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June 13, 2006

*VIA INTERNET E-MAIL TO pyork@hplegal.com*

Peter R. York, Esq.  
Hawkins & Parnell, LLP  
4000 SunTrust Plaza  
303 Peachtree Street, N.E.  
Atlanta, Georgia 30308

Re: High Gables Homeowners Association, Inc. v. Larry C. Oldham,  
Civil Action File No. 05-CV-2005, Superior Court of Forsyth  
County, Georgia

Dear Peter:

Based upon the June 9, 2006 letter that I received from Morris Zoblotsky by certified mail yesterday, it would appear that the continued service of the current Board of the High Gables HOA has been ratified by the requisite vote of the members in a context where a quorum attended the meeting by written consent. Assuming such is the case, we should be in a position to finalize the settlement letter agreement I entered into with you as the attorney for the HOA on May 19, 2006.

To make things official, I will need you to send the following to me, at which time I agree that the HOA will have provided me with satisfactory evidence that the requirements of Paragraph 3 of our May 19, 2006 letter agreement have been satisfied and that all parties are bound by the settlement embodied in the letter agreement: (i) an original certified copy of the Written Consent that attaches copies of all of the Addenda returned by the members and that has been duly executed by Linda Ebert on behalf of the HOA; and (ii) an original counterpart of the May 19, 2006 letter agreement that contains the signatures of the HOA and all individuals (excepting Lisa Ann McDougald, if she still refuses to sign). Because of some of the confusion involved on the HOA's side in handling various documents (e.g. sending out the wrong letters and consents, Linda sending a Certificate that was completed on the red-lined version of Schedule 1 to the May 19 letter agreement, Heritage and the HOA referring to the Written Consents as proxies, the overall lack of appropriate record-keeping by the HOA that came to light during the litigation, etc.), I am enclosing another "clean" version of the Written Consent containing a certification block that Linda Ebert needs to sign and return to you or me, along with copies of the Addenda the HOA received from the members who returned them.

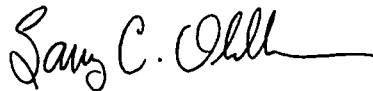
Peter R. York, Esq.  
June 13, 2006  
Page 2

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Once you have forwarded me the results so certified by Ms. Ebert along with the proper back-up documentation that confirm the results the Heritage Management has supplied to me, I will comply with my obligations pursuant to the letter agreement.

Please call me if you have any questions and I look forward to finalizing this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Larry C. Oldham", with a long horizontal flourish extending to the right.

Larry C. Oldham

Encl.  
LCO/bms

cc: P. Jay Pontrelli, Esq. (via e-mail) [jpontrelli@stites.com](mailto:jpontrelli@stites.com)