

From: [Wayne Bergman](#)
To: [John Eubanks Jr](#)
Cc: [Maura Ziska](#); [Donald Lunny](#); [Paul Castro](#); [James Murphy](#); [Kelly Churney](#)
Subject: RE: Simmons Appeal- The Palm House Hotel
Date: Tuesday, December 07, 2021 11:25:28 AM

OK John - will do!

Wayne Bergman, MCP, LEED® AP
Director
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Planning, Zoning, Building
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-----Original Message-----

From: John Eubanks Jr <jeubanks@sniffenlaw.com>
Sent: Tuesday, December 07, 2021 9:15 AM
To: Wayne Bergman <wbergman@TownOfPalmBeach.com>
Cc: Maura Ziska <mziska@floridawills.com>; Donald Lunny <Donald.Lunny@brinkleymorgan.com>
Subject: RE: Simmons Appeal- The Palm House Hotel

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Dear Wayne:

As MR. Lunny predicted, our clients Tim and Gayle DeVries also request at deferral of their appeal for the reasons set forth in Mr. Lunny's e-mail. Thank you.

John R Eubanks, Jr.

TALLAHASSEE | WEST PALM BEACH | PENSACOLA

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-----Original Message-----

From: Donald Lunny [<mailto:Donald.Lunny@brinkleymorgan.com>]

Sent: Monday, December 6, 2021 5:24 PM

To: Wayne Bergman <wbergman@townofpalmbeach.com>

Cc: John Eubanks Jr <jeubanks@sniffenlaw.com>; Maura Ziska <mziska@floridawills.com>

Subject: Simmons Appeal- The Palm House Hotel

Dear Mr. Bergman:

I am writing to provide a status report concerning the comfort opinions from the developers counsel which are needed in order for the above appeal to be dismissed. Previously, I advised that I had approved the form of title opinion proposed to be rendered by attorney Ziska. Today, I approved The form of the due execution opinion proposed to be rendered by other counsel to the developer. Now, I am waiting for the opinions to actually be rendered. The second opinion is based on various certifications which may need to be signed before the attorney can render the opinion. Thus, well I hope the opinions can be rendered in short order, I do not know when this will occur, and so I find myself asking for another continuance on behalf of my client of her appeal. In seeking the continuance, I do wish to emphasize that the form of the opinions have been shared with me and approved, and so some progress continues to be made.

I am confident Mr. Eubanks will be making a similar request on behalf of his client.

Hopefully the opinions will be rendered soon. Very truly yours Don

Sent from my iPhone