

**Minutes – HEDPOA Board of Directors
October 23, 2003**

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Executive Session
HEDPOA

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President Russ Joyner called the executive session to order at 5:45 p.m.

I. Letter from Nastec International

The Board was provided with a copy of a letter dated October 20, 2003 from attorneys representing Nastec International (Tudzin/Weiss) sent to Kerry Morrison and John Tronson. The letter outlined Nastec's position that the HEDPOA was not following proper procedures for competitive bidding and awarding contracts as outlined in state law, local ordinances, and the terms of the Epstein v. HED lawsuit.

Related to this, a letter was also sent by the City Attorney's office to Russ Joyner, advising the HEDPOA that it should follow the competitive bidding procedures outlined in the settlement agreement between Aaron Epstein, the city of L.A. and the HEDPOA.

A draft of a letter prepared by Paul, Hastings and Janofsky & Walker LLP, on behalf of the HEDPOA, to Tudzin/Weiss was provided to the Board for their review. A second letter, prepared by Kerry Morrison, intended for city officials (Mayor Hahn, City Attorney Delgadillo and Councilmember Eric Garcetti) was also distributed in draft form. Board members were asked to forward any comments to revise those two letters to the HEDPOA office by the next day, before they were finalized and mailed.

II. Legal consultation regarding Canary Island Date Palm

Kerry Morrison briefed the Board on the status of the situation involving the illegal trimming of the Canary Island Date Palm at the NW corner of Hollywood & Highland by Viacom. Upon the direction of the Board, Morrison had identified an attorney specializing in tree law (Barri Bonapart) and, with her guidance, drafted a letter to Viacom Outdoor Advertising to document the situation. A draft of that letter was included in the Board packet for review. With no objections, that letter would be mailed the next day.

III. Legal consultation re/ letters circulated to property owners re/ insurance liability

Morrison reported that she had conferred with attorneys at Paul Hastings Janofsky in early October to seek advice on the ongoing campaign by Aaron Epstein to send letters to property owners and/or city officials regarding questions and complaints about the BID security program, insurance liability issues, citizens arrests and related issues. As a result of the legal advice, and given that just a handful of property owners were moved to call the HEDPOA office as a result of Epstein's letters, it was decided, after conferring with the President, to not take any official action in response to Mr. Epstein's letter-writing campaign.