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**Statement of H.M. Goldsmith, Homeowner and President**  
**at Duck Creek Village Condominium Community**

My name is Herb Goldsmith. I am the president of the Duck Creek Village Homeowners' Association, which consists of 330 families. In 1997, our developer ended construction in our condominium community before building a flood wall. The flood wall was required by the county and was part of our civil engineering plan. Even worse, the developer did not place required drainage outlets within our downstream block walls to allow water to flow from the property.

Too much water flowed into our property. Once in, the water could not flow out because there were no drainage outlets. We had a reservoir on our hands, and our homes quickly flooded.

The developer saved money by not providing us with the required drainage control. I have brought photos and a video that show what our developer's cost-cutting measures meant to us. (Please show the video).

The strong rains and flooding occurred two years after our community was built. Until then, we did not know that our homes would be destroyed as a result of our developer's lack of care.

Under Assembly Bill <sup>373</sup>~~371~~ builders will not be held accountable for the same neglect we experienced. I urge you to ~~keep~~ <sup>373</sup>AB ~~371~~ and protect the rights of homeowners.  
<sub>oppose</sub>

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ASSEMBLY JUDICIARY

DATE: 4/8/03 ROOM: 3138 EXHIBIT E  
SUBMITTED BY: H. Goldsmith



E 204



E 3α4



E 404