



November 4, 2015

Mr. Gary Moselle  
9809 E. Miramonte Drive  
Scottsdale, AZ 85262

Via email: gary@moselle.net

Dear Mr. Moselle:

I am writing to you directly (you have probably seen the letter my attorneys have written to your attorneys) regarding DesertMountainGolfScam.com. Your website indicates you have received Judge Bergin's Order stating: "The Bylaws can only be interpreted to preclude a member from resigning and ceasing payment of dues."

The "scam" asserted on your website is contrary to Judge Bergin's holding and does not reflect Arizona law. You previously told me you would take down the site if analysis was wrong.

January 3, 2011 – Bob Jones and Gary Moselle discuss the site DesertMountainGolfScam.com and related issues for about ten minutes on the phone. Gary offers to remove the site DesertMountainGolfScam.com and issue a sincere apology if anything on the site either violates Arizona law or constitutes an intentional tort damaging the interests of the Desert Mountain Club. Gary suggests that this is a legal matter which could be settled by an exchange of memoranda of points and authorities between respective legal counsel. Bob pledges to take that offer to the executive committee of the Board.

<http://desertmountaingolfscam.com/page7.html>.

Your website has caused and continues to cause damage to the Club in many ways. Its continued existence merely serves to increase the damages to the Club – damages for which you are responsible. Wholly apart from the Club's assessment of its legal rights and remedies, there are a number of well-heeled Club Members who are concerned about the Club's reputation, are aware of your website and are determined to take appropriate action.

Your website "constitutes an intentional tort damaging the interests of the Desert Mountain Club." In light of Judge Bergin's recent ruling, the various statements on your website regarding the ability of Members to "resign" from the Club violate Arizona law. Accordingly, please honor your commitment to "remove" the DesertMountainGolfScam.com website and "issue a sincere apology."

Regards,

Robert Jones  
Chief Operating Officer/General Manager

**Desert Mountain Club, Inc.**

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