

Dear Key Allegro Owner:

My name is Chris Kappmeyer, and I own 35 Riviera Drive and 3 Mazatlan Drive (through entities I own). Both homes are in Unit 1 of Key Allegro.

As you probably know, I filed a lawsuit asking the District Court for Aransas County to declare that the 2017 deed restrictions recorded by the HOA board cannot be enforced against *me and my properties*. I filed that lawsuit because of my belief that the HOA board did not have authority to adopt new restrictions which would apply to my properties without a vote of majorities of owners in all five sections (which our deed restrictions call "units").

The HOA has now filed a motion with the court demanding that I sue *everyone in every unit*. That means *you*. The HOA's motion claims that my lawsuit asks the court to decide about the deed restrictions as to everyone, but in fact I filed a lawsuit for myself and my properties.

Nevertheless, so that I know whom to sue if I am required to do so, I ask that you please check a box below and return this form to me as soon as possible at ***survey@keyallegroinfo.com***. The court hearing will be August 3, 2021, at which the HOA demands that I sue you all. Please include the address at which I should have the lawsuit served upon you by a county constable if the court orders me to do so. Further information is available at ***www.keyallegroinfo.com***.

- Yes! Please sue me immediately! I have a dispute with Chris Kappmeyer concerning the 2017 restrictive covenants which I wish to litigate and take to trial.
- No, but thank you for asking. I prefer **not** to be sued. I **do not** have a dispute with Chris Kappmeyer, his properties, CK Riviera Partnership, LLC, or CK Mazatlan Partnership, LLC concerning the 2017 restrictive covenants.

Signed: _____ Date: _____

Printed Name: _____

Address of Key Allegro Property: _____

Unit _____

Address for service of lawsuit: _____
