

Roger Truemper, Esq.
 Elzufon Austin Reardon Tarlov & Mondell
 Red Clay Center at Little Falls
 2961 Centerville Road
 Suite 310
 Wilmington, DE 19808
 Direct Dial: 302-327-1103
 General Dial: 302-327-1100
 Fax: 302-327-1101
 Email: rtruemper@elzufon.com

¹ Section 122 Exemption: **Non-Residential Condominiums** are not subject to DUCIOA unless the declaration provides otherwise.
 Section 124 Exemption: **Continuing Care Facility** governed by Delaware Life-Care Registration Act created before 9/30/09 is not subject to DUCIOA .

APPLICABILITY OF DUCIOA TO COOPERATIVES

Pre-existing
created or approved before
September 30, 2009

Large Co-op
Greater than 20 units
and annual dues
is over \$500

**Applicable
DUCIOA**
§119 and 21 Sections
of DUCIOA

Public Offering Stmt
not required

Resale Certificate
required

**Repair/Replacement
Reserve**
required

§121-can amend to have
DUCIOA apply, then may
need POS, Resale Cert. &
Repair/Replace Reserve

Small Co-op
20 units or less not
expandable or annual
dues is \$500 or less

**Applicable
DUCIOA**
only §§105, 106 and 107
record by-laws

Public Offering Stmt
not required

Resale Certificate
not required

**Repair/Replacement
Reserve**
not required

§121-can amend to have
DUCIOA apply, then may
need POS, Resale Cert. &
Repair/Replace Reserve

New
created on or after
September 30, 2009

Large Co-op
Greater than 20 units

**Applicable
DUCIOA**
all of DUCIOA

Public Offering Stmt
required

Resale Certificate
required

**Repair/Replacement
Reserve**
required

Small Co-op
20 units or less
not expandable

**Applicable
DUCIOA**
only §§106 and 107
record bylaws

Public Offering Stmt
not required

Resale Certificate
not required

**Repair/Replacement
Reserve**
not required

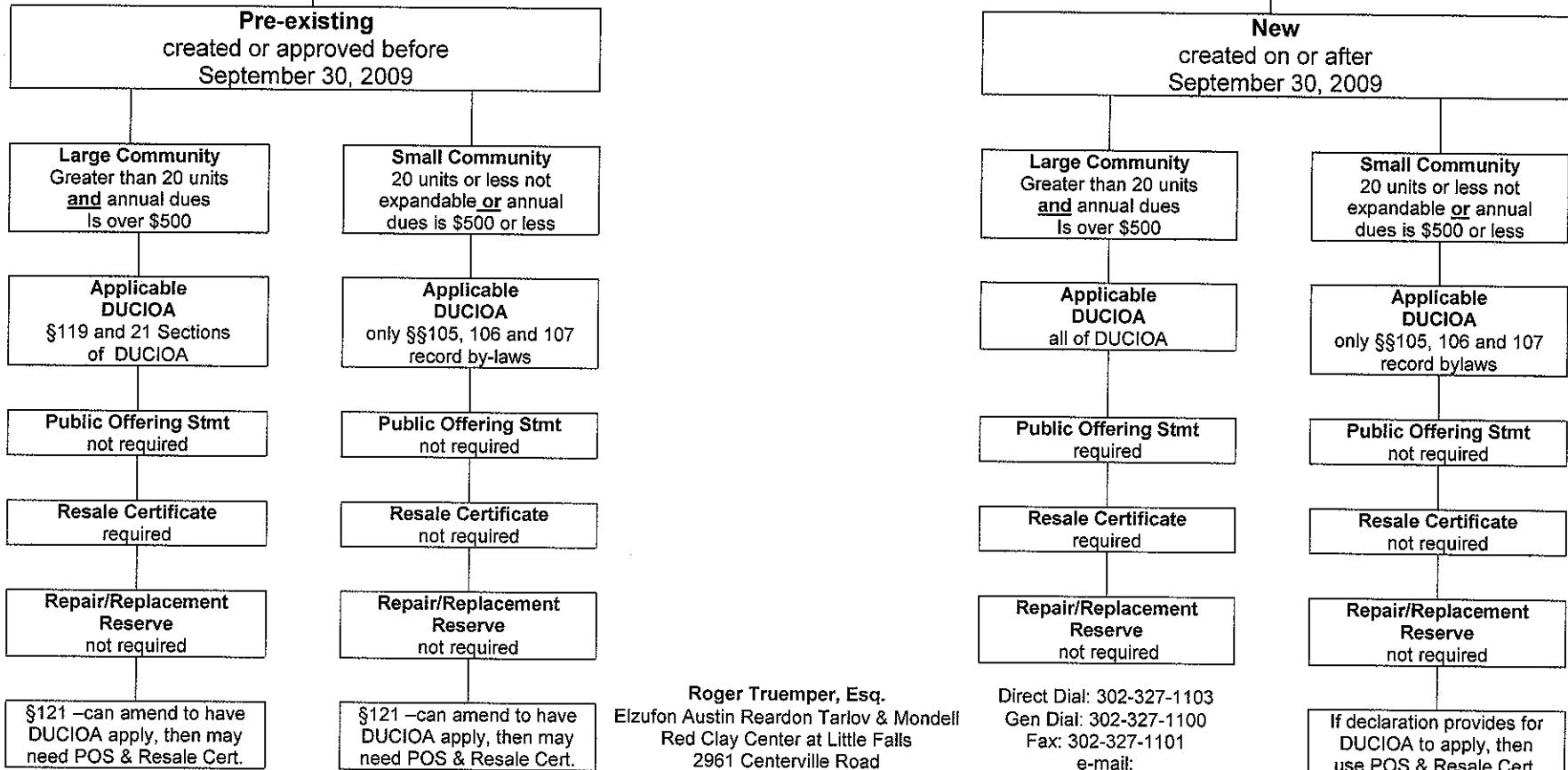
If declaration provides for
DUCIOA to apply, then
use POS, Resale Cert. &
Repair/Replace Reserve

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¹ Section 122 Exemption: **Non-Residential Cooperatives** are not subject to DUCIOA unless the declaration provides otherwise.
Section 124 Exemption: **Continuing Care Facility** governed by Delaware Life-Care Registration Act created before 9/30/09 is not subject to DUCIOA .

**APPLICABILITY OF DUCIOA TO
PLANNED COMMUNITIES**



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¹ Section 122 Exemption: **Non-Residential Planned Communities** are not subject to DUCIOA unless the declaration provides otherwise.
 Section 124 Exemption: **Continuing Care Facility** governed by Delaware Life-Care Registration Act created before 9/30/09 is not subject to DUCIOA .