



From: Josh Maness <josh@joshmaness.com>

Sent: Wednesday, July 24, 2024 4:42 PM

To: powell.eric@marshalltexas.net

Cc: Scott Rectenwald <scott@westfannin.com>; Paige Yohn <paige@gfapartners.com>; mikeslusser@ymail.com; chiparledge@att.net; :marcial.avelar@gmail.com <marcial.avelar@gmail.com>; chiparledge@att.net

Subject: North Washington Construction

Eric:

I represent Paige Yohn regarding her claim against Slone Construction. I have reviewed various emails between you and the affected landowners on North Washington. In regards to the lawsuit, please note that there is no current injunction in effect. The choice to halt construction is solely being made by Slone. Additionally, just this past Friday, Slone filed a cross-action against its own subcontractor, McKinney Construction, blaming them for the damages. I have attached a copy for your records. This will further delay this matter.

In short, your contractor is solely responsible for the delays. There is nothing preventing Slone from finishing the entire project right now. The City's contract with Slone specifically requires Slone to protect "adjoining property" under section 3.12. So, even if McKinney did the damage, Slone has an independent obligation to protect the adjoining property. Any disruption to Avelar or 92.3's building progress is also from the acts of Slone, not Ms. Yohn.

I understand the City is not a party to the suit, but given that this suit appears to affect the progress, I wanted to make sure you understood it is the actions of Slone, not Ms. Yohn, that have caused all of the recent delays. I have also copied Slone's attorney on this email should you wish to verify anything I have stated. If you need anything further from me, please let me know.

Sincerely, jbm



Josh B. Maness

Attorney at Law

480 W. Texas Ave.

Waskom, Texas 75692

Tel: (903) 407-8455

Cell: (713) 320-4140

Fax: (877) 320-5751



