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June 28, 2016

Via U.S. Regular Mail

Ms. Shontey M. Hambrick
Ms. Barbara J. Mack
1646 West 45th Street, L164
Jacksonville, FL 32208

Via Certified Mail

Ms. Shontey M. Hambrick
Ms. Barbara J. Mack
1671 Blackhawk Court
Fleming Island, FL 32003

RE: **K&G Construction Company**

Dear Ms. Hambrick and Ms. Mack:

I have the privilege and honor of representing K & G Construction Company. In that regard, I have been informed that through an error of your next door neighbor, she gave my client the incorrect address on which she wished to have the roofing shingles removed and have it re-roofed. Unfortunately, that address that she gave to my client ended it up being your address.

When the dumpster people came in the morning, you moved your cars for the dumpster people based upon the dumpster driver's information to you that your roof was scheduled to be re-roofed. When my client's roofers came, you were home the entire day and often spoke with the roofers. You clearly knew and understood that your roof was being re-roofed.

Also, you clearly understood that your roof needed re-roofing. You have told my client, Aaron Galley, that you misunderstood who the roofers were and thought that Mr. Galley's roofers were there from your insurance company. Therefore, this is not a case of the roof being re-roofed unnecessarily. You clearly appreciated, and reportedly even participated in obtaining quotes from several roofers for the re-roofing according to your conversation with Mr. Galley. As such, your roof was in obvious need of being re-roofed.

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I am informed that Mr. Galley has asked that you sign a building permit application for the re-roofing. You have refused to do so. Mr. Galley has connected you with the building and zoning department official, who likewise told you that you could sign the application for the building permit without having done so before the roofing began. Therefore, at this stage, Mr. Galley is not able to complete the roofing project because there is no roofing permit and you have refused to sign the applications for one.

Florida law provides that a person is liable for damages to someone who enriches that person's property. The elements of an unjust enrichment claim are that a benefit has been conferred upon you by K & G Construction, you appreciated the benefit, you accepted and retained the benefit under circumstances that would make it inequitable for you to retain the new roof without paying the value thereof. Florida Power Corp. v. City of Winter Park, 887 So.2d 1237, 1242 (Fla. 2004); and Yeats v. Moody, 175 So. 719 (Fla. 1937).

Florida law provides that you are responsible for the reasonable value of the new roof, Mr. Galley is willing, under the circumstances, to provide the new roof to you at his cost only, and without charging you any profit. However, you must do a couple of things. First, you have to sign the building permit and provide it to Mr. Galley. Next, you must go ahead and pay Mr. Galley in advance for the cost of the roofing materials and labor. If you do not agree to do those two things, then Mr. Galley will not complete the re-roofing project.

I think under the circumstances that you clearly knew that Mr. Galley's crew was there to re-roof your house. You moved your cars to accommodate the dumpster necessary to dump the old roofing materials into. You clearly appreciated the fact that you knew that your building required a new roof as evidenced by the fact that you got several alternate quotes for the re-roofing and allegedly submitted those to your insurance company. Therefore, you knew that a new roof was required on your house. Therefore, you are getting a bargain by not having to pay my client's profit claim and merely paying the out-of-pocket costs.

Also, if you would give me the name of your insurance company, with whom you had been dealing in applying for coverage for the new roof, I will pick that up and negotiate with your insurance company

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on your behalf at no charge to you. I will need you to give me the names of the roofing companies from whom you obtained quotes and, if you have copies of the quotes, the quotes that you obtained from them. I can then begin to negotiate with your insurance company for the benefits of your new roof.

I look forward to hearing from you as soon as you are able. I remain,

Sincerely,

T. Geoffrey Heekin

Electronically signed to avoid delay
T. Geoffrey Heekin

TGH/ajc
Enclosure