

## ALL WE NEED IS A LITTLE HELP FROM OUR FRIENDS

The reverse side of this document contains a proxy allowing me the right to vote your interest in the HOA in accordance with limitations and conditions you can specify. My challenge is to get you the information you need to make an informed decision in a condensed format so your eyes do not glaze over. I hope you have read the accompanying letter in full and will read this and the proxy on the reverse side. There are extensive links on the <High Gables v. Oldham> web page on my firm website at [www.lcopc.com](http://www.lcopc.com) and I encourage you to read them. As you do so, please be aware that many of the links are out there to entertain the readers while pointing out the absurdity of this situation under the facts and circumstances and attempting to provoke some meaningful discussion and consideration of this matter—as well as other issues pertaining to the covenants and the operation of our HOA—by our neighbors. The following appears verbatim as a link on the <High Gables v. Oldham> web page and is an example of what you can find there.

## ALL YOU NEED TO KNOW

Let's say you have a short attention span or that you can only take so much mindless drivel before you lose interest in something. Or maybe you just do not have the time or inclination to look at everything these web pages have to offer. If any of the foregoing describes you, this web page is just what you need.

In a nutshell, here is what has happened to date: (i) Oldham family moves into house without a concrete driveway; (ii) HOA and neighbors start fussing right away; (iii) Oldham explains his intentions to Bobby Lawson; (iv) Oldham works through site issues delaying the completion of their work; (v) Oldham explains the situation to HOA President Dave Marchat; (vi) HOA fines Oldham; (vii) Oldham explains the situation to HOA President Bob Clark; (viii) HOA sues Oldham; (ix) Oldham finishes work; (x) Oldham orders complying mailbox; (xi) HOA irritates Oldham about mailbox; (xii) Oldham cancels mailbox order and asks HOA for specifications for neighborhood standard mailbox; (xiii) HOA refuses to provide mailbox specifications; (xiv) Oldham puts up catfish mailbox and offers to meet with HOA and/or to settle by installing a complying mailbox and both sides walking away; (xv) HOA counters with offer including demand that Oldham pay \$7,000.00 in attorney's fees and remove his High Gables web pages; (xvi) Oldham refuses to be silenced but offers to use approved mailbox company, add no additional information to the web pages, and both sides walk away; (xvii) HOA rejects Oldham's offer and files motion for interlocutory injunction; (xviii) Oldham again requests meeting with HOA; (xix) Judge declines to hear motion; (xx) lawyers continue doing what lawyers are trained to do; (xxi) HOA refuses to meet with Oldham; (xxii) everybody spends a lot of money with attorneys; (xxiii) nobody wins but the HOA's attorneys.

We are sorry to bother our friends and neighbors with this, but figured that you really might want to know what is going on. At this point, we would really appreciate your help in bringing this matter to an end. Even if you do not to give me the unlimited right to vote your interest in the Association, at least give me the right to call a special meeting that you can attend to make an informed decision about this matter. You are all invited to visit our property for yourselves to see the challenges we faced, and using the "Bird's Eye View" at [www.local.live.com](http://www.local.live.com) (typing "4250 High Gables East 30041" in the "Where" search at the top of the page) should also be enlightening for you.

**HIGH GABLES HOMEOWNERS ASSOCIATION, INC.  
REVOCABLE PROXY**

Owners: Mr. William Neilan  
Ms. Doreen Neilan

Address: 3665 Morning Crest Way  
Cumming, Georgia 30041

By signing in the space provided below, Owners (i) represent and warrant that they own all of the voting interests for the Lot in High Gables Subdivision in Forsyth County, Georgia located at the address specified above, and (ii) hereby appoint **Larry C. Oldham** ("Agent") as their agent and proxy, with full power of substitution, with full privilege, power and right to vote upon all matters that may properly come before any meetings of the members of the High Gables Homeowners Association, Inc. (the "HOA") that may be held from time to time, including any adjournment of such meetings. This proxy includes the ability of Agent to vote all interests of Owners which Owners would be entitled to vote if personally present at said meetings or any adjournment thereof and to exercise any and all powers which Owners would possess if personally present. For purposes hereof, all references herein to Owners shall include both the singular and the plural.

This proxy shall be general and unlimited, unless Owners have initialed one or more of the following limitations on this proxy, in which case, the powers granted hereby shall only include the specific rights that are initialed below:

- \_\_\_\_\_ The right to accept the settlement counter-proposal in a certain letter from Larry C. Oldham to Jay Pontrelli dated January 3, 2006, a copy of which can be found at <High Gables v. Oldham> <Correspondence> at **www.lcopc.com**
- \_\_\_\_\_ The right to call a special meeting of the members of the HOA to discuss the alleged defects in the election of the HOA Board and the issues in that certain Civil Action styled High Gables Homeowners Association, Inc. v. Larry C. Oldham, Civil Action File No. 05-CV-2005, Superior Court of Forsyth County, Georgia
- \_\_\_\_\_ The right to call a meeting of all of the members of the HOA at which the required quorum of 51% must be in attendance for purposes of electing a board of directors and officers of the HOA and to conduct general business for the HOA, including discussion of the referenced Action
- \_\_\_\_\_ The right to propose and approve amendments to the covenants for High Gables Subdivision and to the bylaws and articles of incorporation of the HOA, which amendments shall be made available to all members of the HOA for review and comment and which must thereafter be approved by me, in writing, before my vote approving same shall be on any effect

Owners hereby revoke any proxy or proxies heretofore given by us to vote our interest in the HOA, and we may revoke this proxy at any time by delivery of a notice to that effect to Agent and the HOA. We give this proxy in accordance with that certain Declaration of Covenants, Conditions, Restrictions and Easements for High Gables, as amended, and the HOA's bylaws. If Agent shall be determined not to have the right to vote this proxy as a result of his pending litigation with the HOA and the alleged suspension of his privileges, we hereby constitute and appoint **Michael Bohn** to act in Agent's place and stead.

**OWNERS:**

\_\_\_\_\_(SEAL)  
Name: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_(SEAL)  
Name: \_\_\_\_\_

Date: \_\_\_\_\_