

March 9, 2015

Honorable Judge Anthony J. Russo
Cuyahoga County Court of Common Pleas, Probate Division
1 Lakeside Avenue
Cleveland, Ohio 44113

Re: Arthur P. Dueck et al. V. The Clifton Club Company, et al.
Cuyahoga County Court of Common Pleas, Probate Division
Case No. 2012ADV179424

Your Honor:

I am writing you as I am a former Trustee of the Clifton Park Trust from 1969 – 1997. I am providing you with copies of a letter sent by me to all defendant residents of Clifton Park and all members of defendant The Clifton Club in the above captioned matter last week. The Club's members additionally received a copy of the cover letter to them which is also enclosed. I provided all parties in this matter with this summary of the facts because I am disappointed and disturbed by the distorted – even false – information being distributed by the defendants The Clifton Club Company and the Clifton Park Trustees.

The facts I present in these letters are based on my nearly 30 years of service managing the Trust and the relationship between the Trust and the Clifton Club. I am deeply distressed by the effect this conflict is having on my many friends in this community, both in the Park and in the Club.

The previous manner in which the relationship was managed was based on the fact that the Club's members had no legal right to use the beach under the Trust but used the beach only by yearly permission. We Trustees managed the terms of that agreement keeping our fiduciary obligation to the residents of Clifton Park foremost in our minds. This worked well. However, the relationship between the Trust and the Club is now being threatened by the Clifton Club and the current Trustees, who appear to have lost their bearings.

I appreciate your consideration of the information contained in the attached letters as you guide this matter forward towards an equitable resolution.

Sincerely,

Jack Rupert, Esq.

