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Exhibit A

April 2, 2008

Ms. M.T. Myers, President  
The Surf Club of Marco, Inc.  
540 South Collier Blvd  
Marco Island, Florida 34145  
Via facsimile (239)642-7245

Re: The Surf Club of Marco, Inc.  
Our File: 05COD003

Dear President Myers:

You have asked for my opinion concerning validity of a purported by-law amendment for The Surf Club of Marco, Inc. As I understand it a by-law amendment was proposed in 1991 and purportedly adopted as recorded in 1698 Page 3139 through 3141, Public Records of Collier County, Florida. Among other things, the amendment adopted staggered terms and extended the terms for directors to three years.

Recently, you came across the records of the vote on the amendment, including minutes of meetings at which the vote was counted.

The documents you sent to me indicate that a special meeting of The Surf Club of Marco, Inc. was held on December 30, 1991. The minutes of that meeting indicate that there were 1,171 votes cast, with 1,122 in favor of the amendment and 49 opposed. Article XIII of the By-Laws require that amendments be approved by 66 2/3 % of all units. The minutes reflect that the vote at the December 30, 1991 meeting was insufficient, so the meeting was continued to a later date.

The continued meeting was apparently held on February 18, 1992, at which time the minutes state "there were 1,491 unit weeks represented by proxy out of a possible 2, 244 unit weeks which meets the needed 66 2/3 %, thus the proposed revisions have been approved and will take effect immediately." The minutes are somewhat unclear as to whether the total units voting were 1,491 or if that was the total units voting in favor of the proposed amendment. In any event, you pointed out that 66 2/3 % of 2,244 unit weeks would be 1,496. It appears that the vote was insufficient to adopt the proposed amendment.

Assuming the minutes of the meetings are correct, it appears that the amendment was never adopted, and that continued conduct of business by The Surf Club of Marco, Inc. in accordance with the amendment

would be illegal. The Association should conduct its next election in accordance with the original by-laws.

You also forwarded to me copy of a notice from the manager dated October, 2007, indicating that at the 2008 annual owner's meeting one candidate would be elected to the Board and that anyone interested should complete a candidate form and return it by January 31, 2008. In light of the fact that the Association will now be electing three directors for one year terms, rather than one director for a three year term, I believe a new notice of election should be forwarded to all unit owners in a timely fashion so as to allow the procedures and deadlines under Florida Statutes to be met. This may require rescheduling the annual meeting.

If I can be of further assistance, please do not hesitate to let me know.

Sincerely,



William G. Morris

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April 7, 2008

Dear Bureau of Compliance:

I would like to bring to your attention a critical situation concerning potential improper election procedures in a Timeshare /Condominium Annual Meeting election for The Surf Club of Marco, Inc.

In 1992 our BOD recorded a proposed by-law amendment that created a three year term for the Board Members. It was recently discovered that there were deficiencies in the amendment process and the required percentage of votes to pass the amendment.

Our BOD engaged the Association Attorney to review the documents related to this issue and render a legal opinion on the validity of the proposed by-law.

On April 2, 2008 the Association Attorney rendered a legal opinion stating that the proposed by-law was never adopted and that continued conduct of business by The Surf Club of Marco, Inc. in accordance with the amendment would be illegal.

He advised the Association to forward a new notice of election to all unit owners in a timely fashion, even if it required rescheduling the annual meeting. The first notice to the owners states, that our Annual election will be held on May 30, 2008.

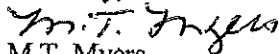
I have scheduled two BOD meetings, posted a proper notice to the owners and given a five day notice to the BOD as required by statute, to discuss this issue. The other Board Members have refused to attend the meetings, so therefore I don't have a quorum to take any action. I cannot correct or remedy this issue without the cooperation of the BOD and the HGVC Management Company.

I will not authorize a mailing of an Annual Meeting notice that has been determined to be illegal. I'm also concerned with the potential consequences that having an illegal election could have on the Association's Directors and Officers liability insurance.

I consider this to be an urgent situation that needs to be addressed as soon as possible.

I'm requesting that the Division assist us in resolving this issue so that our Association can have a legal and valid election.

Sincerely,



M.T. Myers

President

The Surf Club of Marco, Inc.

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Cc: HGVC Headquarters / Office of Mark Wang  
The Surf Club of Marco, Inc. / BOD  
The Surf Club of Marco, Inc. Owners  
DBPR/Chief of Compliance/Standards/Administration  
Randy Piatt / Hawaii Division  
CAM Council