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James F. Littman (1923-2012)

November 20, 2017

Barbara Clowdus
Editor/Publisher
Martin County Currents
2652 SE Janet Street
Stuart, FL 34997

Nancy Smith
Executive Editor
Sunshine State News
3009 Sweetgum Avenue
Ocean Springs, MS 39564

Corporate Creations Network, Inc.
Sunshine State News Registered Agent
11380 Prosperity Farms Road #221E
Palm Beach Gardens, FL 33410

Re: Statutory Notice of Intent to Commence Action for Defamation

Dear Ms. Clowdus and Ms. Smith:

This law firm represents Maggy Hurchalla.

This letter constitutes notice pursuant to Sec. 770.01, Fla. Stat., that Maggy Hurchalla intends to commence an action for defamation against Barbara Clowdus, Nancy Smith, and Sunshine State News based upon publication of false and defamatory statements published in articles entitled:

“Martin County Settles with Rock Mine for \$12 Million” by Barbara Clowdus, Sunshine State News, November 14, 2017

“Public Records from SFWMD-Lake Point Settlement? Really, Maggy Hurchalla?” by Nancy Smith published October 19, 2017

Mrs. Hurchalla has been damaged by false and malicious statements contained in the articles and will suffer significant future damages as a result of the publication and posting of the articles which falsely and wrongfully state that:

- “A criminal investigation of Heard, Hurchalla and others by the grand jury for actions relating to the Lake Point operation is currently under way.”
- “The more time that passes, the worse the news gets for the figure who led Martin County’s shadow government until the last election. Last we read, motions relating to Lake Point and the ‘tortious interference’ Hurchalla is being accused of have so far cost Martin County at least \$5 million – or about \$120 per household in this county of 151,000.”

Ms. Clowdus and Ms. Smith
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– “In the second place, a grand jury is meeting on public records violations in the Lake Point case to see if criminal charges should be filed . . . Hurchalla, who called herself ‘Deep Rockpit’ in email to commissioners she allegedly advised, is central to the case.”

The statements set out above are false. You knew or should have known that the statements were false at the time they were published. The statements were published maliciously and with intent to damage Maggy Hurchalla.

Maggy Hurchalla is not and never has been a central figure in a grand jury investigation. Maggy Hurchalla is not a subject or a target of any criminal investigation by a grand jury or any law enforcement agency. Maggy Hurchalla is not responsible for costs incurred by Martin County in the Lake Point case.

You have demonstrated animus and personal malice toward Maggy Hurchalla in the past which has escalated during the course of your most recent publication of false statements designed to harm Mrs. Hurchalla personally and financially.

Pursuant to Sec. 770.02(2), Fla. Stat., demand is hereby made for full and fair retraction of the false statements and publication of the defamatory articles cited above and for an apology to Maggy Hurchalla within ten (10) days of the date you receive this notice.

Sincerely,

LITTMAN, SHERLOCK & HEIMS, P.A.


Howard K. Heims

HKH/gn