

## MANFRED BRECKER

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DELAIRE COUNTRY CLUB  
4645 WHITE CEDAR LANE  
DELRAY BEACH FL. 33445

ATTENTION ; Richard Abbey Chair and Judith Singer vice Chair of the Grievance Committee

Dear Mr. Abbey and Mrs. Judy Singer,

I am in receipt of your correspondence of July 28<sup>th</sup> 2017 referring to your refusal to bring Donald Snyder to a Grievance hearing. I filed the charge against him on July 20<sup>th</sup> 2017, due to the fact that Snyder called me an “asshole” during a hearing in which I struggled to defend myself. The hearing I was forced to appear at known as Karpel v. Brecker. Karpe’s indictment was over-the-top connived between the grievance committee and an out of control President, both abusing their power as “*Fiduciary’s*”. Karpel imparted his fictitious grievance charge as a vengeance for me having unmasked him. His vilifications and deceitful messages perpetrated onto our members have been unveiled and posted on our web [www.delairegovernancer.com](http://www.delairegovernancer.com) for the benefit for all to view. The web has been funded by me to alert our members in dispelling the deceptions of our board and Karpel that are causing our property values to plummet, shams such as: “*We have a hole by hole plan for the golf course when there is no plan*”. There are dozens of other such deceits that have been widely spread in many of the Delaire messages from the President. It is our mission to expose and post such diatribe.

The Board and the officers of the club and the grievance committee are “*not chosen*” to harass members by unworthy officers, as well as breaking the laws of our State and the Country. Our web was never found to be on the wrong side of the law, anything we voice cannot be condoned as an actionable event for a grievance and a suspension of 1 year under any of the following State Statutes and the laws of the United States: *Florida Statutes 617 0202, 0607, 0206 Fla. Stat. 120.574(2) (d) 120.57 (1)(f)-((g)\_120.574(e) SLAPP statute 768.295 and the U.S. Constitution ‘s 1<sup>st</sup> Amendment. See,e.g. Everglades Protective Syndicate, Inc. .v. Maakinney,391 So.2d,265(Fla.4<sup>th</sup> DCA 1980); Boca West Club, Inc. v. Levine,578 So. 2d 14,15 (Fla. 4<sup>th</sup> DCA 1991)*

Having found me guilty and sentencing me to a 1 year suspension is not acceptable, legal or otherwise and brings this matter into a courtroom not a boardroom, with the uncharted consequences of punitive damages to be set forth against the members of Delaire in excess of the D & O coverage. The board and the committee have been warned by my lawyers in the objections to the charges and the procedure as outlined in the illegal by-laws in their letter dated July 7<sup>th</sup> 2017.

The most recent flouting of the law by the grievance committee was committed on July 28<sup>th</sup> 2017, by not accepting my grievance charge against Don Snyder using the following “*abysmal*” reasons. “*Don Snyder calling you a disparaging name rises to a level of a grievance. We find that a hearing is unnecessary since he apologized and recused himself from further participation in the hearing to which you were a party. Also, we would have removed him from membership on the committee. However, Mr. Snyder both apologized to you and recused himself in our presence. He later resigned from the committee without being prompted to do so. Under the circumstances, the matter is closed.*”

“No” Richard Abbey and Judy Singer the matter is not closed! It is very much open for the courts to determine what constitutes a suspension, based on the suspensions you and Karpel handed out in the past. This is a subject of “*Selective Enforcement*” which is illegal and “*carried out*” by you and Judy Singer. It is mandatory for both of you to not participate in any further involvement as members of the grievance committee and resign forthwith. It is also demanded for Curtis Karpel to follow with his resignation for having committed parallel infractions against members and to receive a suspension within the confines of what has been handed out to others in the past at his direction.

The committee’s refusal under your direction, to not bring Snyder to a hearing contradicts the hearing I was subjected to during the Zuchovicki v. Brecker summit, where Snyder also made an uncalled for remark “*well said*” after Zuchovicki’s husband testified. *Laura Zuchovicki substantiated that ill-mannered response in her deposition.* I received a four week suspension for just uttering the word “*buzz off*” which was taken out of context. Laura Zuchovicki’s testimony in her deposition “*absolved*” me of any wrong doing, and substantiated that I was not given the chance to question her during that illegal hearing. Our lawyers will revisit that “*waywardness*” during the up-coming trial supporting more punitive damages. The refusal by the then chair to allow the Snyder remark to remain without an objection emboldened him to make the “*asshole*” remark on July 20<sup>th</sup> 2017. Marsha Castleman in her e-mail broadcast to the entire membership called me a “*blowhard full of gibberish*”. Richard Abbey and Judy Singer and the grievance committee decided that the Webster Dictionary found the words “*blowhard and gibberish*” not to be actionable and refused to bring her to a hearing. Need I say more?

Deborah Rosenberg has lodged several grievance charges against Sid and Judith Silver due to the abuses caused by the Silvers to her and her family. The grievance committee has refused to bring the Silvers to a hearing to adjudicate members complaint using all kinds of trickery in their reasoning similar to the Snyder decision made in my July 20<sup>th</sup> grievance against Snyder. The grievance committee’s mission has

become a tool to punish and destroy all those that are not on the "preferred" list of members, and there to protect those that are on the "preferred" list with a free "get out of Jail pass".

By the grievance committee's abstention of their duty toward member Deborah Rosenberg the Silvers were embolden just like Snyder, to keep incurring foul play and continue to victimize their targets for their pleasure at the expense of the innocent. In a most recent occurrence Judith Silver attacked the Rosenberg family and guests with a vicious assault to their maids for parking their car in front of their house ending up with a damage to the Rosenberg's cars by Judith Silver pounding on their vehicles with a weapon in her hands that required the calling of the security and finally the police for restoring orderly control to the neighborhood. The grievance committees reaction to such an outbreak by the Silvers was stated " *It is the position of the Committee that it only has jurisdiction over disputes between members that occur on Club or P OA property or at events outside the confines of Delaire that are sponsored by the Club. Inasmuch as your complaint involves Mr. Silver's and your property, we do not have the authority to consider its merits*". That said, ask yourself how the KARPEL v. BRECKER complaint differs. It was not held on Club or P OA property but on a web and in a small claims court for justifiable reasons. Therefore reasonable people would have to assume that the KARPEL charge is not in order and that the hearing was out of order and so is the 1 year suspension.

Is there any wonder that such a travesty to members right does not end up in a court of law with potential punitive damages that can create tremendous cost to the mandatory membership hurting home sales even more. Karpels self-styled attempt to end fair play and member's rights to question and bring forth the truth by UNMASKING incompetence under the circumstances can only be adjudicated in a court of law.

Sincerely,

Manfred Brecker

