

## NOTICE OF SPECIAL OWNERS' RECALL MEETING

### *SEAWATCH ON-THE-BEACH CONDOMINIUM ASSOCIATION, INC.*

#### TO ALL MEMBERS:

On *November 1, 2007*, at *9:00 A.M.* at *Seawatch On-the-Beach, Fort Myers Beach, Florida*, a special meeting of the Membership will be held for the purpose of *voting on whether to recall (remove) Harold Lund from the Board of Directors* and such other business as may be lawfully conducted.

This meeting has been called pursuant to Section 718.112(2)(k), Florida Statutes, and Florida Administrative Code 61B-23, upon receiving the Petition attached hereto as Exhibit "A," signed by the requisite number of Members. The Association has designated Steve Hoffman to serve as the person responsible for calling the meeting to order, certifying that a quorum is present and presiding over the conduct of the meeting.

The agenda for the meeting will be the following:

- 1) Certifying Quorum – Call to Order
- 2) Vote to Recall Harold Lund from the Board of Directors
- 3) Determination of whether Recall is effective
- 4) Adjournment

A quorum must be present, in person or by proxy, at the meeting in order for the business to be conducted. Therefore, in order for the meeting to take place you should either attend or provide a proxy.

Please note the following information about **PROXIES**:

A **proxy** is for the purpose of appointing **another person** to vote for you in the event that you might not be able to attend the meeting. It must be signed by all owners of the unit or the owner voting on behalf of the unit upon the concurrence of the other owners.

Please note the following information about **VOTING CERTIFICATES**:

A **voting certificate** is for the purpose of establishing who is authorized to vote for a unit owned by **more than one person or by a Corporation**. A voting certificate is **not** required if the unit is owned by only one person. A voting certificate is **not a proxy** and may not be used as such. A voting certificate must be signed by **all** of the owners of the unit or by the appropriate corporate officer. If the unit is owned jointly by a husband and wife, a voting certificate may be filed, but is **not required**. If a husband and wife are both present at the meeting, and cannot concur on their vote, then that vote shall not be counted.

Again, please be sure to either attend the Special Meeting or submit a proxy. Thank you for your assistance in conducting the business of your Association.

Dated: **September 4, 2007**

**BY ORDER OF THE BOARD OF DIRECTORS**

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*Steve Hoffman*, President

This notice has been mailed to all unit owners at least fourteen (14) days in advance of the meeting referred to above and has been posted for fourteen (14) continuous days in advance of such meeting in a conspicuous location on the Condominium property or in the location designated by Board Rule.

SPECIAL MEETING RECALL BALLOT

***SEAWATCH ON-THE-BEACH CONDOMINIUM ASSOCIATION, INC.***

**November 1, 2007  
9:00 A.M.**

1. Vote to recall (remove) Harold Lund from the Board of Directors

\_\_\_\_\_ IN FAVOR OF RECALL  
(I want Harold Lund removed from the Board.)

\_\_\_\_\_ OPPOSED TO RECALL  
(I want Harold Lund to remain on the Board.)

Owner/Designated Voter(s) Sign Here:

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

**UNIT NO.:** \_\_\_\_\_

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

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

**UNIT NO.:** \_\_\_\_\_

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

**Ballot is not to be sent with Notice of Meeting. Ballot should be used for owners attending the meeting in person. Please make enough copies for distribution at meeting.**

**LIMITED PROXY**

The undersigned, owner(s) or designated voter of **Unit No.** \_\_\_\_\_ in **Seawatch On-The-Beach a Condominium**, appoints (Check one):

\_\_\_\_\_ a) **Steve Hoffman**, President of the Association on behalf of the Board of Directors, or  
\_\_\_\_\_ b) \_\_\_\_\_ (if you check "b," write in the name of your proxy),  
as my proxy holder\* to attend the meeting of the members of **Seawatch On-The-Beach Condominium Association, Inc.**, to be held **November 1, 2007**, at **9:00 A.M.** at **Seawatch On-the-Beach, Fort Myers Beach, Florida** The proxy holder named above has the authority to vote and act for me to the same extent that I would if personally present, with power of substitution, except that my proxy holder's authority is limited as indicated below:

GENERAL POWERS \_\_\_\_\_ (You may choose to grant general powers, limited powers, or both. Check "General Powers" if you want your proxy holder to vote on other issues which might come up at the meeting and for which a limited proxy is not required).

\_\_\_\_\_ I authorize and instruct my proxy holder to use his or her best judgment on all other matters which properly come before the meeting and for which a general power may be used.

**LIMITED POWERS (FOR YOUR VOTE TO BE COUNTED ON THE FOLLOWING ISSUES, YOU MUST INDICATE YOUR PREFERENCE IN THE BLANK(S) PROVIDED BELOW).**

**I SPECIFICALLY AUTHORIZE AND INSTRUCT MY PROXY HOLDER TO CAST MY VOTE IN REFERENCE TO THE FOLLOWING MATTERS AS INDICATED BELOW:**

- 1. Vote to recall (remove) Harold Lund from the Board of Directors

\_\_\_\_\_ IN FAVOR OF RECALL  
(I want Harold Lund removed from the Board.)

\_\_\_\_\_ OPPOSED TO RECALL  
(I want Harold Lund to remain on the Board.)

Owner/Designated Voter(s) Sign Here:

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

**UNIT NO.:** \_\_\_\_\_

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

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

**UNIT NO.:** \_\_\_\_\_

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

\*Failure to check either (a) or, if (b) is checked, failure to write in the name of the proxy holder shall be deemed an appointment of the President of the Association as your proxy holder.

**THIS PROXY IS REVOCABLE BY THE UNIT OWNER(S)/DESIGNATED VOTER AND IS VALID ONLY FOR THE MEETING FOR WHICH IT IS GIVEN AND ANY LAWFUL ADJOURNMENT. IN NO EVENT IS THE PROXY VALID FOR MORE THAN NINETY (90) DAYS FROM THE DATE OF THE ORIGINAL MEETING FOR WHICH IT WAS GIVEN.**

**CERTIFICATE OF APPOINTMENT  
OF VOTING REPRESENTATIVE/DESIGNATED VOTER**

We, the undersigned owners of Unit No. \_\_\_\_\_, Building \_\_\_\_\_, in *Seawatch On-The-Beach, a Condominium*, do hereby designate \_\_\_\_\_ as our designee to cast votes on our behalf.

This document is filed with the Secretary in accordance with *Article II, Section 5* of the Association's By-Laws. We understand that, if we do not have one of these documents on file with the Association, we will not be able to vote at any meeting of the membership.

We also understand that this document shall be valid until revoked by us.

All Owners of the Unit Must Sign  
Below:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

NOTE: This form is **not a proxy** and should not be used as such. Please be sure to designate **one of the joint owners** of the Unit as the Voting Representative/Designated Voter, **not a third person.** Unit owners that already have a voting certificate on file do not have to file another one unless they wish to change their designated voting representative.