

Legal Precedent for HOA / AOAOs - This is for informational purposes only, sourced from the web.

The Board at Liliuokalani Gardens was removed for failure to perform their fiduciary duty. The above attachment was the call to action created by the ownership to stop an \$11 million dollar assessment.

Their website is [garden300.wixsite.com/colgw/meeting-minutes](http://garden300.wixsite.com/colgw/meeting-minutes)

You can scroll their updates and see how they were able to successfully remove board members with a vote. **Here is their letter to the owners after successfully petitioning for a special vote.**

1/6/2019

Aloha Liliuokalani Gardens Owners,

Our group of over 170 concerned owners has successfully petitioned our board of directors for a special meeting to recall and replace the entire current board. You will see the attached letter from Hawaiiana in the mail today, or early next week - setting the meeting date for February 13, 2019.

PLEASE DO NOT SEND ANYTHING BACK TO HAWAIIANA OR TO OTHER OWNER ASKING FOR YOUR PROXY:

WE WILL SEND YOU OUR LETTER WITH MORE INFORMATION AND OUR PROXY TO BE SIGNED BY YOU AND RETURNED DIRECTLY TO US!

We know that this has been a very trying time for many owners.... We anticipate there may be problems with future confusing/scare tactics, such as:

- 1) Some owners have reminded us of a very misleading owner's letter regarding a previous board election
- 2) Last week, we had an anonymous distribution of a vague magazine article citing plumbing issues in construction during the 60's & 70's, thus mainly irrelevant to our buildings' 1979 building codes.

Watch out for this and other possible scare tactics over the next few weeks leading up to the special meeting.

Please don't be misled – check our website and don't hesitate to contact us if you have any questions.

Stay tuned! We will be in touch shortly.

Mahalo for your continued support!

Steven Vannatta, Scott Swartz, Michael Polesky, Vladimir Crnjak, Neil Bates, John and Kazuko Franklin and the rest of COLGW Team