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May 28, 2004

Mr. Jeff S. Jordan
Supervisory Attorney
Federal Election Commission
999 E Street N.W.
Washington, D.C. 20463

Re MUR 5440

Dear Mr. Jordan:

As counsel to Mrs. Teresa Heinz Kerry, we respond on her behalf to your letter of April 7, 2003 in which you indicate that the Commission has received a complaint which indicates that Mrs. Heinz Kerry may have violated the Federal Election Campaign Act of 1971, as amended. Included with your letter is a 67 page letter dated March 31, 2004 on the letterhead of Bush-Cheney '04, together with well over 100 pages of attachments.

A review of those extensive materials confirms that no action should be taken against Mrs. Heinz Kerry. First, the only reference to her in the 67 page letter is at page 26, where she is referred to simply as having "attended" an event described as the "East Bay for Kerry/Move On Org. House Party." This event is also referenced in an article attached as Attachment G. This was apparently an event hosted at the home of Emily Weinstein and no allegation is made that Mrs. Heinz Kerry participated in any way in the organization or planning of that event. This will confirm that she had no such involvement and was simply an attendee who was called upon to offer a few remarks as the wife of Senator Kerry.

The only other substantive reference to her is in Attachment P which is headed "Respondents" where she is listed on a type written sheet under the subheading "Soft Money Donors." An extensive review of all Mrs. Heinz Kerry's expenditures has been undertaken and, based upon this review, there is no record of her making any contributions to any of "The Groups" listed on that Attachment: America Coming Together, America Votes, The Media Fund, Moving America Forward, Inc., Partner for America's Families, Victory Campaign 2004, and Voices for Working Families. Furthermore, although the authors of the March 31, 2004 letter attach listings of individual contributors to various Section 527 entities, no where does her name appear on such lists.

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Mr. Jeff S. Jordan

May 27, 2004

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Accordingly, we respectfully submit that any complaint as it relates to Mrs. Heinz Kerry should be dismissed without any further action being taken.

Respectfully Submitted,

Paul J. Bschorr

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The Heinz Endowments Grants to Tides Center / Tides Foundation
Howard Heinz Endowment (HHE)
Vira I. Heinz Endowment (VIHE)

Project	Date Approved	Grant Amount	Fund / Program Area	Grant Description
Business for Social Responsibility Education Fund	10/26/1994	\$145,000	VIHE Environment Program	The Tides Foundation/BSR Education Fund have proposed to engage businesses in the Pittsburgh region and elsewhere in promoting greater efficiency and eliminating waste. A key element is a collaborative program with Concurrent Technologies Corporation of Johnstown, SPIRC, Carnegie Mellon, and the Center for Hazardous Materials Research, which will use environmental process changes to increase productivity and competitiveness. Industries most likely to benefit from such changes will be identified, targeted, and partnerships will be established.
Chemical Strategies Partnership	5/12/1997	\$43,500	HHE Environment Program	The proposed grant would fund a planning process to identify and recruit Pennsylvania corporate participants in the Chemical Strategies Partnership, a national effort by the Pew Charitable Trusts to reduce toxic chemicals in products and waste streams. The work would be carried out by California Environmental Associates and the Tellus Institute of Boston, under the auspices of the Tides Center. The Chemical Strategies Partnership was created to reduce companies' use and release of toxic chemicals and to quantify reductions; to evaluate opportunities to restructure companies' supplier relationships to achieve chemical use reductions; and to foster a corporate organizational commitment to make pollution prevention a strategic business objective with measurable benefits.
Chemical Strategies Partnership	5/12/1997	\$200,500	HHE Environment Program	This grant will support a Pennsylvania-based project of the Chemical Strategies Partnership to dramatically reduce the use of persistent toxins in one of the state's largest manufacturers. The Chemical Strategies Partnership is a creation of the Pew Charitable Trusts and is based at the Tides Center. This project would represent a significant contribution to pollution prevention programs in the Commonwealth and could serve as a model for other companies in the state and elsewhere to emulate.

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Project	Date Approved	Grant Amount	Fund / Program Area	Grant Description
Chemical Strategies Partnership	5/11/1998	\$220,000	HHE Environment Program	The Chemical Strategies Partnership (CSP), was formed to assist electronics manufacturers in developing decision support tools and to test market-based mechanisms for significantly reducing their use of toxic chemicals. In 1995, the manufacturing sector generated over 34 billion pounds of chemical waste. With this grant, CSP proposes to move into phase two of a multi-phase project aimed at achieving chemical use reduction in the electronics industry. With this grant from the Howard Heinz Endowment, CSP will help to accelerate and influence the transformation of the way chemicals are purchased, used and disposed of throughout the Pennsylvania's manufacturing industry as well as the chemical service provider industry.
Chemical Strategies Partnership	5/10/1999	\$240,000	HHE Environment Program	This grant will provide phase three funding for the Pennsylvania activities of the Chemical Strategies Partnership. CSP was launched in 1996 by the Pew Charitable Trusts and The Heinz Endowments to develop a protocol to fundamentally redefine the way chemicals are purchased, used and managed by the manufacturing sector. Despite decades of environmental regulation and reporting, the manufacturing sector generates over 34 billion pounds of chemical waste each year. While strong standards must remain in place, alternative, non-regulatory approaches are needed to aggressively drive companies toward reducing chemical use and releases
Chemical Strategies Partnership	5/8/2000	\$250,000	HHE Environment Program	This grant will support the Pennsylvania activities of the Chemical Strategies Partnership with the Institute for Economic Transformation at Duquesne University, to reduce toxicity among the tool and die industry in southwestern Pennsylvania. The average chemical use for a tool and die firm ranges from 5,000 to 7,000 pounds of chemicals with toxic substances. Partnerships have been created with Oberg Industries, Stern Tool & Manufacturing, Elizabeth Carbide Die and Kennametal Carbide to accomplish this task. Chemical Strategies was launched in 1996 under The Tides Center by the Pew Charitable Trusts and the Endowments to develop a protocol to fundamentally redefine the way chemicals are purchased, used and managed by the manufacturing sector. To date, CSP's work with companies has resulted in an average cost savings of 15 percent, and a 30 percent average reduction in chemicals used by industry
Chemical Strategies Partnership	5/7/2001	\$100,000	HHE Environment Program	This grant will support the Pennsylvania activities of the Chemical Strategies Partnership with the Institute for Economic Transformation at Duquesne University, World Class Industrial Network, and the Department of Environmental Protection. The goal is to reduce toxicity in the metalworking and tool and die industries in southwestern Pennsylvania

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Communities First!	5/10/2004	\$25,000	HHE Environment Program	Communities First!, a project of the Tides Center – Western Pennsylvania, was formed in 2002 by concerned citizens from nine Ohio River communities. The group has opposed big-box and strip-mall development on the former Dixmont State Hospital site in Kilbuck Township, citing issues of land use and zoning inconsistency, environmental impact, traffic congestion and negative effects on existing businesses. The proposed shopping center is a glaring example of poor land use and development. It threatens to undercut communities and could lead to significant harm of a greenfield environment.
Cool Space Locator Project	10/23/2002	\$200,000	HHE Arts & Culture Program	This grant will support continuing program development and commercial placement capacity of Cool Space Locator, an organization that helps create market demand for unused commercial spaces. Funding is for a two-year period, during which Cool Space will begin to build earned income from brokerage fees and explore other fee-for-service opportunities. Cool Space began in 2000 as a pilot project of the Pittsburgh Partnership for Neighborhood Development. Although not a priority for traditional commercial brokers, these “cool spaces” are attractive to smaller entrepreneurial companies, whose younger managers are drawn to urban neighborhoods where real estate prices are low and the counter-traditional commercial ambience is high. The retention of these creative, fast growing entrepreneurial companies is of prime importance to growing this region’s economy.
Find the Rivers Project	10/22/2003	\$50,000	HHE Arts & Culture Program	“Find the Rivers” is a community-based project with the goal to create tangible links to the rivers from the Hill District for the economic, social and cultural benefit of the Hill. Find the Rivers is collaboration among Community Partners Institute, The Riverlife Task Force, Hill District Consensus Group, and Carnegie Mellon University School of Architecture. Through their earlier work, a River Opportunity Plan has been completed; routes to the rivers have been outlined; and plans are underway to build an “Urban Room,” a physical space with the potential to be an exhibition, community meeting and/or repository for the research work done to date. Architecture students are fully engaged in interpreting the information from the Community Partners work session and developing it into physical plans. This work will help Riverlife to continue to formulate and refine its concept of “landings” and physical community connection possibilities.
Funders’ Forum On	11/27/2000	\$20,000	HHE	This is a three-year grant to help support a national network of

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Environmental Education			Environment Program	grantmakers that fund environmental education programs. The Funders' Forum On Environmental Education promotes programs that involve students and teachers in community-based projects. Participants contribute to academic achievement and provide solutions for environmental problems. The Forum now has 130 foundation members with its activities directed at increasing funders' awareness and developments in the field of environmental education.
Funders' Forum On Environmental Education	10/24/2001	\$10,000	VIHE Environment Program	This is a two-year grant to help support a national network of Grantmakers funding project-based environmental education programs.
Grantmakers for Children, Youth & Families	12/5/1995	\$10,000	HHE Children, Youth & Families Program	This one-time funding request is to assist Grantmakers for Children Youth and Families (GCYF) in making a successful transition from being a program of the Council on Foundations to becoming an-independent organization. It was determined that the organization could operate a more flexible and diversified program, at approximately the same cost at the Council, if GCYF moved out of the Council. The Steer Committee for GCYF determined that rather than becoming a 501(c)(3) organization, the group will become a project of The Tides Foundation, which will act as its fiscal agent. This grant will be used for transition expenses, such as purchasing furniture and equipment.
Grantmakers for Children, Youth & Families	12/2/1996	\$10,000	HHE Children, Youth & Families Program	To continue core support of Grantmakers for Children, Youth & Families during a strategic planning period.
Grantmakers for Children, Youth & Families	5/12/1997	\$10,000	HHE Children, Youth & Families Program	To support the development of a new logo and brochure for Grantmakers for Children, Youth & Families and for 1997 membership
Grantmakers for Education	12/2/1996	\$5,000	HHE Education Program	This grant is in support of a new organization for grantmakers whose foundations have specific K-16 education programs. Grantmakers for Education (GFE) was established in 1995 as a nationwide membership group to activate and sustain a variety of formal and informal communication networks among funders whose experience and expertise in education varies widely. GFE identifies topics, initiates electronic communications, coordinates regional meetings involving grantmakers and various educational organizations, and reports to members on the results of major projects around the country.
Grantmakers for Education	12/1/1997	\$5,000	VIHE	This grant will provide continuing program and operating support to

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Grantmakers for Education	11/30/1998	\$5,000	HHE Education Program	This grant will support Grantmakers for Education's professional development activities aimed at increasing the craft knowledge of foundation staff who work on education issues. GFE offers grantmakers a range of services that include: special topic seminars on lessons learned from major initiatives; best educational practices for improving schools; focus groups with senior program staff; site visits to innovative project sites; summaries of major conferences on education, and routine communications about key education issues and events.
Green Building Alliance	5/12/1997	\$200,000	HHE Environment Program	This grant will support the Green Building Alliance, a Pittsburgh-based project striving to advance green building design and construction in the urban environment. The GBA is a consortium of groups promoting resource and energy conservation in the upper Ohio Valley watershed, including the City of Pittsburgh. These groups include but are not limited to the Pennsylvania Resources Council, Conservation Consultants Inc., Group Against Smog and Pollution, Western Pennsylvania Sustainable Energy Association, the Builders Association of Metro Pittsburgh, ASHRAE, and the American Institute of Architects' Pittsburgh Chapter. Primary activities include research assistance to architects, builders, municipal officials, businesses, and residents; training and education programs; and direct support to local development projects. This consortium was formed to bring the built environment into the mainstream discussion of building practices. The GBA promotes building practices which increase human comfort, health and productivity, save operating and maintenance costs and reduce the harmful impacts on the environment caused by current building practices.
Green Building Alliance	5/11/1998	\$300,000	HHE Environment Program	The primary program areas under the Green Building Alliance include education, technical assistance/demonstration projects and research. The 1998-99 action plan consists of multiple tasks under each of these program areas. Under demonstration projects, GBA has formed partnerships with the Housing Authority of Pittsburgh, which is undergoing large scale redevelopment, the Soffer Organization--the master developer for the former LTV site--the convention center design commission and more. Under education, GBA will implement a basic green rating system based on the US Green Building Council's standards to consistently identify and promote green projects. A Resource Center will also be established which will serve as a clearinghouse and provide information to building industry

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Green Building Alliance	5/10/1999	\$300,000	HHE Environment Program	professionals and non-professionals. To enhance the technical assistance delivery to these and other projects, GBA will work closely with CMU's Architecture Department and the Rocky Mountain Institute.
Metropolitics Pittsburgh Project	4/25/1996	\$41,500	VIHE Environment Program	Using the Tides Center as an organizational incubator, this grant will provide program and operating support for the Pittsburgh-based Green Building Alliance (GBA). Demonstration projects include Bedford Dwellings under the Housing Authority of Pittsburgh, Penn Center West, redevelopment of the former LTV site, and the Convention Center and stadiums. Education projects include implementation of the U.S. Green Building Council's Green Rating System for Pennsylvania to identify and promote green projects. GBA will manage a Resource Center/Clearinghouse for industry professionals and non-professionals. It will also conduct workshops for local professionals and continue the GBA Speakers Bureau for companies and organizations interested in learning about green building. To enhance the technical assistance delivery to these and other projects such as the University of Pittsburgh's Construction Management Program, GBA will work closely with Carnegie Mellon University's Architecture Department and the Rocky Mountain Institute.
Natural Amenities and	5/13/2002	\$600,000	HHE	This grant will support efforts by a coalition of project partners to develop

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Green Infrastructure Plan			Environment Program	<p>a regional Natural Amenities and Green Infrastructure Plan. The goal of green infrastructure planning is to create a detailed map of the natural landscape and its relationship to human settlement. The plan will recommend ways to develop and promote recreational opportunities, conserve important natural areas, and direct new growth to less environmentally sensitive lands.</p> <p>This grant represents the first of three phases over the next three years. A strategic plan with specific recommendations for actions, priorities, timeline and funding implications will ultimately inform conservation and land use decision-making. A framework for site impact analysis will assist the public and non-profit sector seeking to understand where and how development should occur. Data gathered to inform the plan and to create a regional geographical information system would ultimately be integrated into SPC for use by planners, conservationists, public agencies, private developers and the general public.</p>
Natural Amenities and Green Infrastructure Plan	5/12/2003	\$400,000	HHE Environment Program	<p>This grant for continued funding of the Natural Amenities and Green Infrastructure Plan will fund the second of three phases over the three-year planning period.</p>
Pennsylvania Biodiversity Partnership	5/13/2002	\$150,000	VIHE Environment Program	<p>A 2000 grant from the Endowments, together with funding from the Wild' Resources Conservation Fund and the Pennsylvania Department of Conservation and Natural Resources, helped launch the Pennsylvania Biodiversity Partnership initially as a project of the Wildlands Conservancy. The Partnership has recently been accepted as a project of the Tides Center of Western Pennsylvania. With this grant the Pennsylvania Biodiversity Conservation Plan. The "blueprint" process is designed to gain extensive stakeholder engagement and education and build a broad base of public support for biodiversity conservation in the state, in preparation for acceptance of the Biodiversity Conservation Plan when it is completed in 2004.</p>
Pennsylvania Biodiversity Project	12/31/2003	\$50,000	HHE Environment Program	<p>With this grant, the Pennsylvania Biodiversity Partnership will undertake Phases II and III of the Pennsylvania Biodiversity Conservation Plan, with completion scheduled for early 2005. Phase II will create a process and roadmap for building a statewide plan. Phase II will support a statewide stakeholder involvement process to support the plan content development.</p>
Pennsylvania Biodiversity	5/10/2004	\$50,000	HHE	<p>With this grant the Biodiversity Partnership will complete Phase III of the</p>

Project	Date Approved	Grant Amount	Fund / Program Area	Grant Description
Project				Pennsylvania Biodiversity Conservation Plan by early 2005.
Pennsylvania Energy Project	5/15/1996	\$170,000	HHE Environment Program	The Tides Foundation houses the Pennsylvania Energy Project, an Endowment-initiated effort to coordinate energy services and utility restructuring statewide. The project will provide organizational and legal support to the Clean Air Council, Conservation Consultants, Inc., Clean Air Policy Council, and EDF. Funds from this grant will be used to assist Conservation Consultants, Inc. with the completion of the Tarentum Energy Efficiency Initiative, to close out the environmental community's involvement in the state Demand-Side Management litigation, to develop financial incentives for energy efficiency, to work with Business for Social Responsibility to create a state-wide business consortium for energy efficiency, and to coordinate the state's environmental community in their effort to retain the Low-Income Usage Reduction Program (LIURP), which expires in 1997. LIURP is the state's primary means of reducing energy consumption in low-to-moderate income communities.
Pennsylvania Energy Project	12/2/1996	\$400,000	HHE Environment Program	The purpose of this grant is to support the activities of the Pennsylvania Energy Project. For the coming year, retail wheeling and utility restructuring will dominate PEP's agenda as will work on existing energy and related projects. Funds will be used for staff salaries, expert consultants, and sub-contractors.
Pennsylvania Energy Project	5/11/1998	\$100,000	HHE Environment Program	This grant will fund the operations of the Pennsylvania Energy Project in Harrisburg for the remainder of 1998. The Project is currently seeking to create a Green Building Alliance in central Pennsylvania similar to that here in Pittsburgh; to create public-sector guidelines for energy-efficiency in government buildings; to monitor implementation of energy deregulation in Pennsylvania and nationally.
Pennsylvania Energy Project	11/30/1998	\$160,000	HHE Environment Program	This grant would support the Pennsylvania Energy Project, an effort that has sought to create regional partnerships for energy-efficiency, renewable energy, and green buildings. The scope of work for the Project includes: creating a Central Pennsylvania energy center in partnership with the York Foundation and others to continue the Project's work over time; to launch a Green Building Alliance for Central Pennsylvania, mirroring the existing Pittsburgh-based alliance; and to conclude ongoing legal advice and program support for Pennsylvania DEP's green building programs.
Pennsylvania Energy	5/10/1999	\$125,000	HHE	This grant will provide funding for the activities of the Pennsylvania

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Project			Environment Program	Energy Project (PEP). In partnership with Carnegie Mellon University, current projects include a model green building for the School of Education at Shippensburg State University, redevelopment of a historic building as the new Hispanic American Center in downtown Harrisburg, and the creation of the Green Building Network, the central Pennsylvania affiliate of GBA.
Pennsylvania Energy Project	11/29/1999	\$75,000	HHE Environment Program	Over the last three years, the Pennsylvania Energy Project has been the primary intermediary on energy issues for Western and central Pennsylvania. During 2000, the project will continue to drive renewable energy programs in the public and private sectors of Pennsylvania. In particular, Penn Energy will work with the Episcopal Diocese of Bethlehem and the Episcopal Diocese of Pittsburgh to create the Interfaith Power and Light Project. This project will educate faith-based organizations and their members on the environmental issues of power production and alternative green energy sources. Once developed, the project will be introduced in Western Pennsylvania.
Pennsylvania Energy Project	5/8/2000	\$100,000	HHE Environment Program	During 2000, the Pennsylvania Energy Project will continue to drive renewable energy programs in the public and private sectors of Pennsylvania. In particular, Penn Energy will partner with Interfaith Power and Light to build market demand and supply for renewable energy among faith-based organizations and their membership.
Pennsylvania Energy Project	10/25/2000	\$99,000	VIHE Environment Program	During 2000, the Pennsylvania Energy Project will continue to drive renewable energy programs in the public and private sectors of Pennsylvania. In particular, Penn Energy will partner with Interfaith Power and Light to build market demand and supply for renewable energy among faith-based organizations and their membership. The Project will also partner with Environmental Enterprising Solutions on developing a statewide strategy for financing environmental enterprise in Pennsylvania.
Pennsylvania Energy	4/26/2001	\$148,000	VIHE	Over the last four years, the Pennsylvania Energy Project, operating under

Project	Date Approved	Grant Amount	Fund / Program Area	Grant Description
Project			Environment Program	Tides Center sponsorship, has been the lead organization focused on renewable energy and financing for green businesses for western and central Pennsylvania. With sole support from the Endowments, Penn Energy has combined its expertise in energy law and public policy with on-the-ground projects. These projects have demonstrated to the public and private sectors the economic benefits of environmentally sound energy and business practices. Having achieved its objectives over the past four years, Penn Energy will conclude its work with this grant. Penn Energy began the transition process in 2000, and it has already spun several projects out to permanent organizations, including Interfaith Power and Light and the Green Building Association of Central Pennsylvania. Penn Energy will complete its training series for the Sustainable Energy Funds of Pennsylvania, and spinoff its final project, an internet-based search engine for sustainable business projects seeking financing. This project's success demonstrates the benefit of using the Tides Center for time-limited, catalytic projects.
Sprout Fund	10/24/2001	\$87,500	HHE Economic Opportunity	The Sprout Fund is an initiative to engage young people in thinking creatively about how to shape a younger culture and vision for the region. An outgrowth of the New Idea Factory, an Endowments-funded program launched by County Executive Jim Roddey in 2000 to involve young people in creative brainstorming for the region, the Fund will focus on supporting small-scale projects that need a small amount of startup funding. The program will be housed in the Tides Center of Western Pennsylvania. Sprout's projects will be targeted at spurring energy, community goodwill, and innovative thinking.
Sprout Fund	10/23/2002	\$100,000	HHE Economic Opportunity	The Sprout Fund is an initiative created to tap and support the ideas and involvement of the region's younger (20- to 35-year-old) residents. The Fund serves as a catalyst to engage young talent in thinking creatively about innovative solutions that will help to shape a younger culture and vision for the region, and then to provide small scale funding for these projects. This second-year grant to the Sprout Fund will support small-scale projects as well as ideas that require incubation and need startup funding. During the last year, the fund supported 28 youth-oriented projects, often in the area of amenities and outdoor activities. Next year, Sprout projects will continue to refine its strategies to support innovative thinking and activities related to issues important to the region's young people.
State Pollution Prevention	10/22/1997	\$75,000	VIHE	The Tides Foundation will convene the nation's leading practitioners in the

Project	Date Approved	Grant Amount	Fund / Program Area	Grant Description
Regulatory Integration Initiative			Environment Program	<p>field to carry out the “State Pollution Prevention Regulatory Integration Initiative” or SPRINT to actively engage state governments to look at opportunities for reinventing pollution prevention (P2) programs. The fundamental challenge for SPRINT is to assist states in making pollution prevention integral to and seamlessly woven into the fabric of agency operations, including policy, planning, reporting and enforcement. This proposal aims to identify two pilot states that are willing to design integrated programs throughout all aspects of agency operations. As part of this effort Tides will develop a compendium of best practices of the most innovative, effective integration efforts around the country. SPRINT will then work to develop state-specific pollution prevention integration plans with each participating agency, assist with implementation of an effective action plan, evaluate the integration plan and build a constituency for more effective programs. VIHE funding would allow this project, which has already raised significant support from other funders, to work with and apply its findings in Pennsylvania, but also would assist the larger, national effort.</p>
Sustainable Pittsburgh	11/29/1999	\$300,000	HHE Environment Program	<p>The Sustainable Pittsburgh initiative was created in 1998 with funding from the Howard Heinz Endowment as part of the Pittsburgh Technology Council to link the region's economic, environmental and community development strategies. The initiative is working with community leaders and organizations to develop a long-range vision for the region. Through this process, Sustainable Pittsburgh is building a network of organizations that will design four projects that will demonstrate the links between natural resource protection, economic opportunity, and livable communities.</p>
Sustainable Pittsburgh	11/27/2000	\$20,000	HHE Environment Program	<p>With this grant Sustainable Pittsburgh will contract with Dr. Richard Florida for planning activities related to the revitalization of Oakland. The Oakland neighborhood of Pittsburgh is an area of key strategic importance to the region, particularly for high technology firms and their employees. This project will focus on how Oakland can improve its environmental quality, urban design, amenities, and livability, and serve as a model for other city neighborhoods. The interim grant is needed to take advantage of the availability of Carnegie Mellon University students to assist in the project.</p>
Sustainable Pittsburgh	11/27/2000	\$350,000	HHE	Sustainable Pittsburgh (SP) is an initiative to broaden the economic

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Sustainable Pittsburgh	12/31/2000	\$6,000	HHE Environment Program	This grant allowed Sustainable Pittsburgh to sponsor a team of five Pittsburgh government and non-profit leaders to attend the Urban Land Institute 4 th Annual Partners for Smart Growth Conference, in Atlanta, Georgia from December 4-6, 2000. This particular conference focused on various aspects of engaging the private sector in Smart Growth.
Sustainable Pittsburgh	10/24/2001	\$300,000	HHE Environment Program	This is an operating support grant for Sustainable Pittsburgh. By November 2001, Sustainable Pittsburgh plans to have published and widely distributed the first Regional Sustainability Indicators Report. Sustainable Pittsburgh will use this report to continue to build community awareness about and commitment to sustainability principles. Sustainable Pittsburgh has begun to identify key project proposals in the region, which they will evaluate against the Regional Indicators. Foremost among its priority issues is the link between regional transportation, other types of infrastructure, and land use planning. In the coming year, Sustainable Pittsburgh will continue to advocate for reform of the Southwestern Pennsylvania Commission to become a comprehensive regional planning agency, and continue to build momentum in western Pennsylvania for a new metropolitan strategy based on long-term economic prosperity, quality of life, and environmental health.
Sustainable Pittsburgh	10/23/2002	\$300,000	HHE Environment Program	Sustainable Pittsburgh released the first Regional Sustainability Indicators Report, which it will use to continue to build community commitment to sustainability principles. Sustainable Pittsburgh has begun to identify key project proposals in the region to compare with regional indicators. Such projects include the Mon-Fayette Expressway, Deer Creek, and former Dixmont Hospital, among others. Foremost among its priority issues is the link between regional transportation, other types of infrastructure, and land use planning. In the coming year, Sustainable Pittsburgh will continue to advocate for reform of the Southwestern Pennsylvania Commission to become a comprehensive regional planning agency. It also will continue to work to build momentum in western Pennsylvania for a new metropolitan strategy based on long-term economic prosperity, quality of life and environmental health.
Sustainable Pittsburgh	10/22/2003	\$300,000	HHE	With this operating support grant, Sustainable Pittsburgh will continue to

Project	Date Approved	Grant Amount	Fund / Program Area	Grant Description
			Environment Program	<p>partner with the Surface Transportation Policy Project to advocate for reform of the Southwestern Pennsylvania Commission to become a more comprehensive regional planning agency and to be more responsive around transportation issues. It also will continue to work with partners such as the Pittsburgh Interfaith Impact Network to build momentum in western Pennsylvania for a new metropolitan strategy based on long-term economic prosperity, equity, quality of life and environmental health.</p> <p>Sustainable Pittsburgh is playing a leading role in organizing the Smart Growth Partnership, an initiative covering Allegheny County. It also leads initiatives related to amenities and outdoor recreation in the region.</p> <p>Sustainable Pittsburgh also uses its Indicators report to comment on such key project proposals as the Mon-Fayette Expressway, Deer Creek and former Dixmont Hospital site.</p>
Ultra Violet Loop	10/22/2003	\$50,000	HHE Environment Program	<p>The Ultra Violet Loop is a volunteer-driven project begun in 2000 by representatives from the New Idea Factory, Ground Zero Action Network, and PUMP. While the UltraViolet Loop is designed to run on weekend nights, connecting Pittsburgh neighborhoods that are home to cultural amenities. Such a circular route will be easy for students, visitors, conventioneers and residents to use. Beyond the immediate value of the UV Loop, the project is intended to be a part of and model for looking at public transportation as more than a way to commute to work. During the past three years, initial private and foundation funding from the Richard King Mellon and Pittsburgh Foundations and neighborhood businesses, has enabled three trial runs with a contracted private carrier, leading to the current 18-month exploratory run in partnership with the Port Authority of Allegheny County. The project includes a creative branding, media and marketing campaign to promote the use of the Ultra Violet Loop with a diverse group of riders. Partnerships, sponsorships and Loop-related projects have been developed with a broad range of community development organizations – key stakeholders in the success of this initiative. This interim grant would help fund the project through September 2003.</p>
WorkKeys	4/26/2001	\$250,000	VIHE	These funds will help schools align academic content and achievement

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			Economic Opportunity & Education Programs	standards with employers' requirements for workplace skills, and also help students obtain useful information about how well their skills "fit" workplace requirements. This is the second year of Endowments support for an effort to implement WorkKeys, a tool that is used nationwide to assess workplace skill competencies, on a regional scale, involving over 15,000 high school students. WorkKeys tests students for three foundation skills (reading, applied math and locating information), creates a pooled recruiting process, and helps firms recruit from these applicants. At the same time, this project will work with school leaders to help them become more effective partners and to provide feedback on how well their academic programs fit the requirements of the regional labor market. The intent is to expand the WorkKeys process to a high percent of regional seniors as well as, longer term, to a significant percent of tenth grade students.
WorkKeys	5/13/2002	\$250,000	VIHE Economic Opportunity & Education Programs	With Endowment support, the Keys2Work program will test 10 th and 12 th graders for three fundamental skills (reading, applied math and locating information) and then help students match their scores against skill requirements for a broad range of occupations. At the same time, this project will work with school leaders to help them become more effective partners and to provide feedback on how well their academic programs fit the requirements of the regional labor market. Keys2Work will provide the tools and expertise that students and educators need to (a) understand the meaning of the skills tests, (b) relate these skills to existing academic standards and (c) offer training to incorporate those standards into their school programs and curricula. In 2001, Heinz Endowments funding enabled Keys2Work to complete its pilot phase and administer tests to 3,000 high school seniors in 26 high schools from 15 school districts. In 2002, the intent is to test 10,000 sophomore and senior students in 75 schools.
WorkKeys	5/12/2003	\$250,000	VIHE Economic Opportunity & Education Programs	Keys2Work, uses an emerging national assessment tool called WorkKeys to assess workplace skill competencies. Reacting to school and community concerns about student skills in 2002, Keys2Work tested 10,000 10 th graders and 4,500 11 th grade students in 100 high schools. In 2003, with The Endowments' third year of support, the Keys2Work program will test 18,000 high school students for three fundamental skills: reading, applied math and locating information. It also will help students compare their scores with skill requirements for a broad range of occupations.
Youth Standards Project	10/25/2000	\$50,000	VIHE	This grant will support the Youth Standards Project, a two-year initiative

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Youth Standards Project	5/13/2002	\$60,000	VIHE Children, Youth & Families Program	that will develop a set of youth standards designed by and for youth-serving organizations. If successful, this grant will help to raise the overall quality of services available to youth and create a common set of expectations for funders.
Youth Standards Project	10/22/2003	\$150,000	HHE Children, Youth & Families	This grant will support the second phase of the Youth Standards Project, which will involve field testing this highly sophisticated framework in area schools and evaluating the types of technical assistance capacity necessary for implementation in the youth-serving arena. During the next year, the field-testing will include assessments and evaluations in eight programs.
YouthPlaces	4/26/2001	\$200,000	VIHE Children, Youth & Families Program	This third round of support from the Endowments will establish <i>The Community Quality Institute for Youth-Serving Organizations</i> . Its purpose is to replicate the standards process and quality assurance practices to 20 organizations per year.
				This grant supports YouthPlaces, a nonschool hour initiative for older "at-risk" youth that is offered across Allegheny County in fifteen sites. Now in its fourth year of operation, the program is completing an evaluation by the Office of Child Development at the University of Pittsburgh and Public Private Ventures, a nationally recognized organization that specializes in youth-oriented research, evaluation and policy. Youth Places is showing positive results as a community-based approach to youth development. The program has been able to attract a large number of very difficult youth who typically avoid such programs. The YouthPlaces initiative has faced a number of administrative challenges over the course of the past three years, but is now undergoing an 18-month strategic planning process to develop a new organizational structure. This plan involves moving its administrative oversight from the Pittsburgh Council of Public Education to the Tides Center.
TOTAL				\$8,116,000

News

The Truth About Heinz and Tides

A statement from Heinz Endowments President
Maxwell King.



In recent weeks, The Heinz Endowments has been accused of using its funding of the Tides Center of Western Pennsylvania to advance a laundry list of partisan causes and fringe political groups. This accusation is simply wrong.

It originated in an opinion column written by a researcher for the conservative, Washington, D.C.-based Capital Research Center. The crux of CRC's argument is that money directed by the Endowments to Tides is "fungible." By supporting projects through Tides, CRC alleged that Heinz has secretly funneled money to every other organization that has ever received funding through Tides Center and the separate Tides Foundation.

Since first being published in the *Pittsburgh Tribune-Review*, CRC's accusation has been picked up and expanded in opinion pieces in a number of newspapers, including the *Wall Street Journal*, the *New York Post* and the *Washington Times*. But not even these publications have leveled this allegation in actual news stories.

The reason why is obvious: The charge does not stand up to objective scrutiny. Four facts undercut it completely. First, by legally binding contract, every penny of Heinz's support to Tides has been explicitly directed to specific projects in Pennsylvania. It cannot legally be redirected and is the exact opposite of fungible.

Second, the Tides Center is a provider of management and administrative services, and we have used it only for those services, not to advance Tides' grantmaking agenda. Foundations from all across the country-many, like Heinz, with strong centrist agendas-use these services to incubate an array of nonprofit programs. So does the federal government. It is no more accurate to suggest that Heinz supports every one of these programs than it is to suggest that someone who contributes to a specific group through the United Way supports the agenda of every other United Way beneficiary.

Third, the projects we have supported through Tides speak for themselves. They include programs to test the career readiness of area high school students, protect Pittsburgh's environment and retain young people in our region-hardly an extremist agenda.

Fourth and finally, information about every one of our Tides-related grants is and always has been readily available in our public filings, annual reports and here on our web site. Far from being secretive, we have been consistently open in detailing the nature of our grants to Tides and every other organization we fund.

Throughout its 63-year history, The Heinz Endowments has scrupulously observed both the letter and the spirit of the law barring foundations from partisan activity. That hasn't changed. These accusations to the contrary are rooted in politics, not fact. They do a disservice to Howard Heinz Endowment chairman Teresa Heinz Kerry, whose stewardship of the Heinz family's generous philanthropic legacy has been exemplary, and to our 16 other board members and 31 staff. Together, we remain committed to upholding the high ethical standards and proud traditions of one of America's most respected charitable foundations.

To learn more, please click on the links below:

A complete list of Heinz Endowments grants to Tides and the projects they supported;

FactCheck.Org, a nonpartisan "consumer advocate" for voters that aims to reduce the level of deception and confusion in U.S. politics, recently completed an independent investigation on the claims against the Endowments and Teresa Heinz. FactCheck.org is a project of the Annenberg Public Policy Center of the University of Pennsylvania. It monitors the factual accuracy of what is said by major U.S. political players in the form of TV ads, debates, speeches, interviews, and news releases. Its goal is to apply the best practices of both journalism and scholarship, and to increase public knowledge and understanding. Read their complete report here: "Whispering Campaigns" Falsely Accuse Teresa Heinz Kerry;

CRC's original allegation as published in the Pittsburgh Tribune-Review on Dec. 14, 2003 - The Heinz Endowments have teamed with a secretive left-wing group;

The Endowments' response as published in the Dec. 14th Tribune-Review column, Neither extreme nor secretive;

The Endowments' response to the Dec. 14th Tribune-Review column, as submitted;

A second column, Playing Ketchup , published in National Review Online and the Tribune-Review, building on the allegation;

The Endowments' unpublished response to the National Review Online (and the Tribune Review);

A Tribune-Review editorial published March 12, 2004, Follow the Money, criticizing the Endowments for attempting to respond to the allegations;

The Endowments' second response , also never published;

The New York Post's editorial (Mrs.) Kerry's Cash Connection, published March 9, 2004;

The Endowments' response;

The Wall Street Journal editorial, The Politics of 9/11 , published March 10, 2004;

The Endowments' unpublished response;

The Washington Times' editorial, Active measures , published March 10, 2004;

The Endowments' response, Donations aren't fungible, published March 13, 2004;

A Pittsburgh Post-Gazette report, Right zooms in on Heinz on where the attacks are coming from, published March 7, 2004;

The Pittsburgh Post-Gazette's editorial, Dishing the dirt, published March 14, 2004, dismissing the allegations;

Tides Foundation and Tides Center Statement Regarding Recent Scrutiny over Heinz Endowments

Tides Foundation, Tides Center and the Relationship with The Heinz Endowments Updated statement by Tides.

[Return to News Directory](#)



Internet "Whispering Campaigns" Falsely Accuse Teresa Heinz Kerr

Bogus e-mail messages claim she's given millions to "radical" groups, some linked to terrorists, and located Heinz factories overseas. Both claims are false.

August 4, 2004

Modified: August 12, 2004

[eMail to a friend](#) [Printer Friendly Version](#)

Summary

False allegations about Kerry's wife have been circulating for months, but the velocity of the Internet "whispering campaign" picked up substantially with the approach of the Fall campaign.

One false message claims Teresa Heinz Kerry gave \$4 million to a foundation that used the funds to support a list of "radical" groups including one with alleged links to Hamas and another that is said to have offered to provide a lawyer for Saddam Hussein. But public records show otherwise. Heinz Kerry's foundation money was directed to projects such as "Sustainable Pittsburgh," which promotes "smart growth" strategies.

Another widely circulated e-mail claims Kerry and his wife "own" dozens of H.J. Heinz Company factories in Europe and Asia. It accuses Kerry of hypocrisy for denouncing offshoring of US jobs while "making millions off that cheap labor."

That's also false: neither of them own Heinz. Public records show Heinz Kerry isn't an officer of the company, isn't on the company's board of directors, and isn't even close to being the largest shareholder. The Heinz Endowments do own Heinz stock -- less than 4% of the company -- but income from that stock goes to charity, not to the Kerrys personally.

Analysis

FactCheck.org has received hundreds of copies of these two e-mails from subscribers who asked us to check out whether there's any truth to them. They have been circulating like a virus, relayed by people who either don't

Supporting

[See List of Endowments to Tides Foundation and Tides](#)

[\(.pdf -\)](#)

[See the full Foundation to allegations](#)

[\(.pdf -\)](#)

[Letter from Company to PAC supporters sides in pr](#)

[\(.pdf -\)](#)

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bother to check out whether they are true, or don't care. It's the modern equivalent of the old "whispering campaign" in which false rumors served as political weapons.

Bogus E-mail (excerpt): Teresa Heniz Funds Hamas?

Subject: Catsup, Pickles and the Radical left .

...So how does Mrs. Heinz Kerry spend John Heinz's money? Just one example: According to the G2 Bulletin, an online intelligence newsletter of WorldNetDaily, in the years between 1995-2001 she gave more than \$4 million to an organization called the **Tides Foundation**. And what does the Tides Foundation do with John Heinz's money?

They support numerous anti-war groups, including Ramsey Clark's International Action Center. Clark has offered to defend Saddam Hussein when he's tried.

They support the Democratic Justice Fund, a joint venture of the Tides Foundation and billionaire hate-monger George Soros. The Democratic Justice Fund seeks to ease restrictions on Muslim immigration from "terrorist" states.

They support the Council for American-Islamic Relations, whose leaders are known to have close ties to the terrorist group, Hamas.

They support the National Lawyers Guild, organized as a communist front during the Cold War era. One of their attorneys, Lynne Stewart, has been arrested for helping a client, Sheikh Omar Abdel Rahman, communicate with terror cells in Egypt. He is the convicted mastermind of the 1993 World Trade Center bombing.

They support Planned Parenthood, the National Abortion Rights Action League, and the Abortion Action Project. They support the most violent of all homosexual action groups, ACT-UP.

Teresa Heinz Kerry and the Tides Foundation

The more virulent of these nasty, false mailings alleges that she's given more than \$4 million to the **Tides Foundation** of San Francisco to fund a variety of "radical" groups including some that the message suggests are supportive of terrorists.

To start, that's flatly denied by Maxwell King, the President of the Heinz Endowments. King told FactCheck.org:

King: Neither she nor her foundations has ever funded any of the extremist organizations or unpatriotic causes listed in the email you forwarded. Period.

The Tides Foundation also says that no Heinz funds have gone to any of the groups named in the e-mail. Further, it says Tides itself gives little or no money to several of them. Christopher J. Herrera, Director of Communications of the Tides Foundation, told us that the allegation about a Ramsey Clark group is utterly false, for example.

Herrera: We have made no grants to this organization nor can we find any association with it in our records.

According to Herrera, Tides Foundation gifts to the National Lawyers Guild total "approximately \$30,000 over the last ten years," and donations to

They support the "Barrio Warriors," a radical Hispanic group whose primary goal is to return all of Arizona, California, New Mexico, and Texas to Mexico.

These are but a few of the radical groups that benefit, through the anonymity provided by the Tides Foundation, from the generosity of our would-be first lady - the wealthy widow of Republican senator John Heinz, and now the wife of the Democratic senator who aspires to be the 44th President of the United States.

Endowments was \$230,000 given between 1994 and 1998, all used to support a pollution-prevention initiative and other environmental projects in Western Pennsylvania.

Much larger sums have gone through a related legal entity called the Tides Center, which administers grants for groups receiving donations that are not themselves incorporated as a nonprofit organization. The Tides Center takes a fee, typically between 7% and 9%, for handling payrolls, disbursing, legal and administrative work, but the rest legally must go to the group for which the donor intended it.

The Heinz Endowments released a list of grants totaling \$8.1 million given through Tides since 1994. None of the money went for the "radical" groups named in the e-mail. Instead, the grants included such sums as:

- \$1.6 million for "Sustainable Pittsburgh," which promotes such projects as "bike to work week."
- Just over \$1 million for the "Chemical Strategies Partnership," which looks for ways to cut the use of chemicals in industry.
- \$800,000 for the "Green Building Alliance," which promotes buildings that use less energy.
- Nearly \$1.4 million for the "Pennsylvania Energy Project," which spun off several renewable-energy projects before going out of business at the end of 2000.

Included in the \$8.1 million are grants from the Howard Heinz Endowment and also the Vira I. Heinz Endowment, which collectively make up the Heinz Endowments. Heinz Kerry chairs the Howard Heinz Endowment, the larger of the two, and is a member of the board of directors of the smaller Vira I. Heinz Endowment.

The list appears to be accurate: FactCheck.org checked each grant on the list against those that the Heinz endowments reported to the US Internal Revenue Service on their form 990's for the five years 1998 through 2002. We found no discrepancies: all the grants on the master list matched grants reported on the IRS forms, where there could be legal penalties for

the Council on Islamic Relations amounted to a single \$5,000 grant in 2002 for a Southern California project called the "Interfaith Coalition Against Hate Crimes." But even those relatively small sums didn't come from Heinz money as alleged.

Where \$8 million went

Both groups say the only money given directly to the Tides Foundation by the Heinz

false reporting. We would have checked 990's for other years but those before 1998 are not readily available, and the two Heinz endowments aren't scheduled to file their forms for 2003 until Aug. 15.

(Anyone who wants to check for themselves can call up the Heinz form 990's [here](#), where they are posted for all to see by Guidestar, a national database of nonprofit organizations. The service is free, but registration is required.)

The Scaife Connection

This false allegation has its roots in a study published in December, 2003 by the conservative Capital Research Center of Washington, DC. It stated that the Tides Foundation and Tides Center "effectively 'launder' donor dollars" so that "the original donor can't be linked to the ultimate recipient." It said the Heinz Endowments had given \$4,298,500 to Tides between 1995 and 2001. That turned out to be much less than the actual amount, and far from being "laundered," donations from Heinz are listed on the endowment's website as well as in publicly available form 990's.

One of the study's authors then wrote an opinion piece that appeared in the *Pittsburgh Tribune-Review*, accusing Heinz of teaming with Tides to engage in "secretive funneling of cash . . . to extreme left-wing activist groups." In fact, none of the Heinz money was actually earmarked for any of the organizations listed. Nevertheless, the two articles have been quoted widely on conservative newspaper editorial pages and on conservative websites, one of which is quoted in the bogus e-mail we cite here.

Worth noting is that the publisher of the *Pittsburgh Tribune-Review* is conservative Republican donor Richard Mellon Scaife, whose charities also gave \$260,000 to Capital Research in 2002, according to a March 7 report in the rival *Pittsburgh Post-Gazette*. Scaife attracted notice in the 1990's when he funded some of the journalistic investigations into Bill Clinton's affairs. It was the editorial page director for Scaife's *Tribune-Review*, Colin McNickle, whom Heinz Kerry told to "shove it" in a much-reported incident during the Democratic National Convention July 25.

Heinz Kerry and the Overseas Food Factories

Another e-mail that many of our subscribers have asked about claims -- falsely -- that Heinz Kerry and her husband "own" factories overseas and hypocritically are "making millions off all that cheap labor" while denouncing Bush for letting jobs go to other countries.

Bogus E-mail:

Teresa Sends Jobs Offshore?

This one can also be proved false from publicly available records. In fact, Heinz Kerry has no role in running the food company.

Check your Heinz 57 labels

Shortly after reading the following e-mail content, I happened to look at the label of a jar of Heinz sandwich slice pickles. Yep.... "Made in Mexico".

Check some of your Heinz products. Sen. John Kerry keeps talking about U.S. corporations leaving this country and setting up shop in foreign countries, taking thousands of jobs with them. He is right, because that has happened.

However, he is trying to blame it on George W. Bush.

As far as I know, Bush has not moved one factory out of this country because he is not the owner of a single factory.

That cannot be said about Kerry and his wife, Teresa Heinz-Kerry.

According to the Wall Street Journal, the Kerrys own 32 factories in Europe and 18 in Asia and the Pacific. In addition, their company, the Heinz Company, leases four factories in Europe and four in Asia. Also, they own 27 factories in North America, some of which are in Mexico and the Caribbean. I wonder how many hundreds of American workers lost their jobs when these plants relocated to foreign countries. I also wonder if the workers in Mexico and Asia are paid the same wages and benefits as workers in the United States.

Of course they're not. However, Kerry demands that other companies that relocate should pay the same benefits they did in the U.S. **Why does he not demand this of the Heinz Company, since he is married to the owner?**

If Kerry is elected, will he and his wife close all those foreign factories and bring all those jobs back to America? Of course they won't. They're making millions off that cheap labor.

If you can read this, thank a teacher.

If you are reading it in English, thank a soldier.

Mexico and Canada as well as Europe and Asia) and that it locates plants in other countries "to accommodate those customers by providing facilities

As the H.J. Heinz Company reports in its most recent proxy statement on file with the Securities and Exchange Commission, Heinz Kerry is not on the company's board of directors, nor is she listed among the principal shareholders (those who control 5% or more of the outstanding shares). The charitable foundations she controls once held much more Heinz stock but sold off most of it nearly a decade ago to diversify their investments. The Heinz company said in a recent public statement that she currently controls less than 4% of the company's stock. The largest shareholder is actually a California investment company that owns roughly three times as much as the Heinz charitable foundations.

About all that is true in this e-mail is that the Heinz company has a number of factories overseas.

Its most recent annual report, also publicly available at the SEC's website, lists 32 factories owned in Europe (and three more leased), and 18 in Asia and the Pacific (plus four more leased). Heinz also reported selling just over \$3 billion in products in Europe and more than \$1 billion more in Asia and the Pacific -- accounting for roughly half the company's global sales.

The company issued a statement back in March, when this e-mail first began circulating, saying that 60% of its sales are outside the US (including those in

closer to those markets" and "to pack the freshest ingredients, tailor its recipes to local tastes and deliver the final products in a timely and efficient manner."

The company also distanced itself from the Kerry campaign and Heinz Kerry:

H.J. Heinz Co: In light of some misleading speculation, the H. J. Heinz Company would like to make clear that neither Mrs. Teresa Heinz Kerry, Senator John Kerry nor any member of their family is involved in the management or board of the H. J. Heinz Company. . . . **They have no involvement in the Heinz® Ketchup business or any of the company's other brands or products.**

The Heinz company also said it is "nonpartisan." Worth noting, however, is that the company's Political Action Committee has given nearly all its donations to Republican candidates, including \$5,000 to the Bush campaign and nothing to Kerry's as of the most recent reports available. That's additional evidence, as if any was needed, that the company isn't "owned" by Kerry's wife.

Update: On Aug. 9 the H.J. Heinz Company's Vice President for Corporate Communications, Debora S. Foster, sent us a letter stating that its PAC's practice is to support both major-party presidential nominees, "and because the Kerry campaign does not accept PAC contributions, (the Heinz PAC) is donating \$5,000 to the Democratic National Committee." We received the letter Aug. 12 and are happy to note the clarification.

Sources

Heinz Endowments, "The Heinz Endowments Grants to Tides Center / Tides Foundation," news release, undated.

Howard Heinz Endowment, IRS Form 990PF, fiscal years 1998, 1999, 2000, 2001, 2002.

Vira I Heinz Endowment, a Pennsylvania Non Profit Corp, IRS Form 990PF, fiscal years 1998, 1999, 2000, 2001, 2002.

Gretchen Randall and Tom Randall, "The Tides Foundation: Liberal Crossroads of Money and Ideas," Foundation Watch, Capital Research Center, Washington DC, December 2003.

Tom Randall, "The Heinz Endowments have teamed with a secretive left-wing group , " Pittsburgh Tribune-Review , 14 Dec. 14, 2003. (Also here).

Dennis B. Roddy, "Right zooms in on Heinz grants; Heinz Kerry's foundation work provide grist for foes," Pittsburgh Post-Gazette , 7 march 2003.

H.J. Heinz Company, "SCHEDULE 14A, Proxy Statement Pursuant to

Section 14(a) of the Securities Exchange Act of 1934," 2 July 2004.

H.J. Heinz Company, "FORM 10-K: ANNUAL REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934 For the fiscal year ended April 28, 2004" 17 June 2004.

H.J. Heinz Company, "H.J. Heinz Company Confirms Its Widely Held Public Ownership And Non-Partisan Status," news release, 22 March 2004.

Related Articles

What To Do When Your Friends E-mail Lies To You.

Lies in the E-mail, Part 2

Draft Fears Fueled by Inaccurate E-mails

A scare story spreads electronically, but it gets facts wrong.

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HOWARD HEINZ ENDOWMENT

CHAIRMAN - TERESA HEINZ

May 22, 1998

Mr. Drummond Pike
Executive Director
The Tides Center
Presidio Main Post Building #37
PO Box 29903
San Francisco, CA 94129-0903

Dear Mr. Pike:

I am pleased to inform you that the Board of Directors of the Howard Heinz Endowment has approved a grant to The Tides Center for \$100,000 as described in the accompanying Grant Agreement.

The Endowment's mission is to promote progress in community development, the arts, education, health, human services and the environment. We seek to accomplish this goal by supporting organizations and programs that show promise for contributing to one or more of these program areas.

We believe that your project represents an important endeavor, and thank you for bringing it to our attention. On behalf of the Endowment's Board and staff, please accept our congratulations and best wishes for success.

Please sign, date and return the enclosed Grant Agreement that expresses the terms and conditions applicable to this grant.

Sincerely,



Teresa Heinz
Chairman

AS085/asm/5/11/98
Enclosures

Sx. E

**HEINZ ENDOWMENTS
GRANT AGREEMENT**

GRANTEE: The Tides Center
PURPOSE: for the Pennsylvania Energy Project
AMOUNT: \$100,000

REQUIREMENTS:

SCHEDULE OF PAYMENTS:

NOTE: This schedule of grant payments is subject to change with or without notice at the sole discretion of the Endowment. The first grant payment will be released based on receipt of an executed Grant Agreement. If applicable, subsequent grant payments are contingent on the satisfactory review of interim progress report(s) submitted to the Endowment no less than 30 days prior to the above scheduled payment date(s).

HEINZ ENDOWMENTS
GRANT AGREEMENT - Page 2

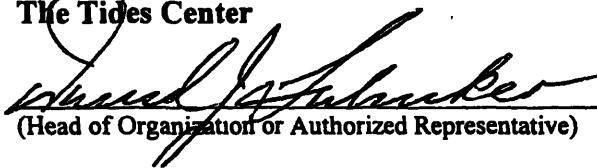
In addition, the above referenced grant is conditioned on the following terms and representations:

1. Grantee represents that it is exempt from federal income tax as an organization described in section 501(c)(3) of the Internal Revenue Code of 1986 (the "Code"), that it is not a "private foundation" as defined in section 509(a) of the Code, and that it has received a determination letter from the Internal Revenue Service (the "IRS") to such effect. Grantee has not, directly or indirectly, engaged in any transaction or activity that could cause its tax exemption to be revoked in any year, including the current year, and no such transaction or activity, including any activity contemplated in connection with the grant from the Endowment, is currently under consideration. Grantee has fully complied with all applicable statutory and regulatory requirements necessary to retain its status as a tax-exempt organization, including, without limitation, the filing of all returns, reports, and other information. The purpose of the grant is charitable within the meaning of section 501(c)(3) of the Code and is within the scope of, in furtherance of, and does not conflict with Grantee's exempt purposes as set forth in the Application for Recognition of Exemption (United States Treasury Form 1023) filed by Grantee pursuant to which the IRS granted Grantee an exemption from taxation under section 501(c)(3) of the Code.
2. The grant funds and income thereon may not be used for any of the following purposes. (1) to carry on propaganda, or otherwise attempt, to influence legislation within the meaning of section 4945(d)(1) of the Code; (2) to influence the outcome of any specific public election, or to carry on, directly or indirectly, any voter registration drive within the meaning of section 4945(d)(2) of the Code; (3) to make any grant to an individual or organization which does not comply with the requirements of section 4945(d)(3) or (4) of the Code; or (4) to undertake any activity which is not charitable within the meaning of section 501(c)(3) of the Code.
3. The Grantee shall provide the Endowment with reports on the use of the grant funds in the manner described in the attached materials or as otherwise requested by the Endowment. All reports and inquiries with respect to the grant should include the grant reference number.
4. Although the grant funds need not be physically segregated, the funds and the income thereon should be accounted for separately on the Grantee's books and records. Records of receipts and expenditures under the grant, as well as copies of reports submitted to the Endowment must be kept by the Grantee for at least four years after payment of the last installment of the grant funds. The Grantee's books and records must be available for the Endowment's inspection at reasonable times.
5. Any funds not expended or committed for the purposes of the grant must be returned to the Endowment. The Grantee shall promptly notify the Endowment in advance with respect to any material changes in its charitable purposes. In that event, or in the event that the Grantee fails to keep, fulfill, or perform all of the terms, representations, and conditions of this grant agreement, the Directors of the Endowment may, in their sole and absolute discretion, terminate this agreement by giving written notice of the termination to the Grantee. The Grantee shall then have a period of 60 days in which to provide the Endowment with an accounting of its expenditure of grant funds and reimburse it for any unused portion of the grant paid to that time, provided that the Endowment shall have no responsibility for any commitments made in reliance on the terms of this agreement after the date such notice was received by the Grantee.
6. The Endowment may include information on this grant in its periodic public reports. The Endowment's press release policy applicable to the grant is enclosed.
7. No payment of grant funds will be made unless, at the time of payment, the Grantee either (1) is listed in the most recent edition of the Cumulative List of Organizations (Internal Revenue Service Publication 78) or (2) has received a letter from the IRS dated after the revision date of the most recent edition of the Cumulative List of Organizations to the effect that Grantee is a non-private foundation described in section 501(c)(3) of the Code. In addition, grant payments cannot be processed prior to receipt by the Endowment of a signed copy of this agreement.
8. All terms and conditions stated in the grant notification letter announcing the approval of this grant are included herein by reference.
9. The Grantee agrees to indemnify and hold the Endowment and its employees and agents harmless from any and all claims, losses, damages, judgments, expenses, excise taxes, and deficiencies resulting from or in any way connected to the Grant or the actions of the Grantee.

* * * * *

ON BEHALF OF: **The Tides Center**

AGREED:


 (Head of Organization or Authorized Representative)


 6/1/98
 (Date)

The Tides Center

\$100,000 / 12 Months

Mr. Drummond Pike, President
Presidio Main Post Building #37, PO Box 29903
San Francisco, CA 94129-0903

This grant will fund the operations of the **Pennsylvania Energy Project** in Harrisburg for the remainder of 1998. The project seeks to implement energy efficiency programs in the public and private sectors of Pennsylvania. The Project is currently seeking to create a Green Building Alliance in central Pennsylvania similar to that here in Pittsburgh; to create public-sector guidelines for energy-efficiency in government buildings; to monitor implementation of energy deregulation in Pennsylvania and nationally. The project is directed by Alan J. Barak, an experienced energy lawyer and advocate who has been associated with the Endowment's work for the past four and a half years. The project is able to combine public policy development with on-the-ground projects in order to demonstrate the economic and environmental benefits of energy efficient design and environmentally-sound business practices.

A5085/asm/5/11/98

VIRA I. HEINZ ENDOWMENT

CHAIRMAN · JAMES M. WALTON

June 3, 2002

Ms. Jo H. DeBolt
Director
Tides Center - Western Pennsylvania
425 Sixth Avenue, Ste. 290
Pittsburgh, PA 15219

Dear Ms. DeBolt:

I am pleased to inform you that the Board of Directors of the Vira I. Heinz Endowment has approved a grant to Tides Center - Western Pennsylvania for \$60,000.00 as described in the accompanying Grant Agreement.

The Endowment's mission is to promote progress in economic opportunity, arts and culture, education, children, youth & families, and the environment. We seek to accomplish this goal by supporting organizations and programs that show promise for contributing to one or more of these program areas.

We believe that your project represents an important endeavor, and thank you for bringing it to our attention. On behalf of the Endowment's Board and staff, please accept our congratulations and best wishes for success.

Please sign, date and return the enclosed Grant Agreement that expresses the terms and conditions applicable to this grant. We ask that any correspondence with the Endowment regarding this grant include a reference to Grant Reference Number B0427.

Sincerely,



James M. Walton
Chairman

B0427 / MMP
Enclosures

S. F.

30 CNG TOWER · 625 LIBERTY AVENUE · PITTSBURGH, PA 15222-3115
PHONE 412-281-5777 · FAX 412-281-5788

JUN 7 2002

Imm

Grant Ref. # B0427

**HEINZ ENDOWMENTS
GRANT AGREEMENT**

GRANTEE: Tides Center - Western Pennsylvania

PURPOSE: to support the second phase of the Youth Standards initiative aimed at improving the quality of services for youth ages 11-19

AMOUNT: \$60,000.00

REQUIREMENTS:

7/1/2002 **Receive Executed Contract**

SCHEDULE OF PAYMENTS:

7/25/2002 \$60,000.00 Contingent

NOTE: This schedule of grant payments is subject to change with or without notice at the sole discretion of the Endowment. The first grant payment will be released based on receipt of an executed Grant Agreement. If applicable, subsequent grant payments are contingent on the satisfactory review of interim progress report(s) submitted to the Endowment no less than 30 days prior to the above scheduled payment date(s).

HEINZ ENDOWMENTS
GRANT AGREEMENT - Page 2

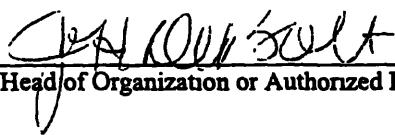
In addition, the above referenced grant is conditioned on the following terms and representations:

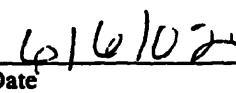
1. Grantee represents that it is exempt from federal income tax as an organization described in section 501(c)(3) of the Internal Revenue Code of 1986 (the "Code"), that it is not a "private foundation" as defined in section 509(a) of the Code, and that it has received a determination letter from the Internal Revenue Service (the "IRS") to such effect. Grantee has not, directly or indirectly, engaged in any transaction or activity that could cause its tax exemption to be revoked in any year, including the current year, and no such transaction or activity, including any activity contemplated in connection with the grant from the Endowment, is currently under consideration. Grantee has fully complied with all applicable statutory and regulatory requirements necessary to retain its status as a tax-exempt organization, including, without limitation, the filing of all returns, reports, and other information. The purpose of the grant is charitable within the meaning of section 501(c)(3) of the Code and is within the scope of, in furtherance of, and does not conflict with Grantee's exempt purposes as set forth in the Application for Recognition of Exemption (United States Treasury Form 1023) filed by Grantee pursuant to which the IRS granted Grantee an exemption from taxation under section 501(c)(3) of the Code.
2. The grant funds and income thereon may not be used for any of the following purposes: (1) to carry on propaganda, or otherwise attempt, to influence legislation within the meaning of section 4945(d)(1) of the Code; (2) to influence the outcome of any specific public election, or to carry on, directly or indirectly, any voter registration drive within the meaning of section 4945(d)(2) of the Code; (3) to make any grant to an individual or organization which does not comply with the requirements of section 4945(d)(3) or (4) of the Code; or (4) to undertake any activity which is not charitable within the meaning of section 501(c)(3) of the Code.
3. The Grantee shall provide the Endowment with reports on the use of the grant funds in the manner described in the attached materials or as otherwise requested by the Endowment. All reports and inquiries with respect to the grant should include the grant reference number.
4. Although the grant funds need not be physically segregated, the funds and the income thereon should be accounted for separately on the Grantee's books and records. Records of receipts and expenditures under the grant, as well as copies of reports submitted to the Endowment must be kept by the Grantee for at least four years after payment of the last installment of the grant funds. The Grantee's books and records must be available for the Endowment's inspection at reasonable times.
5. Any funds not expended or committed for the purposes of the grant must be returned to the Endowment. The Grantee shall promptly notify the Endowment in advance with respect to any material changes in its charitable purposes. In that event, or in the event that the Grantee fails to keep, fulfill, or perform all of the terms, representations, and conditions of this grant agreement, the Directors of the Endowment may, in their sole and absolute discretion, terminate this agreement by giving written notice of the termination to the Grantee. The Grantee shall then have a period of 60 days in which to provide the Endowment with an accounting of its expenditure of grant funds and reimburse it for any unused portion of the grant paid to that time, provided that the Endowment shall have no responsibility for any commitments made in reliance on the terms of this agreement after the date such notice was received by the Grantee.
6. The Endowment may include information on this grant in its periodic public reports. The Endowment's press release policy applicable to the grant is enclosed.
7. No payment of grant funds will be made unless, at the time of payment, the Grantee either (1) is listed in the most recent edition of the Cumulative List of Organizations (Internal Revenue Service Publication 78) or (2) has received a letter from the IRS dated after the revision date of the most recent edition of the Cumulative List of Organizations to the effect that Grantee is a non-private foundation described in section 501(c)(3) of the Code. In addition, grant payments cannot be processed prior to receipt by the Endowment of a signed copy of this agreement.
8. All terms and conditions stated in the grant notification letter announcing the approval of this grant are included herein by reference.
9. The Grantee agrees to indemnify and hold the Endowment and its employees and agents harmless from any and all claims, losses, damages, judgments, expenses, excise taxes, and deficiencies resulting from or in any way connected to the Grant or the actions of the Grantee.

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ON BEHALF OF: **Tides Center - Western Pennsylvania**

AGREED:


 (Head of Organization or Authorized Representative)


 (Date)

**The Tides Center
The Youth Standards Project**

**\$60,000.00 / 12 Months
Mr. Drummond Pike, Executive Director
Presidio Main Post
PO Box 29903
San Francisco, CA 94129-0907**

For many years, funders and provider agencies in western Pennsylvania have raised concerns about the inconsistent quality of services for 11- to 19-year-olds. In 2000, The Heinz Endowments and many other local funders supported the first phase of the Youth Standards Project, an initiative undertaken to address this problem. Youth Standards offers the promise of a set of quality standards for youth serving organizations. Using the ISO 9000, a corporate quality assurance program framework, Kate Dewey, a highly respected, local nonprofit consultant, and Bob Bowen, a corporate consultant known for successfully deploying the framework in the Lancaster School District, have led this effort. This grant will support the second phase of the Youth Standards Project, which will involve field testing this highly sophisticated framework in area schools and evaluating the types of technical assistance capacity necessary for implementation in the youth-serving arena. During the next year, the field testing will include assessments and evaluations in eight programs. The total cost of the initiative is \$435,000. Funding commitments to date include grants from the Richard King Mellon Foundation, the Grable Foundation and the McCune Foundation totaling \$375,000. If successful, this grant will help raise the overall quality of services available to youth and create a common set of organizational expectations for the Endowments' grantmaking in the non-school hours. Future funding considerations will be based on the feasibility for countywide implementation and public support.

B0427, Vira I Heinz Endowment, MMP, 5/13/2002