

Timberlake-Spotsylvania Homeowners' Association, Inc.

P.O. Box 7268, Fredericksburg, Virginia 22404-7268

Phone: 540-371-3406 / Fax: 540-373-2913

PROXY

Address _____ Unit # _____

(I) (WE) _____ AND _____,
(Print) (Print)

Under the provisions of Article III, Section 5 of the Bylaws, hereby grant(s) (MY) (OUR) proxy to _____ for the purpose of establishing a quorum and casting my votes at the Annual Meeting of members of Timberlake-Spotsylvania Homeowners' Association, Inc. on January 29, 2018. (If no proxy is specifically designated in writing, the Secretary of the Association shall be deemed to be the proxy)

Check the appropriate box or boxes:

THIS PROXY TO BE USED ONLY FOR QUORUM PURPOSES AND NO OTHER.

The person named as proxy may cast my votes for candidates for the Board of Directors in his or her discretion as he or she chooses.

The person named as proxy must cast my votes for the following candidate for the Board of Directors:

- | | |
|---|------------------------------------|
| 1) <u>Sean Chappelle</u> _____ <input type="checkbox"/> | 6) _____ <input type="checkbox"/> |
| 2) <u>Clifton Morsberger</u> _____ <input type="checkbox"/> | 7) _____ <input type="checkbox"/> |
| 3) <u>Megan Stiffler</u> _____ <input type="checkbox"/> | 8) _____ <input type="checkbox"/> |
| 4) <u>Charles Webber</u> _____ <input type="checkbox"/> | 9) _____ <input type="checkbox"/> |
| 5) _____ <input type="checkbox"/> | 10) _____ <input type="checkbox"/> |

The person named as proxy may cast my votes on any other matters that may arise at the meeting in his or her discretion as he or she sees fit.

(Unit Owner's Signature)

(Unit Owner's Signature)

Date: _____

Date: _____

Street Address: _____

PLEASE SEE REVERSE

IRS Ruling 70-604: The purpose of this ballot is to vote for the approval of IRS Revenue Ruling 70-604. This Ruling will allow the Association to apply any excess of membership income over membership expenses for the year end 2017 to the subsequent tax year, and requires approval of the membership. By having the ruling approved by the membership, the association will have the **option** of filing whatever tax form (1120 or 1120H) is most cost-effective to the association. If this ballot item is not approved, then the association will not be able to take advantage of Revenue Ruling 70-604 if filing form 1120, and will therefore be subject to paying higher taxes on any excess income.

Please place one (1) vote either **in favor** of the IRS Revenue Ruling 70-604 or one (1) vote **not in favor** of the IRS Revenue Ruling 70-604. **Any ballot with more than (1) vote will be deemed invalid for purposes of calculating this vote.**

_____ **Yes**, I am in favor of approving IRS Revenue Ruling 70-604 for tax year 2017 for the Timberlake-Spotsylvania Homeowners' Association, Inc.

_____ **No**, I am not in favor of approving the IRS Revenue Ruling 70-604 for tax year 2017 for the Timberlake-Spotsylvania Homeowners' Association, Inc.

Note: The proxy must be filed with the Secretary before the commencement of the Annual Meeting on **January 29, 2018, at 7:00 p.m.** at **Spotsylvania Regional Medical Center, 4600 Spotsylvania Parkway, Fredericksburg, VA 22408.** For convenience, the managing agent has been designated by the Secretary to accept proxies prior to the meeting as well as during the registration period from 6:45 p.m. until 7:00 p.m. Proxies should be sent to the managing agent for receipt prior to 5:00 p.m. on January 29, 2018 to: Timberlake-Spotsylvania HOA, Inc., C/O Landmarc Real Estate, Inc., P.O. Box 7268, Fredericksburg, VA 22404, Attn. Kevin Wheeler, by fax to 540-373-2913 or via e-mail to: kwheeler@e-landmarc.com .

- This proxy is revocable by the unit owner or unit owners only upon actual notice to the person presiding over the Annual Meeting.
- Leaving a proxy uninstructed authorizes the proxy-holder to vote as the proxy-holder sees fit on all issues that come before the meeting.

ALL OWNERS OF RECORD MUST SIGN TO BE A VALID PROXY