		%						
		%						
		%						
27 Property used 50% or less in a qualified business use.								
		%				S/L -		
		%				S/L -		
		%				S/L -		
28 Add amounts in column (h), lines 25 through 27. Enter here and on line 21, page 1						28		
29 Add amounts in column (i), line 26 Enter here and on line 7, page 1							29	

Section B - Information on Use of Vehicles

Complete this section for vehicles used by a sole proprietor, partner, or other "more than 5% owner," or related person.
If you provided vehicles to your employees, first answer the questions in Section C to see if you meet an exception to completing this section for those vehicles.

	(a) Vehicle		(b) Vehicle		(c) Vehicle		(d) Vehicle		(e) Vehicle		(f) Vehicle	
30 Total business/investment miles driven during the year (**do not** include commuting miles)												
31 Total commuting miles driven during the year												
32 Total other personal (noncommuting) miles driven												
33 Total miles driven during the year. Add lines 30 through 32												
34 Was the vehicle available for personal use during off-duty hours?	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No
35 Was the vehicle used primarily by a more than 5% owner or related person?												
36 Is another vehicle available for personal use?												

Section C - Questions for Employers Who Provide Vehicles for Use by Their Employees

Answer these questions to determine if you meet an exception to completing Section B for vehicles used by employees who **are not** more than 5% owners or related persons

	Yes	No
37 Do you maintain a written policy statement that prohibits all personal use of vehicles, including commuting, by your employees?		
38 Do you maintain a written policy statement that prohibits personal use of vehicles, except commuting, by your employees? See the instructions for vehicles used by corporate officers, directors, or 1% or more owners		
39 Do you treat all use of vehicles by employees as personal use?		
40 Do you provide more than five vehicles to your employees, obtain information from your employees about the use of the vehicles, and retain the information received?		
41 Do you meet the requirements concerning qualified automobile demonstration use?		

Note: *If your answer to 37, 38, 39, 40, or 41 is "Yes," do not complete Section B for the covered vehicles*

Part VI **Amortization**

(a) Description of costs	(b) Date amortization begins	(c) Amortizable amount	(d) Code section	(e) Amortization period or percentage	(f) Amortization for this year
42 Amortization of costs that begins during your 2005 tax year:					
43 Amortization of costs that began before your 2005 tax year				43	
44 **Total.** Add amounts in column (f). See the instructions for where to report				44	

Form **8868**
(Rev. December 2004)
Department of the Treasury
Internal Revenue Service

Application for Extension of Time To File an Exempt Organization Return

▶ File a separate application for each return.

OMB No. 1545-1709

- If you are filing for an **Automatic 3-Month Extension, complete only Part I** and check this box ▶ [X]
- If you are filing for an **Additional (not automatic) 3-Month Extension, complete only Part II** (on page 2 of this form).

Do not complete Part II unless you have already been granted an automatic 3-month extension on a previously filed Form 8868.

Part I — Automatic 3-Month Extension of Time - Only submit original (no copies needed)

Form 990-T corporations requesting an automatic 6-month extension - check this box and complete Part I only ▶ [ ]

All other corporations (including Form 990-C filers) must use Form 7004 to request an extension of time to file income tax returns. Partnerships, REMICs, and trusts must use Form 8736 to request an extension of time to file Form 1065, 1066, or 1041.

Electronic Filing (e-file). Form 8868 can be filed electronically if you want a 3-month automatic extension of time to file one of the returns noted below (6 months for corporate Form 990-T filers). However, you cannot file it electronically if you want the additional (not automatic) 3-month extension, instead you must submit the fully completed signed page 2 (Part II) of Form 8868. For more details on the electronic filing of this form, visit *www irs gov/efile*

Type or print File by the due date for filing your return See instructions	Name of Exempt Organization EDUCATION THROUGH MUSIC, INC.	Employer identification number 13-3613210
	Number, street, and room or suite no. If a P.O. box, see instructions. 122 EAST 42ND STREET, NO. 1501	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. NEW YORK, NY 10168-1001	

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

[X] Form 990	[ ] Form 990-T (corporation)	[ ] Form 4720
[ ] Form 990-BL	[ ] Form 990-T (sec. 401(a) or 408(a) trust)	[ ] Form 5227
[ ] Form 990-EZ	[ ] Form 990-T (trust other than above)	[ ] Form 6069
[ ] Form 990-PF	[ ] Form 1041-A	[ ] Form 8870

- The books are in the care of ▶ RAINAH BERLOWITZ
  Telephone No ▶ 212-972-4788 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 will cover.

1 I request an automatic 3-month (6-months for a **Form 990-T corporation**) extension of time until APRIL 16, 2007 .
to file the exempt organization return for the organization named above. The extension is for the organization's return for.
▶ [ ] calendar year ______ or
▶ [X] tax year beginning SEP 1, 2005 , and ending AUG 31, 2006 .

2 If this tax year is for less than 12 months, check reason: [ ] Initial return [ ] Final return [ ] Change in accounting period

3a 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 or 990-T, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit $

c **Balance Due.** Subtract line 3b from line 3a. 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 $ N/A

Caution. If you are going to make an electronic fund withdrawal with this Form 8868, see Form 8453-EO and Form 8879-EO for payment instructions.

LHA **For Privacy Act and Paperwork Reduction Act Notice, see instructions.** Form **8868** (Rev 12-2004)

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05-01-05