

MANFRED BRECKER

4430 LIVE OAK BLVD.

DELRAY BEACH FL.33445



February 26, 2019

VIA FAX 499 8625

Delaire Country Club
4645 Cedar Lane
Delray Beach Fl.33445
RE: Grievance Complaint

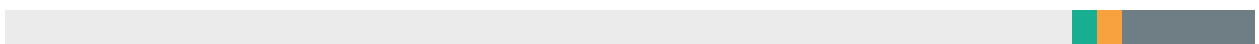
Attention Judy Singer Chairman of Grievance Committee

MANFRED BRECKER

Pursuant to the provisions of *Article XII of* the By-Laws of Delaire Country Club, please consider this letter as a formal complaint filed against WAYNE FEINBERG, CURTIS KARPEL, MELVIN KATZ, BARBARA LURIE AND IRA MAGOD for conduct that *endangers the harmony of the club and interferes with the pleasant and congenial social relationship between members as well as my quiet enjoyment of the club.*

The action of the above named and the description of their “**misconduct**” has been doubly intensified since the matter is related to the website known as www.delairegovernance.com. The websites and the use of the website and its sponsor have and are the moving stimulus of a litigation **IN THE CIRCUIT COURT OF THE 15TH JUDICIAL CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA CASE NO. 502017CA010245XXXMB AD JUDGE JAMIE GOODMAN.**

Curtis Karpel is the one of the group that started the litigation by bringing an “**illicit grievance**” that is a major part of the Brecker/Delaire litigation referred in the above. One of the significant facts to be litigated if Curtis Karpel **had the jurisdiction to bring the charge** and **if the Grievance Committee and the Board of Appeals had the Jurisdiction to engage in the hearing , of Karpel/Brecker** of June 23, 2017. This new pretext of February 19,2019 is



almost identical of non-existing material.. This time Karpel has added cohorts who have shown their belligerents toward this aggrieved member in the past. WAYNE FEINBERG, BARBARA LURIE and IRA MAGOD that were directly involved in the grievance hearing of July 20, 2017 which resulted in a 1 year unlawful suspension of Manfred Brecker where he is now "Plaintiff" Manfred Brecker of the above referred litigation. Ira Magod and Melvin Katz are partners to the litigation being **EX- OFICCIOS** of the Board of governors and have full knowledge of the litigation and the WIPO "Decision"

The Brecker filed Grievance charge of the above date is even more grievous since all of the above named were instrumental or had knowledge of the **WIPO ADMINISTRATIVE PANEL DECISION Delaire Country Club, Inc. v. Perfect Privacy, LLC/ Manfred Brecker Case No. D2017-1547 "The Decision"** Accordingly Complainant has failed to satisfy paragraph 4(a) (ii) of the policy.

In these moving papers now referenced as the **"Grievance Charge of February 19th, 2019"** by the five (5) accusers, they have accused and abused their power as elected officers of the club who have a Fiduciary Responsibility to this aggrieved member. Finding a member or attempting to find a member responsible for a third party comment on a comment page which specifically states **"Give us your thoughts and Suggestions on any Subject with TOTAL ANONYMITY"** cannot be condoned as having reached the level of a Grievance. There is no substantive evidence that such a matter rises to the level or was even permissible to rise to a level of a grievance. Filing such a grievance is a grievous matter since it directly encompasses the right of a member's quiet enjoyment.

Let it be known that even with their voluntary withdrawal of their grievance dated February 20, 2019 as noted per their lawyer Jim Krivok also the attorney for Delaire Country Club Inc. that just intensifies their abuse of power and is an admittance of their wrong doing bequeathing a severe punishment for their misapplication of the power that has been invested to them as elected officials having Fiduciary Responsibility to all the membership. Their feeble attempt at launching such a false grievance and being forced to withdraw is an example of a **"HATE CRIME" and must be punished.**

It must further be noted the WIPO decision does not make the **"Web Sponsor" or "Web Master"** responsible to police any part of the web which is part of the WIPO decision which **the accusers have a responsibility to have been familiar with.** Not familiarizing themselves with the material and decision and responsibility of the web publisher is a grievance matter and becomes punishable since filing a grievance is a serious matter against a Mandatory Member.

It must further be noted that the accusers misused the definition of “Pervert” which is not generally defined as a person whose sexual behavior is regarded as abnormal. Nor has the content of the comment used for the grievance charge made any reference that could even suggest such an application of the word as described. Filing a grievance is a serious matter against a member and doing so the accuser has a responsibility of caution. Not following such a protocol is a serious matter and must be punished as per Article XII By -laws.

It must further be noted that the paragraph suggesting that this aggrieved writer used or that it can even be assumed that the comments on the comment page are acts of “bad Faith” of the aggrieved writer, have not been established are irresponsible to have been used as a charge. The complaint that this was done by Mr. Brecker with malice or that the Complainants have been harmed as to their integrity and standing in the community and if so by whom? There is no obligation by the aggrieved member to police the web anything that is written is considered the opinion of the writer who has “freedom of speech” and the aggrieved has no right or responsibility to “CENSOR” any writing. Having accused Mr. Brecker is a givable offense and must be severely punished and is to be considered as a **“HATE CRIME” by persons abusing their elected power.**

It must further be noted that the aggrieved has never been offered an opportunity to remove what the Complainants feel are defamatory statements from his website. Not that even if such an offer was made is there any obligation to submit to such an offer. But for the record, making a statement of an offer there must be evidence of the offer which has to be submitted in the exhibit page, which it was not. Making false statements, better known as lies, are a grievous matter and deserve punishment in accordance with by-laws Article XII. This is more evidence of a Hate Crime.

As stated in the last paragraph of the February 19, 2019 fallacious **“HATE CRIME”** grievance charge, this aggrieved member is demanding the same sanctions. **WAYNE FEINBERG, CURTIS KARPEL, MELVIN KATZ, BARBARA LURIE, IRA MAGOD** requested. Having abused their power as officers of Delaire, they must be punished severely with a 1 year maximum suspension and have to resign their official titles forthwith. Anything to the contrary is an admission of **“Selective Enforcement”** which is illegal in the State of Florida. Using the grievance procedure to vent anger and **“HATE”** is not to be condoned by the membership and such culprits given the power of elected are the example we have always eluded to that the **BOARD ABUSES ALL OF THE MEMBERS.** The Motto **“WE ARE THE BOARD AND CAN DO AS WE PLEASE”** must be purged as these repugnant members must be purged so that DELAIRE can get back to its former greatness.

Respectfully submitted,

MANFRED BRECKER