

Dear SCPLOA Members:

At the January 9, 2021 "Zoom" meeting of the Swains Creek Pines Board of Directors, an unintentional error made when answering a question about the Cocks vs Swains Creek Pines Lot Owners Association lawsuit. To clarify, it was joint decision between the Board of Directors and the Association's insurance company to proceed with an appeal of the judge's ruling. We apologize for any confusion this may have caused.

Sincerely,

SCPLOA Board of Directors

Dear SCPLOA Members:

Based on the advice of our legal counsel, the SCPLOA Board of Directors is proceeding with an appeal of the Kane County 6th Judicial District Court ruling regarding the interpretation of the Restrictive Covenants and the Association's ability to enforce the RV and trailer restrictions as the result of a lawsuit filed against the Association in November 2017. A Notice of Appeal has been filed on our behalf with the Utah State Supreme Court. Our legal counsel has consulted with several other experts about this decision. They all firmly believe there were significant errors in the court's interpretation of the statutes that could have a negative impact on the future of Swains Creek Pines and others. Therefore, it is crucial to correct the errors in this ruling. The insurance carrier for the Association is in agreement with our counsel and they will be covering the cost to pursue the appeal. We do not have a timeline yet as to when the case will be heard.

Please check the website at <<http://www.swainscreekpines.com>> for more information. The CC&Rs, the 2016 Resolution pertaining to RVs, and all other governing documents remain unchanged and can be found on the website as well. Thank you for your patience and cooperation.

Sincerely,
SCPLOA Board of Directors