

**MONTGOMERY COUNTY  
COMMISSION ON COMMON OWNERSHIP COMMUNITIES**

**SETTLEMENT AGREEMENT**

In the mediation in Case No.80-16, Richard L. Berman (Complainant) v. New Mark Commons Homes Association, Inc. (Respondent), the undersigned have agreed to resolve all issues raised in the complaint as follows:

Both Complainant and Respondent agree that it is in the best interests of all homeowners to make available to them relevant and appropriate information with respect to the governance and operations of the Association in a timely and cost-effective manner. Therefore:

1. All prior approved Board minutes from 1972 onward which have not already been scanned and posted on Respondent's website in searchable PDF format will be so posted not later than 31 August 2017. If located, any minutes from meetings held prior to 1972 will also be so posted.
2. The approved minutes of all future Board meetings will be posted on the website in searchable PDF format not later than 10 business days after being approved.
3. All minutes of standing Committees will be posted on the website, in searchable PDF format, not later than 10 business days after being approved.
4. All Committee Reports presented to the Board will be posted on the website in searchable PDF format attached to the approved minutes of the Board meeting at which such reports were presented within 10 business days after such Board minutes have been approved.
5. All Final Accountants and Audit reports will be posted on the website, in searchable PDF format, within 10 business days after review and acceptance of such reports by the Board.
6. Any published CCOC decision in which Respondent was a party will be posted in searchable PDF format within 10 business days after receipt by Respondent or 20 March 2017, whichever is later.
7. Any day(s) on which the NMCHA administrator is on formal vacation or sick leave shall be excluded from the count of business days in any of the posting requirements listed above.
8. A copy of this Settlement Agreement will be posted on the website not later than 20 March 2017.

Based upon the agreements reached by the parties as detailed above, the CCOC will mark this matter as settled and closed.

Complainant:

  
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Respondent:

  
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Dated: 7 March 2017