

Exhibit E

Town of Springdale News

September – October 2008

Citizen of the Season Summer 2008

Ann Rutz

Ann and David Rutz moved to Springdale about 7 years ago. From the time they arrived Ann has offered yoga classes to Springdale and Rockville residents, park residents and employees, tourists and many others coming from surrounding areas.

Ann didn't discover yoga until she was 49 years old. She says that it has changed her life. Sharing her love of Yoga has enhanced the lives of all those who chose to take her classes. She is very dedicated. Some classes begin at 6:30 in the morning. Others are held that same evening.

Ann has recently become a fully certified teacher of Yoga. Check the town website (springdaletown.com) for yoga schedules.

The Town of Springdale honors Ann Rutz for her dedication and outstanding service to our community.

Redhawk Apartment Notice

Pigs are flying. Hell has frozen over. And the Redhawk Apartments are nearing completion. Color Country hopes to have all four buildings finished and ready for occupancy by the end of November or early December 2008.

This means it is time to get your rental applications turned in. The apartments will be filled on a first come, first served basis, so get your application in as fast as possible to secure your spot in these beautiful and centrally located apartments.

For more information on the application process, contact Ken at Color Country: 673-3131. Applications are available at the Town Office, or online at www.springdaletown.com/redhawk.html.



118 Lion Blvd
PO Box 187
Springdale UT 84767-0187
435-772-3434
Fax 435-772-3952
www.springdaletown.com

Calendar of Events

Please see the Town Calendar included with this newsletter.

If you would like to have an event included on the calendar, you may call the Town Hall at 772-3434 or use the online form on the Town's website: (www.springdaletown.com/eventscal.html).

Sustainability Workshop

October is nearly here, and with it the most anticipated event of the year: National Community Planning Month. During the month of October take time to think of what your Planning Commission and community planning do for you. Here are a few examples:

- Prepare the General Plan – Outlines the Town's vision for the next 20 years.
- Write new ordinances – You said you didn't want food franchises, the Commission wrote an ordinance to keep them away.
- Review new development – There is a reason why Springdale looks distinctly different from the rest of sprawling southern Utah: Planning Commission review.
- Many, many more.

In honor of National Community Planning Month, next time you see a Planning Commissioner, make sure to thank them for the tireless work they do to protect the Town. The Commissioners are: Colin Dockstader, Paul Mailloux, Matt Rayner, Dan Mabbutt, Mike Marriott, Rebecca McKown, and Tom Haraden.

Going Green – Sustainability Workshop

This year's theme for National Community Planning Month is "Green Communities". In keeping with this theme, the Town is putting together a *sustainability workshop* in partnership with other cities and towns in eastern Washington County. The workshop will highlight some of the things cities and towns can do with zoning and land use ordinances to promote sustainability and a green future. The workshop will be held near the end of October. Watch for more details to follow on this exciting event.

For more information on National Community Planning Month, visit www.planning.org/ncpm.

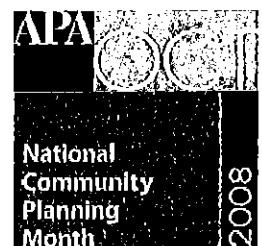


Exhibit F

SNOW JENSEN & REECE
A PROFESSIONAL LAW CORPORATION

V. LOWRY SNOW
CURTIS M. JENSEN
LEWIS P. REECE
J. GREGORY HARDMAN
N. ADAM CALDWELL
MATTHEW J. ENCE*
JOSHUA R. FOREST†
CAMERON M. MORBY*
J. DAVID WESTWOOD†
TYSON C. HORROCKS

TONAQUINT BUSINESS PARK, BUILDING B
912 WEST 1600 SOUTH, SUITE 200
ST. GEORGE, UTAH 84770

TELEPHONE: (435) 628-3688
FACSIMILE: (435) 628-3275
E-MAIL: sjlaw@snowjensen.com

OFFICES IN ST. GEORGE, CEDAR CITY AND KANAB

*Licensed in Utah and Nevada

†Licensed in Utah and Arizona

June 14, 2010

VIA FED EX OVERNIGHT

FSFTW Corporation
c/o Eastbiz Com, Inc.
5348 Vegas Drive
Las Vegas, NV 89108

VIA FED EX OVERNIGHT

James Fleming, Director
FSFTW Corporation
19433 Mary Ardrey Circle
Cornelius, NC 28031

VIA FED EX OVERNIGHT

Renee Goodnow, Registered Agent
Izzy Poco, L.L.C.
14 West 680 North
Orem, UT 84057

RE: NOTICE OF PENDING DENIAL FOR BUSINESS LICENSE RENEWAL
APPLICATION OF IZZY POCO, L.L.C.

To the Officers and Members of Izzy Poco, L.L.C. and/or Owners of 180 North Zion Park Blvd.,
Springdale, Utah:

You are hereby advised that this law firm serves as the Town Attorney for the Town of
Springdale, Utah (hereinafter "the Town"), and is issuing this formal notice on behalf of the

NOTICE OF PENDING DENIAL FOR BUSINESS LICENSE RENEWAL APPLICATION OF
IZZY POCO, L.L.C.

June 14, 2010

Page 2 of 4

Town Clerk. You are hereby further advised that Izzy Poco's Business License Renewal Application, dated May 5, 2010, for the property situated at 180 Zion Park Boulevard, Springdale, Utah, is DENIED for the following reasons:

- Springdale Town Code §3-1-13, Denial or Revocation of a License, states, in pertinent part, that the Town Clerk "shall revoke an existing license or deny a new license application or a license renewal application if the applicant, or any partner, officer, director or employee of the applicant as applicable:
 - Has obtained or sought to obtain or to aid another in obtaining a license from the town or another governmental entity in the previous three (3) years by means of misrepresentation, fraud or deceit, including the filing of false information as part of the license application (Springdale Town Code §3-1-13(A)(2));
 - Has failed to comply with conditions and requirements of this code or any ordinance or requirement of the town after notice of the violation and the passage of a reasonable time for compliance (Springdale Town Code §3-1-13(A)(5));
 - Has allowed or is responsible for unlawful activities conducted or permitted on the premises where the business is conducted (Springdale Town Code §3-1-13(A)(6)); and
 - Refuses to permit authorized officials to make a lawful inspection of the premises or to take a sample of a commodity or material, or has interfered with such authorized official while in the performance of his or her duty in making such inspection (Springdale Town Code §3-1-13(A)(7)).
- Izzy Poco has repeatedly provided false and misleading information to the Town regarding Izzy Poco's Business License Renewal Application, or refused to provide information requested by the Town. First, Izzy Poco's Business License Renewal Application incorporates by reference its prior Application for Business Licensure, dated February 17, 2009, which Application, and by extension the Business License Renewal Application, inaccurately states as follows: (1) the subject property is owned by Jupiter Properties, L.C., when in fact, according to records maintained by Washington County, Utah, it is owned by FSFTW Corporation; (2) the stated business activity or purpose is "retail, rest(aurant), and tubing" when in fact, Izzy Poco seeks to operate a prohibited formula restaurant formula delicatessen (i.e., a Subway Sandwiches restaurant/delicatessen); (3) the Business License Renewal Application was not signed by an officer or director of Izzy Poco, L.L.C.; and (4) Izzy Poco has failed to properly obtain a certificate of occupancy, final building permit inspection, health inspection and fire inspection.

NOTICE OF PENDING DENIAL FOR BUSINESS LICENSE RENEWAL APPLICATION OF
IZZY POCO, L.L.C.

June 14, 2010

Page 3 of 4

- Furthermore, the Business License Renewal Application was never completed because Izzy Poco failed to provide all of the required information (see Town Clerk's facsimile letter, dated May 5, 2010 and June 9, 2010, containing checklists of incomplete inspections and items).
- By letter to the Town, dated June 10, 2010, and the signs presently hanging in the windows of the subject property, Izzy Poco confirmed its intent to operate a Subway Sandwiches restaurant/delicatessen.
- Springdale Town Code §10-22-3, Uses Prohibited, provides, in pertinent part, that "formula restaurants and formulas delicatessens" are prohibited uses within the Town. Recent investigations by Town staff and agents, as well as the signs presently hanging in the windows of the subject property, suggest that Izzy Poco intends to operate a Subway Sandwiches delicatessen/restaurant at the subject property. Springdale Town Code §3-1-11 states that "[n]o license shall be issued for the conduct of any business..., if the premises and building to be used for the purposes are not in compliance with the building, zoning and development codes (titles 9 and 10 of this code)."

Inasmuch as Izzy Poco's Business License Renewal Application has been DENIED, you are hereby provided with formal written notice, in accordance with Springdale Town Code §3-1-13(B)(1), that you may request a hearing on the denial before the Town Council at a regular or special meeting of the Town Council, which request shall be made not more than ten (10) business days from the date this Notice is sent, and that you have the right to appear at the hearing, to be represented by counsel, to hear the evidence against you, to cross-examine witnesses and present evidence as to why the license should not be revoked or the application denied. Therefore, any request for a hearing as provided in Springdale Town Code §3-1-13(B) must be in writing and delivered to the Town Clerk on or before June 28, 2010.

Furthermore, pursuant to Springdale Town Code §3-1-13(C), it is unlawful for any person to engage in or carry on or operate any business or to use or permit to be operated or used any property for any business with respect to which the license has been suspended or revoked, or renewal has been denied, until a new license is granted by the Town Council. According to Springdale Town Code §3-1-4, it is a class B misdemeanor for any person to transact, engage in or carry on any business, trade, profession or calling without first receiving the proper classification of business license required by the Town. If you choose to operate your business without a business license, Town law enforcement personnel will issue appropriate citations to any and all persons or business entities in violation of this ordinance. A person convicted of a class B misdemeanor, in addition to any term of imprisonment imposed, which shall not exceed

NOTICE OF PENDING DENIAL FOR BUSINESS LICENSE RENEWAL APPLICATION OF
IZZY POCO, L.L.C.

June 14, 2010

Page 4 of 4

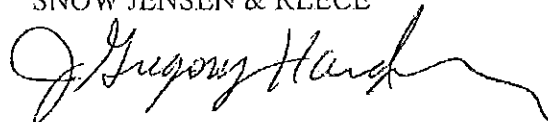
one (1) year, may be sentenced to pay a fine not to exceed \$1,000. The sentence to pay a fine, when imposed upon a corporation, association, partnership or governmental instrumentality for an offense defined in this code, or the ordinances of the Town, or for an offense defined outside of this code over which this Town has jurisdiction, for which no special corporate fine is specified, shall be to pay an amount fixed by the court, not exceeding \$5,000 for a class B misdemeanor.

At this point, no certificate of occupancy has been issued for the subject property after undertaking recent remodeling improvements under Springdale Building Permit 2010-10. In addition, there has been no final inspection of the work done under the building permit, no evidence of a health inspection, and no fire inspection. Springdale Town Code §10-4-6 further provides that any person, firm or corporation, whether as principal, agent, employee or otherwise, violating or causing or permitting the violation of any of the provisions of this Title 10 shall be guilty of a class C misdemeanor, and subject to penalty as provided in section 1-4-1 of the Town code. Such person, firm or corporation violating this title shall be deemed to be guilty for a separate offense for each and every day during which any portion of any violation of any provision of this title is permitted or continued by such person, firm or corporation and shall be punished as herein stated and provided.

Based on the foregoing, you are admonished not to open for business until such time as these matters are resolved in accordance with the Springdale Town Code and Utah law.

Very truly yours,

SNOW JENSEN & REECE



J. Gregory Hardman
Tyson C Horrocks
Town Attorneys

JGH-TCH/tch

cc: Rick Wixom, Town Manager

Fay Cope, Town Clerk

Pat Cluff, Mayor