

FINANCIAL STATEMENTS

THE JOHN LOCKE FOUNDATION, INC.

June 30, 2022 and 2021

THE JOHN LOCKE FOUNDATION, INC.

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For the Years Ended June 30, 2022 and 2021

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INDEPENDENT AUDITOR'S REPORT

To the Board of Directors
The John Locke Foundation, Inc.

Opinion

We have audited the accompanying financial statements of The John Locke Foundation, Inc. (a nonprofit organization), which comprise the statement of financial position as of June 30, 2022 and 2021, and the related statements of activities and cash flows for the years then ended, and the related notes to the financial statements.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of The John Locke Foundation, Inc. as of June 30, 2022 and 2021, and the changes in its net assets and its cash flows for the years then ended in accordance with accounting principles generally accepted in the United States of America.

Basis for Opinion

We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Our responsibilities under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of The John Locke Foundation, Inc. and to meet our other ethical responsibilities in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America, and for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about The John Locke Foundation, Inc.'s ability to continue as a going concern within one year after the date that the financial statements are available to be issued.

Auditor's Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with generally accepted auditing standards will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with generally accepted auditing standards, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of The John Locke Foundation, Inc.'s internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about The John Locke Foundation, Inc.'s ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control related matters that we identified during the audit.

Hollingsworth Avent Aeverre & Purvis, PA

Raleigh, North Carolina
February 8, 2023

THE JOHN LOCKE FOUNDATION, INC.
STATEMENTS OF FINANCIAL POSITION
June 30, 2022 and 2021

	<u>2022</u>	<u>2021</u>
ASSETS		
Cash	\$ 2,637,237	\$ 2,518,244
Restricted cash	44,735	102,262
Unconditional promises to receive	485,129	3,927,000
Prepaid expenses	104,788	79,582
Property and equipment, net of accumulated depreciation	<u>172,749</u>	<u>84,901</u>
TOTAL ASSETS	<u>\$ 3,444,638</u>	<u>\$ 6,711,989</u>
LIABILITIES		
Accounts payable	83,624	138,192
Payroll taxes and accrued compensation	172,616	154,292
Deferred rent	<u>226,748</u>	<u>196,733</u>
TOTAL LIABILITIES	482,988	489,217
NET ASSETS		
Without donor restrictions	2,431,786	2,193,510
With donor restrictions	<u>529,864</u>	<u>4,029,262</u>
Total Net Assets	<u>2,961,650</u>	<u>6,222,772</u>
TOTAL LIABILITIES AND NET ASSETS	<u>\$ 3,444,638</u>	<u>\$ 6,711,989</u>

The accompanying notes are an integral part of the financial statements.

THE JOHN LOCKE FOUNDATION, INC.
STATEMENTS OF ACTIVITIES
For the Years Ended June 30, 2022 and 2021

	2022			2021		
	Without Donor Restrictions	With Donor Restrictions	Total	Without Donor Restrictions	With Donor Restrictions	Total
SUPPORT						
Grants and contributions	\$ 1,209,289	\$ 553,693	\$ 1,762,982	\$ 2,371,354	\$ 4,094,000	\$ 6,465,354
REVENUE						
Miscellaneous	31,915	-	31,915	172	-	172
NET ASSETS RELEASED FROM RESTRICTIONS						
	4,053,091	(4,053,091)	-	2,966,909	(2,966,909)	-
Total Support and Revenue	5,294,295	(3,499,398)	1,794,897	5,338,435	1,127,091	6,465,526
EXPENSES						
Program	4,143,268	-	4,143,268	3,116,981	-	3,116,981
Management and general	281,116	-	281,116	562,182	-	562,182
Fundraising	631,635	-	631,635	516,326	-	516,326
Total Expenses	5,056,019	-	5,056,019	4,195,489	-	4,195,489
INCREASE (DECREASE) IN NET ASSETS						
	238,276	(3,499,398)	(3,261,122)	1,142,946	1,127,091	2,270,037
NET ASSETS, beginning of year						
	2,193,510	4,029,262	6,222,772	1,050,564	2,902,171	3,952,735
NET ASSETS, end of year						
	\$ 2,431,786	\$ 529,864	\$ 2,961,650	\$ 2,193,510	\$ 4,029,262	\$ 6,222,772

The accompanying notes are an integral part of the financial statements.

THE JOHN LOCKE FOUNDATION, INC.
STATEMENT OF FUNCTIONAL EXPENSES
For the Year Ended June 30, 2022

	<u>Program</u>	<u>Management & General</u>	<u>Fund- raising</u>	<u>Total</u>
Wages	\$ 2,085,805	\$ 86,388	\$ 359,700	\$ 2,531,893
Consultants and professional services	749,023	32,699	78,638	860,360
Travel and event	289,234	71,276	18,507	379,017
Rent	319,248	14,689	14,689	348,626
Fringe benefits	236,122	22,734	41,051	299,907
Postage and printing	162,048	4,091	76,445	242,584
Payroll taxes	153,726	6,376	24,384	184,486
Dues and registration fees	37,468	17,858	7,124	62,450
Insurance	27,486	2,385	1,527	31,398
Office supplies and expense	28,299	10,111	2,790	41,200
Utilities	27,597	5,988	1,242	34,827
Amortization and depreciation	21,704	3,367	1,274	26,345
Miscellaneous	5,508	3,154	4,264	12,926
	<u>\$ 4,143,268</u>	<u>\$ 281,116</u>	<u>\$ 631,635</u>	<u>\$ 5,056,019</u>

The accompanying notes are an integral part of the financial statements.

THE JOHN LOCKE FOUNDATION, INC.
STATEMENT OF FUNCTIONAL EXPENSES
For the Year Ended June 30, 2021

	<u>Program</u>	<u>Management & General</u>	<u>Fund- raising</u>	<u>Total</u>
Wages	\$ 1,680,719	\$ 307,525	\$ 152,656	\$ 2,140,900
Consultants and professional services	525,925	44,326	182,651	752,902
Travel and event	77,365	11,941	4,755	94,061
Rent	207,858	65,202	39,419	312,479
Fringe benefits	164,228	37,735	26,876	228,839
Postage and printing	215,564	28,331	86,092	329,987
Payroll taxes	120,572	21,558	10,507	152,637
Dues and registration fees	25,788	6,223	3,066	35,077
Insurance	24,506	4,666	2,826	31,998
Office supplies and expense	41,919	22,833	3,737	68,489
Utilities	23,715	5,534	1,990	31,239
Amortization and depreciation	8,646	1,602	952	11,200
Miscellaneous	176	4,706	799	5,681
	<u>\$ 3,116,981</u>	<u>\$ 562,182</u>	<u>\$ 516,326</u>	<u>\$ 4,195,489</u>

The accompanying notes are an integral part of the financial statements.

THE JOHN LOCKE FOUNDATION, INC.
STATEMENTS OF CASH FLOW
For the Years Ended June 30, 2022 and 2021

	<u>2022</u>	<u>2021</u>
CASH FLOWS FROM OPERATING ACTIVITIES		
Support and revenue received	\$ 5,233,164	\$ 5,283,526
Wages	(2,515,065)	(2,050,569)
Consultants and professional services	(890,360)	(722,902)
Travel and events	(421,007)	(72,071)
Fringe benefits	(304,003)	(226,297)
Rent	(294,542)	(255,248)
Postage and printing	(242,584)	(324,251)
Payroll taxes	(186,872)	(152,740)
Other operating expenses	(166,452)	(91,961)
Insurance	<u>(36,622)</u>	<u>(28,557)</u>
Net cash provided by operating activities	175,657	1,358,930
CASH FLOWS FROM INVESTING ACTIVITIES		
Property and equipment purchased	<u>(114,191)</u>	<u>(36,474)</u>
Net cash used by investing activities	(114,191)	(36,474)
CASH FLOWS FROM FINANCING ACTIVITIES		
Principal payments on obligation under direct financing lease	<u>-</u>	<u>(4,231)</u>
Net cash used by financing activities	<u>-</u>	<u>(4,231)</u>
NET INCREASE IN CASH, CASH EQUIVALENTS AND RESTRICTED CASH	61,466	1,318,225
CASH, CASH EQUIVALENTS AND RESTRICTED CASH		
Beginning of period	<u>2,620,506</u>	<u>1,302,281</u>
End of period	<u>\$ 2,681,972</u>	<u>\$ 2,620,506</u>
Reconciliation of cash, cash equivalents and restricted cash to statement of financial position:		
Cash and cash equivalents	\$ 2,637,237	\$ 2,518,244
Cash restricted for special projects	<u>44,735</u>	<u>102,262</u>
	<u>\$ 2,681,972</u>	<u>\$ 2,620,506</u>

The accompanying notes are an integral part of the financial statements.

THE JOHN LOCKE FOUNDATION, INC.
NOTES TO THE FINANCIAL STATEMENTS
June 30, 2022 and 2021

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Organization and Nature of Activities

The John Locke Foundation, Inc. (the "Organization") was incorporated to conduct research, disseminate information, and advance public understanding of society based on the principles of individual liberty, the voluntary exchanges of a free market economy, and limited government. Management hopes to provide focused, informative discussion on public policy issues of interest to citizens of North Carolina, principally by means of the scholarly publications and public conferences it will publish and present. The Organization is supported by contributions and grants from individuals, private foundations, and businesses.

The Organization's current programs include:

Research - The Organization conducts and analyzes research in several areas, including fiscal policy, health and human services, education, legal policy, agriculture, energy and the environment, regulation, election security, and transportation. Research efforts also include the Center for Public Integrity, the North Carolina History Project, the Center for Agricultural Innovation, and the Center for Effective Education.

Communications - The Organization's mission and objectives is supported through mediums such as the Locke website, social media platforms, and email. The communications infrastructure also includes a state-of-the-art studio designed for creating sound and video content.

Carolina Journal - Carolina journal offers daily commentary and analysis of North Carolina politics and policy and is a leader in investigative journalism in the state. The outfit maintains a news media structure that includes print, digital, and radio and reaches markets state-wide.

First in Freedom - This is a robust program area that encompasses the foundation's outreach efforts, including but not limited to: leadership programs such as the EA Morris Fellowship and Internship program, both intended to train a new generation of leaders using free-market ideas; Grassroots Outreach: an effort to identify, recruit and engage grassroots leaders throughout the state; Government Affairs: educates elected officials and community leaders about limited government policies at the state level; as well as events such as the Carolina Liberty Conference.

Basis of Accounting

The financial statements of The John Locke Foundation, Inc. have been prepared on the accrual basis of accounting in accordance with accounting principles generally accepted in the United States (GAAP).

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 and liabilities and disclosures of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

Income Taxes

The Organization is a not-for-profit entity that is exempt from income taxes under section 501(c) (3) of the internal revenue code. The Organization's Forms 990, *Return of Organization Exempt from Income Tax*, for the years ending June 30, 2020, 2021 and 2022 are subject to examination by the IRS, generally for three years after they were filed. In addition, the Organization qualifies for the charitable contribution deduction under Section 170(b) (1) (A) and has been classified as an organization that is not a private foundation under Section 509(a) (2).

THE JOHN LOCKE FOUNDATION, INC.
NOTES TO THE FINANCIAL STATEMENTS
June 30, 2022 and 2021

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES, continued

Basis of Presentation

The Organization reports information regarding its financial position and activities according to two classes that are based upon the existence or absence of restrictions on use that are placed by its donors: net assets without donor restrictions and net assets with donor restrictions.

Net assets without donor restrictions are resources available to support operations and not subject to donor restrictions. The only limits on the use of net assets without donor restrictions are the broad limits resulting from the nature of the Organization, the environment in which it operates, the purposes specified in its corporate documents and its application for tax-exempt status, and any limits resulting from contractual agreements with creditors and others that are entered into in the course of its operations.

Net assets with donor restrictions are subject to donor-imposed restrictions. Donor-imposed restrictions are temporary in nature, such as those that will be met by the passage of time or other events specified by the donor.

The Organization's unspent contributions are reported in net assets with donor restrictions if the donor limited their use, as are promised contributions that are not yet due.

When a donor's restriction is satisfied, either by using the resources in the manner specified by the donor or by the passage of time, the expiration of the restriction is reported in the financial statements by reclassifying the net assets from net assets with donor restrictions to net assets without donor restrictions.

Fixed and Intangible Assets

Furniture and equipment are carried at cost or, if donated, at the approximate fair value at the date of donation. The Organization has adopted a capitalization policy of \$2,500 and capitalizes items purchased above this amount. Depreciation is computed using the straight line method over the useful life of the asset as follows:

Leasehold improvement	11 years
Furniture and equipment	10 years
Website	3 years

Depreciation and amortization expense for the years ended June 30, 2022 and 2021 are \$26,345 and \$11,200, respectively.

In Kind Donations

Donations of property and equipment are recorded as support at their estimated fair value at the date of donation.

Donated services are recorded in two circumstances. First, the fair value of the services are recorded if they result in the creation of a non-financial asset. Secondly, the services are recorded if they require specialized skill, are provided by a person having those skills and the Organization would normally have to pay for those services.

Advertising and Promotional Costs

Advertising and promotional costs are expensed as incurred. Such costs amounted to \$166,626 and \$73,936 in 2022 and 2021, respectively, and are included in consultants and professional services in the Statement of Functional Expenses.

THE JOHN LOCKE FOUNDATION, INC.
NOTES TO THE FINANCIAL STATEMENTS
 June 30, 2022 and 2021

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES, continued

Expense Allocation

Certain costs, especially compensation, have characteristics related to programs, management/general and fundraising. Such costs have been allocated on the basis of periodic studies of time and expense. Management and general expenses include those expenses that are not directly identifiable with any other specific program but provided for the overall support and direction of the Organization. Activities that meet the criteria for both fundraising and program expenditures are generally classified as fundraising. Program expenses are as follows:

	<u>2022</u>	<u>2021</u>
Research	\$ 1,151,062	\$ 891,086
Communications	790,718	528,307
Carolina Journal	916,970	1,046,354
First in Freedom	<u>1,284,518</u>	<u>651,234</u>
	<u>\$ 4,143,268</u>	<u>\$ 3,116,981</u>

Promises to Give

Unconditional promises to give are recognized as revenues or gains in the period the promise is received. Conditional promises to give are recognized when the condition on which they depend are substantially met. Promises to give with payments due in future periods are recorded at net present value. The discount rate applied is the risk-free investment rate. Uncollectible promises are accounted for on the allowance method. At June 30, 2022 and 2021, the present value computation was not material and not recorded.

Management estimates the amount of the allowance based on a periodic review of accounts and on the Organization's prior experience. Management believes that all promises are fully collectible, so no allowance has been provided for in these financial statements.

At June 30, 2022 and 2021, unconditional promises to give amounted to \$485,129 and \$3,927,000, respectively, and were expected to be received in the subsequent year.

With and Without Donor Restriction Revenue and Support

Contributions received are recorded as with or without donor restricted support, depending on the existence and/or nature of any donor restrictions. When a restriction expires (that is, when a stipulated time restriction ends or purpose restriction is accomplished), net assets with donor restrictions are reclassified to net assets without donor restriction and reported in the Statement of Activities as net assets released from restrictions.

Cash, Cash Equivalents, and Restricted Cash

We consider all cash and highly liquid financial instruments with original maturities of three months or less, which are neither held for nor restricted by donors for long term purposes, to be cash and cash equivalents.

Reclassifications

Certain items in the 2021 financial statements have been reclassified to conform to the presentation adopted in the 2022 financial statements.

Date of Management Evaluation

Management has evaluated subsequent events through February 8, 2023, the date on which the financial statements were available to be issued.

THE JOHN LOCKE FOUNDATION, INC.
NOTES TO THE FINANCIAL STATEMENTS
June 30, 2022 and 2021

NOTE 2 – NET ASSETS WITH DONOR RESTRICTIONS

Contributions received are recorded as net assets without donor restrictions or net assets with donor restrictions, depending on the existence and/or nature of any donor restrictions. A schedule of the programs supported by net assets with donor restrictions at June 30, 2022 and 2021, respectively, follows:

	<u>2022</u>	<u>2021</u>
Subject to the passage of time	\$ 485,129	\$ 3,927,000
Subject to expenditure for a specific purpose:		
EA Morris Foundation	44,372	85,167
ALEC Task Force	-	17,000
SPN Board Development	363	-
Other Various Programs	-	95
	<u>49,735</u>	<u>102,262</u>
	<u>\$ 529,864</u>	<u>\$ 4,029,262</u>

Net assets were released from donor restrictions by incurring expenses satisfying the restricted purpose by occurrence of the passage of time or other events specified by the donors as follows for the year ended June 30, 2022 and 2021:

	<u>2022</u>	<u>2021</u>
Passage of time	\$ 3,927,000	\$ 2,745,000
Satisfaction of purpose restrictions:		
E A Morris Foundation	85,795	94,427
Two ALEC Task Force	17,000	-
SPN Board Development	14,637	-
Civic Engagement Project	5,000	-
Outreach Succession Plan	-	50,000
Infrastructure and Energy Study	-	30,000
SPN Worker Freedom	-	20,000
Criminal Code Recodification	-	19,992
NC Constitution	-	7,490
Other Various Programs	3,659	-
	<u>\$ 4,053,091</u>	<u>\$ 2,966,909</u>

NOTE 3 – PROPERTY AND EQUIPMENT

Property and equipment additions over \$2,500 are recorded at cost. A summary of property and equipment, at cost, and their respective accumulated depreciation and amortization at June 30, 2022 and 2021 follows:

	<u>2022</u>	<u>2021</u>
Furniture and equipment	\$ 134,460	\$ 128,458
Leasehold improvement	63,480	-
Web site and software	<u>44,710</u>	<u>-</u>
	242,650	128,458
Less accumulated depreciation	<u>69,901</u>	<u>43,557</u>
	<u>\$ 172,749</u>	<u>\$ 84,901</u>

THE JOHN LOCKE FOUNDATION, INC.
NOTES TO THE FINANCIAL STATEMENTS
 June 30, 2022 and 2021

NOTE 4 – RETIREMENT PLAN

The Organization offers a SIMPLE retirement plan to its employees. The Organization provides a matching provision limited to 4% of the participating employee’s salary. The matching contributions amounted to \$72,157 and \$53,732 in 2022 and 2021, respectively, and are included in the “fringe benefits” expense account in these financial statements.

NOTE 5 - CONCENTRATIONS

During the year ended June 30, 2022 and 2021, most of the Organization’s contributions came from one source which accounted for 27% and 71%, respectively, of total contributions. The remaining donors accounted for less than 10% each.

Additionally, on June 30, 2022, the Organization had cash in banks not covered by FDIC insurance in the amount of \$2,434,891

NOTE 6 – COMMITMENTS

Operating Leases

Operating leases are for office space and storage. These leases are fixed-rate leases with annual escalators. Payments made under operating leases are recorded as expense for actual rent paid, plus or minus a straight-line adjustment for estimated minimum lease escalators. A schedule of approximate aggregate future minimum lease payments under the leases as of June 30, 2022, is as follows:

June 30, 2023	325,769
2024	335,542
2025	345,609
2026	355,977
2027	<u>60,957</u>
	<u>\$1,423,854</u>

The Organization also has an option to extend the lease for five years. Rent expense amounted to \$348,626 in 2022. Rent expense amounted to \$312,479 in 2021.

NOTE 7 – LIQUIDITY AND AVAILABILITY OF FINANCIAL ASSETS

Financial assets available within one year of the balance sheet date for general expenditure are as follows:

	<u>2022</u>	<u>2021</u>
Cash (less board designations)	\$ 2,637,237	\$ 2,518,244
Unconditional promises to receive	485,129	3,927,000
Prepaid expenses	<u>64,694</u>	<u>79,582</u>
	<u>\$ 3,087,060</u>	<u>\$ 6,524,826</u>

As part of the Organization’s liquidity management, it has a policy to structure its financial assets to be available as its general expenditures, liabilities and other obligations come due.

THE JOHN LOCKE FOUNDATION, INC.
NOTES TO THE FINANCIAL STATEMENTS
June 30, 2022 and 2021

NOTE 8 – RESTATEMENT OF PREVIOUSLY ISSUED FINANCIAL STATEMENTS

The financial statements for the year ended June 30, 2021, previously issued on February 2, 2022, have been restated to correct a calculation error. The deferred rent calculation did not include the extended lease term available under an option to renew. The effect of the correction, presented below, details the change in each financial statement line item for the year ended June 30, 2021.

Increase in Deferred Rent	\$ <u>64,098</u>
Increase in Rent Expense	\$ <u>30,768</u>
Decrease in Net Assets at June 30, 2020	\$ <u>33,330</u>