

**ANIMAL LEGAL DEFENSE FUND**

**JUNE 30, 2021**

---

INDEPENDENT AUDITORS' REPORT AND  
FINANCIAL STATEMENTS

# **Animal Legal Defense Fund**

## **Independent Auditors' Report and Financial Statements**

---

|   |        |
|---|--------|
| <b>Independent Auditors' Report</b>               | 1 - 2  |
| <b>Financial Statements</b>                       |        |
| Statement of Financial Position                   | 3      |
| Statement of Activities and Changes in Net Assets | 4      |
| Statement of Functional Expenses                  | 5      |
| Statement of Cash Flows                           | 6      |
| Notes to Financial Statements                     | 7 - 17 |



A Century Strong

## Independent Auditors' Report

THE BOARD OF DIRECTORS  
ANIMAL LEGAL DEFENSE FUND  
Cotati, California

### Report on the Financial Statements

We have audited the accompanying financial statements of **ANIMAL LEGAL DEFENSE FUND (the Organization)**, which comprise the statement of financial position as of June 30, 2021, and the related statements of activities and changes in net assets, functional expenses and cash flows for the year then ended, and the related notes to the financial statements.

### Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes 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.

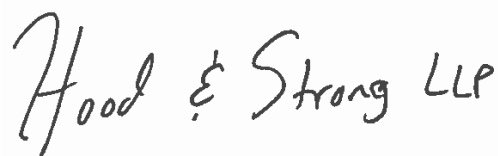
### Auditors' Responsibility

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit 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 from material misstatement. An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the Organization's preparation and fair presentation of the financial statements 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 Organization's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

**Opinion**

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of Animal Legal Defense Fund as of June 30, 2021, and the changes in its net assets and its cash flows for the year then ended in accordance with accounting principles generally accepted in the United States of America.

A handwritten signature in black ink that reads "Hood & Strong LLP". The signature is written in a cursive, flowing style. The "H" is large and loops around the "o", and the "S" is also large and loops around the "t". The "LLP" is written in a simpler, more upright cursive.

San Francisco, California  
February 11, 2022

# Animal Legal Defense Fund

## Statement of Financial Position

*June 30, 2021*

### Assets

|                                   |    |            |
|-----------------------------------|----|------------|
| Cash and cash equivalents         | \$ | 3,067,128  |
| Accounts and grants receivable    |    | 841,470    |
| Bequest receivable                |    | 750,339    |
| Investments                       |    | 14,485,315 |
| Prepaid expenses and other assets |    | 172,726    |
| Property and equipment, net       |    | 1,576,710  |

---

|              |    |            |
|--------------|----|------------|
| Total assets | \$ | 20,893,688 |
|--------------|----|------------|

---

### Liabilities and Net Assets

#### Liabilities:

|                                       |    |         |
|---------------------------------------|----|---------|
| Accounts payable and accrued expenses | \$ | 431,131 |
| Accrued payroll and related expenses  |    | 713,861 |
| Grants payable                        |    | 29,000  |

---

|                   |  |           |
|-------------------|--|-----------|
| Total liabilities |  | 1,173,992 |
|-------------------|--|-----------|

---

#### Net Assets:

|                                    |  |            |
|------------------------------------|--|------------|
| Without donor restrictions:        |  |            |
| Board designated - quasi endowment |  | 7,012,628  |
| Undesignated                       |  | 11,320,614 |

---

|                                  |  |            |
|----------------------------------|--|------------|
| Total without donor restrictions |  | 18,333,242 |
|----------------------------------|--|------------|

---

|                         |  |           |
|-------------------------|--|-----------|
| With donor restrictions |  | 1,386,454 |
|-------------------------|--|-----------|

---

|                  |  |            |
|------------------|--|------------|
| Total net assets |  | 19,719,696 |
|------------------|--|------------|

---

---

|                                  |    |            |
|----------------------------------|----|------------|
| Total liabilities and net assets | \$ | 20,893,688 |
|----------------------------------|----|------------|

---

See accompanying notes to financial statements.

# Animal Legal Defense Fund

## Statement of Activities and Changes in Net Assets

*Year ended June 30, 2021*

|                                       | Without Donor<br>Restrictions | With Donor<br>Restrictions | Total                |
|---------------------------------------|-------------------------------|----------------------------|----------------------|
| <b>Revenue and Support:</b>           |                               |                            |                      |
| Grants and contributions              | \$ 8,221,896                  | \$ 3,389,147               | \$ 11,611,043        |
| Bequests and estates                  | 2,182,093                     |                            | 2,182,093            |
| In-kind contributions                 | 2,722,238                     |                            | 2,722,238            |
| Program service revenue               | 109,109                       |                            | 109,109              |
| Investment income, net                | 1,306,745                     |                            | 1,306,745            |
| Other income                          | 91,523                        |                            | 91,523               |
| Net assets released from restrictions | 3,070,711                     | (3,070,711)                | -                    |
| <b>Total revenue and support</b>      | <b>17,704,315</b>             | <b>318,436</b>             | <b>18,022,751</b>    |
| <b>Expenses:</b>                      |                               |                            |                      |
| Program services:                     |                               |                            |                      |
| Legal program                         | 10,608,767                    |                            | 10,608,767           |
| Public education                      | 3,251,223                     |                            | 3,251,223            |
| Supporting services:                  |                               |                            |                      |
| General and administration            | 965,746                       |                            | 965,746              |
| Fundraising                           | 2,161,462                     |                            | 2,161,462            |
| <b>Total expenses</b>                 | <b>16,987,198</b>             | <b>-</b>                   | <b>16,987,198</b>    |
| <b>Change in Net Assets</b>           | <b>717,117</b>                | <b>318,436</b>             | <b>1,035,553</b>     |
| <b>Net Assets, beginning of year</b>  | <b>17,616,125</b>             | <b>1,068,018</b>           | <b>18,684,143</b>    |
| <b>Net Assets, end of year</b>        | <b>\$ 18,333,242</b>          | <b>\$ 1,386,454</b>        | <b>\$ 19,719,696</b> |

See accompanying notes to financial statements.

## Animal Legal Defense Fund

### Statement of Functional Expenses

*Year ended June 30, 2021*

|                                      | Program Services     |                     |                      | Supporting Services        |                     |                           | Total                |
|--------------------------------------|----------------------|---------------------|----------------------|----------------------------|---------------------|---------------------------|----------------------|
|                                      | Legal Program        | Public Education    | Total Programs       | General and Administration | Fundraising         | Total Supporting Services |                      |
| Salaries, payroll taxes and benefits | \$ 4,968,363         | \$ 1,157,342        | \$ 6,125,705         | \$ 749,005                 | \$ 862,139          | \$ 1,611,144              | \$ 7,736,849         |
| Legal fees - pro bono                | 2,722,238            |                     | 2,722,238            |                            |                     | -                         | 2,722,238            |
| Program legal fees and grants        | 1,897,916            |                     | 1,897,916            | 25,791                     | 28,754              | 54,545                    | 1,952,461            |
| Professional services                | 685,922              | 728,026             | 1,413,948            | 134,936                    | 411,384             | 546,320                   | 1,960,268            |
| Printing and publications            | 13,304               | 434,584             | 447,888              | 445                        | 1,175               | 1,620                     | 449,508              |
| Advertising and marketing            | 47,465               | 26,835              | 74,300               | 7,618                      | 15,037              | 22,655                    | 96,955               |
| Dues and subscriptions               | 6,196                | 335,852             | 342,048              | 10,901                     | 274,599             | 285,500                   | 627,548              |
| Postage and delivery                 | 1,673                | 501,444             | 503,117              | 122                        | 352,126             | 352,248                   | 855,365              |
| Insurance                            | 53,549               |                     | 53,549               | 3,077                      | 3,431               | 6,508                     | 60,057               |
| Equipment, maintenance, rental       | 16,586               |                     | 16,586               | 3,708                      | 13,180              | 16,888                    | 33,474               |
| Rent and occupancy                   | 132,595              | 1,196               | 133,791              | 10,110                     | 9,603               | 19,713                    | 153,504              |
| Travel, conventions and meetings     | (1,084)              | 1,213               | 129                  | 1,568                      | 1,192               | 2,760                     | 2,889                |
| Depreciation                         | 58,092               | 53,078              | 111,170              | 13,320                     | 5,192               | 18,512                    | 129,682              |
| Bank charges and merchant fees       |                      |                     |                      |                            | 99,129              | 99,129                    | 99,129               |
| Taxes, licenses and other expenses   | 5,953                | 11,653              | 17,606               | 5,145                      | 84,521              | 89,666                    | 107,272              |
| <b>Total expenses</b>                | <b>\$ 10,608,768</b> | <b>\$ 3,251,223</b> | <b>\$ 13,859,991</b> | <b>\$ 965,746</b>          | <b>\$ 2,161,462</b> | <b>\$ 3,127,208</b>       | <b>\$ 16,987,199</b> |

See accompanying notes to financial statements.

# Animal Legal Defense Fund

## Statement of Cash Flows

*Year ended June 30, 2021*

|   |                     |
|---|---------------------|
| <b>Cash Flows from Operating Activities:</b>  |                     |
| Change in net assets  | \$ 1,035,553        |
| Adjustments to reconcile change in net assets to net cash provided by operating activities: |                     |
| Depreciation  | 129,682             |
| Realized and unrealized gain on investments   | (1,183,845)         |
| Changes in assets and liabilities:  |                     |
| Accounts and grants receivable  | (661,757)           |
| Bequest receivable  | (317,153)           |
| Prepaid expenses and other assets   | (18,871)            |
| Accounts payable and accrued expenses   | 44,934              |
| Accrued payroll and related expenses  | 88,017              |
| Grants payable  | (56,298)            |
| Net cash used by operating activities   | (939,738)           |
| <b>Cash Flows from Investing Activities:</b>  |                     |
| Purchases of investments  | (4,240,333)         |
| Proceeds from sales of investments  | 248,195             |
| Purchase of property and equipment  | (40,682)            |
| Net cash used by investing activities   | (4,032,820)         |
| <b>Change in Cash and Cash Equivalents</b>  | <b>(4,972,558)</b>  |
| <b>Cash and Cash Equivalents, beginning of year</b>   | <b>8,039,686</b>    |
| <b>Cash and Cash Equivalents, end of year</b>   | <b>\$ 3,067,128</b> |

See accompanying notes to financial statements.



# Animal Legal Defense Fund

## Notes to Financial Statements

---

### Note 1 - Nature of Organization:

Animal Legal Defense Fund. (the Organization) was established in 1979 as a nonprofit association. The Organization was later incorporated in May of 1984 as a California tax-exempt, nonprofit public benefit corporation. The Organization is a national organization dedicated to the protection of animals and the establishment of their legal rights. Its mission statement is: “To protect the lives and advance the interests of animals through the legal system.”

The Organization accomplishes its mission through its legal and public education programs by filing high-impact lawsuits to protect animals from harm, providing free legal assistance and training to prosecutors to assure that animal abusers are held accountable for their crimes, supporting tough animal protection legislation and fighting legislation harmful to animals, and providing resources and opportunities to law students and professionals to advance the emerging field of animal law. The program departments work to protect animals by:

- Filing groundbreaking lawsuits to stop animal abuse and expand the boundaries of animal law.
- Advocating for stronger federal, state, and local animal protection laws, and against laws that run counter to the interests of animals.
- Providing free legal assistance to prosecutors handling cruelty cases.
- Working to strengthen state anti-cruelty statutes.
- Enforcing existing animal protection laws.
- Nurturing the future of animal law through the Organization’s network of Student Animal Legal Defense Fund chapters in law schools throughout the country.
- Providing public education through seminars, workshops and other outreach efforts.
- Maintaining relationships with attorneys and law firms throughout the country that provide free legal resources to the Organization.

# Animal Legal Defense Fund

## Notes to Financial Statements

---

### Note 2 - Summary of Significant Accounting Policies:

#### a. Basis of Presentation

The Organization prepares its financial statements using the accrual basis of accounting in conformity with accounting principles generally accepted in the United States of America (U.S. GAAP). Accordingly, the Organization presents information regarding its net assets and activities according to two classes of net assets:

*Net Assets Without Donor Restrictions* – the portion of net assets that is not subject to time or donor-imposed restrictions and available at the discretion of the Organization. The Board of Directors has designated \$7,012,628 of net assets without donor restrictions as a quasi-endowment (see Note 6).

*Net Assets With Donor Restrictions* – the portion of net assets that is restricted due to either a time restriction on when the asset may be spent, a purpose restriction imposed by a donor that is not yet completed, or donor endowed funds that must be maintained in perpetuity. The Organization does not hold net assets that are required to be maintained in perpetuity.

#### b. Cash and Cash Equivalents

The Organization considers all highly liquid investments with a maturity of three months or less when purchased to be cash equivalents, except for money market accounts held within investment accounts which are held for investment purposes (Note 3).

#### c. Investments

Investments are carried at estimated fair value on the accompanying Statement of Financial Position. Investments include money market funds, equities, corporate bonds, certificates of deposit, and mutual funds. Investments received through gifts are recorded at estimated fair value at the date of contribution. Gains and losses that result from market fluctuations are recognized in the Statement of Activities and Changes in Net Assets in the period such fluctuations occur. Dividend and interest income are accrued when earned.

#### d. Fair Value Measurements

The Organization carries certain assets and liabilities at fair value. Fair value is defined as the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. Fair value measurement standards also require the Organization to classify these financial instruments into a three-level hierarchy. The Organization classifies its financial assets and liabilities according to three levels and maximizes the use of observable inputs and minimizes the use of unobservable inputs when measuring fair value.

# Animal Legal Defense Fund

## Notes to Financial Statements

---

Level 1 – Unadjusted quoted market prices in active markets for identical assets or liabilities that the Organization has the ability to access at the measurement date.

Level 2 – Observable inputs other than quoted market prices included within Level 1 such as quoted prices for similar assets or liabilities in active markets, or quoted prices for identical or similar assets or liabilities in inactive markets.

Level 3 – Unobservable inputs for assets or liabilities that are uncorroborated by market data.

e. Revenue Recognition

Grants and contributions are recognized as revenue when received or unconditionally promised. Contributions of assets other than cash are recorded at their estimated fair value on the date the donation is made.

Program service fees and payments under cost-reimbursable contracts received in advance are deferred to the applicable period in which the related services are performed, or expenditures are incurred, respectively.

Contributions expected to be collected in future years, including future interests in trusts, are recorded at the present value of estimated future cash flows. Discounts on the future interests are calculated using a rate equal to the approximate investment return applicable to the year in which the unconditional promise is received. Accounts and grants receivable are expected to be collected as follows: \$791,470 in 2022 and \$50,000 in 2023.

Conditional promises to give - that is, those with a measurable performance or other barrier and a right of return - are not recognized until the conditions on which they depend have been met. As of June 30, 2021, the Organization has two conditional grants for a total of \$575,000, for which future payments are contingent upon meeting specific milestones.

The Organization estimates the allowance for uncollectible contributions on an annual basis based on past collection experience and current economic conditions.

The Organization is the beneficiary under various wills and trust agreements, the total realizable amount of which is not presently determinable. Such amounts are recognized in the Organization's financial statements as bequests receivable when clear title is established and the proceeds are measurable.

The Organization classifies gifts of cash and other assets as support with restrictions if received with donor stipulations that limit the use of the contributions. When such donor restrictions expire, that is, when stipulated or implied time restrictions end or purpose restrictions are accomplished, net assets with donor restrictions are reclassified to net assets without donor restrictions and reported in the accompanying Statement of Activities and Changes in Net Assets as net assets released from restrictions.

# Animal Legal Defense Fund

## Notes to Financial Statements

---

f. Property and Equipment

Property and equipment are recorded at cost or, if donated, at fair market value on the date of donation. Depreciation is computed on the straight-line method over the estimated useful lives of the assets. Useful lives range from three to thirty-nine years.

g. Donated Material and Services

Contributions of donated noncash assets are recorded at their fair value in the period received. Contributions of donated services that create or enhance non-financial assets or that require specialized skills, are provided by individuals possessing those skills, and would typically need to be purchased if not provided by donation, are recorded at their fair values in the period received. In-kind contributions of \$2,722,238 primarily consisted of legal services.

Volunteers contribute significant amounts of time to the Organization which includes administration, fundraising, and development activities. However, the value of these services is not reflected in these statements because the criteria for recognition of volunteers have not been satisfied.

h. Grants

Grants awarded as an unconditional promise to give are accrued as a liability and expensed when approved. Grant cancellations or unspent funds are recorded in the year cancelled or the funds are returned. Grants payable represent the present value of grants to be paid in the future. The discount on those amounts is computed using market interest rates applicable in the year in which the promise is approved. Amortization of the discount is included in grant expense.

i. Joint Costs

The Organization incurred allocable joint costs of \$1,022,783 for informational material and activities that also included fundraising appeals during the year ended June 30, 2021. Of those costs, \$183,577 were allocated to fundraising expense and \$839,206 were allocated to Public Education. These allocations were based on analysis of the costs pertaining to the underlying direct program and fundraising expenses which were associated with various mailings.

# Animal Legal Defense Fund

## Notes to Financial Statements

---

j. Functional Expense Allocations

The costs of providing program and other activities have been summarized on a functional basis in the Statements of Activities and Changes in Net Assets. Accordingly, certain costs have been allocated among services and supporting services benefited. Such allocations are determined by management on an equitable basis. Expenses such as salaries and wages, rent and utilities, insurance, and other overhead have been allocated based on time and effort using the Organization's payroll allocations. Other expenses, such as professional services and other direct costs, have been charged to the specific activity for which the services were received from vendors.

k. Use of Estimates

The preparation of financial statements in conformity with U.S. GAAP requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

l. Tax Exempt Status

The Organization has received notification from the Internal Revenue Service and the State of California that it qualifies for tax-exempt status under Section 501©(3) of the Internal Revenue Code and Section 23701(d) of the California Revenue and Taxation Code. Contributions to the Organization are deductible as allowed under the applicable tax code.

As of June 30, 2021, management evaluated the Organization's tax positions and concluded that the Organization had maintained its tax-exempt status and had not taken uncertain tax positions that required adjustment to the financial statements. Therefore, no provision or liability for income taxes has been included in the financial statements.

m. Recent Accounting Pronouncements

*Pronouncement Effective in the Future*

In September 2020, the Financial Accounting Standards Board (FASB) issued Accounting Standards Update (ASU) 2020-07 *Not-for-Profit Entities (Topic 958): Presentation and Disclosures by Not-for-Profit Entities for Contributed Nonfinancial Assets*, intended to improve transparency in the reporting of contributed nonfinancial assets, also known as gifts-in-kind, for not-for-profit organizations. The ASU requires a not-for-profit organization to present contributed nonfinancial assets as a separate line item in the statement of activities, apart from contributions of cash or other financial assets. The amendments in this ASU should be applied on a retrospective basis and are effective for annual reporting periods beginning after June 15, 2022. Early adoption is permitted. The Organization is currently evaluating the impact of this pronouncement on its financial statements.

# Animal Legal Defense Fund

## Notes to Financial Statements

---

n. Subsequent Events

The Organization evaluated subsequent events with respect to the financial statements for the fiscal year ended June 30, 2021 through February 11, 2022, the date these financial statements were available to be issued, and has determined that no adjustments are necessary to the amounts reported in the accompanying financial statements nor have any subsequent events occurred, the nature of which would require disclosure.

**Note 3 - Investments and Fair Value Measurements:**

*Investments:*

Investments consisted of the following at June 30, 2021:

|                           |               |
|---------------------------|---------------|
| Cash and cash equivalents | \$ 2,420,897  |
| Equities:                 |               |
| U.S. equities             | 3,609,843     |
| International equities    | 1,045,153     |
| Mutual funds              | 3,745,730     |
| Corporate bonds           | 3,258,985     |
| Other                     | 3,977         |
|                           | <hr/>         |
|                           | 14,084,585    |
| Certificates of deposits  | 400,730       |
|                           | <hr/>         |
|                           | \$ 14,485,315 |

Investment income, net consists of the following for the year ended June 30, 2021:

|                                   |              |
|-----------------------------------|--------------|
| Net realized and unrealized gains | \$ 1,183,845 |
| Interest and dividends            | 192,483      |
| Less investment management fees   | (69,583)     |
|                                   | <hr/>        |
|                                   | \$ 1,306,745 |

*Fair Value Measurement:*

Investments held at year end include money market funds, equities, fixed income products and mutual funds that are held at fair value and are classified as Level 1. Certificates of deposit are not subject to fair value measurements as they do not meet the definition for disclosure.

# Animal Legal Defense Fund

## Notes to Financial Statements

---

### Note 4 - Property and Equipment:

Property and equipment consisted of the following at June 30, 2021:

|                                  |              |
|----------------------------------|--------------|
| Land                             | \$ 281,988   |
| Office building and improvements | 1,583,533    |
| Furnishings and equipment        | 143,398      |
| Website and software             | 182,498      |
|                                  | <hr/>        |
|                                  | 2,191,417    |
| Less: accumulated depreciation   | (614,707)    |
|                                  | <hr/>        |
|                                  | \$ 1,576,710 |

Depreciation expense was \$129,682 for the year ended June 30, 2021.

### Note 5 - Net Assets With Donor Restrictions:

Net assets with donor restrictions as of June 30, 2021 were as follows:

|                           |              |
|---------------------------|--------------|
| Animal law programs       | \$ 139,740   |
| Farmed animal welfare     | 121,507      |
| Criminal justice programs | 650,000      |
| Litigation                | 220,245      |
| Other purposes            | 154,962      |
| Time restriction          | 100,000      |
|                           | <hr/>        |
|                           | \$ 1,386,454 |

Net assets released from restrictions during the year ended June 30, 2021 were as follows:

|                           |              |
|---------------------------|--------------|
| Animal law programs       | \$ 749,584   |
| Farmed animal welfare     | 638,024      |
| Criminal justice programs | 376,409      |
| Litigation                | 987,963      |
| Other purposes            | 318,731      |
|                           | <hr/>        |
|                           | \$ 3,070,711 |

# Animal Legal Defense Fund

## Notes to Financial Statements

---

### Note 6 - Quasi-Endowment:

Changes in quasi-endowment net assets for the year ended June 30, 2021 are summarized as follows:

|   |              |
|---|--------------|
| Quasi-endowment net assets, June 30, 2020 | \$ 5,650,089 |
| Contributions                             | 125,619      |
| Interest and dividends                    | 120,075      |
| Net realized and unrealized gains         | 1,157,173    |
| Advisory fees                             | (40,328)     |
| <hr/>                                     |              |
| Quasi-endowment net assets, June 30, 2021 | \$ 7,012,628 |

#### *Return Objectives and Risk Parameters*

The Organization has adopted investment and spending policies for investments that attempt to provide a predictable stream of funding to programs. Investments are invested in a manner that is intended to produce results that approximate the price and yield results of the general market conditions (Dow Jones Industrial Average) while assuming a moderate level of investment risk. Investments are also screened for animal and environmental harm as well as other social justice-related considerations. The performance benchmark for equity investments is to match or exceed, in any given quarter, the S&P 500 Index, Nasdaq Composite, and the Russell 3000. The performance benchmark for fixed income investments is to match or exceed, in any given quarter, the Barclay's U.S. Intermediate Aggregate Bond Index and Barclay's US Government 1-3 year Treasury Index. Actual returns in any given year may vary from this amount.

#### *Strategies Employed for Achieving Objectives*

To satisfy its long-term rate-of-return objectives, the Organization relies on a total return strategy in which investment returns are achieved through both capital appreciation (realized and unrealized) and current yield (interest and dividends). The Organization targets a diversified asset allocation to achieve its long-term return objectives within prudent risk constraints. On an annual basis, the Organization's investments are rebalanced to reflect an approximate 65% allocation to fixed income and a 35% allocation to equities. On annual basis, the Board will determine if the ratio allocations remain appropriate for the organization.



# Animal Legal Defense Fund

## Notes to Financial Statements

---

### *Spending Policy and How the Investment Objectives Relate to Spending Policy*

These accounts are envisioned to last in perpetuity; there is no “spend-down” goal. Investment earnings are reinvested for long-term growth purposes. Accordingly, at a minimum, the Organization expects its policy to keep pace with inflation; and allow for modest, annual withdrawals reflecting the amounts by which performance exceeds the rate of inflation (when applicable).

### **Note 7 - Availability of Financial Assets and Liquidity:**

The Organization’s financial assets that are available to meet general expenditures over the next twelve months were as follows:

|  |               |
|--|---------------|
| Financial assets at June 30, 2021:   |               |
| Cash and cash equivalents  | \$ 3,067,128  |
| Accounts and grants receivable   | 841,470       |
| Bequest receivable   | 750,339       |
| Investments  | 14,485,315    |
| <hr/>  |               |
| Total financial assets   | 19,144,252    |
| <hr/>  |               |
| Less amounts not available to be used within one year:                                 |               |
| Board-designated quasi endowment funds   | (7,012,628)   |
| Restricted Net Assets – long-term receivables  | (50,000)      |
| <hr/>  |               |
| Financial assets available to meet general expenditures<br>over the next twelve months | \$ 12,081,624 |

The Organization receives a substantial amount of support by way of restricted contributions. Because donor restrictions require resources to be used in a particular manner or in a future period, the Organization must maintain sufficient resources to meet those responsibilities to its donors. Thus, financial assets may not be available for general expenditure within one year. 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 become due. Net assets with donor restrictions of \$1,336,454 are expected to be utilized during the year ending June 30, 2022.

# Animal Legal Defense Fund

## Notes to Financial Statements

---

The Organization has an Investment Committee which has the responsibility for establishing the Organization's return objectives (generally lower rates of return associated with more stable and safer investments) and to define the risk parameters (generally low risk securities, certificates of deposit and mutual funds). The committee routinely oversees investment performances and reviews cash flows necessary to sustain the Organization's operating activities. The Organization has established a quasi-endowment fund within its investment portfolio. These funds are available for immediate liquidation at any time with the approval of the Board of Directors in order to provide funding for general operating expenses, if necessary.

### **Note 8 - Retirement Plans:**

The Organization offers eligible employees the opportunity to participate in a salary reduction retirement plan (with an Employer match of up to 5%) qualified under Internal Revenue Code Section 401(k). The Plan covers all eligible employees of the Organization and is subject to the provisions of the Employee Retirement Income Security Act of 1974 (ERISA) and, as such, has been amended periodically to comply with changes made to ERISA through 2015. Employees are 100% vested in their accounts. Employer contributions to the plan amounted to \$200,762 for the year ended June 30, 2021.

### **Note 9 - Concentrations of Risk:**

The Organization has identified its financial instruments which are potentially subject to credit risk. These financial instruments consist principally of cash, investments, and receivables.

The Organization maintains its cash balances in high quality financial institutions, which at times may exceed federally insured limits.

Receivables consist primarily of unsecured amounts due from foundations and individuals. The credit risk associated with the receivables from individuals is substantially mitigated by the large number of entities and individuals comprising the receivable balance.

Investments in general are exposed to various risks, such as interest rate, credit and overall market volatility. To address the risk of investments, the Organization maintains a formal investment policy that sets out performance criteria, investment and asset allocation guidelines and requires review of the investment managers' performance.

# Animal Legal Defense Fund

## Notes to Financial Statements

---

### **Note 10 - Affiliated Organization:**

During 2019, under the direction of the Organization's Board of Directors, the Organization assisted in establishing Animal Legal Defense Legislative Fund ("ALDLF"), a 501(c)(4) organization incorporated in Delaware. ALDLF is a nonprofit organization incorporated and operated exclusively for lobbying and legislative activities. ALDLF is not considered part of the Organization's reporting entity because the Organization does not have both control and an economic interest in ALDLF. Control is construed to mean majority control of the Board of Directors. Economic interest indicates either residual interest in ALDLF or some form of material financial support.

The Organization will be providing support services under the cost-sharing agreement where ALDLF will reimburse the Organization for office space, equipment, and personnel services.

### **Note 11 - Global Pandemic:**

On March 11, 2020, the World Health Organization publicly characterized Covid-19 as a pandemic. States of emergency were declared in many federal, state, and local jurisdictions and shelter in place orders were instituted in many cities and states, including California. As Fiscal year 2021 began Covid caseloads were increasing dramatically in the United States significantly impacting general business conditions as well as impacting our own work and staff.

During the previous fiscal year staff shifted to remote working wherever possible and expect this practice to remain for the foreseeable future. For 2021, total operating expenses (excluding pro bono legal work) were under budget by 7.3%. This reduction in expense to budget was driven in large part by the reduction in travel expenditures and a slowdown in personnel expenditures.

In response to Covid-19, the Organization released a series of white papers, outlining policy strategies calibrated to reduce specific zoonotic risks, including in the factory farming context where billions of animals are raised and killed in intensive confinement. Despite the challenges of COVID-related shutdowns to the Organization's programs and operations, the Organization managed to avoid negative financial consequences through the unwavering support of our donors and cost cutting measures taken as a precaution.