



Kathy Rasing [Add to contacts](#) 7/13/14

To: Davon, Nancy Howland, cinson6, dkbarfels, John Mcl

There must be some reason for this vote and I have a legal right for a written explanation including the following:

1. A list of offenses charged.
2. Date of offenses.
3. A list of person or persons of the super-majority who voted for my removal.
4. A statement with reasons for their vote from each Member of the Board who voted for my removal.

Kathy R.

**From:** [Davon](#)

**Sent:** Sunday, July 13, 2014 1:52 PM

**To:** [Nancy Howland](#) ; [Kathy Rasing](#) ; [cinson6](#) ; [dkbarfels](#) ; [John McDermott](#) ; [Erna Koupal](#) ; [SJConstinc@mchsi.com](#)

**Subject:** RE: Email Vote

Hello,

The ayes have it and the motion is passed by a super-majority of Legacy Cove directors. Business will resume without disruption at our next board meeting. Among many agenda items, we will discuss the details of an orderly & thorough transition.

Best,

Davon Ebert  
LCCA HOAP

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From: cyberdavon@hotmail.com

To: nhowland@cfu.net; krasing@cfu.net; cinson6@msn.com; dkbarfels@hotmail.com; jpmcdproperty@gmail.com; eek@cfu.net; sjconstinc@mchsi.com

Subject: RE: Email Vote

Date: Sun, 13 Jul 2014 13:21:43 -0500

Good Afternoon,

Bylaws section 4.3 states that "The *initial* Directors shall not be subject to Removal". Initial Directors are those appointed by the Developer (Minard). Please see section 4.1 for additional clarification. After the first annual membership meeting (May 2013), there are no longer any initial directors. We are all subject to removal or re-election confirmation votes regardless of when we began service on the board. Nobody is untouchable or exempt from accountability as a director.

For more on initial directors appointed by the developer, please see the following attorney article:

<http://www.attorneyatlawmagazine.com/twin-cities/developers-directors-common-interest-communities/>

I appreciate your concern and look forward to the remaining vote(s).

Best,

Davon Ebert  
LCCA HOAP

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Date: Sun, 13 Jul 2014 09:43:44 -0500

Subject: Re: Email Vote

From: nhowland@cfu.net

To: cyberdavon@hotmail.com; krasing@cfu.net; cinson6@msn.com; dkbarfels@hotmail.com; jpmcdproperty@gmail.com; eek@cfu.net; SJConstinc@mchsi.com

Davon

This cannot be voted on because of Legacy Cove Condominium Association By-Law 4.3 which states: The initial Directors (Kathy is) shall not be subject to removal. There after a Director may be removed from office at a special meeting called for such purpose if 3/4 of the total number of votes out-standing and entitled to be cast are cast in favor of such removal.

Nancy

On Sat, Jul 12, 2014 at 10:32 PM, Davon <[cyberdavon@hotmail.com](mailto:cyberdavon@hotmail.com)>wrote:

Neighbors,

To provide the former Treasurer and the current directors some closure during our impending board transition, I am calling for an email vote for the motion to confirm the resignation and/or removal of Kathy Rasing from the Legacy Cove HOA Board. The motion has already received a second and has recently been discussed at great length, though feel free to add written comment before voting. All in favor, please reply back with an "aye" vote. Those opposed, respond by stating "no".

As we prepare to move forward with the rest of the busy summer, I wish to thank you again for your time/dedication to our neighbors & HOA.

Best,

Davon Ebert  
LCCA HOAP