

MEMBER-PREPARED PROXY APPOINTMENT FORM (CALENDAR YEAR 2026)

For Use by Members of South Pointe Homeowners Association, Inc.

Important Notice: This proxy appointment form is independently prepared by and for Association members. This form is intended to allow a member to appoint another member as proxy for a member meeting in accordance with the Association’s governing documents and applicable Arkansas law. The Association identified below is named only to identify the corporation and member meeting for which this proxy appointment is intended to be used. Nothing in this document should be construed as representing that South Pointe Homeowners Association, Inc. created, endorsed, sponsored, adopted, or requires the use of this particular form.

MEMBER PROXY APPOINTMENT AND VOTING AUTHORIZATION

Association for Which Proxy Is Intended: South Pointe Homeowners Association, Inc., an Arkansas nonprofit corporation

Property / Lot Address	
Lot Number (if known)	
Calendar Year Applicable to Proxy	2026

1. Member Information

I/we, the undersigned member(s) of South Pointe Homeowners Association, Inc. entitled to vote with respect to the property identified above, execute this Member Proxy Appointment and Voting Authorization.

Member / Owner:

Mailing Address	
Phone	
Email	

Additional Member / Owner Name, if applicable:

Mailing Address	
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Phone	
Email	

2. Appointment of Proxy Holder

I/we hereby appoint the following member of South Pointe Homeowners Association, Inc. as my/our proxy holder:

Proxy Holder:

Name	
Property / Lot Address	
Phone	
Email	

The proxy holder is authorized to attend the meeting identified in this proxy on my/our behalf, to be counted for quorum, and to cast all votes to which I/we am/are entitled under the Declaration, Articles of Incorporation, Bylaws, and applicable Arkansas law.

3. Meeting for Which This Proxy Is Valid

This proxy is valid for the following meeting of the members of South Pointe Homeowners Association, Inc. Check one applicable option:

SPECIFIC MEETING DATE:	
☐ Specific Meeting Date. The meeting scheduled for: _____, 2026, at _____ ☐ a.m. ☐ p.m.	
Meeting type, if known: ☐ Annual Meeting ☐ Regular Meeting ☐ Special Meeting ☐ Adjourned / Continued / Rescheduled Meeting ☐ Other: _____	
Location, if known: _____	
OR	
☐ Next Properly Noticed Member Meeting During the Stated Calendar Year. If no exact meeting date has been provided by the Association at the time this proxy is signed, this proxy is valid for the next annual, regular, special, adjourned, continued, postponed, reconvened, rescheduled, or otherwise properly noticed meeting of the members of South Pointe Homeowners Association, Inc. occurring during calendar year 2026 after the date this proxy is signed, including any continuation of that same meeting, at which members are entitled to vote.	

For avoidance of doubt, this proxy is intended to identify and apply to the first properly noticed member meeting of the Association during the calendar year stated above after the date this proxy is signed, regardless of whether the Association later changes, delays, postpones, adjourns, continues, reconvenes, reschedules, or renames the meeting.

This proxy shall also apply to any lawful adjourned, continued, postponed, reconvened, rescheduled, or continued session of the same meeting or the same noticed business.

This proxy shall expire upon the final adjournment of the meeting identified above and any lawful continuation of that same meeting, unless revoked earlier in accordance with this proxy, the Association's governing documents, and applicable Arkansas law. In no event shall this proxy remain valid beyond the period permitted by Arkansas law.

The undersigned member is executing this proxy before receiving final meeting details because the Association has not provided, or may not yet have provided, complete notice of the exact meeting date, time, place, or agenda. This proxy is intended to satisfy the bylaw requirement that the proxy set forth the meeting at which it is valid by identifying the applicable member meeting by date, type, sequence, calendar year, or the first properly noticed member meeting occurring during the stated calendar year.

4. Scope of Proxy Authority

Unless expressly limited below, this is a general proxy.

The proxy holder may vote and otherwise act for me/us on all matters properly coming before the meeting, including, without limitation:

- establishing or challenging quorum;
- procedural motions;
- approval or objection to the rules of the meeting;
- election of directors;
- removal of directors, if properly noticed;
- amendments, if properly noticed;
- motions, resolutions, and member proposals;
- adjournment, continuation, postponement, reconvening, or rescheduling of the meeting;
- challenges to ballots, proxies, voting lists, credentials, meeting procedure, or vote tabulation;
- any other matter on which I/we am/are entitled to vote as a member.

The proxy holder may also request that this proxy be counted for quorum and voting purposes and may object on my/our behalf to any improper refusal to accept, file, count, recognize, or give effect to this proxy.

5. Optional Voting Instructions or Limitations

The proxy holder shall vote as follows, or shall be subject to the following limitations, only if this section is completed:

If this section is left blank, the proxy holder may vote in the proxy holder's discretion on all matters properly before the meeting.

6. Filing With Secretary Before Meeting Opens

This proxy is intended to be filed with the Secretary of South Pointe Homeowners Association, Inc. before the opening of the meeting for which it is to be used.

The fact that this proxy appointment form was not created, issued, sponsored, approved, endorsed, adopted, managed, or maintained by the Association shall not be a basis for rejection, because the Association's governing documents require a written proxy executed by the member and filed with the Secretary before the opening of the meeting, but do not require use of an Association-issued proxy form.

The Association, Board, officers, meeting chair, inspectors, tellers, agents, representatives, or any other person acting for the Association shall not impose additional proxy-validity conditions not required by the Association's governing documents or applicable Arkansas law, including any requirement that this proxy be:

- on an Association-issued form;
- notarized;
- pre-approved by the Board;
- submitted before a deadline earlier than the opening of the meeting unless such deadline is expressly required by the governing documents or applicable law;
- accompanied by a disclosure of the proxy holder's intended vote;
- conditioned on the viewpoint, candidacy, affiliation, position, or identity of the proxy holder, provided the proxy holder is otherwise eligible to act;
- rejected because the Association later changes, delays, postpones, adjourns, continues, reconvenes, reschedules, or renames the meeting identified in this proxy.

Any rejection, refusal, limitation, or failure to count this proxy should be stated in writing before the vote is taken and should identify the specific bylaw, declaration provision, article of incorporation, statute, or other legal authority relied upon.

7. Revocation

This proxy may be revoked only as provided by the Association's governing documents and applicable Arkansas law.

Without limitation, this proxy is revoked by:

1. written notice of revocation delivered to the Association;
2. my/our personal presence at the meeting for which this proxy is given;
3. transfer of ownership of the lot or property associated with this membership;
4. delivery of a later-dated proxy appointment or other revocation recognized by applicable Arkansas law.

No oral statement, informal objection, administrative preference, discretionary decision, meeting rule, viewpoint-based objection, or action by the Board shall revoke this proxy unless it satisfies the requirements of the Association's governing documents and applicable Arkansas law.

8. Authority and Good-Faith Acceptance

I/we represent that I/we am/are the member(s) entitled to vote with respect to the property identified above, or that the undersigned has legal authority to sign on behalf of the member.

If the property is owned by more than one person, by spouses, by cotenants, by an entity, by a trust, by an estate, or by another legal owner, the undersigned represents that the undersigned is authorized to execute this proxy and appoint the proxy holder for the votes associated with the property.

The Association is requested to accept and give effect to this proxy unless the Secretary or other person authorized to tabulate votes has a good-faith, reasonable basis under applicable Arkansas law to doubt the validity of the signature or the signatory’s authority to sign for the member.

If the Association requests evidence of authority for an entity, trust, estate, attorney-in-fact, fiduciary, or other representative signature, the request should be made in good faith and should not be used to delay, obstruct, or arbitrarily reject this proxy.

9. Member Signature

Executed this _____ day of _____, 2026.

MEMBER / OWNER	
Member / Owner Name	
Signature	
Date	

ADDITIONAL MEMBER / OWNER (IF APPLICABLE)	
Additional Member / Owner Name	
Signature	
Date	