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Becker

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September 20, 2018

**Via E-Mail: lawstationery@gmail.com
And Regular US Mail**

Malcolm Vosbikian
307 Southwest Harbor View Drive
Palm City, FL 34990

Re: Records Request / Palm Cove Golf and Yacht Club Community Association, Inc.

Dear Mr. Vosbikian:

As I know you are aware, our Firm has the pleasure of serving as general counsel to Palm Cove Golf and Yacht Club Community Association, Inc. ("Association"). I have been requested to respond to your letter of September 10, 2018.

It is indeed my opinion that the Association is entitled to charge personnel time for an extensive request to assemble records regardless of the number of copies, or even if any copies are requested. I have been practicing in this field since 1981 and I have had the pleasure of watching Florida Statutes Chapter 720 develop over the years, even occasionally being involved in assisting legislators with statutory drafting. Florida Statutes Chapter 720 did not even come into existence until 1992 and it has since grown over the years. I believe you are taking an overly restrictive reading of the statute. The statute does not prevent the Board from adopting a reasonable rule when excessive staff time is required to respond to an extensive or burdensome request and the Board adopted just such a rule last year. It was never the intention of the legislature to burden other owners in the community with the expenses associated with an extensive request by an individual owner. In this case, the Association has indicated that it will take five (5) hours to retrieve the extensive records you have requested and it is unreasonable to make that additional staff time an expense to be shared by all other members of the community.

Sincerely,



Jane L. Cornett
For the Firm

JLC/lb

cc: Joseph Netska