

Current Litigation And the HOA

In 2003 a lot owner began a series of actions which resulted in the HOA Executive Board pursuing legal action in order to recoup dues owed and fines for non-compliance. This lot owner has since counter-filed and lost, and has also filed a HUD action against the HOA for discrimination. HUD found the HOA innocent of all charges in October 2007. In February 2008, this same lot owner filed another discrimination suit against the HOA in Federal Court in Harrisburg, PA. This suit was based on the same information as the previous one which was dismissed by HUD. The HOA's insurance company's law firm has been dealing with this suit for over two years. The Executive Board and its legal representation have made one attempt at mediation, and have made several previous attempts for a reasonable settlement. Currently appointments for Discovery statements and Depositions are scheduled for the near future. There is no basis for the accusations of discrimination. While our attorney, Kevin Kelly, from the Sugarman and Associates Law Firm based in the Philadelphia area, is confident the HOA will be exonerated on all charges, it remains potentially possible that there will be a fine against the HOA. The HOA does have insurance. Because this is ongoing litigation no members of the Executive Board, past or present, may discuss this case with any member of the HOA community, past or present, unless such community members are directly involved in this case.