1 2 3 3 4 4 5 5 5 7 7 3 3 9 9 9		ELECTRONICALLY FILED Superior Court of California County of Santa Cruz A/29/2021 4:38 PM Alex Calvo, Clerk By: Datahde Ios Santos, Deputy		
	UNLIMITED	JURISDICTION		
3 4 5 5 7	WILLIAM J. PARDUE; MYRON COLEMAN; LAURA CRATS; WILLIAM ECKARD; LEE HEATHORN; PAT MCDONALD; MARTY MILLER; SHARON NARAHI; KEN PYLE; ELIZABETH STIEFELMAIER; MARK TRUEGE; GEORGE TUREGANO; KEN WILSON; and ROBERT WUNCE;	CASE NO. 21CV01005 DEFENDANT PARADISE PARK MASONIC CLUB, INC.'S ANSWER TO COMPLAINT		
3	Plaintiffs,			
, ,	VS.			
)	KIRT LIKINS; VERDIE POLIZZI; JOE MAYO; and DOES 1 to 20; Defendants,			
2 3 4	Defendants, DICK LOVELACE; HAROLD BROWN; SEVILLA GRANGER; and THE PARADISE PARK MASONIC CLUB;			
5	Involuntary Plaintiffs.			
5	Defendant THE PARADISE PARK M	ASONIC CLUB, erroneously sued as an		
7	"Involuntary Plaintiff," hereby answers the C	omplaint of Plaintiffs William Pardue, et al.		
2	("Plaintiffs") as follows:			
		I		
	Defendant Paradise Park Masonic Club's Answer to Complaint			

1. Defendant Paradise Park admits to the truth of the following numbered paragraphs contained in the instant Complaint: 1-3, 5, 9, 10, 12-16, 18-21, 23-25, 29, and 34.

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2. The following numbered paragraphs contained in the instant Complaint are not factual allegations: 4, 6-8, 11, 17.

3. In answer to paragraph number 22, Defendant admits that, due to the
COVID pandemic, as set forth below, the board did not hold the normal March, 2020
board meeting, where Sam Cannon's self-nomination would have been acknowledged
and accepted by the nominating committee. Except as so admitted, denied.

4. In answer to paragraph number 26, Defendant denies that the "old board" 10 11 made the determination that the election was invalid. This was an action of the "new board" which was seated in or around June, 2020 (Exhibit A – minutes from June, 2020) 12 meeting showing welcome of new board members). The "new board" obtained legal 13 advice and determined that the election was invalid (Exhibit B – email exchange 14 between new board members re: this issue). All references in this paragraph to the "old 15 board" are inaccurate. Defendant denies the legal conclusion that the old board "knew 16 17 or should have known Sam Cannon had neither timely nor substantively met the requirements to be 'self-nominated." The self-nomination of Sam Cannon took place 18 during the initial stages of the COVID-19 Pandemic emergency (March – April 2020). In 19 such circumstance, the board did not hold the normally scheduled March, 2020 board 20 21 meeting. The April, 2020 board meeting would have normally been the time where the board would accept self-nominations for the election and make sure the other 22 requirements were met by the self-nominee. 23

5. In answer to paragraph 27, the information contained in this paragraph is
a legal / rhetorical argument, not a factual allegation. Defendant denies generally the
rhetorical bombast contained in this paragraph.

6. In answer to paragraph 28, Defendant denies that the "old board" refused
to step down at the end of the June 27, 2020 annual meeting. Defendant denies that

2

the "old board" continued to hold meetings, refused to allow the newly elected board 1 members to act, and failed and refused to recognize the authority of the newly elected 2 board members. Defendant denies that Sevilla Granger "was bullied, ignored, and 3 dismissed." 4 7. In answer to paragraph 29, Defendant denies that the votes for the new 5 election were tallied on August 21, 2020. Defendant admits the results of this election. 6 8. In answer to paragraph 30, the information contained in this paragraph is 7 a legal / rhetorical argument, not factual allegation. Defendant denies generally the 8 rhetorical bombast contained in this paragraph and subsections. 9 This allegation is speculative and at odds with the actual 10 a. documents of record from the election. 11 b. This allegation is speculative and at odds with the actual 12 documents of record from the election. 13 This allegation is speculative and at odds with the actual 14 C. documents of record from the election. 15 d. Defendant denies that the CZU Lightning Complex Fires cut short 16 the period available to submit ballots by voting members. 17 Defendant denies that Plaintiffs challenged and / or requested an 18 e. audit of the ballots from the "new" election. 19 9. In answer to paragraph 31, the information contained in this paragraph is 20 21 a legal / rhetorical argument, not factual allegation. Defendant denies generally the rhetorical bombast contained in this paragraph. 22 10. In answer to paragraph 32, Defendant denies these claims. 23 11. In answer to paragraph 33, Defendant denies that Kurt Likins refused to 24 give up his position to Sevilla Granger. 25 In answer to paragraph 35, Defendant admits that the two removal 26 12. 27 petitions for Verdie Polizzi and Joe Mayo were processed. Defendant denies that the 28 results of the removal petitions are finalized as Joe Mayo is challenging some of the З Defendant Paradise Park Masonic Club's Answer to Complaint

signatures on his removal petition. There were not sufficient signatures to force the
removal of Verdie Polizzi. Further, the removal petitions were handled, not by the board
of directors, but by the elections committee, consisting of members Winston Chavoor
(committee chair), Carol Taylor, Alcinda Walters, and Denise Peterson. Neither Verdie
Polizzi nor Joe Mayo were part of the elections committee (Exhibit C – records of
election committee vetting recall signatures, per board policy).

13. In answer to paragraph 36, Defendant denies that Verdie Polizzi 7 unilaterally removed her name from the recall ballot. Further, the removal petitions 8 were handled, not by the board of directors, but by the elections committee, consisting 9 of members Winston Chavoor (committee chair), Carol Taylor, Alcinda Walters, and 10 11 Denise Peterson. Neither Verdie Polizzi nor Joe Mayo were part of the elections committee. Neither Verdie Polizzi nor Joe Mayo were part of the elections committee. 12 14. In answer to paragraph 37, Defendant denies any wrongdoing in 13 connection with the processing of the removal petitions for either Verdie Polizzi or Joe 14 Mayo. There were not enough signatures to effect removal of Verdie Polizzi. Joe Mayo 15 is challenging some of the signatures on his removal petition and that process is 16 underway according to the corporation bylaws. All members have been informed of this 17 18 status of this situation. Further, the removal petitions were handled, not by the board of directors, but by the elections committee, consisting of members Winston Chavoor 19 (committee chair), Carol Taylor, Alcinda Walters, and Denise Peterson. Neither Verdie 20 21 Polizzi nor Joe Mayo were part of the elections committee. 15. In addition, Defendant The Paradise Park Masonic Club hereby asserts 22

23 || the following affirmative defenses:

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#### FIRST AFFIRMATIVE DEFENSE Failure to State a Cause of Action (As to each and every cause of action)

Answering Defendant is informed and believes that the Plaintiffs fail to state facts
 sufficient to constitute any cause of action.
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SECOND AFFIRMATIVE DEFENSE Estoppel
(As to each and every cause of action)
Answering Defendant is informed and believe that the Plaintiffs through their ov
acts and omissions are estopped from asserting any of the claims set forth in the first
amended complaint.
THIRD AFFIRMATIVE DEFENSE Unclean Hands (As to each and every cause of action)
Answering Defendant is informed and believes that the Plaintiffs are barred, in
whole or in part, from the relief requested because of Plaintiffs' own wrongful acts and
omissions constituting unclean hands.
FOURTH AFFIRMATIVE DEFENSE
<i>Statute of Frauds</i> (As to each and every cause of action)
Answering Defendant is informed and believes that the Plaintiffs' claims are
barred, in whole or in part, because there is no writing to substantiate their claims as
required by law.
FIFTH AFFIRMATIVE DEFENSE Failure to Mitigate Damages (As to each and every cause of action)
Answering Defendant is informed and believes that the Plaintiffs failed to take
reasonable steps to mitigate their alleged harms, if any.
SIXTH AFFIRMATIVE DEFENSE
<i>Lack of Damages</i> (As to each and every cause of action)
Answering Defendant is informed and believes that the Plaintiffs have not
suffered any legally cognizable damages as a result of the matters alleged in their first
amended complaint.
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111
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Defendant Paradise Park Masonic Club's Answer to Complaint

1	SEVENTH AFFIRMATIVE DEFENSE
2	<i>Statute of Limitations</i> (As to each and every cause of action)
3	Answering Defendant is informed and believes, and thereon alleges that each
4	cause of action alleged by Plaintiffs is barred, in whole or in part, by the applicable
5	statute of limitations, including but not limited to, Code of Civil Procedure sections 343,
6	335.1, 337, 337(a), 338, 338(c), 338(d), 339, and 339(1).
7	EIGHTH AFFIRMATIVE DEFENSE
8	<i>Waiver</i> (As to each and every cause of action)
9	Answering Defendant is informed and believes that the Plaintiffs through their
0	representations and actions waived any right to assert claims against these Defendants.
1	NINTH AFFIRMATIVE DEFENSE
2	<i>Ratification</i> (As to each and every cause of action)
3	Answering Defendant is informed and believes that the Plaintiffs' claims are
4	barred, in whole or in part, because Plaintiffs approved all acts and conduct of
5	answering Defendant.
6	TENTH AFFIRMATIVE DEFENSE
7	<i>Laches</i> (As to each and every cause of action)
8	Answering Defendant is informed and believe that the Plaintiffs are barred, in
9	whole or in part, from the relief requested because Plaintiffs unreasonably delayed
0	bringing their claims.
1	ELEVENTH AFFIRMATIVE DEFENSE
2	Additional Defenses (As to each and every cause of action)
3	Discovery is ongoing and answering Defendant is reserving the right to amend its
4	answer with additional affirmative defenses as new facts become known.
5	///
6	///
7	///
8	///
	6
	Defendant Paradise Park Masonic Club's Answer to Complaint

TWELFTH AFFIRMATIVE DEFENSE
Mootness
(As to each and every cause of action) Answering Defendant is informed and believes that Plaintiffs' causes of actior
and relief requested in the instant complaint should be barred for mootness.
THIRTEENTH AFFIRMATIVE DEFENSE
Lack of Evidence
(As to each and every cause of action)
Answering Defendant is informed and believes that Plaintiffs' causes of action
and relief requested in the instant complaint are not supported by competent evidence
specifically in the complaint on file in this action, the substantive paragraphs and
allegations are alleged on information and belief only (see Complaint, at $\P$ 11).
FOURTEENTH AFFIRMATIVE DEFENSE Ripeness
(As to each and every cause of action)
Answering Defendant is informed and believes that Plaintiffs' causes of action
and relief requested in the instant complaint are not yet ripe due to Plaintiffs' failure t
participate in mandatory mediation before bringing any action, in contravention of the
Paradise Park Masonic Club bylaws (Article III, § 30).
FIFTEENTH AFFIRMATIVE DEFENSE Mis designation of Parties / Failure to Include Necessary Parties (As to each and every cause of action)
Answering Defendant is informed and believes that Plaintiffs complaint fails to
properly designate named parties to the action as Plaintiffs or Defendants, and furthe
that the instant complaint fails to include parties necessary to the resolution of this
dispute.
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1	WHE	<b>REFORE</b> , Defendant the Paradise Park Masonic Club requests judgment
2	against Plai	ntiffs as follows:
3	1.	For a judicial determination that the "old election" held in or around June
4	2020 was in	valid, and should be considered void and of no legal effect; and,
5	2.	For a judicial determination that the "new election" held in or around
6	August, 202	20 was valid, proper, and should be considered binding upon the Corporation
7	and its mem	ibers; and,
8	3.	For a judicial determination that the current board of directors of the
9	Corporation	are: Kurt Likins, Verdie Polizzi, Joe Mayo, Dick Lovelace, and Harold
10	Brown; and	
11	4.	For a judicial determination that the processing of the recall petitions
12	against Vero	die Polizzi and Joe Mayo have been, and are currently, being handled
13	properly acc	cording to the bylaws of the Paradise Park Masonic Club; and
14	5.	For an award of costs of suit and reasonable attorney fees as allowed by
15	law; and,	
16 17	6.	For such other and further relief as the court may deem just and proper.
17		
19		Respectfully Submitted,
20		
21	Apri	1 29, 2021 Aaron J. Mohamed
22	Date:	BRERETON MØHAMED & TERRAZAS LLP
23		By: Aaron J. Mohamed, Esq. Attorneys for Defendant The Paradise Park Masonic Club
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		Defendant Paradise Park Masonic Club's Answer to Complaint

1	VERIFICATION		
2	I am the Secretary for Defendant Paradise Park Masonic Club in the above-		
3	entitled action. The matters stated in the foregoing document are true of my own		
4	knowledge, except those matters stated on information or belief, and as to those		
5	matters, I believe them to be true.		
6	I declare under penalty of perjury under the laws of the state of California that the		
7			
8	foregoing is true and correct.		
9	Alastanal IDal.		
1	Dated: 429 2021 Verdie Polizzi		
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	Defendant Paradise Park Masonic Club's Answer to Complaint		

# EXHIBIT A

Paradise Park Masonic Club, Inc. Annual Meeting June 27<sup>th</sup>, 2020 1:00 p.m. Via Zoom

The Call to Order was made at 1:03 p.m.by Board Member Kurt Likins in the Paradise Park Conference room. The Meeting was being held via Zoom due to the Covid19 pandemic restrictions. All Board Members present except for Clora Johnston-Director at Large.

The invocation was read by Mark Gienger followed by the leading of the Pledge of Allegiance.

The Paradise Park Necrology was read by Verdie Polizzi.

The report of Attendance was given by Manager Steve Polizzi reporting that there were 60 Members logged onto the Zoom meeting. No quorum was reached.

Acting President Kurt Likins hopeful for a more positive year ahead and encouraging more support for the Board of Directors.

CFO Verdie Polizzi also hopeful for the coming year. Board to look at the fiscal standing of the Park and address needs.

#### Committee Reports:

Bylaws- As reported by Dick Lovelace

The committee submitted several activities, bylaws, and changes but none have been voted on due to the Pandemic restrictions. The committee will have several items on the agenda, right out of the gate for the new Board year.

#### ERT-As reported by Dick Lovelace

Dick reporting that the ERT is the strongest that it has been in years. The entire team is participating in monthly meetings which helps immensely. Dick proud of the outcome.

Staking Committee- No report Long Range Planning- No report Orientation- No report Recreation- No report Tree Committee- No report

New Members, Associates and Alternate Associate Members were read by Mark Gienger

The President's coin will be given to Past President Joe Mayo when received.

Verdie Polizzi informing all that this Years Golden Trowel recipient is Kayla Johnson. Kayla is always eager to help out with Park cleanups and created this year's "Shelter in Place" organization which helped Park Members that weren't able to leave the Park due to Covid19 concerns. Thank you to Kayla and her family for all that they do! Paradise Park is lucky to have her.

Election results- Explained by Winston Chavoor, the Election Committee Chairman.

Winston thanking the Committee of Carol Taylor, Denise Peterson, and Alcinda Walter as well as Winston, for their hard work in counting all the votes.

The Results were as follows:

7th place- with 62 Votes- Mark Gienger

6<sup>th</sup> Place- with 86 Votes- Sam Cannon 5<sup>th</sup> Place- with 108 Votes- Bill Pardue 4<sup>th</sup> Place- with 110 Votes- Kurt Likins 3<sup>rd</sup> Place- with 120 Votes- Harold Brown 2<sup>nd</sup> Place- with 126 Votes- Dick Lovelace 1<sup>st</sup> Place – with 137 Votes- Sevilla Granger

The 2020 new Board Members are Sevilla Granger, Dick Lovelace, and Harold Brown. They will now join existing Board Members, Verdie Polizzi and Joe Mayo to form the 2020-2021 Board of Directors. Congratulations to all.

At this point in the meeting the new Board Members were asked in to participate in the rest of the meeting. Kurt Likins and Mark Gienger wishing all success.

The Board is to decide later in the day who will hold what positions.

**Open Microphone Portion-**

Verdie explaining to all the process.

 Member Donna Sorenson 396 Hiram Congratulated the new Board and asked if there was going to be an All Wheels Parade this year?

Answer- Verdie- Board had already sent an email encouraging parade to happen, yes.

• Member Betsy Stiefelmaier asking about fire safety in the Park, noting inspections were done by Cal fire. Asking why the Board has not acted on the findings?

Answer- Sevilla Granger- New Board to look at now, cannot speak for the old Board.

- Member Dave Friedman- 126 Keystone way Asking about the possibility of a front gate? Can this be investigated again? Answer-Board to revisit in more detail.
- Member Linda Dyson Weaver- 214 Keystone Way Encouraging the new Board to improve communication. Wants positive information emphasized.
- Member Tawni Servi 383 Hiram Asking how many members that were suspended have been refused the opportunity to make payments? Answer- None Sevilla Granger asking if Suspended members were then notified of unsuspension via letters? Answer- Yes.
- Member Sharon Simas-

Will beaches be attended to by the Park Manager? Answer- They are usually addressed by a volunteer group but that has not happened this year. Sharon wants the Park to initiate the cleanup process.

Sharon Naraghi

Congrats to the new Board and encouraging the end of negativity. Also, in favor of looking into a front gate again. Also, would like the Board to communicate when there are crimes in the Park for security reasons.

- Board Member Harold Brown wanting a meeting with local law enforcement, hoping for additional support for the Park.
- Dick Lovelace reminding all about the use of the website "Next door" helpful for local information and there is specific information regarding Paradise Park.
- Member Pat McDonald asking specific bookkeeping questions regarding 65K c.d. on the financial reports. Answer Verdie- currently the C.D. is in a savings account. When the new Board signs the bank signature cards, it will then be moved into a new C.D. Currently in a savings account. Extensive discussion on different options. Board to look at all.
- Associate Member Leigh Wunce-387 Hiram
   Pointing out that the fence rule that was and still is included in the Rules and Procedures should not be as
   it was removed from the ballot last year and not voted on.
   This was/is an error and will be corrected.
   Leigh asking if a fence put in by Member Verdie Polizzi was voted on in an open meeting and approved by
   a Board?
   Answer- Yes as well as having the correct building packet information. Verdie to provide this information
   to Leigh for her records.
- Member Dennis Gloeckler-467 York
   Asking if one wants to participate the fire team, must that person be a Member of the Park?
   Dick Lovelace to investigate and provide both Dennis and his Son the information.

Board thanking all for their participation. They will be sending out an eblast when the Board positions are determined.

End of meeting at 1:57 p.m.

There akin

Kurt Likins, President

# EXHIBIT B



#### **Decline of PPMC**

William Lovelace <ppmc.president@gmail.com> To: Verdie Polizzi <ppmc.verdie@gmail.com> Thu, Jul 9, 2020 at 11:09 AM

Verdie,

Please contact Bosso and get his opinion on the Election issue. If you need assistance in the wording, let me know and I will assist.

Dick [Quoted text hidden] 7/4/2020 Re: "New Board" discussion about 1st efection. Verdle Polizzi <ppmc.verdled



Verdle Polizzi <ppmc.verdle@gmail.com>

#### Election of Director

6 messages

#### William Lovelace <ppmc.president@gmail.com>

coomc.verdie@gmail.com>, Harold Brown <ppmcharold@gmail.com>

Sat, Jul 4, 2020 at 9:42 AM To: Sevilla Granger lovacchini <ppmc.sevilla@gmail.com>, Joe Mayo <ppmc.mayo@gmail.com>, Verdie Polizzi

Concerning the question of Sam Cannon self nominating, I thought that his email to the Board on March 20, 2020, one day prior to the date for the March Board Meeting when the nominating committee provided their nominations sufficed as a proper nomination.

However, upon a close examination of the Bylaws, Article VII Section 3. Procedure for Election of Director, I find no provision for self nomination except by application of a petition signed by at least 10 percent of the Members prior to the April Board Meeting.

Although Sharon Simas says her group will not call for invalidation of the election, it does appear that allowing Sam to self nominate in this manner may have actually been in error. We need to clarify the issue for future elections.

**Dick Lovelace** 

Joe Mayo <ppmc.mayo@gmail.com> Sun, Jul 5, 2020 at 6:58 PM To: William Lovelace <ppmc.president@gmail.com> Cc: Harold Brown <ppmcharold@gmail.com>, Sevilla Granger lovacchini <ppmc.sevilla@gmail.com>, Verdie Polizzi <ppmc.verdie@gmail.com>

#### Good Evening All

If Sam's nomination was not proper, we have a very serious problem. Best case, we disclose to the membership, explain the potential consequences of what happened, and see what comes of it. Worst case, we invalidate the election and revote. I don't think doing nothing is an option (ethically or legally).

At an absolute minimum, I believe we have to disclose this to the other candidates and see what they think. If none of them care, we can disclose the issue and that fact to the membership and see what blow back comes from the membership. However, if any of those candidates do care, we will probably need to invalidate the election and re-vote.

Joe [Quoted text hidden]

William Lovelace <ppmc.president@gmail.com> To: Joe Mayo <ppmc.mayo@gmail.com>

Sun, Jul 5, 2020 at 10:24 PM

Cc: Harold Brown <ppmcharold@gmail.com>, Sevilla Granger lovacchini <ppmc.sevilla@gmail.com>, Verdie Polizzi <ppmc.verdie@gmail.com>

I think we all need to talk ASAP. Let's touch bases tomorrow.

Dick [Quoted text hidden]

Sevilla Granger lovacchini <ppmc.sevilla@gmail.com>

To: Joe Mayo <ppmc.mayo@gmail.com>

Cc: William Lovelace <ppmc.president@gmail.com>, Harold Brown <ppmcharold@gmail.com>, Verdie Polizzi <ppmc.verdie@gmail.com>

It's a minor technicality. If he had gotten more votes, and if the election had been closer, you might have a point. But as his vote count was pretty decisive, I don't see it as a real issue. Of course, if someone really wanted to cause an unnecessary fuss, they could.

Mon, Jul 6, 2020 at 9:30 AM

Think through the end game of re-running this election because of a minor technicality, for a candidate who didn't even get that many votes. Is it really worth disrupting our community for that?

With all due respect, if you want to bring up ethical questions, there are much more egregious matters at hand.

Just my thoughts.

S

On Jul 5, 2020, at 18:58, Joe Mayo <ppmc.mayo@gmail.com> wrote:

[Quoted text hidden]

Joe Mayo <ppmc.mayo@gmail.com> To: Sevilla Granger lovacchini <ppmc.sevilla@gmail.com> Cc: Harold Brown <ppmcharold@gmail.com>, Verdie Polizzi <ppmc.verdie@gmail.com>, William Lovelace <ppmc.president@gmail.com>

#### Good Afternoon All:

I've asked several of my corporate, transactional, and litigation lawyer buddies to chew on this. Specifically I asked them to address 1) whether this could be considered a minor technicality; and 2) whether the vote count could reasonably considered decisive (since 27 votes separated 1st from 4th). I also asked them to consider how they would advise a corporate board if the election is not valid.

Several of these guys are multi-jurisdictional licensees, including California. When I have a sense of their analysis and assessment of consequences I'll get a response back to you.

A couple of them are fly fishing in Montana, so it may be later in the week.

Joe [Quoted text hidden]

Joe Mayo <ppmc.mayo@gmail.com> Mon, Jul 6, 2020 at 5:35 PM To: Sevilla Granger Iovacchini <ppmc.sevilla@gmail.com> Cc: Harold Brown <ppmcharold@gmail.com>, Verdie Polizzi <ppmc.verdie@gmail.com>, William Lovelace <ppmc.president@gmail.com>

Good Evening

Forgot one thing. Last paragraph, starting with "with all due respect" - clearly the Board must address all unethical and illegal behavior. If any of that is going on, we as a Board, need to deal with it.

Joe [Quoted text hidden]

BOARD EMAILS. SHOWING. NEW BOARD MEMIBERS. HEORY DICK SEVILLA. DATES BUILTA. DATES BUILTA. TALKING ABOUT SAM CANNON

Mon, Jul 6, 2020 at 4:27 PM

# EXHIBIT C



An IRC Section 501(c)(7) Social Club

211 Paradise Park Santa Cruz, CA 95060 – 7003 831-423-1530 FAX 831-423-2806

#### **PETITION VERIFICATION PROCESS**

#### 473 - 1530 Office Secretary

- Make copy of petition to mark up, initial bottom left corner of each page
- Lock original petition in safe for Election Committee DO NOT MARK THIS DOCUMENT
- Highlight all signers in roster
- Do initial scrub of petition COPY for invalid signatures
  - Line out ineligible signers, date, and label with applicable reason:
    - o Suspended
    - o Terminated
    - o no longer Member
    - o Assoc/Alt
    - o requested to be removed
  - Make copy of scrubbed petition
  - Pass scrubbed copy of petition and highlighted roster to Election Committee for final verification calls

#### Election Committee 10-6-20

The Election Committee is tasked with calling each signer to verify they signed the petition. In doing this, each committee member is to use the following script:

"Hi, this is \_\_\_\_\_\_ from the PPMC Election Committee. We are calling to verify signatures on the recall petition for <u>Jee</u>. Mar . Did you, in fact, sign this petition?"

If yes, initial to left of signature and highlight initials for final count.

If the answer is no (stating they did not sign), line out the name and note with "stated did not sign", date and time of call to the **right of the signature line**.

If signer states they would like their name to be removed from the petition, ask the Member to email their request to Annie (annie@paradiseparkmasonicclub.org) by \_/ / \_\_\_\_ (deadline for Election Committee, 2 weeks from start date of calls) "so your name can be removed".

#### Final Count – Election Committee Chair & Office Secretary

Once the 2-week time has passed, the Election Committee Chair and Office Secretary will gather all copies of documentation to count verified, eligible signatures, then:

- Make 2 copies (1 for Chair, 1 for Secretary) of the scrubbed, called, verified petition. Staple petition at upper left corner, and write "<u>FINAL COUNT</u>" at the top of each page.
- Individually, Chair and Secretary will:
  - o Count the total number of signatures remaining on each page of the petition
  - At the top right corner of each page, write the total number of eligible signatures on the page and initial
  - Add the totals from each page and list the total at the <u>bottom center</u> of the final page of the stapled petition copy
  - o Confirm totals match
- Present final, counted copies to the Board President

A request all office is N/A nequestall office is N/A new let us know when

Line #1 '23

An IRC Section 501(c)(7) Social Club

211 Paradise Park Santa Cruz, CA 95060 - 7003 831-423-1530 FAX 831-423-2806

#### PETITION VERIFICATION PROCESS

#### Office Secretary

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- Lock original petition in safe for Election Committee DO NOT MARK THIS DOCUMENT
- Highlight all signers in roster
- Do initial scrub of petition COPY for invalid signatures
  - Line out ineligible signers, date, and label with applicable reason:
    - o Suspended
    - o Terminated
    - o no longer Member
    - o Assoc/Ait
    - o requested to be removed
  - Make copy of scrubbed petition
  - Pass scrubbed copy of petition and highlighted roster to Election Committee for final verification calls

#### **Election Committee**

The Election Committee is tasked with calling each signer to verify they signed the petition. In doing this, each committee member is to use the following script:

ravallise Yanc from the PPMC Election Committee. We are calling to verify signatures on <u>De Mayo</u>. Did you, in fact, sign this petition?" re and highlight initials for final count. y did not sign), line out the name and note with "stated did ture line. "Hi, this is the recall petition for doe Mayo. Did you, in fact, sign this petition?"

If yes, initial to left of signature and highlight initials for final count.

If the answer is no (stating they did not sign), line out the name and note with "stated did not sign"

I,

of call to the right of the signature line. Here is the procedure

If signer states they would like their name to be removed from the petition, ask the Member to email their request to Annie (annie@paradiseparkmasonicclub.org) by 10 101 2020 (deadline for Election Committee, 2 weeks from start date of calls) "so your name can be removed".

#### <u>Final Count – Election Committee Chair & Office Secretary</u>

Once the 2-week time has passed, the Election Committee Chair and Office Secretary will gather all copies of documentation to count verified, eligible signatures, then:

- Make 2 copies (1 for Chair, 1 for Secretary) of the scrubbed, called, verified petition. Staple petition at • upper left corner, and write "FINAL COUNT" at the top of each page.
- Individually, Chair and Secretary will:
  - Count the total number of signatures remaining on each page of the petition
  - o At the top right corner of each page, write the total number of eligible signatures on the page and initial
  - o Add the totals from each page and list the total at the bottom center of the final page of the stapled petition copy
  - o Confirm totals match
- Present final, counted copies to the Board President

An IRC Section 501(c)(7) Social Club

211 Paradise Park Santa Cruz, CA 95060 - 7003 831-423-1530 FAX 831-423-2806

#### **PETITION VERIFICATION PROCESS**

#### 473 - 1530 Office Secretary

- Make copy of petition to mark up, initial bottom left corner of each page
- Lock original petition in safe for Election Committee DO NOT MARK THIS DOCUMENT
- Highlight all signers in roster
- Do initial scrub of petition COPY for invalid signatures

Line out ineligible signers, date, and label with applicable reason:

- Suspended
- o Terminated
- o no longer Member
- o Assoc/Alt
- requested to be removed
- Make copy of scrubbed petition
- Pass scrubbed copy of petition and highlighted roster to Election Committee for final verification calls

#### Election Committee 10-6-20

The Election Committee is tasked with calling each signer to verify they signed the petition. In doing this, each committee member is to use the following script:

"Hi, this is  $\underline{WC}$  from the PPMC Election Committee. We are calling to verify signatures on the recall petition for <u>Jee</u>. <u>Mup</u>. Did you, in fact, sign this petition?" 423 - 1530

If yes, initial to left of signature and highlight initials for final count.

If the answer is no (stating they did not sign), line out the name and note with "stated did not sign", date and time of call to the **right of the signature line**.

If signer states they would like their name to be removed from the petition, ask the Member to email their request to Annie (annie@paradiseparkmasonicclub.org) by /% (deadline for Election Committee, 2 weeks from start date of calls) "so your name can be removed".

## Final Count – Election Committee Chair & Office Secretary

Once the 2-week time has passed, the Election Committee Chair and Office Secretary will gather all copies of documentation to count verified, eligible signatures, then:

- Make 2 copies (1 for Chair, 1 for Secretary) of the scrubbed, called, verified petition. Staple petition at upper left corner, and write "FINAL COUNT" at the top of each page.
- Individually, Chair and Secretary will:
  - Count the total number of signatures remaining on each page of the petition
  - At the top right corner of each page, write the total number of eligible signatures on the page and initial
  - Add the totals from each page and list the total at the <u>bottom center</u> of the final page of the stapled petition copy
  - o Confirm totals match
- Present final, counted copies to the Board President

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An IRC Section 501(c)(7) Social Club

211 Paradise Park Santa Cruz, CA 95060 - 7003 831-423-1530 FAX 831-423-2806

#### PETITION VERIFICATION PROCESS

#### 473-1530 Office Secretary

- Make copy of petition to mark up, initial bottom left corner of each page
- Lock original petition in safe for Election Committee DO NOT MARK THIS DOCUMENT
- Highlight all signers in roster
- Do initial scrub of petition COPY for invalid signatures
  - Line out ineligible signers, date, and label with applicable reason:
    - o Suspended
    - o Terminated
    - o no longer Member
    - o Assoc/Alt
    - requested to be removed
  - Make copy of scrubbed petition
  - Pass scrubbed copy of petition and highlighted roster to Election Committee for final verification calls

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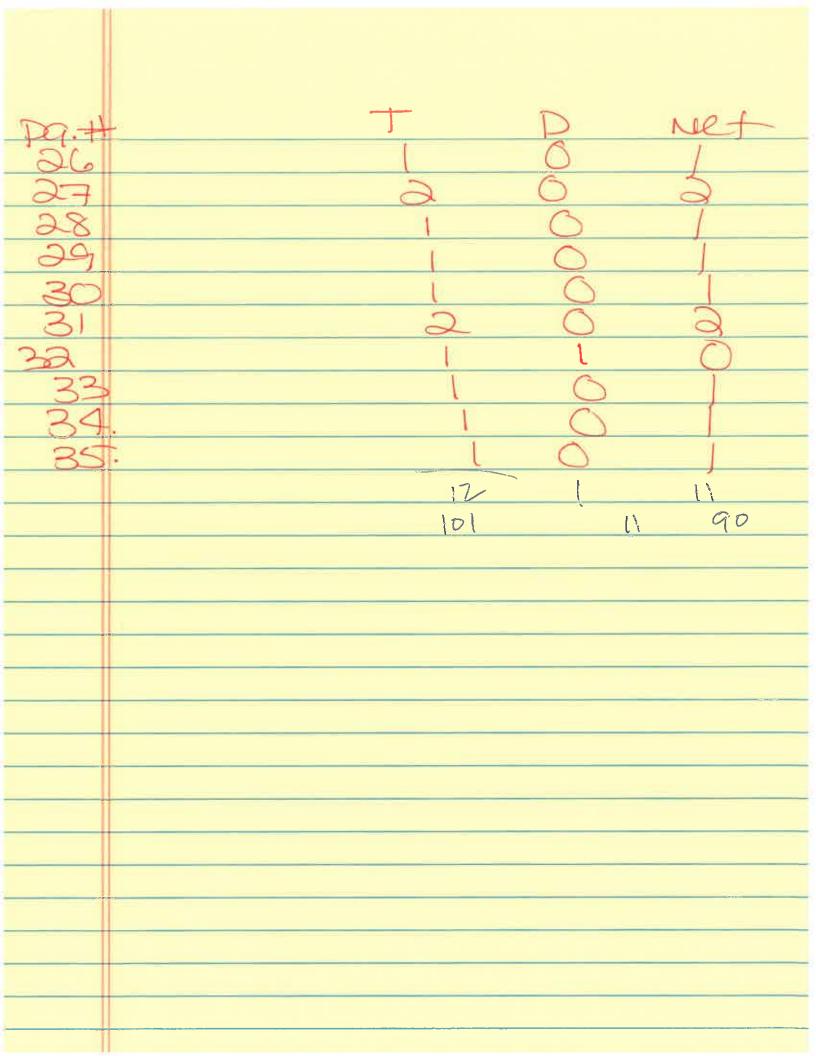
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  - At the top right corner of each page, write the total number of eligible signatures on the page and initial
  - Add the totals from each page and list the total at the <u>bottom center</u> of the final page of the stapled petition copy
  - Confirm totals match
- Present final, counted copies to the Board President

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September 13, 2020

To the Secretary and Board of Directors:

Pursuant to Article VII, section 6 of the Bylaws of the Paradise Park Masonic Club, Inc., enclosed herein are petitions for the recall of directors Joe Mayo and Verdie Polizzi. We expect that the Board will uphold its duties to Paradise Park and its members and act in the utmost good faith to protect the integrity of this process, consistent with the Bylaws and the laws of the State of California.

In that regard, any involvement by Mr. Mayo and Mrs. Polizzi in the removal process constitutes a conflict of interest. Accordingly, there should be no question that Mr. Mayo and Mrs. Polizzi must recuse themselves and abstain from participating in any removal procedures. Neither Mr. Mayo nor Mrs. Polizzi should have any part in the preparation of the recall election ballots, the sending of the ballots, or counting of the ballots. Nor should Mr. Mayo or Mrs. Polizzi (or any member of the Board) contact any of the petitioners or the rest of the membership regarding the recall. Any attempt by any member of the Board to influence the petitioners or the membership by, for example, expressing opinions about the merits of the recall in any communications with members of Paradise Park (in emails, phone calls, the monthly bulletin, or otherwise), will compromise the integrity of the process and will subject the Board to legal action.

In sum, any participation by Mr. Mayo or Mrs. Polizzi in the recall procedures or any attempt by the Board to interfere with the recall process will be interpreted as breaches of the Board's legal duties to Paradise Park and its members. The petitioners reserve all rights and remedies under applicable law.

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# Petition to Recall Director Verdie Polizzi for Lack of Confidence July 2020 As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws

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As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws this petition seeks the removal of Director Verdie Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

MEMBER SIGNATURE **PRINT NAME PPMC ADDRESS** 413 SIJ CLEUde Landenist 3 OT HANSON BOU Meherenher ht Mc Donald Pat ME Donald 632 8. Weine Scatten Drain L. Dinne. Van 100m 59-Ingeleon F.E. Gustation Tony Fleming 10.

#### annie@paradiseparkmasonicclub.org

From:	Ed Men <dredmoose@gmail.com></dredmoose@gmail.com>
Sent:	Friday, October 16, 2020 5:24 PM
To:	PP: Paradise Park Officers and Office; PP: Annie Levy; Edward I. Mendenhall, D.C.
Subject:	Remove my Name for Two Re-Call Petitions, Joe Mayo and Verde Polizzi

Annie,

5

Please, immediately, Remove my Name from Two Re-Call Petitions, Joe Mayo and Verde Polizzi. Please reply with a confirmation when you receive this email. Thank you, Eward I. Mendenhall 679 Saint Paul Street 594 Paradise Park (831) 234-1598

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**Dum Spiro Spero** 

RECEIVED OCT 16 RECT

## Petition to Recall Director Verdie Polizzi for Lack of Confidence July 2020

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9 ECTIVED JUL 15 PECO

As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws this petition seeks the removal of Director Verdie Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

MEMBER SIGNATURE **PRINT NAME** PPMC ADDRESS Junce Robert Wirze 387 Atram PE 2. Clipslith Stufelmain ENZABETA Stiefelmailer 194 Kni Ken RLe 393 HIRAN 4 Mulestenn MARKTIREUGE 464 York J. Sozensu John J. Sorenson 396 Hiram enRoberto Carolyn Roberts 385 Hiram KENNETH ERNEST 291 ROYALARCH 8. VI. Spirley Reddick, N. Shirle Reddick 163 Saint Berthan John Perry 254 Keystone Sellend Marie Gilliland 146 St Alba

annie@paradiseparkmasonicclub.org

From:	Ken Ernest <kenzencruz@gmail.com></kenzencruz@gmail.com>
Sent:	Friday, September 11, 2020 12:58 PM
To:	annie@ppmc-sc.org
Subject:	Removal of my name from petitions.

I want to make sure my name (Ken Ernest) has been removed from the two recall petitions going around. I sent an Email to Leigh Wunce July 21, 2020 requesting the same. A copy of which can be supplied if needed. Thank you. Ken Ernest.

291 Royal Arch.

as.

51.00

RECEIVED SEP 13 PECO



# Retracting my signatures

1 message

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Ken Ernest <kenzencruz@gmail.com> To: Leigh Wunce <leighwunce@sbcglobal.net>

Tue, Jul 21, 2020 at 9:30 PM

Hi Leigh, I want to remove my signatures from your petitions. At this time it's in my best interest to not be involved at all. I want to be like Switzerland. Thanks for understanding. Ken Ernest.

RECEIVED SEP 13 MCD

# CONFIDENTIAL

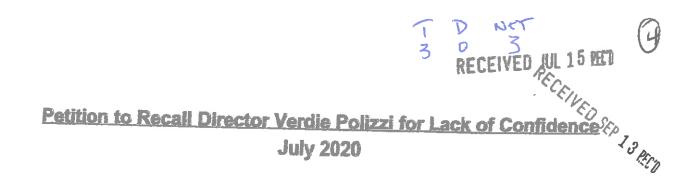
## Petition to Recall Director Verdie Polizzi for Lack of Confidence July 2020

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FIVED III 15 PECO

As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws, this petition seeks the removal of Director Verdie Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

MEMBER SIGNATURE PRINT NAME PPMC ADDRESS 452 YORKAVE 1- DOULAR AND THAT SEVILLA CRANESC LOVACIANY All L. Reynelds Linda L. Reynolds York AV. 3. Change angreau atter/ DANGRAU 317 Rafar ARCH Hancin Myron Coleman 344 Royal Are Mancin Jorin A MANCINI 503 AMARANTH Manan Cori Ahlvin 336 Royalth lotale DENNIS BLOFERLER 467 YORI Pamela Maxwell 272 Keystone las GARY BRANDERTRAS 351 Cagog Josephand Devar Michael DeVore 139 86 alban



As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws this petition seeks the removal of Director Verdie Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

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# Petition to Recall Director Verdie Polizzi for Lack of Confidence Fully July 2020

As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws this petition seeks the removal of Director Verdie Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

MEMBER SIGNATURE PRINT NAME PPMC ADDRESS ANT ARTICLE Zee Lori Scherman 104 Keystone Monica Sigala 680 St. Paul Debou 10r 54 DONALD RADDER ROYAL ARCH 400 Care 8. 9. 10.

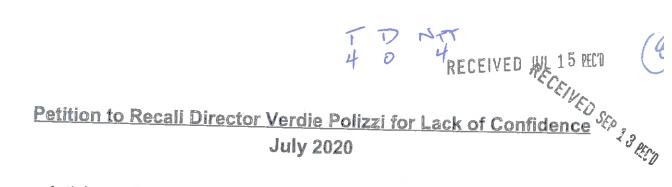
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As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws this petition seeks the removal of Director Verdle Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

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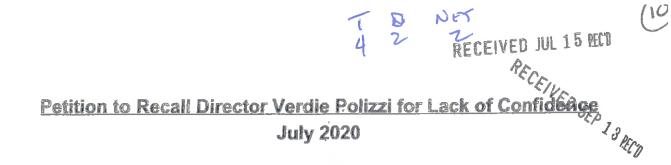
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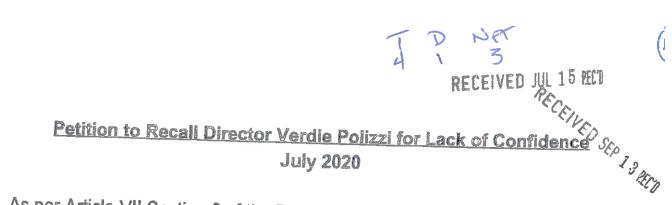


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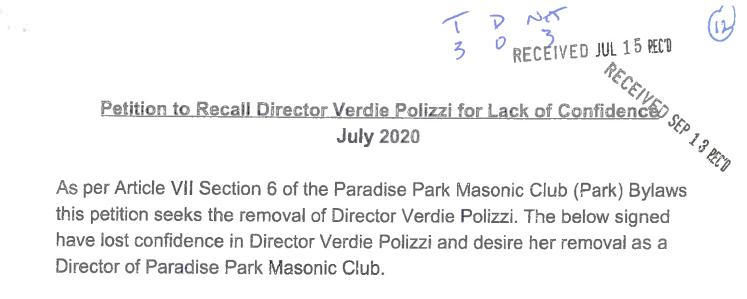
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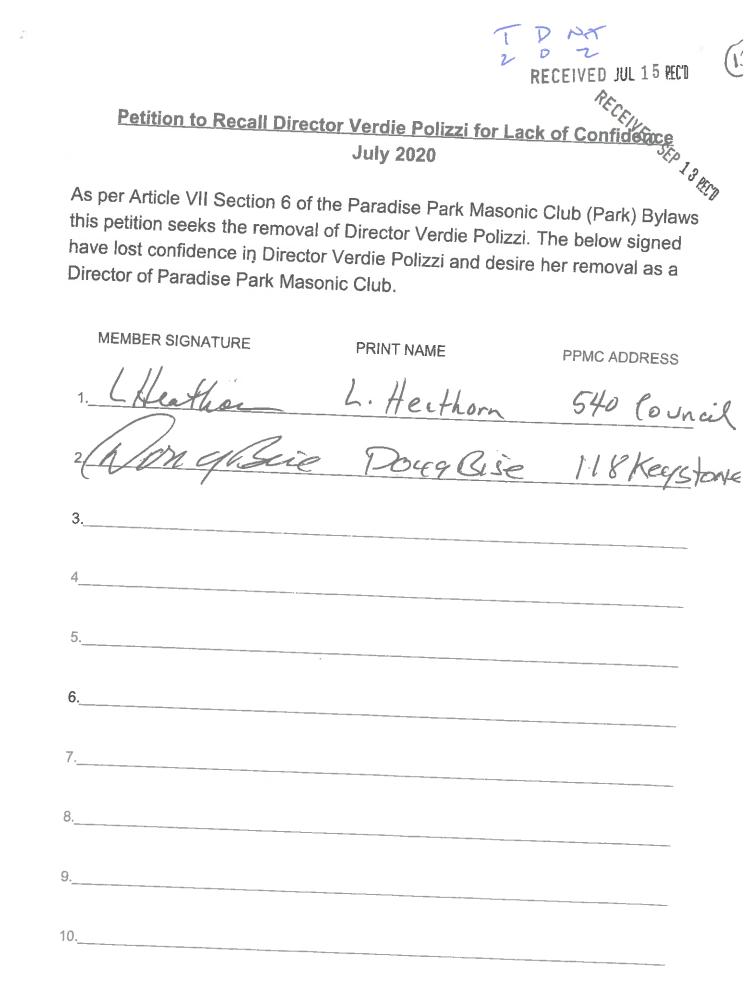
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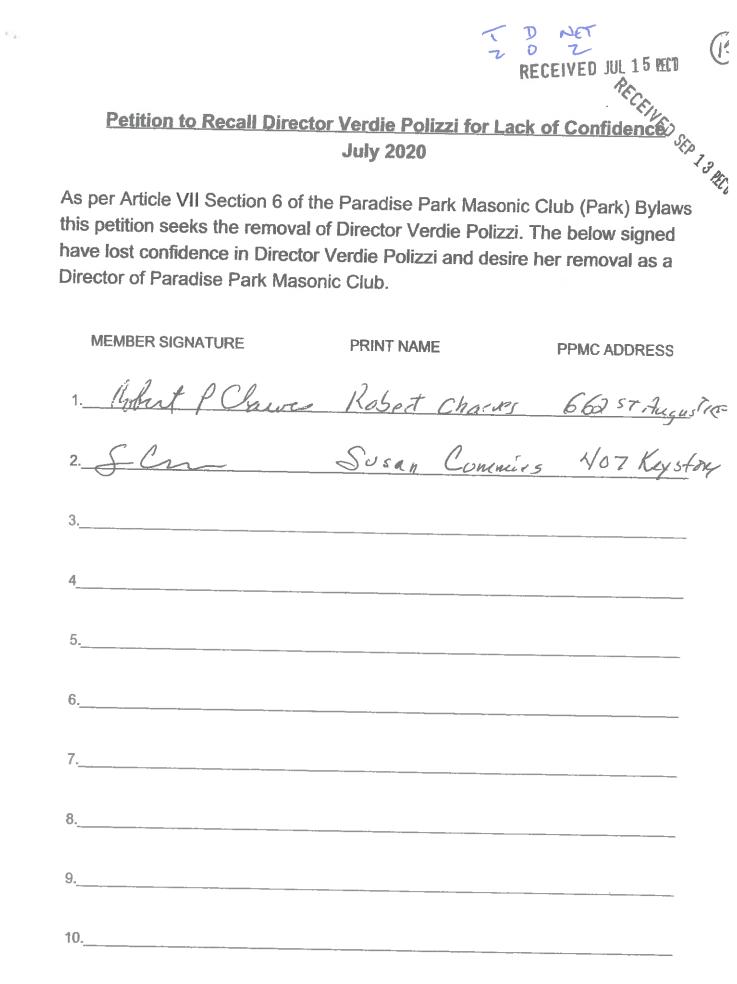
# RECLINE Petition to Recall Director Verdie Polizzi for Lack of Confidence July 2020

As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws this petition seeks the removal of Director Verdie Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

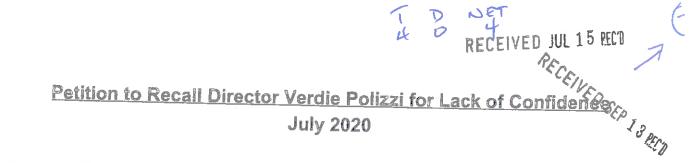
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#### Petition to Recall Director Verdie Polizzi for Lack of Confidence July 2020

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MEMBER SIGNATURE

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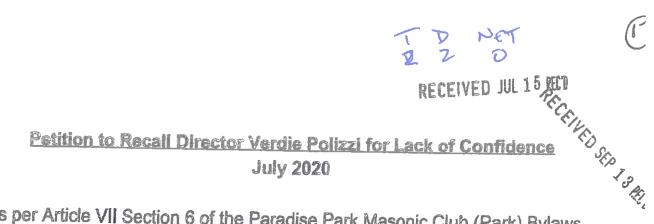
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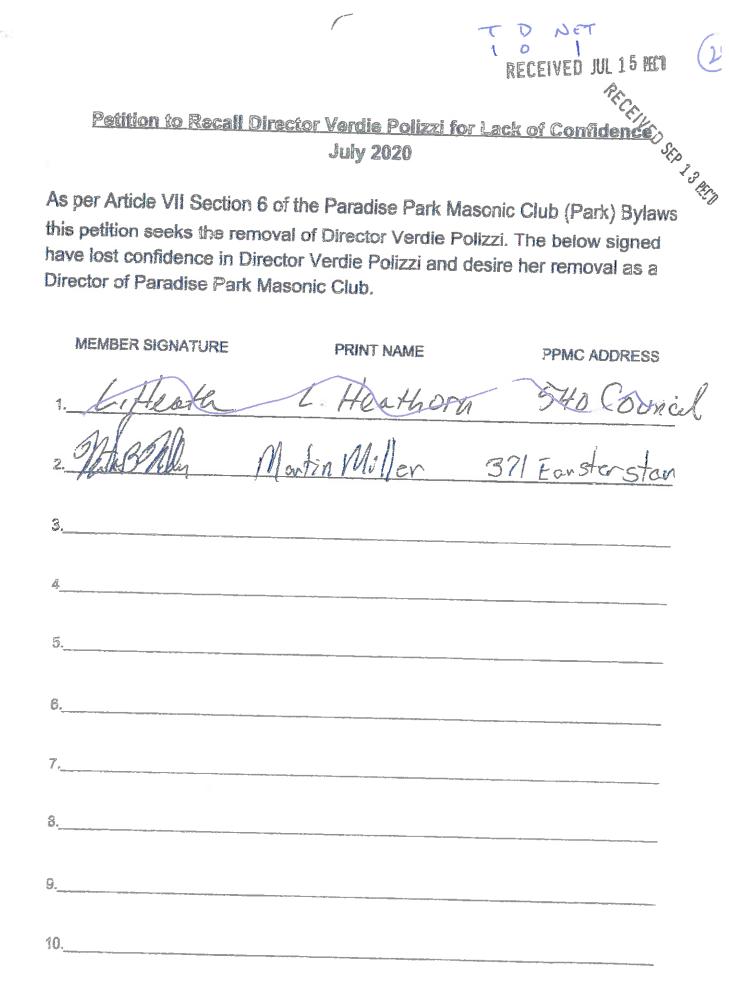
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#### Petition to Recall Director Verdie Polizzi for Lack of Confidence July 2020

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MEMBER SIGNATURE **PRINT NAME PPMC ADDRESS** 452 YOUL ME 1-BAULIKERANDER HOMAN - SEVILLA GRANGER TOMCLEAN els Linda Li Regnolds 3. Change Darepeau CHERYL DANGREAU 317 Rafar ARCH Myron Coleman 344 Royal Arch Ohnerin JOITO A MANCINI and 503 AMARANTH Cori Hhluin 336 Koya 6Lorekter Falic Mike Spose TO 581 Scottingerte AVR 321 Ponjal Hor 10.



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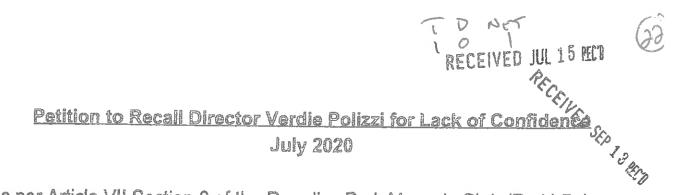
## RECEIVED STREEFILED Petition to Recall Director Verdie Polizzi for Lack of Confidence July 2020

As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws this petition seeks the removal of Director Verdie Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

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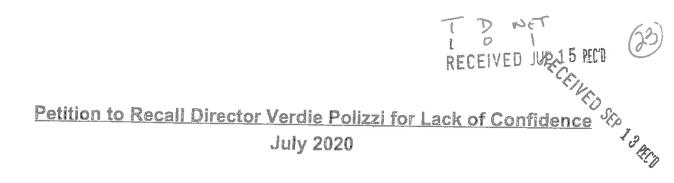
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As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws this petition seeks the removal of Director Verdie Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

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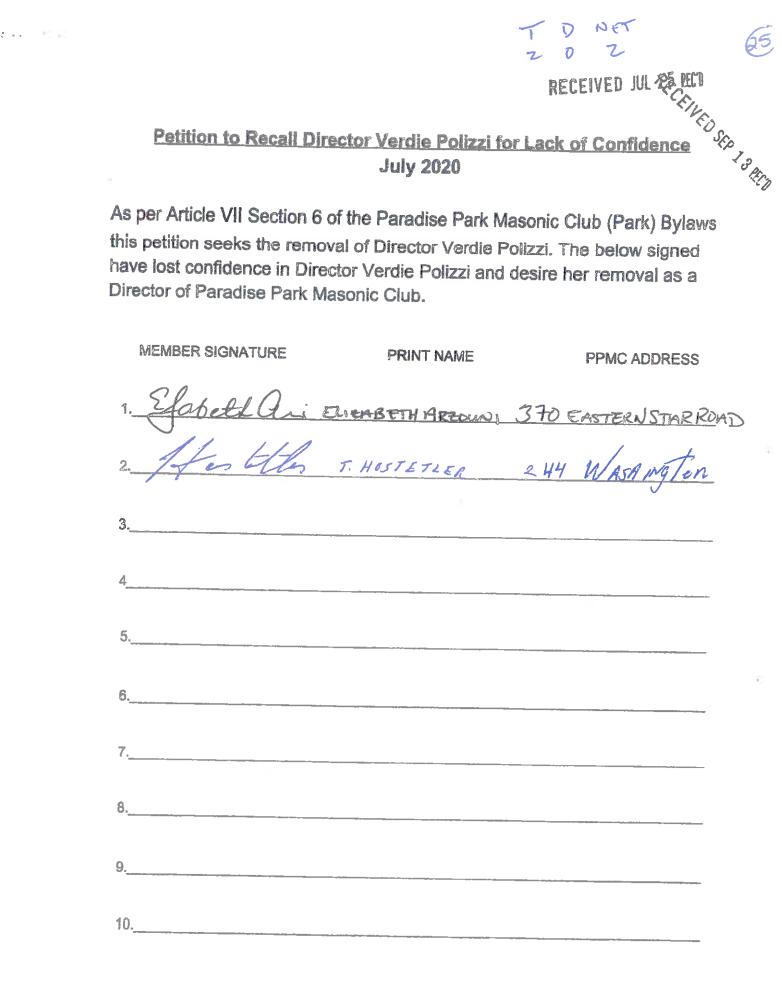
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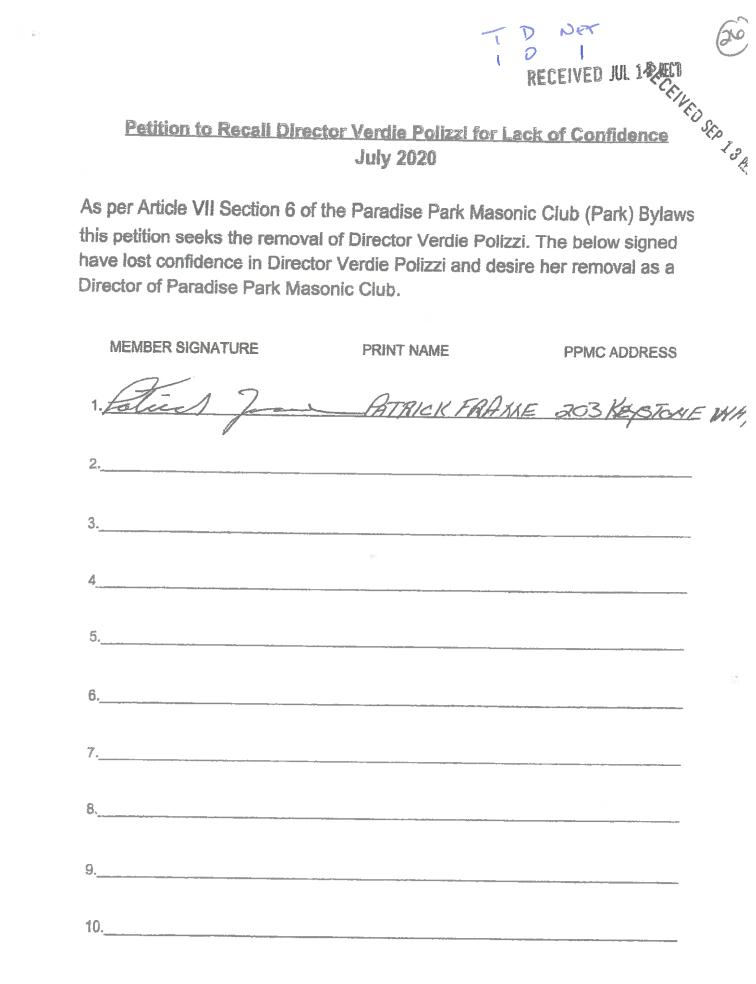
MEMBER SIGNATURE	PRINT NAME	PPMC ADDRESS
1. Sundraf Callarell	Sandra B Coldwell	459 York Ave
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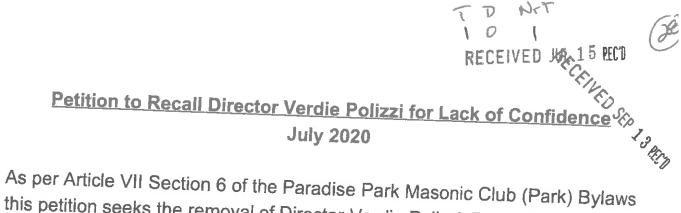
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RECEIVED JUL 15

As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws this petition seeks the removal of Director Verdie Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

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this petition seeks the removal of Director Verdie Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

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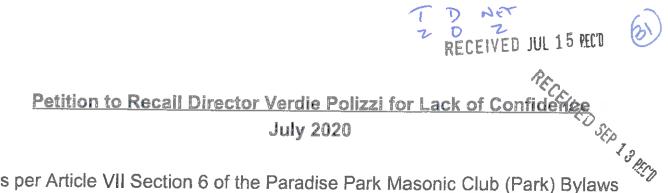
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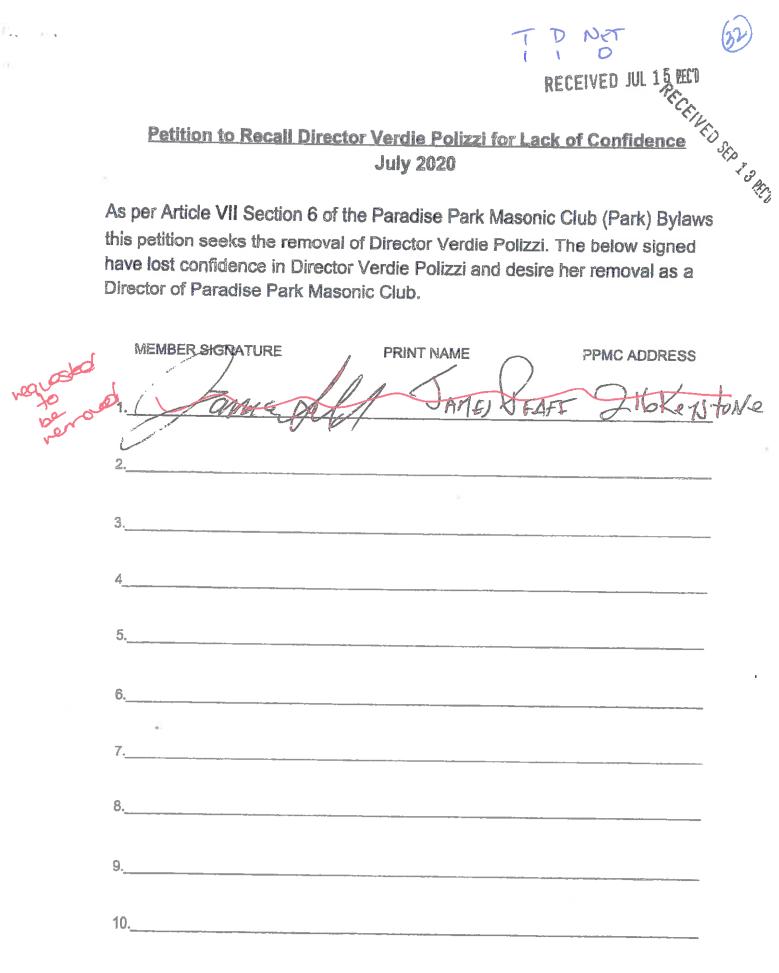
MEMBER SIGNATURE	PRINT NAME	PPMC ADDRESS	
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As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws this petition seeks the removal of Director Verdie Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

MEMBER SIGNATURE	PRINT NAME	PPMC ADDRESS
1. Ruth Johnson 2. GEORGETUNEJUND	RUTHJOHUSLIN GEORGE TUREGAN	138 St Albans 485 Knight TEmplon Way
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#### annie@paradiseparkmasonicclub.org

From: Sent: To: Subject:

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Jim Pfaff <jpfaff61@yahoo.com> Thursday, October 8, 2020 2:32 PM annie@paradiseparkmasonicclub.org Withdrawal signature for joe mayo recall

I was structured in order to withdraw my signature I was required to send you this email. Thank you in advance for your help.

James (Casey) Pfaff Sent from my iPhone

000-22.20

Petition to Recall Director Verdie Polizzi for Lack of Confidence July 2020

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As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws this petition seeks the removal of Director Verdie Polizzi. The below signed have lost confidence in Director Verdie Polizzi and desire her removal as a Director of Paradise Park Masonic Club.

MEMBER SIGNATURE	PRINT NAME		ADDRESS
MEMBER SIGNATURE	Tromo Neil	Nordstrom	408 Kep Stene
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erdia Polizzi for July 2020 As per Article VII Section 6 of the Paradise Park Masonic Club (Park) Bylaws this petition seeks the removal of Director Verdie Polizzi. The below sign have lost confidence in Director Verdie Polizzi and desire he Director of Paradise Park Masonic Club. PRINTNAME **HEMBER SIGNATURE** Jen Arthur St Be 5

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	Petition to Recall Director Verdie Polizzi for Lack of Confidence July 2020	9.C.
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	MEMBER SIGNATURE PRINT NAME PPMC ADDRESS	
	Jacqueline Bates 396 A Cavern St.	
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1	PROOF OF SERVICE BY U.S. MAIL		
2			
3	I, the undersigned, declare:		
4	I am now and at all times herein mentioned have been over the age of eighteen		
5	years, a resident of and employed in the County of Santa Cruz, California, and not a		
6	party to the within entitled action or cause. My business address is BRERETON LAW		
7	OFFICE, 1362 Pacific Avenue, Suite 221, Santa Cruz, California 95060.		
8	On April 29, 2021, I served a true copy(ies) of the following:		
9 10	DEFENDANT PARADISE PARK MASONIC CLUB, INC'S ANSWER TO COMPLAINT		
11 12	by placing said copy(ies) in the United States Mail drop box with postage prepaid and addressed as follows:		
13	Craig J. Bassett		
14	Attorney At Law 25 W. First Street		
15	Morgan Hill, CA 95037-4559		
16	Robert E. Bosso Law Office of Robert E. Bosso		
17	133 Mission St., Suite 240 Santa Cruz, CA 95060		
18			
19	X (By U.S. Mail) I am readily familiar with this office's business practice for collection and processing of correspondence for mailing with the United States		
20	Postal Service and that this document with postage fully prepaid will be deposited with the United States Postal Service this date in the ordinary course of		
21	business.		
22	I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.		
23			
24	$\sim \langle \rangle$		
25			
26	Dated: April 29, 2021 Nathania Ramirez		
27			
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	Proof of Service		