

**TRANSCRIPTION OF VIDEO CLIPS FILED IN OPPOSITION
TO JONES' SECOND MOTION FOR PARTIAL SUMMARY JUDGMENT
AND SALERNO'S MOTION FOR SUMMARY JUDGMENT TAKEN
FROM DISCS PREVIOUSLY FILED WITH THE COURT ON MARCH 2, 2010.**

I. Video and audio clips contained on the disc entitled "Smith/Denson v. Trailer Estates, et. al. (Case # 08CA011315) Plaintiffs' Audio and Video Clips Provided to Opposing Counsels Aug/Sept 2009."

Clip from August 13, 2007 (1)

Pam Cole: The marina would take care of itself in that the money would be put aside on an annual basis to take care of it, and then any money that was left over, would be put aside up to a certain amount, and we could determine what that was, to um, if they got um, say \$200,000.00 for dredging the marina, and then anything they got over \$200,000.00 they got, they would have to give back to the park. Just using that as a round figure, and that would take care of dredging. The marina committee would then take care of the um, repairs to the docks and then take care of things like that. We wouldn't have to worry about that as a board.

Janet Jones: Well, I think the board still has to be concerned about it.

John Vander Molen: But those are our docks, not the marina committee's.

Pam Cole: No, no I understand, what I am saying is, I don't mean we'd never have to worry about it, we wouldn't have to sit and make the decisions on it, the marina committee would make the decisions on what would need to be repaired.

Janet Jones: The Board needs to make the decision on what the marina repair...

Margo Cushman: The maintenance, it wouldn't be exclusive of the maintenance department.

Pam Cole: That is what they're asking for, a separate account.

Clip from January 7, 2008(3)

John Vander Molen: Um, I'm also going to talk with our Chairman, I think she visited Tri Par recently and they have some kind of security camera system.

Janet Jones: They have a new system over there that I think we will, uh, have to get a lot of information on to see which one suits...(trails off as Vander Molen speaks)

John Vander Molen: Well, I'll be in contact with them and, uh, the County just put in before Thanksgiving, two security cameras that are on the fence line of the property that we lease from them and we're uh going to contact, Mr. Mable or Mr. Marple from the County and see if that, those two cameras caught any action in our lot. So that's the report on that, we think we have. It's probably time we get more security in that area anyway and more lights because I don't think, if you have cameras you have to have lights for it. So I will be calling some companies to get some more information to present it to a board workshop later.

Clip from October 6, 2008 (4)

John Vander Molen: ..we've all been aware of that for some time uh, February 13, the owner/occupant, uh, died and it wasn't until a month later that his daughter, whose name is Darlene Marie Beasley of Auckland, New Zealand, was informed. She immediately took steps (inaudible) to start the probate of the will, which would leave the property to her. Actually, what really got things going was the letter from the District notifying the owner of this problem. Well she was getting that mail. She immediately called a neighbor up there and when I heard that, upon, Bruce was gone at that time, and in talking with the Chairman, (looks at Janet Jones) we decided, or I decided I should call her, which I did.

Clip from December 8, 2008 (1)

Pam Cole: ...And I want everybody to know that isn't my budget.

Martha Brauer: (as she is approaching podium) Right, right, (laughs) Janet made a comment, um, that she was concerned about economic times and was there any way we could gather information from the public regarding their, um, issues that might impact us in the budget. I told her, I said Janet, I can't talk to you about it, you know, I just didn't know what we were allowed to talk about. I said just let me go see what I can put down on paper and then I'll bring it back. So I brought it to Janet on Monday, did not discuss it with her, but she attached it here and uh, Joe made some comments, so he made some changes, and it, it's more of a board member budget questionnaire, it's not a Treasurer's budget questionnaire, so that board members like Janet can get input from the people in a systematic fashion.

Clip from May 28, 2009 (4)

Martha Brauer: I don't know if all of you got this in your mail box, it, it was a letter from Gail, it must have been faxed this morning...

Pam Cole: ...last night...

Martha Brauer: ...did everybody get a copy? Um, according to the request, Gail is unable to be present because she is residing in Kentucky (laughs) and uh in order for her to come down, um, she said it's a long way from Florida, that is true, and so what we need to consider is if this is an extraordinary circumstance in this case in having her participate in the Litigation Assessment meeting by phone. She does state in her letter that she feels the Shade Meeting is an important meeting and staying in touch via the telephone with the progression of the lawsuit is an alternative that is very important to her um, at the same time I would mention that she is the

alternate when I am unavailable and it would be good if she did not miss any of the shade meeting in that regard. Um, I did check the equipment in the um, office yesterday and uh, to verify that those present at the meeting would be able to hear her and vice versa and her comments would be able to be transcribed by the court reporter. So uh, does anybody wish to make a motion to determine that this is extraordinary circumstances which would then permit Gail to participate in the Litigation Assessment meeting by phone?

John Vander Molen: I move that due to the extraordinary conditions the board finds themselves in, the fact that she is out of town and it would be costly for her to return and that this is a special meeting called and the fact that we um she can be present by telephone, hearing and speaking... (inaudible)

Martha Brauer: Do I have a second to that motion?

Fred Hoch: I'll second.

Martha Brauer: All in favor of determining that these are extraordinary circumstances and allowing Gail to participate in the Litigation Assessment session meeting by phone, please respond by saying "yes".

Board: Yes

Martha Brauer: Any opposed?

(Silence)

Martha Brauer: Motion carries.

II. Video clips contained on the disc entitled "Smith/Denson v. Trailer Estates, et.al. Case No. 08CA011315, Trailer Estates Board Meetings of March 24, 2008 and February 23, 2009."

Clip from March 24, 2008

Mary Lou McNulty: You all have been given a list of uh, trustees and employees telephone numbers, cell numbers. I have been asked to request that these are for your use only. Some of the uh, people on this lists don't want their uh, especially cell phone numbers given out. So it's been requested that you not give those telephone numbers out.