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| STATE OF NORTH CAROLINA<br>HENDERSON COUNTY | IN THE GENERAL COURT OF JUSTICE<br>SUPERIOR COURT DIVISION<br>26CV001244-440 |
| FUSE 10, LLC,<br><br>Plaintiff,<br><br>v.<br><br>CEDARS LODGE & SPA, L.L.C. and 719NOMAIN LLC,<br><br>Defendants. | **NOTICE OF TIMELY EXERCISE OF RIGHT OF RECISSION** |

Jean Ann Mullen ("Ms. Mullen"), a party in interest in this action, hereby gives notice to the Court that she timely exercised her right of recission as shown in the exhibits attached to this Notice. The exhibits are summarized as follows:

> **Exhibit A, Notice to Complete** – The December 31, 2025 letter from Ms. Mullen's counsel, Gray B. Martin, Esq. ("Mr. Martin") to Cedars Lodge & Spa, L.L.C. (the "Cedars") and to its escrow agent, Elizabeth LM Cramer of Goosmann, Rose, Colvard & Cramer, P.A. ("Ms. Cramer"), communicating Ms. Mullen's formal written notice requesting that the Cedars substantially complete the construction of her unit within 180 days and providing notice that she will exercise her right of recission of the Contract if it is not completed
>
> **Exhibit B, Email Confirming Receipt of Notice to Complete** – The December 31, 2025 email thread between Mr. Martin and Ms. Cramer confirming receipt of the Notice to Complete



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**Exhibit C, Notice of Recission** – The July 6, 2026 letter from Mr. Martin to Michael L. Martinez, Counsel for the Receiver ("Mr. Martinez"), exercising Ms. Mullen's right of recission

**Exhibit D, Purchase and Sale Agreement (as amended)** – The Purchase and Sale Agreement by and between Ms. Mullen as Buyer and Cedars as Seller, concerning Unit 610 of the Pisgah Building, which Agreement Ms. Mullen rescinded

**Exhibit E, Email Thread Among Counsel for Ms. Mullen, Counsel for the Receiver, and other Counsel** – Email thread concerning submission of recission package

Ms. Mullen respectfully provides this Notice in connection with the hearing held in this action via Webex on 6 October 2026.

This, the 6th day of October 2026.

*/s/ Edward L. Bleynat, Jr.*
Edward L. Bleynat, Jr. [State Bar No 16558]
Ferikes Bleynat & Cannon, PLLC
67 Charlotte Street
Asheville NC 28801
Tel: 828-251-1588
ed@ashevillelitigators.com
*Attorneys for Jean Ann Mullen, Timothy Haymaker, and Brooke Haymaker*

## CERTIFICATE OF SERVICE

This is to certify that I have, on this day, filed and served electronically through the NC eCourts File & Serve systems a copy of the foregoing **NOTICE OF TIMELY EXERCISE OF RIGHT OF RECISSION**. Parties may access this document through the Court's e-filing system. Notice of this service will be sent through the Business Court's Electronic Case Filing System and through the Superior Court's Electronic Case Filing System in the manner prescribed under the North Carolina Business Court Rules and the North Carolina Rules of Civil Procedure, respectively.

This, the 6th day of October 2026.

*/s/ Edward L. Bleynat, Jr.*
Edward L. Bleynat, Jr. [State Bar No 16558]
Ferikes Bleynat & Cannon, PLLC
67 Charlotte Street
Asheville NC 28801
Tel: 828-251-1588
ed@ashevillelitigators.com
*Attorneys for Jean Ann Mullen, Timothy Haymaker, and Brooke Haymaker*