

**SANDPIPER CAY CONDOMINIUM OWNERS ASSOCIATION**  
**P.O. Box 449**  
**Kitty Hawk, North Carolina 27949-0449**

**2010 Annual Meeting**  
**Board Nominations**

This package contains the form and related instructions for nominating a Sandpiper Cay Unit Owner for election to the Association's Board of Directors at the 2010 Annual Meeting.

The Board of Directors has set Saturday, March 6, 2010 as the date of the 2010 Annual Meeting. There is one Board seat up for election at that meeting. The incumbent director in that seat, Patricia Ambrose, has indicated that she intends to seek re-election to the Board.

**Elections Committee**

Section 3.4(a) of the Association's Bylaws provides that at least ninety (90) days prior to each annual meeting of the Unit Owners Association, the Board of Directors shall appoint an Elections Committee consisting of one (1) member of the Board whose term is not then expiring and at least two (2) other Unit Owners. The Bylaws further provide that the Elections Committee shall develop elections procedures and administer such procedures as are approved by the Board.

At its meeting on Monday, November 16, 2009, the Association's Board appointed Director Linda Craig and Unit Owners Eugene (Gene) A. Schwenk and Reuben P. Greene to serve as the Elections Committee for the 2010 Annual Meeting. The Board designated Ms. Craig as Chair of the Committee.

**Nominating Petition**

Section 3.4(b) of the Association's Bylaws provides that persons qualified to be directors may be nominated for election only by a Nominating Petition, submitted to the chair of the Elections Committee at least sixty (60) days before the meeting at which the election is to be held, signed by Unit Owners representing at least seven (7) Units and either signed by the nominee or accompanied by a document signed by the nominee indicating his or her willingness to serve as a director.

The attached Nominating Petition form should be used for this purpose.

### **Deadline for Submitting Completed Nominating Petitions**

The Board of Directors has set the close of business on Monday, January 4, 2010 as the deadline for submission of completed Nominating Petitions. This date was selected by the Board as it falls 61 days prior to the date of the 2010 Annual Meeting and therefore meets the 60-day requirement in Section 3.4(b) of the Bylaws.

### **Eligibility to be Nominated for Election to the Association's Board of Directors**

There are two eligibility requirements for persons who wish to be nominated for election to the Association's Board of Directors.

First, a person must be (a) an individual Unit Owner; (b) a duly authorized officer of a corporation that is a Unit Owner; (c) a partner of a partnership that is a Unit Owner; or (d) a trustee of a trust that is a Unit Owner; and

Second, all units connected with such person must not be more than thirty (30) days delinquent in meeting financial obligations to the Association. A nominee must meet this requirement on BOTH the deadline for the submission of the Nominating Petition (5 p.m. on Monday, January 4, 2010) and the day prior to the 2010 Annual meeting (5 p.m. on Friday, March 5, 2010).

Stated another way, a person will be disqualified from nomination for election to the Board of Directors if such person is the owner of any unit, is a duly authorized officer of any corporation that is the owner of a unit, is a partner of any partnership that is the owner of a unit, or is a trustee of any trust that is the owner of a unit, that as of 5 p.m. on EITHER Monday, January 4, 2010 or Friday, March 5, 2010 is more than thirty (30) days delinquent in meeting its financial obligations to the Association.

For example, if a person individually owns one unit that is not delinquent with respect to his or her financial obligations to the Association as of 5 p.m. on either Monday, January 4, 2010 or Friday, March 5, 2010, and such person is also an officer of a corporation that owns a unit that is more than thirty (30) days delinquent with respect to its financial obligations to the Association as of either Monday, January 4, 2010 or Friday, March 5, 2010, then such person may not be nominated for election to the Association's Board of Directors at the 2010 Annual Meeting.

### **Eligibility to Sign a Nominating Petition on Behalf of a Nominee**

There are three eligibility requirements for persons who wish to be sign a Nominating Petition on behalf of an eligible nominee for election to the Association's Board of Directors.

First, a Nominating Petition signer must be (a) an individual Unit Owner; (b) a duly authorized officer of a corporation that is a Unit Owner; (c) a partner of a partnership that is a Unit Owner; or (d) a trustee of a trust that is a Unit Owner;

Second, all units connected with such person must not be more than thirty (30) days delinquent in meeting financial obligations to the Association. A Nominating Petition signer must meet this requirement on BOTH the deadline for the submission of the Nominating Petition (5 p.m. on Monday, January 4, 2010) and the day prior to the 2010 Annual meeting (5 p.m. on Friday, March 5, 2010); and.

Third, only one person per Unit may sign a Nominating petition on behalf of a nominee.

If any person who signs a Nominating Petition of behalf of a nominee fails to meet any of the three eligibility requirements stated above, then the Nominating Petition will be considered null and void.

### **List of Delinquent Unit Owners**

A list of those persons who are disqualified from service on the Association's Board or who cannot are not eligible to sign a Nominating Petition is available at the Association's office during regular business hours. We urge both nominees and Nominating Petition signers to consult this list to ensure that only valid Nominating petitions are submitted to the Elections Committee.

### **Nominations from the Floor of the Annual Meeting**

In the event that at least two (2) valid Nominating Petitions are received by the Chair of the Elections Committee on or before the January 4, 2010 deadline, then the Board does not intend to accept any nominations from the floor of the 2010 Annual Meeting (Bylaws Section 3.4(b)).

In the event that no more than one valid Nominating Petitions are received by the Chair of the Elections Committee on or before the January 4, 2010 deadline, or in the event one or more of the nominees fails to meet the eligibility requirements prior to the Annual Meeting date, then the Board will accept nominees from the floor at the 2010 Annual meeting. In this case, any Unit Owner to be nominated from the floor will need to be prepared to submit a complete and valid Nominating Petition form at such meeting and to otherwise meet the eligibility requirements for nomination. As provided for in Section 3.4(b) of the Bylaws, any person who is nominated from the floor of the 2010 Annual Meeting must either be present and consent to the nomination or have indicated in writing his or her willingness to serve.

# SANDPIPER CAY CONDOMINIUM OWNERS ASSOCIATION

P.O. Box 449

Kitty Hawk, North Carolina 27949-0449

## 2010 Annual Meeting - Board Nominations

(Deadline for Submission to Elections Committee – 5.p.m. on Monday, January 4, 2010)

Nominee Printed Name: _____	Unit Number: _____
Nominee Signature: _____	Date: _____

Signer 1 Printed Name: _____	Unit Number: _____
Signer 1 Signature: _____	Date: _____

Signer 2 Printed Name: _____	Unit Number: _____
Signer 2 Signature: _____	Date: _____

Signer 3 Printed Name: _____	Unit Number: _____
Signer 3 Signature: _____	Date: _____

Signer 4 Printed Name: _____	Unit Number: _____
Signer 4 Signature: _____	Date: _____

Signer 5 Printed Name: _____	Unit Number: _____
Signer 5 Signature: _____	Date: _____

Signer 6 Printed Name: _____	Unit Number: _____
Signer 6 Signature: _____	Date: _____

Signer 7 Printed Name: _____	Unit Number: _____
Signer 7 Signature: _____	Date: _____