

ANIMAL PROTECTION OF NEW MEXICO, INC.

AUDITED FINANCIAL STATEMENTS

Years Ended December 31, 2011 and 2010



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INDEPENDENT AUDITORS' REPORT

To the Board of Directors **Animal Protection of New Mexico, Inc.**Albuquerque, New Mexico

We have audited the accompanying statements of financial position of Animal Protection of New Mexico, Inc. (a nonprofit organization) as of December 31, 2011 and 2010, and the related statements of activities, functional expenses and cash flows for the years then ended. These financial statements are the responsibility of the Organization's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audits provide a reasonable basis for our opinion.

As explained in Note B to the financial statements, the Organization has elected not to consolidate the activities of Animal Protection of New Mexico Foundation, Inc. In our opinion, accounting principles generally accepted in the United States of America require the Organization and Animal Protection of New Mexico Foundation, Inc. to report on a consolidated basis. The effects of this departure from generally accepted accounting principles on the financial statements of Animal Protection of New Mexico, Inc. are not reasonably determinable.

In our opinion, except for the effects of not consolidating Animal Protection of New Mexico Foundation, Inc. as discussed in the preceding paragraph, the financial statements referred to above present fairly, in all material respects, the financial position of the Organization as of December 31, 2011 and 2010, and the changes in its net assets and its cash flows for the years then ended in conformity with accounting principles generally accepted in the United States of America.

Broderick, Phillippi, Wright & Comunas, LLC

Beodewi, Phillippi, Wright + Comumo, LLC

November 14, 2012



Statements of Financial Position December 31, 2011 and 2010

	2011	2010
ASSETS		
Cash and cash equivalents	\$ 10,599	\$ 49,789
Accounts receivable	139,614	120,043
Prepaid expenses	12,764	16,145
Property and equipment	13,173	12,826
Endowment investments	8,543	9,230
Other long-term assets	1,665	1,665
TOTAL ASSETS	\$ 186,358	\$ 209,698
LIABILITIES AND NET ASSETS		
LIABILITIES		
Accounts payable	\$ 15,646	\$ 15,009
Accrued liabilities	5,537	5,832
Due to related organizations	866	3,957
TOTAL LIABILITIES	22,049	24,798
NET ASSETS		
Unrestricted	(79,559)	37,897
Temporarily restricted	237,643	140,778
Permanently restricted	6,225	6,225
TOTAL NET ASSETS	164,309	184,900
TOTAL LIABILITIES AND NET ASSETS	\$ 186,358	\$ 209,698

Statement of Activities Year Ended December 31, 2011

	Unrestricted		mporarily estricted		nanently stricted	 Total
Revenues and other support						
Contributions	\$	157,416	\$ 89,237	\$	-	\$ 246,653
Grants		297,600	218,000		-	515,600
Government grants		142,444	-		-	142,444
Other income		38,991	-		-	38,991
Investment income		(351)	<u> </u>		-	(351)
Net assets released from restrictions		210,372	 (210,372)	3		
Total revenues and other support		846,472	96,865		-	943,337
Expenses						
Program services						
Public assistance, education and outreach		352,272			-	352,272
Advocacy campaigns		374,063	, - , -		-	374,063
Wildlife campaigns		31,406	; ≡ ;;		-	31,406
Direct animal service programs		45,837			-	45,837
Total program services		803,578			-	803,578
Support services		122,509	-		-	122,509
Fund-raising		37,841	 			 37,841
Total expenses		963,928				963,928
Changes in net assets		(117,456)	96,865		-	(20,591)
Net assets, beginning of year		37,897	 140,778		6,225	 184,900
Net assets, end of year	\$	(79,559)	\$ 237,643	\$	6,225	\$ 164,309

Statement of Activities Year Ended December 31, 2010

Revenues and other support	Unrestricted		Unrestricted			mporarily estricted	nanently tricted	Total
and other support								
Contributions	\$	533,974	\$	68,370	\$ -	\$602,344		
Grants		50,000		140,000	-	190,000		
Other income		2,263		-	-	2,263		
Investment income		815		-	-	815		
Net assets released from restriction		204,945	_	(204,945)	 -			
Total revenues and other support		791,997		3,425	÷*	795,422		
Expenses								
Program services								
Public assistance, education and outreach		105,767		-	_	105,767		
Advocacy campaigns		413,367		-	_	413,367		
Wildlife campaigns		34,245		-	-	34,245		
Direct animal service programs		22,222		:=:	-	22,222		
Total program services		575,601		-	-	575,601		
Support services		89,767		5 4	-	89,767		
Fund-raising		57,979		-	 	57,979		
Total expenses		723,347		-		723,347		
Changes in net assets		68,650		3,425	.=7	72,075		
Net assets, beginning of year		(30,753)		137,353	6,225	112,825		
Net assets, end of year	\$_	37,897	\$	140,778	\$ 6,225	\$184,900		

Statement of Functional Expenses Year Ended December 31, 2011

	Program Services		upport ervices	Fun	d-raising	 Total
Salaries	\$	285,129	\$ 50,256	\$	19,348	\$ 354,733
Contributions to other organizations		112,180	-		35	112,215
Contract services		41,451	23,033		1,078	65,562
Payroll taxes and fringe benefits		51,981	9,939		3,322	65,242
Professional fees		25,921	24,734		2,370	53,025
Printing		48,537	1,055		1,764	51,356
Programs		48,636	-		-	48,636
Animal and veterinarian services		40,696	-		=	40,696
Graphic design		29,677	282		3,129	33,088
Website maintenance and development		22,124	70		2,402	24,596
Video and photography		18,702	i =		=	18,702
Rent		14,595	2,709		361	17,665
Telephone		13,297	1,895		814	16,006
Travel and entertainment		11,395	1,279		998	13,672
Public education and outreach		13,209	-		230	13,439
Office supplies		7,767	3,871		486	12,124
Postage		5,097	594		585	6,276
Hardware support		4,479	892		258	5,629
Depreciation		3,945	612		177	4,734
Other supplies		2,802	-		-	2,802
Miscellaneous		320	750		183	1,253
Rewards		1,100	2		_	1,100
Insurance		538	538		-	1,076
Fund-raising		-	 <u>-</u>	-	301	301
	\$	803,578	\$ 122,509	\$	37,841	\$ 963,928

Statement of Functional Expenses Year Ended December 31, 2010

	Program Services		pport rvices	Fun	d-raising	-	Total
Salaries	\$	241,150	\$ 38,706	\$	28,896	\$	308,752
Contributions to other organizations		125,000	-		-		125,000
Contract services		1,155	19,146		4,031		24,332
Payroll taxes and fringe benefits		35,124	7,701		4,263		47,088
Professional fees		17,795	11,406		1,024		30,225
Printing		15,960	181		1,781		17,922
Programs		7,425	-		-		7,425
Animal and veterinarian services		21,799	-		-		21,799
Graphic design		12,458	187		1,679		14,324
Website maintenance and development		19,681	455		5,297		25,433
Rent		14,031	2,974		1,008		18,013
Telephone		13,900	1,631		1,326		16,857
Travel and entertainment		7,546	1,306		992		9,844
Public education and outreach		22,932	-		-		22,932
Office supplies		6,584	819		707		8,110
Postage		2,362	504		584		3,450
Hardware support		6,017	991		689		7,697
Depreciation		2,995	893		345		4,233
Miscellaneous		1,358	1,990		371		3,719
Insurance		329	877		-		1,206
Fund-raising	,	-	 		4,986		4,986
	\$	575,601	\$ 89,767	\$	57,979	\$	723,347

Statements of Cash Flows Years ended December 31, 2011, and 2010

	2011		2010	
CASH FLOWS FROM OPERATING ACTIVITIES	mic.	//.		
Change in net assets	\$	(20,591)	\$	72,075
Adjustments to reconcile change in net assets				
to net cash used by operating activities				
Depreciation		4,734		4,233
Net realized loss on marketable securities donations		-		108
Net realized and unrealized loss/(gain) on endowment investments		268		(302)
Donation of marketable securities		-		(9,995)
Loss on disposal of property and equipment		226		-
Changes in operating assets and liabilities:				
Accounts receivable		(19,571)		(66,703)
Prepaid expenses		3,381		(9,175)
Accounts payable		637		3,568
Accrued liabilities		(295)		1,179
Due to related organization		(3,091)		3,957
Liability for assets held for others				(12,346)
Cash used by operating activities		(34,302)		(13,401)
CASH FLOWS FROM INVESTING ACTIVITIES				
Proceeds on sale of investments		419		9,887
Proceeds on disposal of property and equipment		1,047		-
Purchases of property and equipment		(6,354)		(7,939)
Cash (used) / provided by investing activities		(4,888)		1,948
CHANGE IN CASH AND CASH EQUIVALENTS		(39,190)		(11,453)
Cash and cash equivalents, beginning of year		49,789		61,242
Cash and cash equivalents, end of year	\$	10,599	\$	49,789
SUPPLEMENTAL DISCLOSURE Noncash investing transactions Donation of marketable securities	\$	-	\$	9,995

Notes to Financial Statements December 31, 2011 and 2010

NOTE A – NATURE OF ORGANIZATION

Animal Protection of New Mexico, Inc. ("APNM") has been working to promote the humane treatment of animals since 1979. APNM is a nonprofit, 501(c)(3) organization supported by donations, volunteers and grants. APNM provides public assistance through consultation, education, communication and outreach on animal protection issues. It promotes animal advocacy campaigns with an effort to improve public policies and practices related to the treatment of animals through legislative and non-legislative means, and by implementing humane strategies and establishing partnerships with agencies. APNM provides financial assistance to agencies involved in investigating and prosecuting animal cruelty, to organizations rehabilitating victims of animal cruelty, to individuals for companion animal spay/neuter and other veterinary services, and for equine feed and veterinary assistance.

NOTE B – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Date of Management Review

The Organization has evaluated subsequent events through November 14, 2012, which is the date the financial statements were available to be issued to determine whether such events should be recorded or disclosed in these financial statements. Management believes that no material subsequent events have arisen that would require additional disclosure.

Financial Statement Presentation

The financial statements are presented on the accrual basis of accounting and, accordingly, reflect all significant receivables, payables and other liabilities. Management of the Organization has elected to prepare these financial statements in order to comply with the requirements for filing with the Attorney General of the State of New Mexico and, as such, is omitting the consolidation with Animal Protection of New Mexico, Inc. Foundation ("APNMF"). These two entities should be reported on a consolidated basis. Management has elected not to comply with the requirement to consolidate related entities in accordance with generally accepted accounting principles.

APNM is required to report information regarding its financial position and activities according to three classes of net assets: unrestricted net assets, temporarily restricted net assets, and permanently restricted net assets.

Revenues and Other Support

In order to support the various programs, APNM generates revenue and support through a variety of sources. The primary sources of revenue include contributions and grants from foundations.

APNM reports contributions received as unrestricted, temporarily restricted, or permanently restricted depending on the absence or existence and nature of any donor restrictions. All donor-restricted revenue is reported as an increase in temporarily or permanently restricted net assets, depending on the nature of the restriction. When a restriction expires (that is, when a stipulated time restriction ends or purpose restriction is accomplished), temporarily restricted net assets are reclassified to unrestricted net assets and reported in the statement of activities as net assets released from restrictions.

Notes to Financial Statements December 31, 2011 and 2010

NOTE B – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Donated materials and other non-cash donations are recorded as contributions at their estimated fair value at the date of donation. Such donations are reported as increases in unrestricted net assets unless the donor has restricted the donated assets to a specific purpose. The total of donated materials and noncash donations were \$6,420 and \$34,940 in 2011 and 2010, respectively.

APNM receives donated services from individuals for computer support, graphic design and other professional services. The value of these in-kind donations is \$38,265 and \$19,698 in 2011 and 2010, respectively. Donated services benefit all programs and support services.

Many other individuals have donated time and services to APNM. The value of these services has not been recorded in the financial statements because they do not meet the definition for recognition under generally accepted accounting principles.

Cash and Cash Equivalents

APNM considers all highly liquid investments, except for those held for investment with initial maturities of three months or less, to be cash equivalents.

Accounts Receivable

Accounts receivable are for grants and contributions, and are reported at their outstanding balances which approximate fair value. APNM considers all receivables to be fully collectible. Accordingly, no allowance for doubtful accounts is required. The allowance is based on management's evaluation of the collectibility of the receivables, including the nature of the receivable, historical losses and economic conditions. If amounts become uncollectible, they will be charged to expense when that determination is made. APNM considers all receivables outstanding for over 90 days to be past due.

Property and Equipment

Purchased property and equipment are stated at cost. Donated assets that are to be used by APNM are capitalized at their fair market value on the date of the gift. Depreciation is computed using the straight-line method over the estimated useful lives of five to ten years. All acquisitions of property and equipment in excess of \$500 are capitalized.

<u>Functional Allocation of Expenses</u>

The costs of providing program and supporting services have been summarized by function based on evaluation of the related benefit by management. Accordingly, certain costs have been allocated among the program and supporting services benefited.

Use of Estimates

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets, liabilities and disclosures. Accordingly, actual results could differ from these estimates.

Notes to Financial Statements December 31, 2011 and 2010

NOTE B – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Income Taxes

APNM is a nonprofit organization that is exempt from income taxes under Section 501(c)(3) of the Internal Revenue Code and is not considered to be a private foundation. APNM's income tax filings are subject to audit by various taxing authorities. APNM's open audit periods are 2008 to 2011. APNM believes that it has appropriate support for any tax positions taken and, as such, does not have any uncertain tax positions that are material to the financial statements.

Advertising

APNM expenses advertising as incurred. For 2011, advertising expense was \$7,797, including donated advertising of \$6,146. For 2010, advertising expense was \$17,782, including donated advertising of \$15,720.

NOTE C - ACCOUNTS RECEIVABLE

Accounts receivable at December 31, 2011 and 2010 consists of the following:

	 2011		2010
Contribution receivable	\$ 8,164	\$	60,000
Grants receivable	130,000		60,000
Other	1,450		43
	\$ \$ 139,614		120,043

There were no accounts receivable over 90 days past due at December 31, 2011 and 2010. Accounts receivable are all due in less than one year.

NOTE D – RELATED PARTY TRANSACTIONS

There is a cost sharing agreement for shared services for staff, office space and office equipment between APNM and Animal Protection Voters ("APV"). Based on activity, APV's portion of shared services incurred by APNM was \$77,247 during the year ended December 31, 2011, and \$53,523 during the year ended December 31, 2010. APNM owed APV \$640 and \$3,957 at December 31, 2011 and 2010 respectively.

Unrelated to shared services, APNM contributed \$107,500 and \$125,000 to APV during the years ended December 31, 2011 and 2010 respectively, to support APV in its advocacy to enhance legislation for the prevention of cruelty to animals.

APNMF was established for the purpose of supporting APNM. Specifically, APNMF was created for the purpose of holding and investing assets to provide financial support for APNM.

Notes to Financial Statements December 31, 2011 and 2010

NOTE D – RELATED PARTY TRANSACTIONS (continued)

The net asset value of APNMF was \$741,663 and \$784,402 at December 31, 2011 and 2010, respectively. The APNMF board may direct the distribution from the investments of up to five percent of the market value of the investments as of the end of the prior fiscal year. APNM received distributions of \$36,500 and \$34,693 from the Foundation during the years ending December 31, 2011 and 2010, respectively.

NOTE E - ENDOWMENT FUND INVESTMENTS AND SPENDING POLICY

APNM's endowment funds are held by the Albuquerque Community Foundation as a part of its pooled investments. Variance power has been granted to the Albuquerque Community Foundation. These assets will be returned to APNM if the Albuquerque Community Foundation ceases to be a charitable organization. These investments are stated at fair market value.

Annual distributions can be made pursuant to current Albuquerque Community Foundation policy. Current policy states that distributions will be based on 4.5% of the average twelve quarters' fund balance if requested by APNM. Distributions were \$525 in 2010.

Endowment net asset composition at December 31, 2011 and 2010 by type of fund is as follows:

	2011			2010
Permanently restricted funds	\$	6,225	\$	6,225
Unrestricted funds		2,318		3,005
Total funds	\$	8,543	\$	9,230

Changes in endowment net assets during the years ended are as follows:

						1 otai		
			Perr	nanently	End	lowment		
<u>December 31, 2011</u>	Unrestricted		Unrestricted		Re	stricted	Ne	t Assets
Endowment net assets, beginning of year	\$	3,005	\$	6,225	\$	9,230		
Distributions		(419)		-		(419)		
Investment income		(175)		-		(175)		
Investment fees		(93)		-		(93)		
Endowment net assets, end of year	\$	2,318	\$	6,225	\$	8,543		

Total

Notes to Financial Statements December 31, 2011 and 2010

NOTE E – ENDOWMENT FUND INVESTMENTS AND SPENDING POLICY (continued)

					,	Γotal		
			Perr	nanently	End	owment		
December 31, 2010	Unrestricted		Unrestricted		Re	stricted	Ne	t Assets
Endowment net assets, beginning of year	\$	2,703	\$	6,225	\$	8,928		
Distributions		(525)		-		(525)		
Investment income		923		-		923		
Investment fees		(96)		-		(96)		
Endowment net assets, end of year	\$	3,005	\$	6,225	\$	9,230		

APNM is the beneficiary of a designated fund established at the New Mexico Community Foundation. This fund allows the organization to receive distributions to support APNM's New Mexico Equine protection program. Since these funds are held, and ultimately controlled, by the New Mexico Community Foundation, the value of this account has not been shown on the statement of financial position. The value of the account was \$27,688 and \$19,497 at December 31, 2011 and 2010, respectively. The distribution for the Equine project was \$10,467 for the year ended December 31, 2011, and \$9,961 for the year ended December 31, 2010.

NOTE F – FAIR VALUE MEASUREMENTS

In accordance with FASB ASC 820-10, Fair Value Measurements, APNM has categorized its investments that are reported at fair value into a three-level hierarchy based on the priority of the inputs to the valuation techniques. Assets recorded in the statements of financial position are categorized as follows:

- Level 1 Quoted prices in active markets
- Level 2 Significant observable inputs (including quoted prices for similar securities, interest rates, prepayment speeds, credit risk and others)
- Level 3 Significant unobservable inputs

The estimated fair value of the investments in the Organization's endowment funds were based on the fair values of the underlying assets as reported by the Albuquerque Community Foundation. APNM's valuation technique is based on the same inputs to measure the fair value of its investments as of the Albuquerque Community Foundation. There have been no changes in the methodologies used during 2011. All of APNM's endowment investments are considered Level 2 at December 31, 2011 and 2010.

Notes to Financial Statements December 31, 2011 and 2010

NOTE G – PROPERTY AND EQUIPMENT

Property and equipment at December 31, 2011 and 2010 consists of the following:

		2011	 2010
Office equipment	\$	40,960	\$ 36,021
Less: accumulated depreciation		(27,787)	 (23,195)
	\$ 13,173		\$ 12,826

Depreciation expense was \$4,734 for the year ended December 31, 2011, and \$4,233 for the year ended December 31, 2010.

NOTE H – ASSETS HELD FOR OTHERS

In the year ended December 31, 2009, APNM established an Agency account for Espanola Pit Bull Spay/Neuter organization. Monies received from this organization are recorded as assets with a corresponding liability on APNM financial statements. This Agency account was terminated in 2010.

Activity for the year ended December 31, 2010 is as follows:

	 2010		
Balance beginning of year	\$ 12,347		
Distributions	 12,347		
Balance end of year	\$ -		

NOTE I – COMMITMENTS AND CONTINGENCIES

The Organization leases office space under a month-to-month operating lease. Lease expense on office space was \$17,665 in 2011 and \$17,325 in 2010.

NOTE J – NET ASSET DEFICIT

As shown in the accompanying financial statements, APNM has a deficit in its unrestricted net assets at December 31, 2011. Some of APNM's temporarily restricted net assets were time restricted. Subsequent to year end, these time restrictions expired, and APNM received unrestricted contributions that assisted to eliminate the deficit. Additionally, APNM is the sole beneficiary of APNMF which, if consolidated with APNM, would eliminate the deficit in unrestricted net assets.

Notes to Financial Statements December 31, 2011 and 2010

NOTE K – TEMPORARILY RESTRICTED NET ASSETS

Temporarily restricted net assets classified by purpose at December 31, 2011 and 2010 consists of the following:

	2011		2010	
Chimps to Sanctuary Campaign	\$	190,092	\$	95,562
Ads Outreach Project		14,548		14,548
Reward fund		8,198		9,173
Contributions receivable		5,923		-
Dissection Alternatives		5,268		5,268
Santa Fe Veterinary Medical Aid Program		2,344		5,229
Fire / Disaster Fund		1,311		5,231
Other		9,959		5,767
Total temporarily restricted net assets	\$	237,643	\$	140,778

Net assets were released from donor restrictions by incurring expenditures satisfying the following restricted purposes during the years ended December 31, 2011 and 2010:

	2011		2010	
Chimps to Sanctuary Campaign	\$	57,490	\$	62,562
Milagro Awards		43,811		-
Equine		36,408		36,420
Challenging Animal Cruelty		35,783		-
Santa Fe Veterinary Medical Aid Program		19,890		20,658
Fire / Disaster Fund		4,000		-
CARE project		3,128		-
Captive Wildlife		2,082		33,358
Ads Outreach Project		-		21,278
Safe Passages		-		21,006
Animal Protection Campaign		-		3,000
Other		7,780		6,663
Total assets released from restrictions	\$	210,372	\$	204,945

NOTE L – PERMANENTLY RESTRICTED NET ASSETS

Permanently restricted net assets consist of endowment investments held at Albuquerque Community Foundation, the income of which can be used to support APNM. The permanently restricted net assets are \$6,225 at December 31, 2011 and 2010.

Notes to Financial Statements December 31, 2011 and 2010

NOTE M – CONCENTRATION OF CREDIT RISK

Financial instruments that potentially subject APNM to concentration consist principally of cash and cash equivalents and accounts receivable. APNM may occasionally maintain cash balances in excess of the balance insured by the Federal Deposit Insurance Corporation.

Approximately sixty-two percent (62%) of APNM's revenue was generated by contributions from two foundations and one government contract in 2011, and seventy-one percent (71%) of APNM's revenue was generated by contributions from four donors in 2010. A decrease in funding from these sources might affect APNM's operation.