

Via U.S. First Class Mail, Postage Prepaid  
Via U.S. Certified Mail, Return Receipt Requested

May 12, 2020

Robert M. Taylor  
11865 Loudoun Place  
Fishers, Indiana 46037

RE: Oak Hall Homeowners Association, Inc. – Notice of Claim/Covenant  
Violation at 11865 Loudoun Place, Fishers, Indiana 46037

Dear Mr. Taylor:

Please be advised that this law firm represents Oak Hall Homeowners Association, Inc. (“Association”). We have been informed that you have installed an above-ground pool on your lot within the Oak Hall subdivision (see enclosed photograph). The Association’s property manager has written to you previously regarding the pool, most recently on May 5, 2020, and requested that the pool be removed by no later than May 25, 2020. This letter serves to supplement the Association’s May 5, 2020 letter and explain why your pool is in violation of the Association’s governing documents.

Specifically, Article X, Section 6 of the *Declaration of Covenants, Conditions and Restrictions for Oak Hall*, recorded in the Office of the Recorder of Hamilton County, Indiana on December 31, 2003, as Instrument No. 200300128069, states:

Section 6. Swimming Pools. No above-ground swimming pools shall be permitted. No in-ground pool shall be installed without the prior approval of the Committee.

Your above-ground pool depicted in the enclosed photograph clearly violates Article X, Section 6 of the Declaration. Therefore, the Association reiterates its request that the pool be removed from public view **by no later than May 25, 2020.**

Under Indiana law, you have the right to meet with the Board of Directors of the Association to try to resolve this violation. If you wish to have a face-to-face meeting with the Board, you must request this meeting in writing within ten (10) business days from the date of this letter by sending your request to Brian Kavanaugh, Kirkpatrick Management Company, 5702 Kirkpatrick Way, Indianapolis IN 46220. If you make a timely written request, the Association will contact you to establish a mutually agreeable time and location to meet.

We look forward to your timely cooperation so that no further action on the part of the Association becomes necessary.

Robert Taylor  
May 12, 2020  
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Very truly yours,

THRASHER BUSCHMANN & VOELKEL, P.C.

*Stephen R. Donham*

By: Stephen R. Donham, Esq.

Enclosure

cc: Oak Hall Homeowners Association, Inc. (c/o Brian Kavanaugh via email w/ Encl.)