

September 27, 2020

We are writing to update you on the recent MBA election for the Board of Directors, and to respond to a series of emails and articles from one of the candidates, Gregory Pichler. In his communications Mr. Pichler questioned the validity of the election results, and made other allegations regarding the election process itself.

We want to assure the Community that these allegations are not true, and that ensuring a fair and accurate election is a responsibility the Board takes very seriously.

The process followed this year is the same as in years past. The proxy is a standard form the Community has used for many years. No candidates participated in the counting of votes. Rather, a team of volunteer MBA community members were assigned to tally the ballots at the office of our management company, CAS, Inc. Separately, a team of two employees of CAS tallied the votes and, after this first tallying round was completed, the two teams met to compare the tallying results. This cross-checking yielded the same results.

We also take this opportunity to remind Community Members about the importance of voting, as well as the need to submit votes in a timely fashion. This year, the usual mailed-in proxy ballots were available for Members to use. However, because of Covid-19 restrictions, we did not have our usual in-person community meeting at which Members are also able to cast ballots for the election. Instead, this year we used a telephone call-in process, which still afforded Members the opportunity to vote if they did not mail in their paper ballot. Thus, as in past years, there were still two opportunities to submit timely votes.

Unfortunately, we received a number of late ballots, all more than 24 hours after the voting closed on Saturday, and a few almost two days after the voting closed. After consultation with our MBA outside attorney and review of the Covenants, the By-Laws, and the Certificate of Incorporation, the Executive Committee of the Board unanimously concluded that these late votes should be disqualified. The final election results reflect the disqualification of these late ballots. This tally was as follows:

- Larsen – 93
- Throop – 81
- Paul – 76
- Glasgow – 80

- Shecter – 72
- Witcover-Sandford – 71
- Alter – 70
- LeConte – 49
- Pichler – 35

In conclusion, it is unfortunate that false and misleading information has been circulated to the Community, but we feel strongly that the Community can have confidence in the election process and the results of that process.

The MBA Board