

From: GinaA, MTJL <gina@mainetenants.org>
Sent: Tuesday, August 08, 2017 6:23 PM
To: 'Chief'
Subject: RE: RE: RE: Probate research/writing

Hello Ed,

I appreciate your confidence in my legal theories and your clarifying your preferred legal strategy.

The summary I provided was based on our 45-minute conversation without my seeing any exhibits or having access to any other details about this case.

You said the court is *"at the final stages of the probate procedures"* so the hearing on Sept. 16 will be focused on contesting the 2013 Will as a fake.

You also said you *"filed a contest to the Will... last December. Besides the continuances, nothing has been taken place by the court."*

In my legal opinion, contesting the 2013 Will as a forgery has no legal bearing on resolving Section 2580 violations because a conservator never has any right to execute a Will of a conservatee under Section 2580.

The issue to be debated on Sept. 16th is not necessarily the daughter's violations of Section 2580, but her knowingly and willfully forging a Will in 2013 and then forcing the mother to sign the Will under extreme pressure and undue influence.

According to the details you provided to me about this case, the daughter's temporary conservatorship in 2010 under Probate Code Section 2580 which was set to expire in 30-60 days is a completely different legal issue than the daughter forging a fake Will in 2013.

You said you are scheduled to challenge the fake Will on September 16, but you have not indicated if you filed any pleadings to challenge the daughter's temporary conservatorship from 2010 under Section 2580.

Regardless if the daughter was the temporary conservator in 2010, the daughter never had any legal right at any time to force the mother to execute another Will in 2013 for the sole purpose of the daughter defrauding the Estate and the Court.

We should speak on the phone again so we can clarify your preferred strategy and direction for the Sept. 16th hearing.

If you want me to continue my work, we really need to renegotiate my compensation to take into consideration the advanced legal tasks you are asking me to accomplish.

Please remember that my eBay listing was for research only, not for providing a viable legal strategy or to write complex legal pleadings.

Thank you for your continued support and guidance. I am looking forward to learning from you.

GinA

From: Chief [mailto:americanlaw@usa.com]
Sent: Tuesday, August 08, 2017 2:24 PM
To: GinA, MTJL
Subject: Re: RE: RE: Probate research/writing

Hello GinA,

Thank you for your quick research and the perception and mixed understanding of the laws and the precedence established by the courts regarding the issue of probate code 2580. Without deviating to other pertinent overall issues to the case, our focus must only be on the probate code's "Substitution of Judgment" issues and nothing else. There are dozens of issues that can withstand the legal challenges that we may raise only at a point if we do not succeed in vacating the bogus Will. So please concentrate only about the Probate code 2580 of the Article 10. I think you are on the right track but tend to deviate into very important issues though but not the ones we must address to exert out efforts to vacate the Will in question.

Thank you for your line of attack on the issue of probate in general. Let's focus on 2580 only!
Thanks
Ed

Sent: Monday, August 07, 2017 at 1:13 PM
From: "GinA, MTJL" <gina@mainetenants.org>
To: 'Chief' <americanlaw@usa.com>
Subject: RE: RE: Probate research/writing

Hello Ed.

As promised, I spent some time strategizing the best legal approach to nullify the 2013 Will, doing some quick research and drafting a short brief about my specific legal strategy.

Creating this outline required 3 hours of research, 1 hour of thinking/strategizing and 4 hours of writing the attached document, totaling 10 hours to date.

Attached is a 6-page Microsoft Word document (created on a Windows computer) outlining my proposed legal argument including relevant legal issues, outstanding critical questions, my proposed legal focus and some caselaw citations to support the motion.

Once/If you are able to provide me with 1 or 2 recent relevant cases about a beneficiary attempting to probate a fraudulent will, I will be able to quickly obtain supporting caselaw to draft and complete the motion and memorandum.

I can do that research myself from the beginning but it will take significantly longer than if you were able to provide 1 or 2 cases from which I can begin.

I look forward to hearing your legal opinion about the attached document and if you want to proceed accordingly or if you have a different legal strategy in mind.

Thank you for contacting me and for giving me an opportunity to work with you on this case.

GinA

From: Chief [mailto:americanlaw@usa.com]
Sent: Sunday, August 06, 2017 7:51 PM
To: GinA, MTJL
Subject: Re: RE: Probate research/writing

Thank you GinA for your candor and your thoughts about this matter. I, not only understand and appreciate the value that bring to this very early relationship in doing the legal work, and I agreed to pay you \$500 for your time for a possibly an impresssive overall legal scrutiny of the related P & As as well as formatting the initial draft for the filing with the Court Clerk the motion. Reason for my last email was that Cindy, the paralegal who has already started working on this case, wanted her to finish the entire research, formatting the legal argument and related work. I agreed that she will finish her work regardless of your doing the same without any bearing on her work. i will be in better position to discuss with you some of the pertinent issues on hand that Cindy has addressed or has not. I'll share her work with you for possible further calibration of the technicalities for the attorney to argue on the basis of what you or Cindy has put together. I have already paid you through Paypal only for a brief on this matter without going in great length. Once we fully agree the approach and how to formulate the entire Motion, then I will go ahead and pay you the balance in order for you to complete your side of the work. Does it make sense?

Regards,

Ed

Sent: Sunday, August 06, 2017 at 12:59 PM
From: "GinA, MTJL" <gina@mainetenants.org>
To: 'Chief' <americanlaw@usa.com>
Subject: RE: Probate research/writing

Thank you for your message. I have read it carefully several times to correctly understand what you are saying.

You appear to agree with my personal legal opinion and strategy to challenge the validity of the new will and the daughter's conservatorship as a fraud *ab initio*.

It seems you are asking me to formulate the entire legal strategy, provide the research, write the petition/motion and memorandum of points and authorities because of your need to work on your international tobacco case.

Last night we agreed on a price of \$500 for my research/writing assistance with this case although we both know the work I will do is much more valuable than \$500.

I am very excited to work with you on this and other projects regardless of the money I may earn, but I do not want to undervalue my skills and services or be taken advantage of because of my generosity and my love for law and justice.

Upon receipt of your payment as mentioned in your message below, I will spend up to 2 hours thinking about the legal strategy I would employ, do some quick legal research to support my argument and will write you a brief summary of my legal strategy with supporting caselaw to nullify the conservatorship and fraudulent will.

Once you decide if my legal approach is the same approach you want to take, it will be important for us to renegotiate my compensation if you are asking me to provide the legal strategy, write the pleadings and do the research to support the legal arguments.

I appreciate your confidence in my abilities, but I also appreciate what my skills are worth.

I appreciate your understanding my position and look forward to working with you.

GinA

From: Chief [mailto:americanlaw@usa.com]
Sent: Sunday, August 06, 2017 3:24 PM
To: GinA, MTJL
Subject: Re: Probate research/writing

Hi GinA,

Sorry for the delay in getting back with you. Last night's meeting with Cindy took longer than I wanted. Any way, after a lengthy discussion about the case, I'm more inclined to figure out what will be your approach to handle the Motion/Petition for this particular case. I will go ahead and pay you for two hours just to get some sense of direction and specific strategy that you may devise in order to get the probate code section 2580 violation enforced resulting in vacating the invalid Will that the conservator daughter made. I will wait to get a very specific judicial approach to this matter before we embark on a lengthy research and subsequent preparation of the Motion. There are two more issues not related to this matter that I will refer them to you, based on my sense of confidence on your abilities and your legal insight that you may apply with simpler logic to focus on the key issues of the problems.

Regards,

Ed

Sent: Saturday, August 05, 2017 at 4:23 PM
From: "GinA, MTJL" <gina@mainetenants.org>
To: americanlaw@usa.com
Subject: Probate research/writing

Hello Ed.

It was very nice speaking with you this evening.

I sent you a contact request from my business skype account "maine.tenants" so we can communicate more easily than through email.

I forgot to mention that I have 3 years completed toward my Bachelor's Degree in Mental Health & Human Services from the University of Maine at Augusta, most classes I have left are general education courses.

I now work from home because of deterioration of my spine and my not being able to sit or stand for long periods of time which restricts my ability to work at a "real job" in community. I do have a part-time job at a local convenience store which only requires 15 hours/week of my time and is limited to 3a-8a because I open their store twice a week and fill in where needed for my third shift.

I have an unusual sleep schedule and am usually awake at night because that is when I am able to best focus on my legal work and speak with a friend who brainstorms with me on my legal cases. I typically take a "nap" from 5p-10p daily so if you are unable to reach me for any reason, I am probably sleeping.

You can always leave me a chat on skype and I will respond when I am awake again. When I'm involved in my legal work, sleep is never a priority ... ;)

You are more than welcome to give my name and information to any colleagues who may need some assistance. I am always looking for interesting legal cases to work on.

I look forward to working with you on this and perhaps other cases.

GinA

From: Ed Silvercloud [mailto:edex@usa.com]
Sent: Tuesday, August 01, 2017 1:26 AM
To: GinA, MTJL
Subject: Re: RE: ebay from taxliensales

Hello GinA,

Thank you for your response. As far as my research about this type of cases are concerned I did that month ago and I spent over an hour to find the case histories of similar codes. But in order for me to do it again, I have to go back to the law library and do the same research. This is why I am looking for someone who is good in doing legal research for Points and Authorities. If you can do it or have someone assisting you do it would be of great help to me as I am undergoing some medical issues and that doesn't give me enough time to do almost anything.

Please let me know if you have the resources to find P & As so we can move forward.

Thanks

Ed

Sent: Monday, July 31, 2017 at 9:07 PM
From: "GinA, MTJL" <gina@mainetenants.org>
To: "Ed Silvercloud" <edex@usa.com>
Subject: RE: ebay from taxliensales

Hi Ed. Thank you for providing a very descriptive outline of this case.

You said you "found several cases strictly based on the above probate court that rendered any such financial and legal documents illegal".

It would be very helpful to have the names of those cases to begin our research so we know exactly what you are seeking for legal precedents.

We can definitely help you draft the Motion and Memorandum of Points and Authorities and find relevant caselaw to support your legal arguments.

To show you a sample of my work, you can visit my Scribd page <https://www.scribd.com/user/30305302/GinA> .

Please understand that I am not an attorney so I cannot and will not provide any legal advice. I do, however, have more than 25 years' experience as a legal secretary and administrative/legal assistant for private lawyers and state government agencies.

I am comfortable working with confidential information and affirm that all confidential information provided to me during this project will never be sold, shared, or disseminated to any individual or published in any public or private forum without your express written permission.

Once you send us the case names for the relevant precedents on point for this case, we will begin our research.

Thank you for requesting our services. We are excited to help you win this case!

GinA

Maine Tenants Research Team

From: Ed Silvercloud [mailto:edex@usa.com]
Sent: Monday, July 31, 2017 10:42 PM
To: gina@mainetenants.org
Subject: Ref: ebay from taxliensales

Hi Gina,

The case I need help with is about a probate Motion. According to California Probate code section 2580, Article 10, requires that a named conservator of an estate (not on person) must file a Petition to the Probate court to authorize the conservator to obtain a "Substituted judgment" authority in order to modify, alter, or create a new Will. This case is directly related to this code violation.

A mother conservatee (now Decedent), made a Will in Los Angeles years before becoming a conservatee of her daughter who was assigned by the court as the conservator of the mother. Mother and daughter have not been on speaking terms since last 15 years or so. Mother lived in Pasadena California while the daughter lives in Boston. After mother's unsuccessful attempt to regain her control and to vacate the conservatorship through the court, she decided to go back to India to live with her family who took care of her. She was alone in her big house with no one to look after her. In mother's absence from the house, daughter visits mother's vacant house by breaking the locks, finds a copy of the Last Will that the mother made in 2008. Daughter, conservator, upon finding out that her mother has disowned her from her Will, flies to India and compels the mother to create a new Will where daughter names herself as the exclusive beneficiary of a 3 million plus dollars estate of the mother. She flies back and files for the probate based on this newly created Will despite the fact a valid California notarized Will of 2008 existed.


By law court required the daughter (conservator) to send notices to all the siblings of the decedent. That's when I found out and the family in India asked me to submit the old Will in contest, which I did. Named Executor of the Will of 2008 is the elder sister of the Decedent in India. Daughter became the conservator of the mother in 2011, 3 years before her conservatorship was established by the court.

I have done some research at the Ventura County Law Library and found several cases strictly based on the above probate court that rendered any such financial and legal documents illegal if obtained by the conservator on self interest basis.

What I am trying to do is to file a Motion in the Probate court based on the above Probate codes with strong Memorandum of Points and Authorities to compel the court to render the last Will of the Conservator invalid in violation of the State of California Probate Court laws.

Can you help me draft the Motion? If not, can you put together a strong and powerful list of Points and Authorities in support of my Motion?

If you can do either of the above I will go ahead and pay you not for two but 4 hours of your time instead.

Four vertical lines of varying heights and positions on the left side of the page. The first line is the tallest, extending from the top of the text area to the bottom. The second line is shorter, starting from the top and ending at the level of the first line of text. The third line is the shortest, starting from the top and ending at the level of the second line of text. The fourth line is a thin line starting from the top and ending at the level of the third line of text.

Thanks

Ed

(805) 217-2419