

JURISDICTION TO APPOINT AN ADDITIONAL PERSON TO ACT WITH THE PERSONS VOTING THE STOCK AND THE STOCK SHALL THEN BE VOTED AS DETERMINED BY A MAJORITY OF THOSE PERSONS AND THE PERSON APPOINTED BY THE COURT.

(4) IF THE INSTRUMENT OR ORDER GIVEN TO THE SECRETARY OF THE CORPORATION SHOWS THAT THE INTERESTS ARE UNEQUAL, A MAJORITY OR EVEN SPLIT FOR THE PURPOSE OF THIS SUBSECTION IS A MAJORITY OR EVEN SPLIT IN INTEREST.

REVISOR'S NOTE: Subsections (a), (b), and (c) of this section presently appear as Art. 23, §44(b), (c), and (e), respectively.

In subsection (a) (1) and (c) (1) of this section, for purposes of conformity, the word "registered" is substituted for "standing" and "stand of record."

In subsection (a) (2) of this section, the provision of the last clause of present §44(b), which allows a fiduciary to vote shares registered in the name of another person under certain circumstances "even though they have not been transferred into his name...", is deleted as redundant.

In subsection (c) (1) of this section, the reference in present Art. 23, §44 (e) to "other securities having voting power" is deleted for purposes of consistency, and the last clause of the introduction, which deals with the contents of the instrument, is deleted for purposes of clarity and simplification.

The only other changes are in style.

2-509. VOTING OF STOCK HELD BY CORPORATION.

(A) WHO MAY VOTE.

STOCK REGISTERED IN THE NAME OF A CORPORATION, IF ENTITLED TO BE VOTED, MAY BE VOTED BY THE PRESIDENT, A VICE-PRESIDENT, OR A PROXY APPOINTED BY EITHER OF THEM, UNLESS ANOTHER PERSON APPOINTED TO VOTE THE STOCK UNDER A BYLAW OR A RESOLUTION OF THE BOARD OF DIRECTORS PRESENTS A CERTIFIED COPY OF THE BYLAW OR RESOLUTION, IN WHICH CASE HE MAY VOTE THE STOCK.

(B) WHEN STOCK MAY NOT BE VOTED.

(1) SHARES OF A CORPORATION'S OWN STOCK OWNED DIRECTLY OR INDIRECTLY BY IT MAY NOT BE VOTED AT