

FORSYTH COUNTY GEORGIA
FILED IN THIS OFFICE

FEB 27 2008

Douglas Daniels
CLERK SUPERIOR COURT

In the Superior Court
of Forsyth County
State of Georgia

Michael D. Peck on Behalf of)	
Himself and All Homeowners)	Civil Action
Adjacent to Lanier Golf Club)	File Number 07CV-2147
f/k/a Canongate on Lanier)	
Golf Club,)	
Plaintiffs,)	
v.)	
Lanier Golf Club, Inc.,)	
Defendant.)	

Affidavit of Paul B. Baron in Support of
Plaintiff's Proposed Class Certification

State of Georgia
County of Forsyth

Personally appeared before the undersigned attesting officer
comes Paul B. Baron who states under oath as follows:

1.

My present legal name is Paul B. Baron and my address is 3406
Habersham Club Court, Cumming, Georgia 30041.

2.

I am a homeowner of real property adjacent to Lanier Golf Club
("Golf Course").

3.

The purpose of this affidavit is to support the motion of Michael D. Peck ("Mr. Peck") to certify the class of other similarly situated homeowners around the Golf Course.

4.

I would think that the other similarly situated homeowners around the Golf Course would be so numerous as to make it impracticable to bring all these persons before the court except in this one pending case.

5.

I also think that any contested issues of fact in Mr. Peck's case would be the same contested issue of fact for my other neighbors on the Golf Course. As an example, we have all paid premium prices for our lots and homes with the explicit expectation that we were purchasing "Golf Course" home sites. This was established by both the owners of the golf course (e.g. town homes), realtors (ReMax in our personal situation), and all sellers of homes adjacent to Lanier Golf Club in their advertising and promotional materials. See attached Exhibit A as two examples of the ReMax sales material for my house at 3406 Habersham Club Court.

6.

Likewise, any claims that my neighbors on the Golf Course may have would be similar to the claims of Mr. Peck. As an example, the persons who live around the Golf Course will all suffer similar losses if the Golf Course is developed for high density housing. The value of a Golf Course Home or a home adjacent to Parkland property has considerably lower value than current status, and lower appreciation in the future. This has been

documented by the lowering of prices and empty lots since the action by the owners to rezone the property for development-- totally distinct from, and irrespective of, any valuation due to current market and economic conditions.

7.

I believe that Mr. Peck will adequately represent the interest of this class. I believe that Mr. Peck will provide information to us as to his position on pending matters, and I have confidence in him that he will support the objectives of the class. Specifically, I believe that he will work to make sure that no action to rezone the Golf Course Property to a status that would permit development of residential or commercial housing would be allowed. In the alternative, I believe that Mr. Peck would make every effort to ensure that we receive a fair and proper compensation for the negative impact and long-term financial harm such a development might cause.

8.

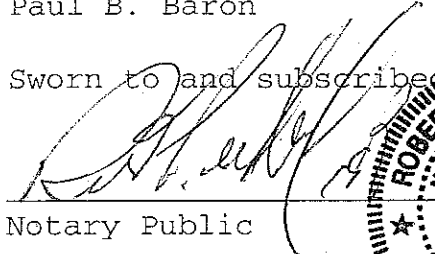
My attention has been directed to the fact that this Affidavit will be relied upon as testimony in this matter by this Honorable Court.

Further Affiant Sayeth Not.



Paul B. Baron

Sworn to and subscribed to before me this 26 day of February 08.



Notary Public

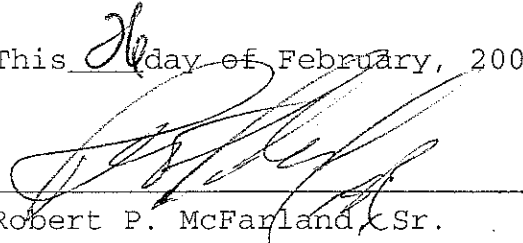


Certificate of Service

This is to certify that I have this day duly served opposing counsel with a true and accurate copy of the affidavit in a manner prescribed by law by depositing a copy of same in the United States Mail, postage prepaid, addressed as follows:

Andrea Cantrell Jones
Dillard & Galloway, LLC
Suite 760
3500 Lenox Road
Atlanta, Georgia 30326

This 26 day of February, 2008.


Robert P. McFarland, Sr.