

L16000054877

AFFIDAVIT

STATE OF FLORIDA
COUNTY OF POLK

800372595488

COMES NOW, ZACHARY J. GILMORE, whose address is 3438 Blueberry Drive, Lakeland, FL, 33811, individually, and on behalf of Lakeland Valet, LLC, a Florida limited liability company, whose principal offices are also located in Lakeland, Polk County, Florida, being first duly sworn, deposes and says as follows:

1. I am over 18 years of age, sui juris and a resident of Lakeland, Polk County, Florida.

2. I, together with my business partner, Michael Frasier ("Frasier") filed Articles of Organization for a Florida Limited Liability Company with the Florida Secretary of State, Division of Corporations, on March 17, 2016, thereby creating LAKELAND VALET, LLC. (hereinafter the "Company") (Document # L16000054877).

3. At the time Frasier and I filed these Articles of Organization and created Lakeland Valet, LLC, it was our agreement that we would each own and have fifty percent (50%) of the membership interests of the Company.

4. Frasier and I also advised the Division of Corporations that we were both associated with the Company as Authorized Members ("AMBR").

5. To the best of my knowledge, Frasier and I have been and continue to be the only lawful managers of the Company since the date it was incorporated.

5. Although Frasier and I never formally adopted a written Operating Agreement

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for the Company, we did operate and maintain Lakeland Valet, LLC in a manner consistent with our verbal commitment; i.e. (operating) agreement to each other; to wit: to equally divide and split all profits, all liabilities and to make joint business decisions and jointly administer and discharge the responsibilities and obligations of Lakeland Valet, LLC with one another whenever and where ever possible.

6. Frasier and I did **not** operate independently of each other. Rather we insisted on unanimity in our decision making, particularly with respect to hiring and firing of personnel and incurring liabilities and debt on behalf of the Company.

7. Until June 15, 2021, we operated and administered Lakeland Valet, LLC without dispute or acrimony. If Frasier and I disagreed about a business decision, we simply did not make that decision or proceed without joint agreement between us.

6. For every year from 2016 through the Annual Business Report ("ABR") filed on March 15, 2021 (Document # 5392145588CC), Frasier and I were listed and remained as the AMBR's for the Company.

7. From Lakeland Valet's incorporation on March 17, 2016, until June 15, 2021, Frasier and I prepared and filed all appropriate federal, state and local tax returns representing that each of us had and retained equal authority sign and submit those returns. Income reported on these returns was intended to be split and equally divided between Michael Frasier and myself.

8. **Without my knowledge and consent**, on June 21, 2021, Frasier filed Articles of Amendment to the Articles of Organization for Lakeland Valet, LLC with the Secretary of State, Division of Corporations. The effect of the June 21, 2021 Amendment appears

to have (1) redesignated Frasier as now a "MGR" of the Company; and to (2) add an individual named "Tiffany Crocco" as an AMBR to the Company's legal profile and records maintained by the Division of Corporations. The records sought to be amended by this previously unknown amendment include amending the information which is readily accessible and publicly visible on sunbiz.org. The Articles of Amendment filed on June 21, 2021 (Document # 900368252079) appear to have Frasier's name and signature on it as the person responsible for filing that document.

9. Again, **without my knowledge, consent and authority**, a second and subsequent Articles of Amendment to Articles of Organization for the Company was filed on July 19, 2021 (Document # 300370037193 received by the Division of Corporations on July 21, 2021) (hereinafter the "Second Amendment"). I believe that the Second Amendment notified the Secretary of State, Division of Corporations, that I had been removed as an AMBR and was no longer affiliated with the Company. The Articles of Amendment filed on July 22, 2021 appear to have Frasier's name and signature on it as the person responsible for filing that document.

10. I have never transferred, voluntarily or involuntarily; forfeited or been ordered by any court to surrender my ownership interest in Lakeland Valet, LLC. In fact, I hereby swear and affirm that I am still a Member; i.e. AMBR, of Lakeland Valet, LLC and that I have and still retain the same ownership interest I had when Michael Frasier and I formed the Company.

11. I further certify, affirm and attest that I have not resigned, surrendered or waived any of my rights, responsibilities and authorities as a AMBR and Manager of

Lakeland Valet, LLC nor have those privileges been removed by any court order.

12. This affidavit is made and given by Affiant with full knowledge of applicable Florida laws regarding sworn affidavits and the penalties and liabilities resulting from false statements and misrepresentations therein.

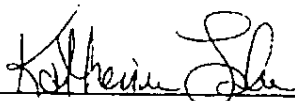
FURTHER AFFIANT SAYETH NAUGHT.

Sworn and subscribed to this 30th day of August, 2021.


ZACHARY J. GILMORE

Before me, a notary public in and for this jurisdiction, this 30th day of August, 2021, personally appeared via [☒] physical presence or [☐] on-line notarization, Zachary J. Gilmore, who is personally known to me or has provided a valid State of Florida Driver's License as identification, and under the penalties of perjury, sworn to and affirmed the content of the foregoing Affidavit, by him subscribed, to be true and accurate.




Notary Public, State of Florida
Name: Katherine Lake
Commission Expires: 11/30/21

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8/31/21