

Arizona Supreme Court  
Administrative Office of the Courts



**Fiduciary Certification**

*Compliance Audit*

***Managed Protective Services, Inc.***

*May, 2008*



# Supreme Court

STATE OF ARIZONA  
ADMINISTRATIVE OFFICE OF THE COURTS

Ruth V. McGregor  
Chief Justice

David K. Byers  
Administrative Director  
of the Courts

July 8, 2008

Jane Anne Geisler  
Managed Protective Services, Inc.  
12252 North 111<sup>th</sup> Avenue  
Youngtown, AZ 85363

**RE: Fiduciary Compliance Audit**

Dear Ms. Geisler:

Enclosed is the final compliance audit report for the Managed Protective Services, Inc.

Thank you for the cooperation and assistance during the compliance audit process exhibited by you and your staff. Their hard work throughout the audit process has been appreciated. To the extent the fiduciary audit process will assist the court to ensure the safety, health and welfare of individuals and estates entrusted by the court to your management, we have benefited from our audit of Managed Protective Services, Inc. I hope Managed Protective Services, Inc. and your clients will equally benefit.

If you have any questions, please let me know at (602) 364-2378.

Sincerely,

A handwritten signature in black ink, reading "Nancy Swetnam", is written over a horizontal line.

Nancy Swetnam, Director  
Certification and Licensing Division

Enclosures

Copy: Honorable Karen O'Connor, Presiding Probate/Mental Health Judge, Superior Court in Maricopa County  
Dave Byers, Director, Administrative Office of the Courts  
Mike Baumstark, Deputy Director, Administrative Office of the Courts

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### *Disclaimer*

*This final report represents the information and conditions encountered at the point in time of the audit and does not purport to represent conditions prior to or subsequent to the performed audit. The information presented does not represent an endorsement or denunciation of the audited fiduciary or business.*

*After this report is distributed to the audited fiduciary, presiding judge of the county and, if a public fiduciary, the county supervisors, it becomes public record.*

# **EXECUTIVE SUMMARY**

# **Executive Summary**

## **Managed Protective Services, Inc.**

### **Compliance Audit Report**

The Arizona Supreme Court, Fiduciary Certification Program conducted a compliance audit of Managed Protective Services, Inc., a certified fiduciary business, pursuant to Arizona Revised Statutes § 14-5651 and Arizona Supreme Court Administrative Order 2003-31. During the period of September 17, 2007 through September 24, 2007 the Compliance Unit audited the fiduciary activities of Managed Protective Services, Inc. ("MPS") and the uncertified employees. The following is a summary of the audit findings.

#### ***Finding # 1 – Certification Number***

*MPS submitted documents to the Superior Court in Maricopa County without the fiduciary's certification number.*

MPS agreed and disagreed with the finding and stated they have sent letters to its counsel to ensure future compliance.

#### ***Finding # 2 – Late Filings***

*Statutorily required report on a fiduciary client was submitted to the court after the due date.*

MPS agreed and disagreed with the finding and have agreed to always file timely reports. One example of the finding was dismissed.

#### ***Finding # 3 – Documentation***

*MPS did not keep suitable records of the administration of client cases and exhibit those records upon request.*

This finding was dismissed after the MPS produced the appropriate documentation.

#### ***Finding # 4 – Inventory***

*MPS did not list in reasonable detail and indicate the market value of estates as of the date of appointment for each item to be listed on an inventory.*

MPS agreed and disagreed with the finding and have changed the process for developing Inventory and Appraisements. One of two examples of the finding was dismissed.

## **Executive Summary**

### ***Finding # 5 – Securing Assets***

*The fiduciary did not marshal and secure the property and income of the client as soon as possible.*

MPS agreed with the finding and has implemented new procedures to address the finding.

### ***Finding # 6 – Accuracy***

*Required court reports were inaccurately prepared and/or documented.*

MPS agreed and disagreed with the finding and will file accurate reports in the future.

### ***Finding # 7 – Failure to File Required Court Document***

*A fiduciary must account to the court for the administration of the estate at statutorily required times.*

MPS disagreed with the finding.

### ***Finding # 8 – Certified Staff***

*Staff exercising decision-making for a court appointed client in the course of their duties must become certified.*

MPS agreed with the finding and will require staff to seek a certified fiduciary for decision-making activities.

### ***Finding # 9 – Supplemental Inventory***

*A fiduciary must submit a supplemental inventory to the court when after discovered assets or values are not included on the initial inventory.*

MPS agreed with the finding and has filed an amended petition for a previously submitted accounting.

## **Executive Summary**

### ***Finding # 10 – Diligence***

*A fiduciary must exercise extreme care and diligence when making medical and financial decisions on behalf of a ward or protected person.*

MPS agreed with the finding and has implemented a new software program to alert staff regarding timely filings.

### ***Finding # 11 – Conflict of Interest***

*A fiduciary must avoid self-dealing or the appearance of a conflict of interest.*

MPS agreed with the finding and will document activities accurately to avoid the appearance of a conflict of interest.

### ***Finding # 12 – Compliance***

*A fiduciary will perform all duties and discharge all obligations in accordance with current Arizona law, administrative rules and court orders.*

MPS agreed with the finding and has submitted an amended report to the court plus have submitted an Inventory and Appraisal covering the time of a temporary appointment.

# **FINAL REPORT**

## **Managed Protective Services, Inc.**

### **Compliance Audit Report**

#### ***Objective***

The compliance audit of Managed Protective Services, Inc. was conducted pursuant to the Fiduciary Program's responsibilities as set forth in A.R.S. § 14-5651, Arizona Supreme Court Administrative Order No. 2003-31 and the Arizona Code of Judicial Administration ("ACJA") § 7-201: General Requirements and § 7-202: Fiduciaries<sup>1</sup>.

The objective of the compliance audit was to determine compliance with applicable statutes, Arizona Supreme Court orders and rules and ACJA § 7-201 and § 7-202.

#### ***Methodology***

In preparation for the compliance audit, preliminary survey questions were requested and responded to by Managed Protective Services, Inc. The responses were reviewed and compiled to assist in the development of case file samples. In addition, information was requested from the Superior Court in Maricopa County to verify court appointment information.

In order to test for compliance, the program has developed and currently utilizes a set of fiduciary compliance attributes consisting of Arizona statutes, Arizona Supreme Court rules and ACJA § 7-201 and § 7-202. Compliance with these requirements was tested by staff interviews, observation and reviewing samples of client case files.

The court appointed client case files review was designed to provide conclusions about the accuracy, validity and timeliness of transactions, internal controls and compliance with the fiduciary attributes.

Beginning September 17, 2007 and prior to beginning the onsite fieldwork, the auditor reviewed the client court files from the Superior Court in Maricopa County and conducted internal controls interviews with Managed Protective Services, Inc. staff.

During the period of September 17, 2007 through September 24, 2007, the Compliance Unit of the Certification and Licensing Division of the Administrative Office of the Courts, Arizona Supreme Court, conducted the onsite compliance portion of the

<sup>1</sup> Arizona Codes of Judicial Administration, General Requirements & Fiduciaries, January 1, 2007.

## **Managed Protective Services, Inc. Compliance Audit Report**

audit of the Managed Protective Services, Inc. office. The onsite compliance audit consists primarily of fiduciary client case file review. The audit also included the fiduciary activities of the uncertified staff. An Exit Interview was conducted October 1, 2007.

Managed Protective Services, Inc. is the court appointed fiduciary on eighty (80) court-appointed and fourteen non-court appointed client cases at the time of fieldwork. Managed Protective Services, Inc. has approximately \$ 23,298,000 in court-appointed client assets under management and one certified fiduciary, the designated principal.

Managed Protective Services, Inc. has ten employees, one of whom is certified, the principal fiduciary.

### ***Scope***

The compliance audit team reviewed a sample of ten client case files of court appointments, focusing on the internal controls, processes, timeliness, accuracy, statutory and code requirements of client case administration.

### ***Summary***

The fiduciary and staff extended professional courtesies and cooperation to the audit team during the course of the audit.

The compliance audit found non-compliance in twelve (12) key areas. The non-compliance was found in the areas of inventory and appraisements, documentation, accuracy, certified staff and fiduciary responsibilities. These findings are discussed as follows:

## Managed Protective Services, Inc. Compliance Audit Report

|                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Finding # 1</b></p> <p>➤ <b>Certification Number</b></p> <p><u>Related Attributes:</u></p> <p>Arizona Code of Judicial Administration § 7-202(F)(3)</p> <p><b>Requirement</b></p> | <p>Documents submitted to the Superior Court in Maricopa County did not include the fiduciaries' certification numbers.</p> <ul style="list-style-type: none"> <li>• Court documents filed for clients were missing the certification number (one or both fiduciary's certification numbers) – Clients # 2, 3, 4, 5, 6, 8, 9 &amp; 10</li> </ul> <p>Certified fiduciaries must include the required certification numbers on all documents submitted to the superior court.</p>                                |
| <p><b>Auditee's Response</b></p>                                                                                                                                                        | <p><i>"Agree/Disagree: Admittedly, there has been confusion regarding whether the certification numbers should be included only in the heading and signature page or in the whole body of the document or both where ever the principal and agency was being referenced. The certification should always follow my signature. I have made every effort to include such."</i></p> <p><i>"Upon further research, it appears that certification numbers are required in the heading and signature pages."</i></p> |
| <p><b>Corrective Action</b></p>                                                                                                                                                         | <p><i>"See enclosed correspondence dated October 16, 2007 to counsel of record."</i></p>                                                                                                                                                                                                                                                                                                                                                                                                                       |

## Managed Protective Services, Inc. Compliance Audit Report

### ***Finding # 2***

#### **➤ *Timeliness***

#### **Related Attributes:**

*ARS § 14-5315(A), ARS § 14-5418(A), ARS § 14-5419(A)*

*Arizona Code of Judicial  
Administration  
§ 7-202 (J)(2)(e)*

#### ***Requirement***

Statutorily required reports on fiduciary clients were submitted to the court after the due date triggering an *Order to Show Cause*.

- Late Annual Guardianship Reports – Client # 9
- Late Inventory and Appraisalment – Client # 5
- Late Annual Accounting – Client # 9

The fiduciary must submit the required reports on or before the statutorily required due date or court ordered due date for each client.

### ***Auditee's Response***

***“Agree: Late Annual Guardian Report – Client # 9***

*MPS filed the Report of Guardian on August 11, 2005. It was due to be filed on July 18, 2005. It was late by eighteen (18) days.”*

***“Disagree: Late Inventory and Appraisalment – Client # 5***

*MPS was appointed as Guardian and Conservator on May 10, 2005. The Inventory and Appraisalment was filed in a timely manner, within 90 days of appointment on August 2, 2005 (due by August 10 – See attached).”*

**AUDITOR NOTE: THIS EXAMPLE OF THE FINDING IS DISMISSED.**

***“Agree/Disagree: Late Annual Accounting – Client # 9***

*MPS was appointed as Guardian and Conservator on April 18, 2002. Annual Accountings were timely filed on June 27, 2003, June 30, 2005, June 9, 2006 and June 28, 2007. The Annual Accounting is due July 18<sup>th</sup> annually, In 2004 the Annual Accounting was filed on July 30, 2004. It was late by nine (9) days (See attached exhibits: Letters of Appointment and conformed copies of filing Annual Accountings).”*

## Managed Protective Services, Inc. Compliance Audit Report

### ***Corrective Action***

*"In January, 2003 MPS has implemented an agency wide scheduling system namely Time Matters. All subsequent filings have occurred in a timely manner."*

## Managed Protective Services, Inc. Compliance Audit Report

### ***Finding #3***

#### **➤ Documentation**

#### **Related Attributes:**

*A.R.S. § 14-5418(B)*

By statute a fiduciary must keep suitable records of the administration of client cases and exhibit those records upon request. Suitable records include conformed copies of client court documents and documentation which includes decision-making and tracks the disposition, storage, disbursement and appreciation of items in a client's estate. Examples of missing documentation are:

- Voided check #128 not accounted for on internal accounting – Client # 1
- No proof the Letters were recorded with the county recorder – Client # 6, 8, 9,
- No invoice for room and board payment was found – Client # 9
- Unable to verify closure of Bank of America account – Client # 9

### ***Requirement***

A fiduciary must develop a systematic process for marshalling, securing and documenting the administration of a client's estate and/or care to include all assets, transactions, activities and decision-making for each court appointed client.

### ***Auditee's Response***

***"Disagree: Voided check # 128 not accounted for on internal accounting – Client # 1***

*Attached please find copies of the voided check # 128 located in the client file."*

***"Disagree: No proof of Letters were recorded with the county recorder – Client # 6, 8, 9***

*Client # 6 – Letters were recorded with Maricopa County Records Office on October 18, 2007.*

*Client # 8 – Letters were recorded with Maricopa County recorder Office on August 14, 2006.*

*Client # 9 – Letters were recorded on August 2, 2002. (See attached)"*

***"Disagree: No invoice for room and board payment was found – Client # 9***

## Managed Protective Services, Inc. Compliance Audit Report

*Please find attached the invoice for November and December 2006. However, the ward had qualified for ALTC, which was retroactive to November leaving a credit balance on the facility books valid through May, 2007. Therefore, no Invoices were forwarded."*

**"Disagree:** *Unable to verify closure of Bank of America account – Client # 9*

*Bank of America Accounts were closed as follows: # 3342 CD closed on April 3, 2003 and transferred to account ending in # 2747, and CD account ending in # 7197 was transferred and closed on November 5, 2005 and transferred to the same account ending in #2747. Back up statements can be retrieved from storage or statements can be ordered reflecting the closure if needed, as 2005 files are not available onsite and would have to be retrieved, however, transfer balances were reflected in the accountings covering these dates."*

### **Corrective Action**

"N/A"

**AUDITOR'S NOTE: THIS FINDING IS DISMISSED.  
AUDITEE HAS PROVEN FINDING WAS NOT CORRECT.**

## Managed Protective Services, Inc. Compliance Audit Report

|                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
|------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Finding # 4</b></p> <p>➤ <b>Inventory</b></p> <p><u>Related Attributes:</u></p> <p>ARS § 14-3706(A).</p> <p><b>Requirement</b></p> | <p>Arizona statute requires a fiduciary to list with reasonable detail and indicate the market value of an estate as of the date of appointment or date of death of each item listed on the inventory.</p> <ul style="list-style-type: none"> <li>• There was no proof of an estate inventory – Client # 2</li> <li>• Failed to file an Inventory and Appraisal – Client # 4</li> </ul> <p>The fiduciary must provide detail on an inventory, even if it is of nominal value, to avoid giving erroneous or misleading information to either the court and/or interested parties.</p> |
| <p><b>Auditee's Response</b></p>                                                                                                         | <p><b><i>“Disagree: There was no proof of an estate inventory – Client # 2</i></b></p> <p><i>Inventory and Appraisement was filed on May 2, 2006. A copy of Proof of Mailing is attached.”</i></p> <p><b><i>“Agree/Disagree: Failed to file an Inventory and Appraisal – Client # 4</i></b></p> <p><i>MPS was informed that their sole purpose was to hold and eventually distribute \$ 17,000 to the heir(s) upon resolution of the lawsuit. The Probate Mater [REDACTED] on Wrongful Death filed the Inventory and Appraisement.”</i></p>                                          |
| <p><b>Corrective Action</b></p>                                                                                                          | <p><b><i>“Client # 2 – N/A”</i></b></p> <hr/> <p><b>AUDITOR’S NOTE: THIS EXAMPLE OF THE FINDING IS DISMISSED.</b></p> <hr/> <p><b><i>“Client # 4 – On October 16, 2007 a Final Accounting was filed and reflects the beginning Inventory balance.”</i></b></p>                                                                                                                                                                                                                                                                                                                       |

## Managed Protective Services, Inc. Compliance Audit Report

### **Finding # 5**

#### **➤ Securing Assets**

#### Related Attributes:

A.R.S. § 14-5417

Arizona Code of Judicial  
Administration  
§ 7-202(J)(5)(b)

#### **Requirement**

A fiduciary must take reasonable steps to marshal and secure the property and income of the protected person's estate as soon as possible.

- Bank accounts and investments were not titled in the name of the PR – Client # 2

The fiduciary appointed as a conservator must observe the standard of care of a prudent man dealing with the property of another and if the fiduciary has special skills or expertise (i.e. certification) she is under a duty to exercise prudence, intelligence and diligence.

#### **Auditee's Response**

*"Agree: Assets were secured under the Power of Attorney proceeding clients death to minimize expense to the Estate, final distributions were made from the existing accounts to the beneficiaries."*

#### **Corrective Action**

*"On October 3, 2007, MPS has implemented new procedures directing staff to re-title all accounts to reflect accurately, its current status (see attached)."*

## Managed Protective Services, Inc. Compliance Audit Report

|                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Finding # 6</b></p> <p>➤ <b>Accuracy</b></p> <p><u>Related Attributes:</u></p> <p>Arizona Code of Judicial Administration §§ 7-202 (J)(4)(j) &amp; 7-202(J)(5)(h)</p> <p><b>Requirement</b></p> | <p>The inventory and appraisalment, annual accounting and annual guardianship reports required by the court were inaccurately prepared and/or documented in the sampled cases:</p> <ul style="list-style-type: none"> <li>• Amount of \$3.57 in Bank of America account conflicts with first &amp; final accounting filed with the court which shows balance of \$0.00 – Client # 2</li> <li>• Conflicting amounts on proof for Bank of America CD #5556 and Inventory filed with the court – Client # 8</li> <li>• The “High” closing amount was used when calculating stock values – Client # 10</li> <li>• A double billing July 18, 2006 was noted – Client # 10</li> </ul> <p>The fiduciary must ensure any document filed with the Superior Court is complete, accurate and understandable.</p>                                                                                                                                                                                                                                         |
| <p><b>Auditee's Response</b></p>                                                                                                                                                                      | <p><b>“Agree:</b> Amount of \$ 3.57 in Bank of America account conflicts with first and final accounting filed with the court which shows a balance of \$ 0.00 – Client # 2</p> <p><i>The balance of \$ 3.57 in the Bank of America account was interest accrued prior to the clearance of all checks, and therefore was not reflected in the final accounting.”</i></p> <p><b>“Disagree:</b> Conflicting amounts on proof of Bank of America CD # 55556 and Inventory filed with the court – Client # 8</p> <p><i>The amount listed on the Proof of Restricted account accurately reflects the accrued interest in the amount of \$ 189.79. MPS had not yet received the quarterly interest which then required posting.”</i></p> <hr/> <p><b>AUDITOR’S NOTE: THIS EXAMPLE OF THE FINDING STANDS</b></p> <hr/> <p><b>“Disagree:</b> A double billing July 18, 2006 was noted – Client # 10</p> <p><i>The July 18, 2006 was not a double billing, however was a “scribbler’s error” leading to the belief that it was a double entry.</i></p> |

**Managed Protective Services, Inc.**  
**Compliance Audit Report**

*However, the time included both review of the new matter opening of the file, preparation and meeting with client and attorney prior to the hearing at the Northeast Court."*

***Corrective Action***

*"Client # 2 -- \$ 3.57 was included in the final disbursement."*

## Managed Protective Services, Inc. Compliance Audit Report

### ***Finding # 7***

#### ***➤ Failure to File Required Court Document***

#### ***Related Attributes:***

*A.R.S. § 14-5419(A)*

#### ***Requirement***

Every conservator must account to the court for the administration of the estate not less than annually and on resignation or removal and on termination of the conservatorship.

- A final accounting was not filed – Client # 5

The fiduciary must provide all required court reports/documents accurately and timely.

### ***Auditee's Response***

***“Disagree: A final accounting was not filed – Client # 5***

*A Final Accounting for client # 5 was not required as the Conservatorship was discharged after a Settlement Agreement was reached and a Petition filed on February 14, 2006. However, a 5.7 Narrative was submitted for all fees billed and filed with the Court on the same day (See attached # 7). ”*

### ***Corrective Action***

*“N/A”*

**AUDITOR’S NOTE: FINDING STANDS.**

## Managed Protective Services, Inc. Compliance Audit Report

### **Finding # 8**

#### **➤ Certified Staff**

#### Related Attributes:

*Arizona Code of Judicial  
Administration § 7-202  
(E)(1)(b)(4)*

The Arizona Code of Judicial Administration § 7-202 requires the principal fiduciary to agree that not fewer than one certified fiduciary shall have the assigned primary responsibility for each court appointment as a guardian, conservator or personal representative.

- Interviews with staff confirmed the Director of Financial Management should be a certified fiduciary. The three Care Managers and the Property Manager would benefit from being certified fiduciaries.
- Non-certified staff signed a Do Not Resuscitate form – Client # 3
- Non-certified staff signed facility document as the guardian – Client # 9

#### **Requirement**

Staff exercising decision-making for a court appointed client in the course of their duties should become certified.

### **Auditee's Response**

***“Agree:** Interviews with staff confirmed the Director of financial Management should be a certified fiduciary. The three Care Managers and the Property Manager would benefit from being certified fiduciaries.*

*The Director of Financial Management and eligible Care Managers and Property Management will schedule to complete the Certified Fiduciary Exam in 2008.”*

***“Agree:** Non-certified staff signed a Do Not Resuscitate form – Client # 3*

*A memo dated October 2, 2007, was circulated and staff was instructed to forward all documents to the Certified Fiduciary for review and signature.”*

***“Agree:** Non-certified staff signed facility document as the guardian – Client # 9*

*See above explanation.”*

## Managed Protective Services, Inc. Compliance Audit Report

### ***Corrective Action***

*"See attached memo date October 2, 2007"*

***AUDITOR'S NOTE:*** *The memo referenced requires staff to administratively seek a Certified Fiduciary for client document sign-off.*

## Managed Protective Services, Inc. Compliance Audit Report

|                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
|-----------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Finding # 9</b></p> <p>➤ <b>Supplemental Inventory</b></p> <p><u>Related Attributes</u></p> <p>A.R.S. § 14-3708</p> <p><b>Requirement</b></p> | <p>Client property subsequently discovered or valued was not included in the original inventory &amp; appraisal and was not disclosed to the court in a supplemental inventory.</p> <ul style="list-style-type: none"> <li>• Several after discovered assets warranted the submission of a supplemental inventory – Client # 8</li> </ul> <p>If any property not included in the original inventory comes to the knowledge of a fiduciary or if the fiduciary learns the value or description indicated in the original inventory for any item is incorrect or misleading, the fiduciary must make a supplementary inventory and file it with the court.</p> |
| <p><b>Auditee's Response</b></p>                                                                                                                    | <p><i>“Agree: Several after “discovered assets” warranted the submission of a supplemental inventory – Client # 8”</i></p> <p><i>“On September 20, 2007, MPS filed an Amendment to Petition for Approval of: First Account of Conservator and Fiduciary Fees for the Period June 15, 2006 through June 14, 2007 which disclosed the discovered assets after the initial inventory. (See pg.1, ¶ 2, Line 19 – 23).”</i></p>                                                                                                                                                                                                                                   |

## Managed Protective Services, Inc. Compliance Audit Report

### **Finding # 10**

#### **➤ Diligence**

#### Related Attributes

Arizona Code of  
Judicial  
Administration §  
7-202 (J)(4) &  
(J)(5)(d)

The fiduciary must exercise extreme care and diligence when making medical and financial decisions on behalf of a ward or protected person.

- The Power of Attorney utilized to make decisions for client was void. Notary commission was expired – Client # 2
- Letters of Guardianship not filed timely after Order Appointing Guardian – Clients # 3 & 6
- Estate Management Plan included HOA Fees on house which was to be sold immediately and car insurance was paid on a car not in use – Client # 8
- A client account was permitted to exceed the FDIC collateralized amount – Client # 10

#### **Requirement**

During the course of management of a client's estate, the fiduciary must exercise intelligence, prudence and diligence in the discharge of all duties. The fiduciary must avoid any self-interest during the course of these duties.

### **Auditee's Response**

*"Agree: The Power of Attorney utilized to make decisions for client was void. Notary commission was expired – Client # 2*

*The Notary stamp on the Power of Attorney had expired. Counsel was advised of this. (See attached correspondence dated December 18, 2007)."*

*"Agree: Letters of Guardianship not filed timely after Order Appointing guardian – Clients # 3 & 6*

*MPS admits that the Letters of Appointment and Order Appointing were not filed in a timely manner.*

*Client # 3 – The template filed by counsel was incorrect. Follow up correspondence alerted counsel of the need for issuance of New Letters.*

*Client # 6 – Initial letters were signed on January 3, 2007 and forwarded to counsel on that date. Those Letters were NEVER filed by counsel (see attached Letters). Time Matters alerted MPS that those Letters had not been filed (see attached). A second set of Letters were recreated by counsel (see attached) and reissued for signature creating a late filing."*



# **APPENDIX I**

## **RESPONSE TO FINAL REPORT**



managed  
protective  
services<sub>inc.</sub>

December 18, 2007

Supreme Court State of Arizona  
Administrative Office of the Courts  
Attn: Kitty Boots, Compliance Unit Manager  
1501 West Washington Street  
Phoenix, Arizona 85007-3231

RE: Fiduciary Compliance Audit

Dear Ms. Boots:

Managed Protective Services, Inc. would like to extend its sincerest thanks to you and your staff for the provision of guidance and support during the recent audit of our office. You were expeditious, thorough and professional.

Enclosed please find Managed Protective Services, Inc.'s response to the findings referenced to the Draft Report dated November 20, 2007.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

RECEIVED

DEC 21 2007

Encl:

OFFICE

FAX

EMAIL

WEB

|                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|-----------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Finding # 1</b></p> <p>➤ <b><i>Certification Number</i></b></p> | <ul style="list-style-type: none"> <li>• Court documents filed for clients were missing the certification number (one or both fiduciary's certification numbers) – Clients #2,3,4,5,6,8,9, &amp; 10</li> </ul>                                                                                                                                                                                                                                                                                                                                          |
| <p><b><i>Auditee's Response</i></b></p>                               | <ul style="list-style-type: none"> <li>• <b><i>Agree/Disagree:</i></b> Admittedly, there has been confusion regarding whether the certification numbers should be included only in the heading and signature page or in the whole body of the document or both where ever the principal and agency was being referenced. The certification should always follow my signature. I have made every effort to include such.</li> </ul> <p>Upon further research, it appears that certification numbers are required in the heading and signature pages.</p> |
| <p><b><i>Corrective Action</i></b></p>                                | <p>See enclosed correspondence dated October 16, 2007 to counsel of record.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |

|                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
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| <p><b>Finding # 2</b></p> <p>➤ <b><i>Timeliness</i></b></p> | <p>Statutorily required reports on fiduciary clients were submitted to the court after the due date triggering an <i>Order to Show Cause</i>.</p> <ul style="list-style-type: none"> <li>• Late Annual Guardianship Reports – Client #9</li> <li>• Late Inventory and Appraisement – Client # 5</li> <li>• Late Annual Accounting – Client #9</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <p><b><i>Auditee's Response</i></b></p>                     | <ul style="list-style-type: none"> <li>• <b><i>Agree:</i></b> Late Annual Guardian Report – Client #9</li> </ul> <p>MPS filed the Report of Guardian on August 11, 2005. It was due to be filed on July 18, 2005. It was late by eighteen (18) days.</p> <ul style="list-style-type: none"> <li>• <b><i>Disagree:</i></b> Late Inventory and Appraisement – Client #5</li> </ul> <p>MPS was appointed as Guardian and Conservator on May 10, 2005. The Inventory and Appraisement was filed in a timely manner, within 90 days of appointment on August 2, 2005 (due by August 10, 2005 – <i>See attached</i>).</p> <ul style="list-style-type: none"> <li>• <b><i>Agree/Disagree:</i></b> Late Annual Accounting – Client #9</li> </ul> <p>MPS was appointed as Guardian and Conservator on April 18, 2002. Annual Accountings were timely filed on June 27, 2003, June 30, 2005, June 9, 2006 and June 28, 2007. The Annual Accounting is due July 18<sup>th</sup> annually. In 2004 the Annual Accounting was filed on July 30, 2004. It was late by nine (9) days (See attached exhibits: Letters of Appointment and conformed copies of filing Annual Accountings).</p> |
| <p><b><i>Corrective Action</i></b></p>                      | <p>In January, 2003, MPS has implemented an agency wide scheduling system namely Time Matters. All subsequent filings have occurred in a timely manner.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |

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| <p><b>Finding # 3</b></p> <p>➤ <b>Documentation</b></p> | <p>By statute a fiduciary must keep suitable records of the administration of client cases and exhibit those records upon request. Suitable records include conformed copies of client court documents and documentation which includes decision-making and tracks the disposition, storage, disbursement and appreciation of items in a client's estate. Examples of missing documentation are:</p> <ul style="list-style-type: none"> <li>• Voided check #128 not accounted for on internal accounting - Client #1</li> <li>• No proof of Letters were recorded with the county recorder - Client #6,8,9</li> <li>• No invoice for room and board payment was found – Client #9</li> <li>• Unable to verify closure of Bank of America account – Client #9</li> </ul>                                                                                                                                                                                                                                                                                                 |
| <p><b>Auditee's Response</b></p>                        | <ul style="list-style-type: none"> <li>• <b>Disagree:</b> Voided check #128 not accounted for on internal accounting - Client #1</li> </ul> <p>Attached please find copies of the voided check #128 located in the client file</p> <ul style="list-style-type: none"> <li>• <b>Disagree:</b> No proof of Letters were recorded with the county recorder - Client #6,8,9</li> </ul> <p>Client #6 – Letters were recorded with Maricopa County Records Office on October 18, 2007.<br/> Client #8 – Letters were recorded with Maricopa County Recorder Office on August 14, 2006.<br/> Client #9 – Letters were recorded on August 2, 2002.<br/> (See attached)</p> <ul style="list-style-type: none"> <li>• <b>Disagree :</b> No invoice for room and board payment was found – Client #9</li> </ul> <p>Please find attached the invoice for November and December 2006. However, the Ward had qualified for ALTC, which was retroactive to November leaving a credit balance on the facility books valid through May, 2007. Therefore, no Invoices were forwarded.</p> |

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|                          | <ul style="list-style-type: none"> <li>• <b>Disagree:</b> Unable to verify closure of Bank of America account – Client #9</li> </ul> <p>Bank of America Accounts were closed as follows; #3342 CD closed on April 3, 2003 and transferred to account ending in #2747, and CD account ending in #7197 was transferred and closed on November 5, 2005 and transferred to the same account ending in #2747. Back up statements can be retrieved from storage or statements can be ordered reflecting the closure if needed, as 2005 files are not available onsite and would have to be retrieved, however, transfer balances were reflected in the accountings covering these dates.</p> |
| <b>Corrective Action</b> | N/A                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |

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| <p><b>Finding # 4</b></p> <p>➤ <i>Inventory</i></p> | <p>Arizona statute requires a fiduciary to list with reasonable detail and indicate the market value of an estate as of the date of appointment or date of death of each item listed on the inventory.</p> <ul style="list-style-type: none"> <li>• There was no proof of an estate inventory – Client #2</li> <li>• Failed to file an Inventory and Appraisal – Client #4</li> </ul>                                                                                                                                                                    |
| <p><b>Auditee's Response</b></p>                    | <ul style="list-style-type: none"> <li>• <b>Disagree:</b> There was no proof of an estate inventory – Client #2<br/>Inventory and Appraisement was filed on May 2, 2006. A copy of Proof of Mailing is attached.</li> <li>• <b>Agree/Disagree:</b> Failed to file an Inventory and Appraisal – Client #4<br/>MPS was informed that their sole purpose was to hold and eventually distribute \$17,000 to the heir(s) upon resolution of the lawsuit. The Probate Matter ( [REDACTED] ) on Wrongful Death filed the Inventory and Appraisement.</li> </ul> |
| <p><b>Corrective Action</b></p>                     | <p>Client #2 - N/A</p> <p>Client #4 - On October 16, 2007 a Final Accounting was filed and reflects the beginning Inventory balance.</p>                                                                                                                                                                                                                                                                                                                                                                                                                 |

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| <p><b>Finding # 5</b></p> <p>➤ <i>Securing Assets</i></p> | <p>A fiduciary must take reasonable steps to marshal and secure the property and income of the protected person's estate as soon as possible.</p> <ul style="list-style-type: none"> <li>• Bank accounts and investments were not titled in the name of the PR – Client #2.</li> </ul> |
| <p><i>Auditee's Response</i></p>                          | <ul style="list-style-type: none"> <li>• <i>Agree:</i> Assets were secured under the Power of Attorney proceeding clients death to minimize expense to the Estate, final distributions were made from the existing accounts to the beneficiaries.</li> </ul>                           |
| <p><i>Corrective Action</i></p>                           | <p>On October 3, 2007, MPS has implemented new procedures directing staff to re-title all accounts to reflect accurately, its current status (see attached).</p>                                                                                                                       |

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| <p><b>Finding # 6</b></p> <p>➤ <i>Accuracy</i></p> | <p>The inventory and appraisalment, annual accounting, and annual guardianship reports required by the court were inaccurately prepared and/or documented in the sampled cases:</p> <ul style="list-style-type: none"> <li>• Amount of \$3.57 in Bank of America account conflicts with first &amp; final accounting filed with the court which shows balance of \$0.00 – Client #2</li> <li>• Conflicting amounts on proof of Bank of America CD #55556 and Inventory filed with the court – Client #8</li> <li>• The “High” closing amount was used when calculating stock values – Client #10</li> <li>• A double billing July 18, 2006 was noted – Client #10</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <p><b>Auditee’s Response</b></p>                   | <ul style="list-style-type: none"> <li>• <i>Agree:</i> Amount of \$3.57 in Bank of America account conflicts with first &amp; final accounting filed with the court which shows balance of \$0.00 – Client #2</li> </ul> <p>The balance of \$3.57 in the Bank of America account was interest accrued prior to the clearance of all checks, and therefore was not reflected in the final accounting.</p> <ul style="list-style-type: none"> <li>• <i>Disagree:</i> Conflicting amounts on proof of Bank of America CD #55556 and Inventory filed with the court – Client #8</li> </ul> <p>The amount listed on the Proof of Restricted account accurately reflects the accrued interest in the amount of \$189.79. MPS had not yet received the quarterly interest which then required posting.</p> <ul style="list-style-type: none"> <li>• <i>Disagree:</i> The “High” closing amount was used when calculating stock values – Client #10</li> </ul> <p>Managed Protective Services used the “fair market value” pursuant to A.R.S. 14-3706, when obtaining stock values. Additionally, all gains were subsequently reflected on the final accounting submitted to the Court on August 13, 2007 and reviewed by the Court Accountant on November 15, 2007.</p> <ul style="list-style-type: none"> <li>• <i>Disagree:</i> A double billing July 18, 2006 was noted –</li> </ul> |

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|                                 | <p>Client #10</p> <p>The July 18, 2006 was not a double billing, however was a "scribbler's error" leading to the belief that it was a double entry. However, the time included both review of the new matter, opening of the file, preparation and meeting with client and attorney prior to the hearing at the Northeast Court</p> |
| <b><i>Corrective Action</i></b> | <p>Client # 2 - \$3.57 was included in the final disbursement.</p>                                                                                                                                                                                                                                                                   |

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| <p><b>Finding # 7</b></p> <p>➤ <b><i>Failure to File Required Court Document</i></b></p> | <p>Every conservator must account to the court for the administration of the estate not less than annually and on resignation or removal and on termination of the conservatorship.</p> <ul style="list-style-type: none"> <li>• A final accounting was not filed – Client #5</li> </ul>                                                                                                                                          |
| <p><b><i>Auditee's Response</i></b></p>                                                  | <ul style="list-style-type: none"> <li>• <b><i>Disagree:</i></b> A final accounting was not filed – Client #5</li> </ul> <p>A Final Accounting for client #5 was not required as the Conservatorship was discharged after a Settlement Agreement was reached and a Petition filed on February 14, 2006. However a 5.7 Narrative was submitted for all fees billed and filed with the Court on the same day (See attached #7).</p> |
| <p><b><i>Corrective Action</i></b></p>                                                   | <p>N/A</p>                                                                                                                                                                                                                                                                                                                                                                                                                        |

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| <p><b>Finding # 8</b></p> <p>➤ <i>Certified Staff</i></p> | <p>The Arizona Code of Judicial Administration § 7-202 requires the principal fiduciary to agree that not fewer than one certified fiduciary shall have the assigned primary responsibility for each court appointment as a guardian, conservator or personal representative.</p> <ul style="list-style-type: none"> <li>• Interviews with staff confirmed the Director of Financial Management should be a certified fiduciary. The three Care Managers and the Property Manager would benefit from being certified fiduciaries.</li> <li>• Non-certified staff signed a Do Not Resuscitate form – Client #3</li> <li>• Non-certified staff signed facility document as the guardian – Client #9.</li> </ul> <p>Staff exercising decision-making for a court appointed client in the course of their duties should become certified.</p>                                                                             |
| <p><b>Auditee's Response</b></p>                          | <ul style="list-style-type: none"> <li>• <b>Agree:</b> Interviews with staff confirmed the Director of Financial Management should be a certified fiduciary. The three Care Managers and the Property Manager would benefit from being certified fiduciaries.</li> </ul> <p>The Director of Financial Management and eligible Care Managers and Property Management will schedule to complete the Certified Fiduciary Exam in 2008.</p> <ul style="list-style-type: none"> <li>• <b>Agree:</b> Non-certified staff signed a Do Not Resuscitate form – Client #3</li> </ul> <p>A memo dated October 2, 2007, was circulated and staff was instructed to forward <u>all</u> documents to the Certified Fiduciary for review and signature.</p> <ul style="list-style-type: none"> <li>• <b>Agree:</b> Non-certified staff signed facility document as the guardian – Client #9</li> </ul> <p>See above explanation.</p> |
| <p><b>Corrective Action</b></p>                           | <p>See attached memo dated October 2, 2007</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |

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| <p><b>Finding # 9</b></p> <p>➤ <i>Supplemental Inventory</i></p> | <p>Client property subsequently discovered or valued was not included in the original inventory &amp; appraisal and was not disclosed to the court in a supplemental inventory.</p> <ul style="list-style-type: none"> <li>• Several after discovered assets warranted the submission of a supplemental inventory – Client #8</li> </ul> <p>If any property not included in the original inventory becomes to the knowledge of a fiduciary or if the fiduciary learns the value of description indicated in the original inventory for any item is incorrect or misleading the fiduciary must make a supplementary inventory and filed it with the court.</p> |
| <p><i>Auditee's Response</i></p>                                 | <ul style="list-style-type: none"> <li>• <i>Agree:</i> Several after “discovered assets” warranted the submission of a supplemental inventory – Client #8</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <p><i>Corrective Action</i></p>                                  | <p>On September 20, 2007, MPS filed an <i>Amendment to Petition for Approval of: First Account of Conservator and Fiduciary Fees for the Period June 15, 2006 through June 14, 2007</i> which disclosed the discovered assets after the initial inventory. (See pg.1, ¶ 2, Line 19 – 23).</p>                                                                                                                                                                                                                                                                                                                                                                 |

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| <p><b>Finding # 10</b></p> <p>➤ <b><i>Diligence</i></b></p> | <p>The fiduciary must exercise extreme care and diligence when making medical and financial decisions on behalf of a ward or protected person.</p> <ul style="list-style-type: none"> <li>• The Power of Attorney utilized to make decisions for client was void. Notary commission was expired – Client # 2</li> <li>• Letters of Guardianship not filed timely after Order Appointing Guardian – Clients #3&amp;6</li> <li>• Estate Management Plan included HOA Fees on house which was to be sold immediately and car insurance was paid on a car not in use – Client #8</li> <li>• A client account was permitted to exceed the FDIC collateralized amount – Client #10</li> </ul> <p>During the course of management of a client's estate, the fiduciary must exercise intelligence, prudence and diligence in the discharge of all duties. The fiduciary must avoid any self-interest during the court of these duties.</p> |
| <p><b><i>Auditee's Response</i></b></p>                     | <ul style="list-style-type: none"> <li>• <b><i>Agree:</i></b> The Power of Attorney utilized to make decisions for client was void. Notary commission was expired – Client # 2</li> </ul> <p>The Notary stamp on the Power of Attorney had expired. Counsel was advised of this. (See attached correspondence dated December 18, 2007).</p> <ul style="list-style-type: none"> <li>• <b><i>Agree:</i></b> Letters of Guardianship not filed timely after Order Appointing Guardian – Clients #3&amp;6</li> </ul> <p>MPS admits that the Letters of Appointment and Order Appointing Guardian were not filed in a timely manner.</p> <p>Client #3 – The template filed by counsel was incorrect. Follow up correspondence alerted counsel of the need for issuance of New Letters.</p>                                                                                                                                              |

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|                                 | <p>Client #6 – Initial letters were signed on January 3, 2007 and forwarded to counsel on that date. Those Letters were NEVER filed by counsel (see attached Letters). Time Matters alerted MPS that those Letters had not been filed (see attached). A second set of Letters were recreated by counsel (see attached) and reissued for signature creating a late filing.</p>                                                                                                                                                                                                                                                                                                                    |
| <b><i>Corrective Action</i></b> | <p>On October 3, 2007, MPS implemented an additional procedure, namely to verify all dates of expiration on all Notarized documents. Please see attached memo added to Procedure Manual.</p> <p>Numerous telephone calls and e-mail (at least 10) were sent to counsel who continued to be non-responsive regarding both cases.</p> <p>MPS has implemented the Time Matters program to alert staff regarding timely filings. Numerous e-mails and telephone calls to counsel to request his action were not responded to by counsel. Therefore, an Administrative decision was made to remove counsel from current cases and to discontinue any future referrals to that particular counsel.</p> |

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| <p><b>Finding # 11</b></p> <p>➤ <i>Conflict of Interest</i></p> | <p>A fiduciary must avoid self-dealing or the appearance of a conflict of interest.</p> <ul style="list-style-type: none"> <li>• The document for fee statements was inadequate, (Lons at the Hermosa Inn) – Client #5</li> <li>• Paying/reimbursing employees directly from the ward's account – Client #7</li> </ul> <p>The fiduciary must avoid self-dealing and the appearance of a conflict of interest. Self-dealing or conflict of interest arises where the fiduciary has some personal or agency interest other individuals may perceive as self-serving or adverse to the position or best interest of the protected person.</p>                                                                                     |
| <p><i>Auditee's Response</i></p>                                | <ul style="list-style-type: none"> <li>• <i>Agree/Disagree:</i> The document for fee statements was inadequate, (Lons at the Hermosa Inn) – Client #5</li> </ul> <p>On May 23, 2005, a meeting was conducted with counsel to review the Trust and discuss case issues. Rather than bill \$250.00 per hour for 3 hours of attorney time, the Estate was billed \$255.64 only for the meal.</p> <ul style="list-style-type: none"> <li>• Agree: Paying/reimbursing employees directly from the ward's account – Client #7</li> </ul> <p>MPS receives required receipts for client purchases to substantiate reimbursement by clients to Case Managers. MPS was unaware that this procedure would be viewed as inappropriate.</p> |
| <p><i>Corrective Action</i></p>                                 | <p>Future documentation will be more adequately supported with documentation. See attached attorney's response.</p> <p>On October 3, 2007, MPS issued a memo regarding Employee Reimbursement for client purchases. See attached.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |

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| <p><b>Finding # 12</b></p> <p>➤ <i>Compliance</i></p> | <p>A fiduciary must perform all of their duties and discharge all of their obligations in accordance with current Arizona law and the administrative rules, administrative orders, Arizona Code of Judicial Administration § 7-201: General Requirements of Fiduciaries § 7-202 adopted by the supreme court governing the certification of fiduciaries.</p> <ul style="list-style-type: none"> <li>• Social Security statement was not attached to the Report of Guardian as Ordered by the Court – Client #3</li> <li>• Inventory was not filed within 90 days of the filing of the Order Appointing Temporary Conservator as stated in the Order – Client #6</li> </ul> <p>The fiduciary shall perform all duties and discharge all obligations in accordance with current Arizona law, administrative rules and court orders.</p>                                                                                                                                                                                                                                                                                                                  |
| <p><i>Auditee's Response</i></p>                      | <ul style="list-style-type: none"> <li>• <i>Agree:</i> Social Security statement was not attached to the Report of Guardian as Ordered by the Court – Client #3</li> </ul> <p>Generally, a Social Security statement is not attached to the Annual Guardian Report. It appears that counsel was unaware of that inclusion on his template. Therefore please find an Amended Annual Guardian Report.</p> <ul style="list-style-type: none"> <li>• <i>Agree:</i> Inventory was not filed within 90 days of the filing of the Order Appointing Temporary Conservator as stated in the Order – Client #6</li> </ul> <p>Managed Protective Services, Inc. recognizes it's failure to provide an Inventory &amp; Appraisal on the Temporary Letters (1/10/07), however, an Amended Order was issued on 2/14/07 and letters of appointment were extended, again on June 7, 2007 Letters were issued subsequently leading to another 90 day period. See attached extended Letters of Temporary Appointment. Due to the confusion and delay by Counsel of filings, Managed Protective Services, Inc. filed the Inventory and Appraisal on October 24, 2007.</p> |

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| <b><i>Corrective Action</i></b> | <p>Amended Annual Guardian Report filed on December 11, 2007</p> <p>An Inventory &amp; Appraisal was completed and filed on October 24, 2007 with assets covering the time during the Temporary Appointment (see attached #12)</p> |
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October 16, 2007

Attorney Catherine Leas  
Law Offices of Catherine Leas  
10451 Palmeras Drive, Suite 208  
Sun City, AZ 85373

Re: Fiduciary Certification Number

Dear Ms. Leas:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

OFFICE

FAX

EMAIL

WEB



October 16, 2007

Attorney Suzanna Goldman  
Goldman Law Offices  
1542 W. McDowell Rd.  
Phoenix, Arizona 85007

Re: Fiduciary Certification Number

Dear Ms. Goldman:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

OFFICE

FAX

EMAIL

WEB



October 16, 2007

Attorney Peter Williams  
Williams & Halladay, PLC  
2420 W. Ray Rd., Suite 1  
Chandler, AZ 85224

Re: Fiduciary Certification Number

Dear Mr. Williams:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

OFFICE

FAX

EMAIL

WEB



October 16, 2007

Attorney Warner Bair  
13211 N. 103rd Avenue, Suite 3  
Sun City, AZ 85351

Re: Fiduciary Certification Number

Dear Mr. Bair:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

OFFICE

FAX

EMAIL

WEB



October 16, 2007

Attorney Patti Shelton  
Cooley & Robbins, LLC  
10211 W Thunderbird Blvd., Suite 201  
Sun City, AZ 85351

Re: Fiduciary Certification Number

Dear Ms. Shelton:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

OFFICE

FAX

EMAIL

WEB



October 16, 2007

Attorney Susan Robbins  
Cooley & Robbins, LLC  
10211 W Thunderbird Blvd., Suite 201  
Sun City, AZ 85351

Re: Fiduciary Certification Number

Dear Ms. Robbins:

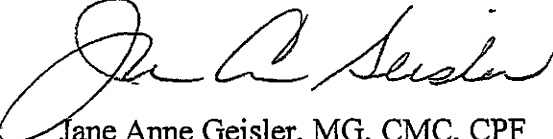
As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,



Jane Anne Geisler, MG, CMC, CPF



October 16, 2007

Attorney Gary Gallner  
Law Office of Gary M. Gallner  
11008 W. Sunflower Place  
Avondale, AZ 85323

Re: Fiduciary Certification Number

Dear Mr. Gallner:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

OFFICE

FAX

EMAIL

WEB



October 16, 2007

Attorney Wayne Marsh  
Mull & Marsh  
10421 West Coggins Drive  
Sun City, AZ 85351

Re: Fiduciary Certification Number

Dear Mr. Marsh:

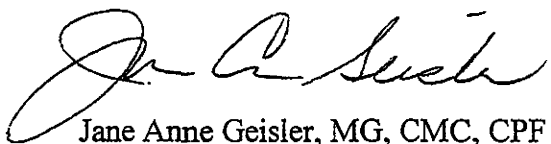
As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,



Jane Anne Geisler, MG, CMC, CPF

OFFICE

FAX

EMAIL

WEB



October 16, 2007

Attorney Beth Smith  
Ralles Law Firm, P.C.  
6818 N. Oracle Rd.  
Tucson, AZ 85704

Re: Fiduciary Certification Number

Dear Ms. Smith:

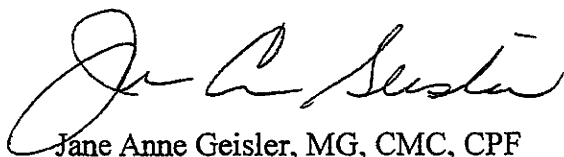
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During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,



Jane Anne Geisler, MG, CMC, CPF

OFFICE

FAX

EMAIL

WEB



October 16, 2007

Attorney Charles Arnold  
Frazer, Ryan, Goldberg,  
Arnold & Gittler, L.L.P.  
3101 N Central Avenue, Suite 1600  
Phoenix, Arizona 85012

Re: Fiduciary Certification Number

Dear Mr. Arnold:

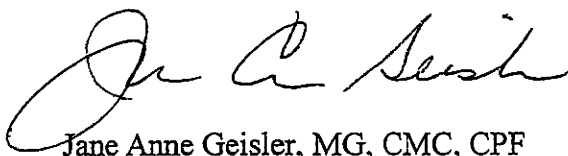
As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,



Jane Anne Geisler, MG, CMC, CPF

OFFICE

FAX

EMAIL

WEB



October 16, 2007

Attorney William Poach  
Hadley, Poach & Anderson  
10225 W Thunderbird Blvd, Suite B  
Sun City, AZ 85351

Re: Fiduciary Certification Number

Dear Mr. Poach:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

OFFICE

FAX

EMAIL

WEB



managed  
protective  
services<sub>inc.</sub>

October 16, 2007

Attorney Randal Stowell  
Fuller & Stowell, P.C.  
Stapley Professional Plaza  
1116 E. Greenway Suite #103  
Mesa, AZ 85203-4399

Re: Fiduciary Certification Number

Dear Mr. Stowell:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

OFFICE

FAX

EMAIL

WEB



October 16, 2007

Attorney Joseph Causey  
4150 W. Northern Avenue  
Phoenix, Arizona 85051-5765

Re: Fiduciary Certification Number

Dear Mr. Causey:

As you may be aware, Managed Protective Services, Inc. was recently audited by the Arizona Supreme Court Fiduciary Program to determine compliance with regulations set forth for certified fiduciaries.

During this process we discovered some inconsistencies in providing the required fiduciary certification numbers on pleadings that were filed with the court, "A fiduciary, when filing a document with the superior court, shall include the fiduciary's personal certificate number on the document and when appropriate the business entity's number" (*See ACJA §7-202(F)(3)*).

Therefore, we request that your office implement this requirement effective immediately. The certification numbers are as follows: Managed Protective Services, Inc., Fiduciary Certification Number is 20124. Jane Anne Geisler, President, Fiduciary Certification Number is 20123. Please include these numbers on all Petitions, Orders, Letters of Appointment, and Motion whenever making reference to Jane Anne Geisler and/or Managed Protective Services, Inc.

Your cooperation and assistance in this matter is greatly appreciated.

Sincerely,

Jane Anne Geisler, MG, CMC, CPF

OFFICE

FAX

EMAIL

WEB

## **FINDING #2**

#2

CERTIFIED COPY

MICHAEL J. JAMES, CLERK  
BY *[Signature]* DEP...  
FILED

2005 MAY 10 AM 9:57

GOLDMAN LAW OFFICES  
1542 WEST McDOWELL ROAD  
PHOENIX, ARIZONA 85007-1634  
(602) 254-5992  
SUZANNA GOLDMAN No. 015442

Attorneys for Petitioner, Managed Protective Services, Inc.  
Fiduciary Certification Number 20124

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

82005-000698

In the Matter of the Guardianship of  
and Conservatorship for:

No: [REDACTED]

ORDER APPOINTING GUARDIAN  
OF AND CONSERVATOR FOR  
ADULT

[REDACTED]  
an Adult.

Managed Protective Services, Inc. Fiduciary Certification Number 20124, having filed with  
the Court a Petition for Appointment of Guardian of and Conservator for an Adult; and

The matter having come on regularly to be heard before the Court, the Court finds as follows:

1. That venue in this County is proper, and Petitioner is entitled to file said Petition  
under the provisions of A.R.S. §14-5303(A);

2. That notice has been given as required by law;

3. That the Court has received and reviewed the written report of Jay D. Summers,  
Ph.D., and the written report of the Court Investigator, and finds by clear and convincing evidence  
that [REDACTED] is an incapacitated person as defined under the provisions of A.R.S. §14-  
5101(1);

4. That the Court further finds by clear and convincing evidence that the appointment of  
a Guardian is necessary to provide for the demonstrated needs of the incapacitated person;

5. That the Court further finds by clear and convincing evidence that the appointment  
of a Conservator is necessary because the proposed protected person is unable to manage his  
property and affairs effectively. Said person has property which will be wasted or dissipated unless  
proper management is provided, or funds are needed for the support of said person and protection  
is necessary or desirable to obtain or provide such funds;

6. That Managed Protective Services, Inc., Fiduciary Certification Number 20124,  
having fully complied with the disclosure provisions of A.R.S. § 14-5106, is qualified and willing  
to serve as Guardian and Conservator of the alleged incapacitated and proposed protected person;

1 and

2 7. That acceptance of appointment as Guardian of and Conservator for Adults has been  
3 filed by Petitioner herein.

4 **IT IS THEREFORE ORDERED** appointing Managed Protective Services, Inc., Fiduciary  
5 Certification Number 20124, as Guardian of [REDACTED] and granting to it the general power  
6 and duties of a guardian pursuant to the provisions of A.R.S. §14-5312, including but not limited to  
7 the power to consent for [REDACTED] to receive psychiatric and psychological care and  
8 treatment if such care and treatment takes place outside a level one behavioral health facility licensed  
9 by the Arizona Department of Health Services. Further, the Guardian shall have the authority to  
10 make all health care treatment decisions for the wards, including the authority to withhold or  
11 withdraw treatment, and may authorize the withholding or withdrawal of artificially administered  
12 nutrition and hydration.

13 The wards' rights to obtain or retain a driver's license is suspended.

14 **IT IS FURTHER ORDERED** appointing Managed Protective Services, Inc., Fiduciary  
15 Certification Number 20124, as Conservator of [REDACTED], and directing that Letters of  
16 Conservatorship shall be issued to Managed Protective Services, Inc. upon the posting of bond in  
17 the amount of \$ 7,500.00. *EWN*

18 **IT IS FURTHER ORDERED** that the Guardian shall file written report with the Court,  
19 at least annually, on the anniversary date of the Guardian's qualification as Guardian as is required  
20 under the provisions of A.R.S. §14-5315(A).

21 **IT IS FURTHER ORDERED** that the Conservator shall file an Inventory of the Estate  
22 within ninety days after the Conservator's appointment as required under the provisions of A.R.S.  
23 §14-5418.

24 **IT IS FURTHER ORDERED** that the Conservator shall account to the Court for the  
25 administration of the Estate at least annually on the anniversary date of the Conservator's  
26 qualification as Conservator as is required under the provisions of A.R.S. § 14-5419.

27 **IT IS FURTHER ORDERED** requiring said Guardian and Conservator to notify the Court  
28 in writing of any change in the Guardian and Conservator's mailing address, and requiring the  
29 Guardian and Conservator to pay any costs which may be due to its failure to so notify the Court.

30 DONE IN OPEN COURT this 10 day of May, 2005

31  
**WARNING:  
THIS APPOINTMENT IS NOT  
EFFECTIVE UNTIL LETTERS  
HAVE ISSUED.**

*Edward Bassett*  
Hon. Edward Bassett  
Judicial Officer of the Superior Court

#2

MICHAEL K. JEANES, CLERK  
BY *[Signature]* DEP  
FILED

2005 MAY 10 AM 9:58

GOLDMAN LAW OFFICES  
1542 WEST McDOWELL ROAD  
PHOENIX, ARIZONA 85007-1634  
(602) 254-5992  
SUZANNA GOLDMAN No. 015442

CERTIFIED COPY

Attorneys for Petitioner, Managed Protective Services, Inc.  
Fiduciary Certification Number 20124

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship of and  
Conservatorship for:

No:

LETTERS OF GUARDIANSHIP OF  
AND CONSERVATORSHIP FOR  
ADULT

an Adult.

In accordance with the Order of the Superior Court, Managed Protective Services, Inc.,  
Fiduciary Certification Number 20124, is hereby appointed as Guardian of a  
single man, an incapacitated person. Said Guardian has been granted the general powers and duties  
of a guardian pursuant to A.R.S. § 14-5312, including but not limited to the power to consent for  
to receive psychiatric and psychological care and treatment if such care and  
treatment takes place outside a level one behavioral health facility licensed by the Arizona  
Department of Health Services. Further, the Guardian shall have the authority to make all health  
care treatment decisions for the wards, including the authority to withhold or withdraw treatment,  
and may authorize the withholding or withdrawal of artificially administered nutrition and hydration.

The wards' rights to obtain or retain a driver's license is suspended.

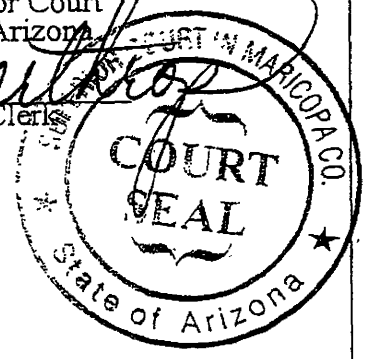
Managed Protective Services, Inc., Fiduciary Certification Number 20124, is hereby  
appointed as Conservator of a single man, a protected person. Said Conservator  
has been granted the general powers and duties of Conservator.

IN WITNESS WHEREOF I have hereunto set my hand and official seal:  
MAY 10 2005

MICHAEL K. JEANES  
Clerk of the Superior Court  
Maricopa County, Arizona

BY

Deputy Clerk



The foregoing instrument is a full, true and correct copy  
of the original on file in this office.

I further certify that the Order/Statement appointing the  
Personal Representative/Conservator/Guardian  
was signed on MAY 10 2005 and that these  
letters have not been revoked.

Attest  
MAY 10 2005  
MICHAEL K. JEANES, Clerk of the Superior Court of the  
State of Arizona, in and for the County of Maricopa  
By *[Signature]* Deputy

COPY

GOLDMAN LAW OFFICES  
1542 WEST McDOWELL ROAD  
PHOENIX, ARIZONA 85007-1634  
(602) 254-5992  
SUZANNA GOLDMAN No. 015442

MICHAEL K. JEANES, CLERK  
RECEIVED OCH  
DOCUMENT DEPOSITORY

2005 AUG -2 PM 2:43

Attorneys for Managed Protective Services  
Fiduciary Certification Number 20124

FILED  
BY T. QUINTANA

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship of and  
Conservatorship for:

NO: [REDACTED]

INVENTORY AND  
APPRAISEMENT

[REDACTED]  
an Adult

In accordance with A.R.S. §14-5418(A), Managed Protective Services, Inc., Fiduciary  
Certification Number is 20124, Guardian of and Conservator for [REDACTED] in the  
above entitled and numbered action, states that the Inventory attached hereto as Exhibit A:

- (1) Contains a true statement of all the property owned by the protected person at the time  
of Conservator's appointment that has come to Conservator's knowledge;
- (2) Indicates the fair market value of the property as of March 11, 2005, the date of  
Conservator's appointment;
- (3) Indicates the nature of each item as separate property or community property; and
- (4) Discloses the type and amount of all encumbrances relating to each item.

RESPECTFULLY SUBMITTED this 1<sup>st</sup> day of August, 2005.

GOLDMAN LAW OFFICES

  
Suzanna Goldman, Attorney for  
Managed Protective Services, Inc.

1 Original *Inventory and Appraisement*  
2 filed this 1<sup>st</sup> day of August, 2005 with  
3 Clerk of the Superior Court

4 Copies mailed this 1<sup>st</sup> day of August, 2005 to:

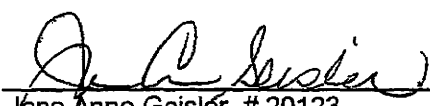
5 Peter Williams  
6 10451 Palmeras Drive, Suite 208  
7 Sun City, AZ 85373  
8 Attorney for [REDACTED]

9 By: Lee Donahue  
10 Lee Donahue  
11  
12  
13  
14  
15  
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EXHIBIT A  
SUMMARY OF INVENTORY

As of 3/11/05

|                        | Real<br>Property | Personal<br>Property | Total  |
|------------------------|------------------|----------------------|--------|
| Inventory Item Numbers | 0                | 1                    |        |
| Community Property     | 0.00             | 0.00                 | 0.00   |
| Separate Property      |                  | 300.00               | 300.00 |
| Total                  | 0.00             | 300.00               | 300.00 |
| Less Encumbrances      |                  |                      |        |
| NET TOTAL              | 0.00             | 300.00               | 300.00 |

  
Jane Anne Geislér, # 20123  
President  
Managed Protective Services, Inc. # 20124  
12252 N. 111th Ave  
Youngtown, AZ 85363  
(623) 974-4679

#2

CERTIFIED COPY

MICHAEL J. SUMMERS, CLERK  
BY *[Signature]* DEP...  
FILED

2005 MAY 10 AM 9:57

GOLDMAN LAW OFFICES  
1542 WEST McDOWELL ROAD  
PHOENIX, ARIZONA 85007-1634  
(602) 254-5992  
SUZANNA GOLDMAN No. 015442

Attorneys for Petitioner, Managed Protective Services, Inc.  
Fiduciary Certification Number 20124

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship of  
and Conservatorship for:

No: [REDACTED]

ORDER APPOINTING GUARDIAN  
OF AND CONSERVATOR FOR  
ADULT

[REDACTED]  
an Adult.

Managed Protective Services, Inc. Fiduciary Certification Number 20124, having filed with the Court a Petition for Appointment of Guardian of and Conservator for an Adult; and

The matter having come on regularly to be heard before the Court, the Court finds as follows:

1. That venue in this County is proper, and Petitioner is entitled to file said Petition under the provisions of A.R.S. §14-5303(A);

2. That notice has been given as required by law;

3. That the Court has received and reviewed the written report of Jay D. Summers, Ph.D., and the written report of the Court Investigator, and finds by clear and convincing evidence that [REDACTED] is an incapacitated person as defined under the provisions of A.R.S. §14-5101(1);

4. That the Court further finds by clear and convincing evidence that the appointment of a Guardian is necessary to provide for the demonstrated needs of the incapacitated person;

5. That the Court further finds by clear and convincing evidence that the appointment of a Conservator is necessary because the proposed protected person is unable to manage his property and affairs effectively. Said person has property which will be wasted or dissipated unless proper management is provided, or funds are needed for the support of said person and protection is necessary or desirable to obtain or provide such funds;

6. That Managed Protective Services, Inc., Fiduciary Certification Number 20124, having fully complied with the disclosure provisions of A.R.S. § 14-5106, is qualified and willing to serve as Guardian and Conservator of the alleged incapacitated and proposed protected person;

1 and

2 7. That acceptance of appointment as Guardian of and Conservator for Adults has been  
3 filed by Petitioner herein.

4 **IT IS THEREFORE ORDERED** appointing Managed Protective Services, Inc., Fiduciary  
5 Certification Number 20124, as Guardian of [REDACTED] and granting to it the general power  
6 and duties of a guardian pursuant to the provisions of A.R.S. §14-5312, including but not limited to  
7 the power to consent for [REDACTED] to receive psychiatric and psychological care and  
8 treatment if such care and treatment takes place outside a level one behavioral health facility licensed  
9 by the Arizona Department of Health Services. Further, the Guardian shall have the authority to  
10 make all health care treatment decisions for the wards, including the authority to withhold or  
11 withdraw treatment, and may authorize the withholding or withdrawal of artificially administered  
12 nutrition and hydration.

13 The wards' rights to obtain or retain a driver's license is suspended.

14 **IT IS FURTHER ORDERED** appointing Managed Protective Services, Inc., Fiduciary  
15 Certification Number 20124, as Conservator of [REDACTED], and directing that Letters of  
16 Conservatorship shall be issued to Managed Protective Services, Inc. upon the posting of bond in  
17 the amount of \$ 7,500.00. *END*

18 **IT IS FURTHER ORDERED** that the Guardian shall file written report with the Court,  
19 at least annually, on the anniversary date of the Guardian's qualification as Guardian as is required  
20 under the provisions of A.R.S. §14-5315(A).

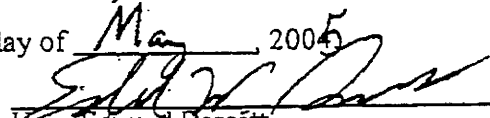
21 **IT IS FURTHER ORDERED** that the Conservator shall file an Inventory of the Estate  
22 within ninety days after the Conservator's appointment as required under the provisions of A.R.S.  
23 §14-5418.

24 **IT IS FURTHER ORDERED** that the Conservator shall account to the Court for the  
25 administration of the Estate at least annually on the anniversary date of the Conservator's  
26 qualification as Conservator as is required under the provisions of A.R.S. § 14-5419.

27 **IT IS FURTHER ORDERED** requiring said Guardian and Conservator to notify the Court  
28 in writing of any change in the Guardian and Conservator's mailing address, and requiring the  
29 Guardian and Conservator to pay any costs which may be due to its failure to so notify the Court.

30 DONE IN OPEN COURT this 10 day of May, 2005

31  
**WARNING:**  
**THIS APPOINTMENT IS NOT**  
**EFFECTIVE UNTIL LETTERS**  
**HAVE ISSUED.**

  
Hon. Edward Bassett  
Judicial Officer of the Superior Court

#2

MICHAEL A. JEANES, CLERK  
BY *[Signature]* DEP.  
FILED

2005 MAY 10 AM 9:58

GOLDMAN LAW OFFICES  
1542 WEST McDOWELL ROAD  
PHOENIX, ARIZONA 85007-1634  
(602) 254-5992  
SUZANNA GOLDMAN NO. 015442

CERTIFIED COPY

Attorneys for Petitioner, Managed Protective Services, Inc.  
Fiduciary Certification Number 20124

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship of and  
Conservatorship for:

No:

LETTERS OF GUARDIANSHIP OF  
AND CONSERVATORSHIP FOR  
ADULT

an Adult.

In accordance with the Order of the Superior Court, Managed Protective Services, Inc.,  
Fiduciary Certification Number 20124, is hereby appointed as Guardian of a  
single man, an incapacitated person. Said Guardian has been granted the general powers and duties  
of a guardian pursuant to A.R.S. § 14-5312, including but not limited to the power to consent for  
to receive psychiatric and psychological care and treatment if such care and  
treatment takes place outside a level one behavioral health facility licensed by the Arizona  
Department of Health Services. Further, the Guardian shall have the authority to make all health  
care treatment decisions for the wards, including the authority to withhold or withdraw treatment,  
and may authorize the withholding or withdrawal of artificially administered nutrition and hydration.

The wards' rights to obtain or retain a driver's license is suspended.

~~Managed Protective Services, Inc., Fiduciary Certification Number 20124, is hereby~~  
appointed as Conservator of a single man, a protected person. Said Conservator  
has been granted the general powers and duties of Conservator.

IN WITNESS WHEREOF I have hereunto set my hand and official seal:

MAY 10 2005

MICHAEL K. JEANES  
Clerk of the Superior Court  
Maricopa County, Arizona

BY

Deputy Clerk

The foregoing instrument is a full, true and correct copy  
of the original on file in this office.

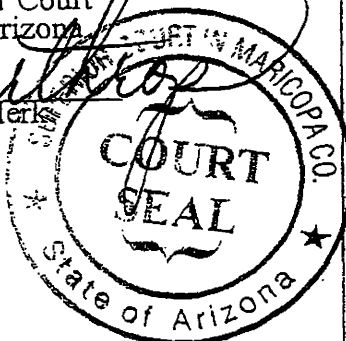
I further certify that the Order/Statement appointing the  
Personal Representative/Conservator/Guardian  
was signed on MAY 10 2005 and that these  
letters have not been revoked.

Attest

MAY 10 2005  
MICHAEL K. JEANES, Clerk of the Superior Court of the  
State of Arizona, in and for the County of Maricopa

By

Deputy



#2

COPY

GOLDMAN LAW OFFICES  
1542 WEST McDOWELL ROAD  
PHOENIX, ARIZONA 85007-1634  
(602) 254-5992  
SUZANNA GOLDMAN No. 015442

MICHAEL K. JEANES, CLERK  
RECEIVED OCH  
DOCUMENT DEPOSITORY

2005 AUG -2 PM 2:43

Attorneys for Managed Protective Services  
Fiduciary Certification Number 20124

FILED  
BY T. QUINTANA

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship of and  
Conservatorship for:

[REDACTED]

[REDACTED]

an Adult

INVENTORY AND  
APPRAISEMENT

In accordance with A.R.S. §14-5418(A), Managed Protective Services, Inc., Fiduciary  
Certification Number is 20124, Guardian of and Conservator for [REDACTED] in the  
above entitled and numbered action, states that the Inventory attached hereto as Exhibit A:

- (1) Contains a true statement of all the property owned by the protected person at the time  
of Conservator's appointment that has come to Conservator's knowledge;
- (2) Indicates the fair market value of the property as of March 11, 2005, the date of  
Conservator's appointment;
- (3) Indicates the nature of each item as separate property or community property; and
- (4) Discloses the type and amount of all encumbrances relating to each item.

RESPECTFULLY SUBMITTED this 1<sup>st</sup> day of August, 2005.

GOLDMAN LAW OFFICES

  
Suzanna Goldman, Attorney for  
Managed Protective Services, Inc.

1 Original *Inventory and Appraisement*  
2 filed this 1<sup>st</sup> day of August, 2005 with  
3 Clerk of the Superior Court

4 Copies mailed this 1<sup>st</sup> day of August, 2005 to:

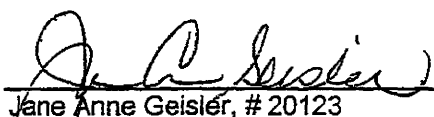
5 Peter Williams  
6 10451 Palmeras Drive, Suite 208  
7 Sun City, AZ 85373  
8 Attorney for [REDACTED]

9 By: Lee Donahue  
10 Lee Donahue  
11  
12  
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EXHIBIT A  
SUMMARY OF INVENTORY

As of 3/11/05

|                        | Real<br>Property | Personal<br>Property | Total  |
|------------------------|------------------|----------------------|--------|
| Inventory Item Numbers | 0                | 1                    |        |
| Community Property     | 0.00             | 0.00                 | 0.00   |
| Separate Property      |                  | 300.00               | 300.00 |
| Total                  | 0.00             | 300.00               | 300.00 |
| Less Encumbrances      |                  |                      |        |
| NET TOTAL              | 0.00             | 300.00               | 300.00 |

  
Jane Anne Geisler, # 20123  
President  
Managed Protective Services, Inc. # 20124  
12252 N. 111th Ave  
Youngtown, AZ 85363  
(623) 974-4679

# INVENTORY of

Type Designations: R=Real; P=Personal; S=Separate; C=Community

| NO. | TYPE | PROPERTY DESCRIPTION              | FAIR<br>MKT<br>VALUE | ENCUM-<br>BRANCES | NET<br>VALUE |
|-----|------|-----------------------------------|----------------------|-------------------|--------------|
| 1   | P    | Wells Fargo Checking<br>Account # | 300.00               |                   | 300.00       |

**LAW OFFICE OF GARY M. GALLNER**

Gary M. Gallner  
11008 W. Sunflower Place  
Avondale, Arizona 85323  
623-877-0422  
State Bar No. 006176

**Attorneys for Guardian and Conservator**

**COPY**  
JUN 28 2007  
MICHAEL K. JEANES, CLERK  
K. HERRIGUEZ  
DEPUTY CLERK

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA**

**In the Matter of the Guardianship and  
Conservatorship of**

[REDACTED]

**Deceased.**

[REDACTED]

**PETITION FOR APPROVAL OF FIFTH  
AND FINAL ANNUAL ACCOUNTING  
OF CONSERVATOR AND REQUEST  
FOR EXONERATION OF BOND**

Petitioner, MANAGED PROTECTIVE SERVICES, INC., an Arizona corporation,  
hereby presents the following to the Court:

1. Petitioner was appointed as Temporary Guardian and Conservator for the  
Estate of [REDACTED], an Incapacitated Adult, on March 13, 2002, and thereafter qualified  
and accepted such appointment; and was thereafter appointed as Permanent Guardian and  
Conservator for the Estate of [REDACTED], an Incapacitated Adult, on April 19, 2002, and  
thereafter qualified and accepted such appointment.

2. Attached hereto is the Fifth and Final Annual Accounting showing receipts and  
disbursements during the accounting period from May 1, 2007 through May 31, 2007, and  
property on hand at the end of the period.

3. Pursuant to Local Rules of Practice for the Superior Court of Arizona for  
Maricopa County, submitted herewith is Fiduciary's 5.7 Affidavit and Statement of Basis for

1 **LAW OFFICE OF GARY M. GALLNER**  
2 Gary M. Gallner (#006176)  
3 11008 W. Sunflower Place  
4 Avondale, Arizona 85323  
5 623-877-0422

6 **Attorneys for Guardian and Conservator**

**COPY**

JUN - 9 2006



MONICA K. JENSEN, CLERK  
K. RODRIGUEZ  
DEPUTY CLERK

7 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
8 **IN AND FOR THE COUNTY OF MARICOPA**

9 **In the Matter of the Guardianship and**  
10 **Conservatorship of**

11 [REDACTED]  
12 **An Incapacitated Adult.**

No. [REDACTED]

**PETITION FOR APPROVAL OF  
FOURTH ANNUAL ACCOUNTING OF  
CONSERVATOR AND REQUEST FOR  
REDUCTION OF BOND**

13  
14 **Petitioner, MANAGED PROTECTIVE SERVICES, INC., an Arizona corporation,**  
15 **hereby presents the following to the Court:**

16 1. **Petitioner was appointed as Temporary Guardian and Conservator for the**  
17 **Estate of [REDACTED] an Incapacitated Adult, on March 13, 2002, and thereafter qualified**  
18 **and accepted such appointment; and was thereafter appointed as Permanent Guardian and**  
19 **Conservator for the Estate of [REDACTED] an Incapacitated Adult, on April 19, 2002, and**  
20 **thereafter qualified and accepted such appointment.**

21 2. **Attached hereto is the Fourth Annual Accounting showing receipts and**  
22 **disbursements during the accounting period from May 1, 2005 through April 30, 2006, and**  
23 **property on hand at the end of the period.**

24 3. **The Bond presently on file with the Court is \$84,000.00.**

25 4. **With the currently unrestricted estate assets of \$27,091.75 plus the**  
26 **unrestricted income in the amount of \$11,088.00, the total unrestricted estate assets would**  
27  
28

#2

COPY

JUN 30 2005



MICHAEL K. JAMES, CLERK  
K. GAUSE  
DEPUTY CLERK

**LAW OFFICE OF GARY M. GALLNER**

Gary M. Gallner (#006176)  
11008 W. Sunflower Place  
Avondale, Arizona 85323  
623-877-0422

**Attorneys for Guardian and Conservator**

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA**

**In the Matter of the Guardianship and  
Conservatorship of**

**An Incapacitated Adult.**

**PETITION FOR APPROVAL OF THIRD  
ANNUAL ACCOUNTING OF  
CONSERVATOR AND REQUEST FOR  
RELEASE OF RESTRICTED FUNDS**

Petitioner, MANAGED PROTECTIVE SERVICES, INC., an Arizona corporation,  
hereby presents the following to the Court:

1. Petitioner was appointed as Temporary Guardian and Conservator for the  
Estate of [REDACTED] an Incapacitated Adult, on March 13, 2002, and thereafter qualified  
and accepted such appointment; and was thereafter appointed as Permanent Guardian and  
Conservator for the Estate of [REDACTED] an Incapacitated Adult, on April 19, 2002; and  
thereafter qualified and accepted such appointment.

2. Attached hereto is the Third Annual Accounting showing receipts and  
disbursements during the accounting period from May 1, 2004 through April 30, 2005, and  
property on hand at the end of the period.

3. The Bond presently on file with the Court is \$100,000.00.

4. Conservator currently has total unrestricted funds available to it of \$20,669.18  
against which it anticipates annual expenses for the upcoming year of \$59,200.00, leaving a

#3

**LAW OFFICE OF GARY M. GALLNER**  
Gary M. Gallner (#006176)  
11008 W. Sunflower Place  
Avondale, Arizona 85323  
623-877-0422

MICHAEL K. JEANES  
Clerk of the Superior Court

By ANGELA NORTHROP, Deputy  
Date 07/30/2004 Time 03:28 PM  
Description Qty Amount  
CASE# PB2002-000860  
PROBATE ACCOUNTING 001 250.00  
TOTAL AMOUNT 250.00  
Receipt# 00006376239

**Attorneys for Guardian and Conservator**

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
**IN AND FOR THE COUNTY OF MARICOPA**

**In the Matter of the Guardianship and  
Conservatorship of**

**An Incapacitated Adult.**

**PETITION FOR APPROVAL OF  
SECOND ANNUAL ACCOUNTING OF  
CONSERVATOR**

Petitioner, MANAGED PROTECTIVE SERVICES, INC., an Arizona corporation, hereby presents the following to the Court:

1. Petitioner was appointed as Temporary Guardian and Conservator for the Estate of [REDACTED] an Incapacitated Adult, on March 13, 2002, and thereafter qualified and accepted such appointment; and was thereafter appointed as Permanent Guardian and Conservator for the Estate of [REDACTED] an Incapacitated Adult, on April 19, 2002, and thereafter qualified and accepted such appointment.

2. Attached hereto as Exhibit A is the First Annual Accounting showing receipts and disbursements during the accounting period from May 1, 2003 through April 30, 2004, and property on hand at the end of the period.

3. The Bond presently on file with the Court, totaling \$100,000.00 is sufficient to cover the unrestricted estate assets.

Petitioner requests that:

A. A time and place be fixed for the hearing of this First Annual Accounting.

#2

MICHAEL R. JEANES, CLERK  
BY *R. Brown* DEP  
FILED

2003 JUN 27 PM 4: 19

PAID  
554176

**LOOSE, BROWN & GALLNER, P.C.**  
Donald A. Loose (006636)  
C. Kyle Brown (019008)  
Gary M. Gallner (006176)  
11209 N. Tatum Blvd., Suite 130  
Phoenix, Arizona 85028  
(602) 971-4800

**Attorneys for Guardian and Conservator**

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
**IN AND FOR THE COUNTY OF MARICOPA**

**In the Matter of the Guardianship and  
Conservatorship of**

**An Incapacitated Adult.**

**PETITION FOR APPROVAL OF FIRST  
ANNUAL ACCOUNTING OF  
CONSERVATOR**

Petitioner, MANAGED PROTECTIVE SERVICES, INC., an Arizona corporation, hereby presents the following to the Court:

1. Petitioner was appointed as Temporary Guardian and Conservator for the Estate of [REDACTED] an Incapacitated Adult, on March 13, 2002, and thereafter qualified and accepted such appointment; and was thereafter appointed as Permanent Guardian and Conservator for the Estate of [REDACTED] an Incapacitated Adult, on April 19, 2002, and thereafter qualified and accepted such appointment.

2. Attached hereto as Exhibit A is the First Annual Accounting showing receipts and disbursements during the accounting period from March 11, 2002 through April 30, 2003, and property on hand at the end of the period.

3. The Bond presently on file with the Court, totaling \$83,000.00 is sufficient to cover the unrestricted estate assets.

Petitioner requests that:

A. A time and place be fixed for the hearing of this First Annual Accounting.

#2

MICHAEL A. JEANES, CLERK  
BY *A. Northrop* DEP  
FILED

2002 APR 18 AM 9:17

**GARY M. GALLNER, P.C.**

3301 North Litchfield Road, Suite 500

Goodyear, Arizona 85338

Telephone (602) 536-8001

Fax (602) 536-8003

State Bar No. 006176

CERTIFIED COPY

Attorney for Petitioner

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship and  
Conservatorship of

An Incapacitated Adult.

No. [REDACTED]  
LETTERS OF APPOINTMENT AS  
PERMANENT GUARDIAN AND  
CONSERVATOR

ISSUANCE OF LETTERS

MANAGED PROTECTIVE SERVICES, INC., is hereby appointed Permanent  
Guardian and Conservator of [REDACTED] an incapacitated adult, until further  
order of this Court.

Restrictions that apply to this permanent appointment, by order of the Court:

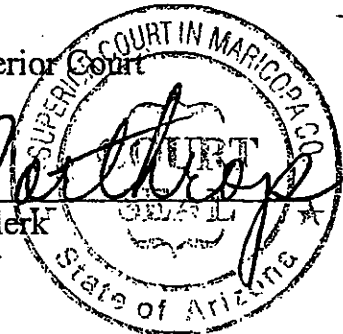
NONE.

WITNESS: APR 18 2002

Clerk of the Superior Court

SEAL

By: *A. Northrop*  
Deputy Clerk



ACCEPTANCE OF LETTERS OF APPOINTMENT

STATE OF ARIZONA )  
 )ss:  
County of Maricopa )

I accept the duties as permanent guardian and conservator of [REDACTED] and I swear that I will perform these duties according to law.

Stephen M. Buckle  
Stephen M. Buckle for  
Jane Anne Geisler, President of  
Manager Protective Services, Inc.

SUBSCRIBED AND SWORN to before me this 22 day of Feb., 2002, by  
Stephen M. Buckle.

Isabelle Grapenthin  
Notary Public

My Commission Expires:

10/5/02



c:\winword\forms\probate\rcovc, isabelle\letters of appt as permanent gdn and conservator.doc

The foregoing instrument is a full, true and correct copy of the original on file in this office.

I further certify that the Order/Statement appointing the  
Personal Representative / Conservator / ☒ Guardian  
was signed on APR 18 2002 and that these  
letters have not been revoked.

Attest APR 18 2002  
MICHAEL A. JONES, Clerk of the Superior Court of the  
State of Arizona in and for the county of Maricopa.

Cook

#3



OFFICIAL RECORDS OF  
MARICOPA COUNTY RECORDER  
HELEN PURCELL  
2007-1133776 10/18/07 09:43 AM  
2 OF 3

FRAUSTOJ

When recorded mail to:

Managed Protective Services, Inc.  
12252 N. 111<sup>th</sup> Ave  
Youngtown, AZ 85363

---

**Caption Heading:** Letters of Guardian and  
Conservator

DO NOT REMOVE

This is a part of the official document

CERTIFIED COPY

MICHAEL K. JEANES, CLERK  
BY *[Signature]* DEP  
FILED

2007 JUL 25 AM 8:54

WILLIAMS & HALLADAY, P.L.C.

2420 WEST RAY ROAD, SUITE 1

Chandler, Arizona 85224

Telephone (480) 917-0237

Peter M. Williams SBN 018190

Attorney for Guardian/Conservator

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship of and  
Conservatorship for:

An Adult Protected Person

Cause Number: [REDACTED]

LETTERS OF GUARDIAN AND  
CONSERVATOR AND  
ACCEPTANCE OF APPOINTMENT

LETTERS OF GUARDIAN AND CONSERVATOR

JANE ANNE GEISLER, President of Managed Protective Services, Inc., is hereby  
appointed Guardian of and Conservator for [REDACTED] and is granted the general  
powers of a Guardian and Conservator pursuant to Arizona Revised Statutes Sections  
14 5312 and 5312.01(A), 14-5425 and 5425. Bond \$ 90,000.00

EDITH P. COOK's right to obtain or retain a driver license is suspended.

JUL 25 2007

WITNESS: \_\_\_\_\_, 2007

Clerk of the Superior Court

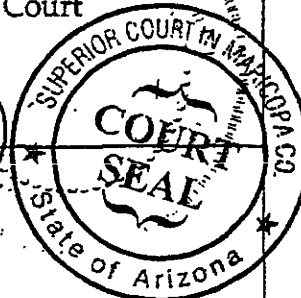
Deputy Clerk

The foregoing instrument is a full, true and correct copy of  
the original on file in this office.

I further certify that the Order/Statement appointing the  
Personal Representative ☒ Conservator ☒ Guardian  
was signed on OCT 12 2007 and that these  
letters have not been revoked.

Attest: OCT 12 2007  
MICHAEL K. JEANES, Clerk of the Superior Court of the  
State of Arizona, in and for the county of Maricopa.

By *[Signature]* Deputy 1



f d for DC  
investigation  
Doc

WHEN RECORDED, MAIL TO:  
Law Office of Catherine Leas  
10451 Palmeras Drive, Suite 208  
Sun City, Arizona 85373

SPECIAL WARRANTY DEED

|                                                        |                                                                                                                                                                  |
|--------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Effective Date: immediately                            | County and State where Real Property is located: Maricopa                                                                                                        |
| GRANTORS (Name, Address and ZIP Code)<br>[Redacted]    | GRANTEES (Name, Address and ZIP Code) [Redacted] and [Redacted]<br>Trustees of the [Redacted]<br>[Redacted] LIVING TRUST, dated December 29, 2003, of [Redacted] |
| SUBJECT REAL PROPERTY (Address or Location) [Redacted] |                                                                                                                                                                  |

SUBJECT REAL PROPERTY (Legal Description)

[Redacted], according to the plat of record in the Office of the County Recorder of Maricopa County Arizona, Recorded in Book [Redacted] of Maps, Page 9.

Subject to current taxes and assessments, liens, encumbrances, covenants, conditions, restrictions, rights of way and easements of record.

This deed exempt pursuant to A.R.S. §11-1134 B.8.

The Beneficiaries of this Trust are [Redacted]

For valuable consideration, Grantors conveys to Grantees, all right, title and interest of Grantor in Subject Real Property, together with all rights and privileges appurtenant or to become appurtenant to Subject Real Property on Effective Date, and Grantors warrant against any and all acts of Grantors.

Signatures of Grantors:

[Redacted]



OFFICIAL RECORDS OF  
MARICOPA COUNTY RECORDER  
HELEN PURCELL  
2006-1079925 08/14/06 11:46 AM  
10 OF 20

SOTDR

When recorded mail to:

Williams&Halladay, P.L.C.  
10451 W. Palmeras Drive, Ste. 208  
Sun City, AZ 85373

---

**CAPTION HEADING: Certified Letters of Temporary  
Conservatorship of** [REDACTED]

**Property located on the attached list with address and deed  
numbers.**

**DO NOT REMOVE**

**This is part of the official document**

30-1-06  
6-13-06

4/10

CERTIFIED COPY 2006 JUL 31 AM 8:53

WILLIAMS & HALLADAY, P.L.C.  
10451 Palmeras Drive, Suite 208  
Sun City, Arizona 85373  
Telephone (623) 875-9501  
Peter M. Williams SBN 018190  
Attorney for Temporary Conservator

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Temporary  
Conservatorship Estate of:

Cause Number: [REDACTED]

LETTERS OF TEMPORARY  
CONSERVATORSHIP AND  
ACCEPTANCE OF APPOINTMENT

An Adult Protected Person

(Assigned to Honorable Casey Newcomb)

LETTERS OF CONSERVATORSHIP

JANE ANNE GEISLER, President of Managed Protective Services, Inc. is hereby  
appointed as Temporary Conservator of the Estate of [REDACTED]

[REDACTED] and is granted the general powers of Conservators pursuant to  
Arizona Revised Statutes Sections 14 5424, and 5425, subject to the following

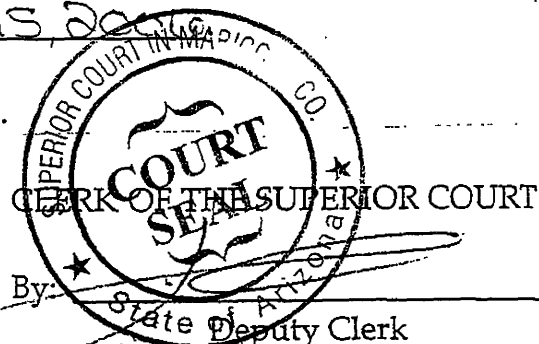
restrictions: All real property and all assets above \$175,000.00 are  
restricted and shall not be sold, transferred or encumbered without  
Court order.

with Bond \$175,000.00.

[REDACTED] s right to obtain or retain a  
driver license is suspended.

These letters shall expire on: Nov 15, 2006

WITNESS: JUL 28 2006, 2006.



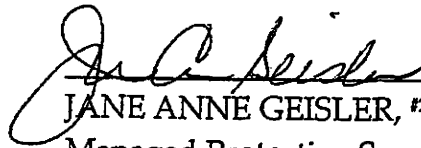
1  
2  
3 ACCEPTANCE

4 STATE OF

5 County of

6 } ss.

7 I, JANE ANNE GEISLER, President of Managed Protective Services, Inc., do  
8 hereby accept the duties of Temporary Conservator of [REDACTED]  
9 [REDACTED] and swear that I will perform, according to law, such duties.

10 

11 JANE ANNE GEISLER, #20123

12 Managed Protective Services, Inc. #20124

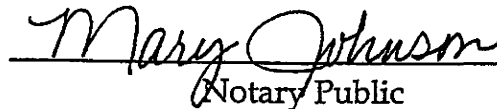
13 12252 N. 111th Avenue

14 Youngtown, AZ 85363

15 Subscribed and sworn to before me, a notary public in and for said county and  
16 state, this 27 day of July, 2006 by JANE ANNE GEISLER.



MARY JOHNSON  
Notary Public - Arizona  
Maricopa County  
Expires 05/15/08

  
Notary Public

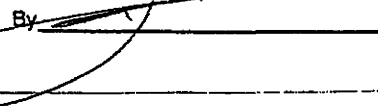
The foregoing instrument is a full, true and correct copy of the original on file in this office.

I further certify that the Order/Statement appointing the  
Personal Representative ☒ Conservator ☐ Guardian  
was signed on 7-27-06 and that these  
letters have not been revoked.

Attest

JUN 31 2006

MICHAEL K. JEANES, Clerk of the Superior Court of the  
State of Arizona, in and for the county of Maricopa.

By , Deputy

When recorded mail to:

MANAGED PROTECTIVE SERVICES  
10404 W. COGGINS Dr #107  
UN CITY, AZ 85351



OFFICIAL RECORDS OF  
MARICOPA COUNTY RECORDER  
HELEN PURCELL  
2002-0395251 04/18/02 09:28  
1 OF 1

GORDONE

---

**CAPTION HEADING:** Letters of g/c

DO NOT REMOVE

This is part of the official document.

\_\_\_\_\_

[illegible]

MICHAEL K. JEANES, CLERK  
BY *[Signature]* DEP  
FILED

2002 APR 18 AM 9:17

**GARY M. GALLNER, P.C.**

3301 North Litchfield Road, Suite 500  
Goodyear, Arizona 85338  
Telephone (602) 536-8001  
Fax (602) 536-8003  
State Bar No. 006176

CERTIFIED COPY

Attorney for Petitioner

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA**

**In the Matter of the Guardianship and  
Conservatorship of**

**An Incapacitated Adult.**

No. [REDACTED]  
**LETTERS OF APPOINTMENT AS  
PERMANENT GUARDIAN AND  
CONSERVATOR**

**ISSUANCE OF LETTERS**

MANAGED PROTECTIVE SERVICES, INC., is hereby appointed Permanent  
Guardian and Conservator of [REDACTED] an incapacitated adult, until further  
order of this Court.

Restrictions that apply to this permanent appointment, by order of the Court:

NONE.

WITNESS: APR 18 2002

Clerk of the Superior Court

SEAL

By: *[Signature]*  
Deputy Clerk



ACCEPTANCE OF LETTERS OF APPOINTMENT

STATE OF ARIZONA )  
 )ss:  
County of Maricopa )

I accept the duties as permanent guardian and conservator of [REDACTED] and I swear that I will perform these duties according to law.

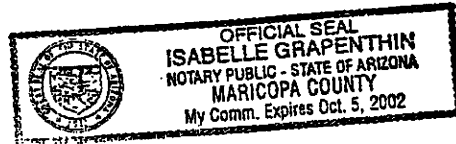
Stephen M. Buckle  
Stephen M. Buckle for  
Jane Anne Geisler, President of  
Manager Protective Services, Inc.

SUBSCRIBED AND SWORN to before me this 22 day of Feb., 2002, by  
Stephen M. Buckle.

Isabelle Grapenthin  
Notary Public

My Commission Expires:

10/5/02



c:\winword\forms\probate\reeve, isabelle\letters of appt as permanent gdn and conservator.doc

The foregoing instrument is a full, true and correct copy of the original on file in this office.

I further certify that the Order/Statement appointing the  
Personal Representative, Conservator, Guardian  
was signed on APR 18 2002 and that these  
letters have not been revoked.

Attest APR 18 2002  
MICHAEL K. JEANES, Clerk of the Superior Court of the  
State of Arizona, in and for the county of Maricopa.  
By [Signature] Deputy

Sweet Home Adult Care Home  
15973 N 77<sup>th</sup> Avenue  
Peoria, AZ 85382  
Phone: (623) 487-1124  
Manager/Contact: Lucia Manole

To: Managed Protective Services

Date: 12-01-2006

Re: [REDACTED]

Month of Billings NOVEMBER

Room & Board/Rent

Amount \$ 2000.00

Miscellaneous Costs:

1. NOVEMBER

\$ 2000.00

2. DECEMBER

\$ 2000.00

3. \_\_\_\_\_

\$ \_\_\_\_\_

4. \_\_\_\_\_

\$ \_\_\_\_\_

Total Amount Due:

\$ 2000.00 4000.00

Date Due \_\_\_\_\_

Payable To: Sweet Home Adult Care

If you have any questions please call anytime.

Thank You

Manager

## **FINDING #4**

MICHAEL K. JEANES, CLERK  
BY *J. Portis* DEP  
FILED

06 MAY 31 PM 12: 29

1 WILLIAMS & HALLADAY, P.L.C.  
2 10451 Palmeras Drive, Suite 208  
3 Sun City, Arizona 85373  
4 Telephone (623) 875-9501  
5 Peter M. Williams SBN 018190  
6 Attorney for Managed Protective Services, Inc.

7  
8 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
9 **IN AND FOR THE COUNTY OF MARICOPA**

10 In the Matter of the Intestacy Proceeding  
11 of:  
12 [Redacted]  
13 Deceased.

Cause Number: [Redacted]  
**PROOF OF MAILING OF  
INVENTORY AND APPRAISEMENT**  
(Assigned to the Honorable Casey  
Newcomb)

14 STATE OF ARIZONA )  
15 )  
16 COUNTY OF MARICOPA )

17 The undersigned, Eileen Rossback, Paralegal for Peter M. Williams, states that a  
18 copy of the Inventory and Appraisement of the above Estate was mailed on May 31,  
19 2006, to the following persons:

| <u>Name</u>         | <u>Address</u>           |
|---------------------|--------------------------|
| 22 Delores Hipke    | [Redacted]<br>[Redacted] |
| 24 Rita Sturgiss    | [Redacted]<br>[Redacted] |
| 26 Richard D. Wells | [Redacted]<br>[Redacted] |

1 Sherl Walls  
2 [REDACTED]  
3 [REDACTED]

4 DATED this 31 day of May, 2006.

5 Eileen Rossback

6 Eileen Rossback

7 STATE OF ARIZONA )

8 COUNTY OF MARICOPA )

9 SUBSCRIBED AND SWORN TO before me this 31 day of May, 2006 by Eileen  
10 Rossback.

11 Susan L. Houck

12 Notary Public

13 My Commission Expires: 2/14/08



## **FINDING #5**

# MANAGED PROTECTIVE SERVICES

## MEMO

**DATE:** October 3, 2007

**FROM:** Jane Anne Geisler, President

**TO:** Ida White iw  
Mary Johnson MJ  
Glenn Gloria GG  
Nicolle Escalante NE  
Myrna Richard MR

**RE:** Securing Assets

To all Financial Staff:

Please ensure all assets/accounts are accurately re-titled in accordance with all court orders. Additionally, please verify title changes if a client is deceased or terminated (i.e. Power of Attorney to Personal Representative).

Should you have any questions or concerns regarding this matter please feel free to see me directly.

COPY

JUL 19 2006



MICHAEL K. JEANES, CLERK  
K. RODRIGUEZ  
DEPUTY CLERK

WILLIAMS & HALLADAY, P.L.C.  
10451 Palmeras Drive, Suite #208  
Sun City, Arizona 85373  
Telephone (623) 875-9501  
Peter M. Williams SBN 018190  
Attorney for Temporary Guardian/ Conservator

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Temporary Guardianship/  
Conservatorship of:

NO. [REDACTED]

PROOF OF RESTRICTED ACCOUNTS  
FROM BANK OF AMERICA

An Incapacitated and Protected Adult)

BANK OF AMERICA

10743 Grand Ave

Sun City, AZ 85351-3472

This institution holds the following account for the above-captioned estate in the name of

[REDACTED] an incapacitated and protected adult, by JANE ANNE

GEISLER, President of Managed Protective Services, Inc., Conservator as follows:

| <u>TYPE</u> | <u>ACCOUNT #</u> | <u>BALANCE</u> |
|-------------|------------------|----------------|
| CD          | [REDACTED]       | \$10,630.36    |
| CD          | [REDACTED]       | \$79,761.56    |
| CD          | [REDACTED]       | \$15,699.23    |

FILED JUL 24 2006

1 The above named accounts are **RESTRICTED**. No changes will be made to these  
2 accounts without a **CERTIFIED COURT ORDER**. Reinvestments and deposit may be made  
3 without an order of the Court as long as the accounts remain restricted at this institution.  
4

5  
6 **Bank of America**

7 **10743 Grand Ave**

8 **Sun City, AZ 85351-3472**  
9

10  
11 DATED: This 10 day of July 2006

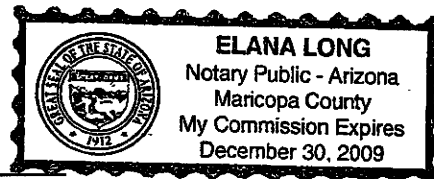
12  
13 BY: Robin F. Marichalar

14 PRINTED NAME AND TITLE: Robin F Marichalar BCM.

15  
16 SUBSCRIBED AND SWORN to before me this 10 day of July 2006

17  
18 By Robin F Marichalar

19  
20 Elana Long  
21  
22 NOTARY PUBLIC



23  
24 **This document must be signed by a Branch Manager or a Resident Manager of an**  
25 **Investment Securities Dealer.**  
26  
27  
28

## Managed Protective Services, Inc. Compliance Audit Report

|                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Finding # 6</b></p> <p>➤ <b>Accuracy</b></p> <p><u>Related Attributes:</u></p> <p>Arizona Code of Judicial Administration §§ 7-202 (J)(4)(j) &amp; 7-202(J)(5)(h)</p> <p><b>Requirement</b></p> | <p>The inventory and appraisalment, annual accounting and annual guardianship reports required by the court were inaccurately prepared and/or documented in the sampled cases:</p> <ul style="list-style-type: none"> <li>• Amount of \$3.57 in Bank of America account conflicts with first &amp; final accounting filed with the court which shows balance of \$0.00 – Client # 2</li> <li>• Conflicting amounts on proof for Bank of America CD #5556 and Inventory filed with the court – Client # 8</li> <li>• The “High” closing amount was used when calculating stock values – Client # 10</li> <li>• A double billing July 18, 2006 was noted – Client # 10</li> </ul> <p>The fiduciary must ensure any document filed with the Superior Court is complete, accurate and understandable.</p>                                                                                                                                                                                                                     |
| <p><b>Auditee's Response</b></p>                                                                                                                                                                      | <p><i>“Agree: Amount of \$ 3.57 in Bank of America account conflicts with first and final accounting filed with the court which shows a balance of \$ 0.00 – Client # 2</i></p> <p><i>The balance of \$ 3.57 in the Bank of America account was interest accrued prior to the clearance of all checks, and therefore was not reflected in the final accounting.”</i></p> <p><i>“Disagree: Conflicting amounts on proof of Bank of America CD # 55556 and Inventory filed with the court – Client # 8</i></p> <p><i>The amount listed on the Proof of Restricted account accurately reflects the accrued interest in the amount of \$ 189.79. MPS had not yet received the quarterly interest which then required posting.”</i></p> <hr/> <p><b>AUDITOR'S NOTE: FINDING STANDS</b></p> <hr/> <p><i>“Disagree: A double billing July 18, 2006 was noted – Client # 10</i></p> <p><i>The July 18, 2006 was not a double billing, however was a “scribbler’s error” leading to the belief that it was a double entry.</i></p> |

# INVENTORY of

Type Designations: R=Real; P=Personal; S=Separate; C=Community

| NO. | TYPE | PROPERTY DESCRIPTION                                                   | FAIR<br>MKT<br>VALUE | ENCUM-<br>BRANCES | NET<br>VALUE |
|-----|------|------------------------------------------------------------------------|----------------------|-------------------|--------------|
| 1   | P    | Bank of America CD<br>Account # [REDACTED] (Restricted)                | 15,663.06            | 0.00              | 15,663.06    |
| 2   | P    | Bank of America CD<br>Account # [REDACTED] (Restricted)                | 79,577.77            | 0.00              | 79,577.77    |
| 3   | P    | Bank of America CD<br>Account # [REDACTED] (Restricted)                | 10,600.11            | 0.00              | 10,600.11    |
| 4   | P    | Bank Of America Checking<br>Account # [REDACTED]                       | 271.56               | 0.00              | 271.56       |
| 5   | P    | Chase CD<br>Account # [REDACTED]<br>Formerly # [REDACTED] (Restricted) | 35,892.28            | 0.00              | 35,892.28    |
| 6   | P    | Chase Checking<br>Account # [REDACTED]                                 | 6,794.52             | 0.00              | 6,794.52     |
| 7   | P    | Chase Prem. Checking<br>Account # [REDACTED]                           | 40,143.12            | 0.00              | 40,143.12    |
| 8   | P    | Wells Fargo CD<br>Account # [REDACTED] (Restricted)                    | 36,441.75            | 0.00              | 36,441.75    |
| 9   | P    | Wells Fargo CD<br>Account # [REDACTED]                                 | 30,738.14            | 0.00              | 30,738.14    |
| 10  | P    | Wells Fargo Checking<br>Account # [REDACTED]                           | 4,310.15             | 0.00              | 4,310.15     |
| 11  | P    | Wells Fargo Savings<br>Account # [REDACTED]                            | 74,844.59            | 0.00              | 74,844.59    |
| 12  | P    | Livestock<br>Horse/Cattle                                              | 6,800.00             | 0.00              | 6,800.00     |
| 13  | P    | Vehicle<br>2002 Dodge Ram P/up                                         | 3,000.00             | 0.00              | 3,000.00     |
| 14  | P    | Vehicle<br>1988 Chevy Blazer (wrecked)                                 | 150.00               | 0.00              | 150.00       |
| 15  | P    | Vehicle<br>1986 Dodge Pickup (wrecked)                                 | 350.00               | 0.00              | 350.00       |
| 16  | P    | Guns<br>Variety (see attached list)                                    | 2,540.00             | 0.00              | 2,540.00     |

Command ==&gt; STI2

10/19/07  
17:00:11

## ACCOUNT HISTORY INFORMATION

Account

Prod Type 210 FIXED TERM CD 6-11 MOS.

Name

AMOUNT /

SVC CHRG/  
TAX/RA

SEQ BATCH TRAN

RATE

DATE

DESCRIPTION

1.490000 10/21/05 REN 101605 TRM D 180

99.51 C 11/16/05 01 INTEREST EARNED

96.41 C 12/16/05 01 INTEREST EARNED

99.74 C 01/16/06 01 INTEREST EARNED

99.88 C 02/16/06 01 INTEREST EARNED

90.32 C 03/16/06 01 INTEREST EARNED

93.66 C 04/14/06 01 INTEREST EARNED

2.810000 04/21/06 INT RT CHG 1.490000

2.810000 04/21/06 REN 041406 TRM D 180

182.93 C 05/14/06 01 INTEREST EARNED

189.47 C 06/14/06 01 INTEREST EARNED

183.79 C 07/14/06 01 INTEREST EARNED

190.35 C 08/14/06 01 INTEREST EARNED

190.81 C 09/14/06 01 INTEREST EARNED

166.59 C 10/11/06 01 INTEREST EARNED

PF1-Fwd PF2-Bkwd PF12-Help PA2-Prompt

## **FINDING #7**

#7

MICHAEL K. JEANES, CLERK  
FILED

2006 FEB 14 PM 2:35

GOLDMAN LAW OFFICES  
1542 WEST McDOWELL ROAD  
PHOENIX, ARIZONA 85007-1634  
(602) 254-5992  
SUZANNA GOLDMAN NO. 015442

Attorney for Managed Protective Services, Inc.  
Fiduciary License No. 20124

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the  
[REDACTED] REVOCABLE  
TRUST DATED JUNE 8, 1989.

No: [REDACTED] (Consolidated)

In the Matter of the Guardianship of  
and Conservatorship for:  
[REDACTED]  
an Adult.

PETITION FOR APPROVAL OF  
FIDUCIARY and ATTORNEY  
FEES; DISCHARGE OF  
CONSERVATOR; and  
EXONERATION OF BOND

Managed Protective Services, Inc., Fiduciary License No. 20124, acting through its  
Principal, Jane Anne Geisler, Fiduciary License No. 20123 (hereinafter collectively "MPS"),  
by and through its counsel undersigned, hereby accounts to the Court as follow:

1. On May 26, 2005, upon the Petition of MPS, MPS was appointed as Guardian of and  
Conservator for [REDACTED]
2. MPS posted a surety bond in the amount of \$7,500.00.
3. On July 1, 2005, the Hon. Edward Bassett entered the *Order Approving Settlement  
Agreement* which provided, *inter alia*, removing attorney Gale T. Dake as Trustee of [REDACTED]  
trust and appointing Home National Bank as Successor Trustee.
4. MPS is [REDACTED] Representative Payee for his social security payments which was  
recently increased to \$882.00/month. The Trustee distributes \$400/month to MPS, which  
sum MPS gives directly to [REDACTED] [REDACTED] pays all his personal needs from the \$400 monthly  
stipend, MPS pays all his remaining expenses from the social security.
5. Because [REDACTED] no longer requires a Conservator (inasmuch as he himself handles the

1 trust distributions and MPS handles his social security as Representative Payee); MPS  
2 requests that its appointment as Conservator be terminated and its bond exonerated.

3 6. The *Local Rule 5.7 Statement of Guardian and Conservator Fees for the Estate of*  
4 [REDACTED] for the Period July 1, 2005 through November 30, 2005 is attached hereto as  
5 **Exhibit A**, and shows that Managed Protective Services billed a total of \$9,278.39 consisting  
6 of Fiduciary Fees in the amount of \$7,952.00 and reimbursable Fiduciary Costs of \$1,326.39.  
7 Fiduciary Fees were derived from 111.9 hours of services consisting of 2.2 hours billed at  
8 \$35.00 per hour; 37.7 hours billed at \$65.00 per hour; 8.3 hours billed at \$75.00 per hour;  
9 51.2 hours billed at \$85.00 per hour; 9.2 hours billed at \$95.00 per hour; and 3.3 hours billed  
10 at \$100.00 per hour.

11 7. The *Rule 5.7 Application Regarding Attorney's Fees and Costs for the Period July 16,*  
12 *2005 Through January 31, 2006* prepared by MPS's attorney, Goldman Law Offices, is  
13 attached hereto as **Exhibit B**, and MPS requests approval of said fees and costs totaling  
14 \$2,327.36.

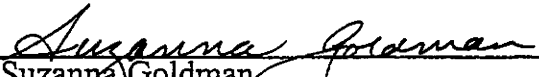
15 WHEREFORE, the Guardian and Conservator requests that, after notice and hearing,  
16 the Court enter its Order:

- 17 A. Approving the sum of \$9,278.39 as and for fiduciary fees and costs to Managed  
18 Protective Services, Inc.; and ordering Home National Bank as Trustee of the [REDACTED]  
19 [REDACTED] Revocable Trust Dated June 8, 1989 to pay said sum to Managed Protective  
20 Services, Inc.;
- 21 B. Approving the sum of \$2,327.36 as and for attorney's fees and costs to the Goldman  
22 Law Offices; and ordering Home National Bank as Trustee of the [REDACTED]  
23 Revocable Trust Dated June 8, 1989 to pay said sum to the Goldman Law Offices;
- 24 C. Discharging Managed Protective Services, Inc. from further claim or demand of any  
25 interested person in connection with its appointment as Conservator of [REDACTED]  
26 [REDACTED] in this matter; and
- 27 D. Releasing the surety or sureties of the former Conservator from any liability to be  
28 hereafter incurred, and any cash bond or other security given by the former

1 Conservator is exonerated.

2 RESPECTFULLY SUBMITTED February 14, 2006.

3 GOLDMAN LAW OFFICES

4   
5 Suzanna Goldman,  
6 Attorney for Managed Protective Services, Inc.

7 Original of the foregoing *Petition*  
8 filed this 14 day of February, 2006 with:

9 Probate Registrar  
10 Clerk of the Superior Court

11 Copy of the foregoing hand-delivered  
12 together with proposed Order this  
13 14 day of February, 2006 to:

14 Comm. Benjamin Vatz  
15 Assigned Judicial Officer

16 Copy of the foregoing together with  
17 proposed Order mailed  
18 14 day of February, 2006 to:

19 Peter Williams  
20 10451 Palmeras Drive, Suite 208  
21 Sun City, AZ 85373  
22 Attorney for [REDACTED]

23 William J. And Barbara Carol Smith  
24 c/o Chester B. McLaughlin  
25 4545 East Shea Blvd.m Suite 173  
26 Phoenix, AZ 85028

27 Home National Bank  
28 Attn: Beth Sonnet  
7615 E Pinnacle Peak Rd., Ste. 1  
Scottsdale, AZ 85255  
Successor Trustee

Jane Ann Geisler  
Managed Protective Services, Inc.  
12252 North 111th Ave.  
Youngtown, AZ 85363

26 By:   
27 Lee Donahue

## MANAGED PROTECTIVE SERVICES

## MEMO

**DATE:** October 2, 2007  
**FROM:** Jane Anne Geisler, President

**TO:** Debbie Deegan DD  
Ann Lander AL  
Joann Wright JW  
Deborah Gilliland DG  
Myrna Richard MR

Ida White ID  
Mary Johnson MJ  
Nicolle Escalante NE  
Glenn Gloria GG

**RE:** Policy/Procedure

Dear Staff:

Please be advised, *effective immediately*, no staff shall sign documents in connection with the clients, pursuant to AOC regulations. Should you need documents signed please place in the "To Be Signed" folder at the front desk.

Should you have any questions or concerns regarding this matter please feel free to see me directly.

## **FINDING #9**

| <b>Frequency</b> | <b>Job Responsibilities for Accounts Payable</b>                                                                         |
|------------------|--------------------------------------------------------------------------------------------------------------------------|
| As Needed        | Contact insurance companies for health, home & auto. Research client's history for proper coverage. Update if necessary. |
| As Needed        | Bonds- Send Order to Bonding Company regarding increase, decrease or exoneration-forward for alert & filing              |
| As Needed        | Once Order is received approving fees- payments to MPS                                                                   |
| As Needed        | Coordinate utilities for clients                                                                                         |
| Daily            | Monitor MPS Bills                                                                                                        |
| As Needed        | Fee's for MPS and attorney's                                                                                             |
| Daily            | Track client account balances                                                                                            |
| As Needed        | Reconciliation for fees paid and owed                                                                                    |
| As Needed        | Monitor insurance claims, cancel policies when house is sold.                                                            |
| Monthly          | Pay rent check for clients                                                                                               |
| Daily            | After appointment, pay all past due bills to date; include change of address and copy of our Letters of Appointment      |
| Weekly           | Receive caregivers calls regarding work hours, mileage and client expenses. Record and document these calls.             |
| Weekly           | Prepare caregivers weekly timesheets, and prepare weekly caregiver payroll checks.                                       |
| Weekly           | Prepare weekly payroll time sheets to submit to payroll service, input IRA payments.                                     |
| As Needed        | Make personnel files on all caregivers and keep information up to date.                                                  |
| As Needed        | Generate client billings.                                                                                                |
| Daily            | Collaborate with agencies regarding clients' bills, etc.                                                                 |
| Daily            | Review check request submitted, issue checks for signature                                                               |
| As Needed        | Notify agencies upon death of clients to stop benefits (Social Security, Pension, etc)                                   |
| As Needed        | Collaborate with agencies regarding clients.                                                                             |
| As Needed        | Schedule home improvements, repairs and obtain quotes for what is needed.                                                |
| As Needed        | Coordinate shut offs when residence is sold                                                                              |
| As Needed        | Review file for refunds/credits due. Upon client's death contact care facility to ensure credit.                         |
| As Needed        | Notify insurance company to cancel medical coverage (upon ALTCS)                                                         |
| Daily            | Review client's income and expense activity, and make necessary corrections when classified wrong.                       |
| Daily            | Review clients finance status regularly and inform Finance Director when clients are low to un-restrict funds.           |
| Daily            | Receive & review client's bills for payment, update calendar.                                                            |
| As Needed        | Prepare Distribution Checks on Estate's                                                                                  |
| As Needed        | Complete forms for obtaining EIN's for clients for whom we supply caregivers                                             |
| Daily            | Coordinate and facilitate various office payments and notices                                                            |
| Daily            | Input Timeslips for accounting                                                                                           |
| Daily            | Coordinate and prepare inventory and appraisements of clients' property and personal items                               |
| Daily            | Input Timslips                                                                                                           |

|           |                                                                                                                               |
|-----------|-------------------------------------------------------------------------------------------------------------------------------|
| Weekly    | Prepare weekly payroll time sheets to submit to payroll service. Input IRA payments.                                          |
| As Needed | Marshalling of assets-Status change must be made upon receipt of Court Order (EX: Change from Conservator to PR or POA to PR) |
| As Needed | All Voided checks are to be kept in clients file.                                                                             |

GOLDMAN LAW OFFICES  
1542 WEST McDOWELL ROAD  
PHOENIX, AZ 85007-1634  
(602) 254-5992

GOLDMAN LAW OFFICES  
1542 WEST McDOWELL ROAD  
PHOENIX, ARIZONA 85007-1634  
(602) 254-5992  
SUZANNA GOLDMAN No. 015442

MICHAEL K. JAMES, CLERK  
RECEIVED OCH  
DOCUMENT DEPOSITORY

2007 SEP 20 PM 2:37

Attorneys for Managed Protective Services  
Fiduciary Certification Number 20124

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship of and  
Conservatorship for:

No: [REDACTED]

AMENDMENT TO PETITION FOR  
APPROVAL OF:

a [REDACTED]  
an adult protected person.

First Account of Conservator and  
Attorney and Fiduciary Fees for the  
Period June 15, 2006 through June 14,  
2007

Managed Protective Services, Inc., Fiduciary Certification Number is 20124, as  
Guardian of and Conservator for [REDACTED] a protected person in the above  
entitled and numbered action, by and through her undersigned counsel, hereby submits its  
Amendment to the *Petition for Approval of First Account of Conservator and Attorney  
and Fiduciary Fees for the Period June 15, 2006 through June 14, 2007* filed with this  
Court on September 17, 2007.

Upon an initial inventory of a Wells Fargo Bank safe deposit box, Managed  
Protective Services Inc. found 21 Series EE US Savings Bonds with the face value of  
\$7,300 (13 @ \$500, 8 @ \$100). These Savings Bonds were titled in the name of [REDACTED]  
[REDACTED] OR [REDACTED] This asset was inadvertently omitted from the filed  
Inventory & Appraisement and from the aforementioned *Petition*.

With this Amendment, however, the Savings Bonds are now included in the Gains  
Schedule as a correction to the beginning balance.

Attached hereto is the *Amended First Account of the Conservator* stating all sums  
received from June 15, 2006 through June 14, 2007, all sums disbursed during the period,  
and all property on hand at the end of the period. The Bonds are reflected in Schedule 2

GOLDMAN LAW OFFICES  
1542 WEST McDOWELL ROAD  
PHOENIX, AZ 85007-1634  
(602) 254-5992

1 Gains. Included with the *Amended First Account* are relevant Notes.

2 RESPECTFULLY SUBMITTED this 20<sup>th</sup> day of September, 2007.

3 GOLDMAN LAW OFFICES

4  
5   
6 Suzanne Goldman  
7 Attorney for Managed Protective Services, Inc.

8  
9  
10  
11  
12  
13 Original *Amendment to Petition for Approval of First Account of*  
14 *Conservator and Attorney and Fiduciary Fees for the*  
15 *Period June 15, 2006 through June 14, 2007*  
16 FILED this 20<sup>th</sup> day of September, 2007 with:

17 Probate Registrar  
18 Clerk of the Superior Court

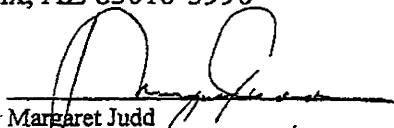
19 Copies hand-delivered this 20<sup>th</sup> day of September, 2007 to:

20 Probate Court Accountant

21 Copy mailed this 20<sup>th</sup> day of September, 2007 to:

22 Brian Theut, Esq.  
23 Theut Theut & Theut, P.C.  
24 5150 N. 16th Street, Suite B-236  
25 Phoenix, AZ 85016-3990

26 By:

27   
28 Margaret Judd

**Amended First Accounting for the Estate of**  
**[REDACTED]**  
**For the Period of June 15, 2006 Through June 14, 2007**

**Current Bond Level: \$312,250.00**

**Summary**

|                                              |                     |                            |
|----------------------------------------------|---------------------|----------------------------|
| <b>Beginning Balance</b>                     | <b>(Schedule 1)</b> | <b>1,036,617.05</b>        |
| <b>Gains on Sales or Other Dispositions</b>  | <b>(Schedule 2)</b> | <b>845,150.44</b>          |
| <b>Receipts</b>                              | <b>(Schedule 3)</b> | <b>22,279.13</b>           |
| <b>Losses on Sales or Other Dispositions</b> | <b>(Schedule 4)</b> | <b>(50.00)</b>             |
| <b>Disbursements</b>                         | <b>(Schedule 5)</b> | <b>(319,879.56)</b>        |
| <b>Transfers</b>                             | <b>(Schedule 6)</b> | <b>0.00</b>                |
| <b>Ending Balance</b>                        |                     | <b><u>1,584,117.06</u></b> |

**Ending Balance Consists of:**

|                                                  |              |            |
|--------------------------------------------------|--------------|------------|
| Bank of America CD<br>Account # [REDACTED]       | (Restricted) | 81,392.60  |
| Chase Checking<br>Account # [REDACTED]           | (Restricted) | 4,616.00   |
| M&I Conservator Checking<br>Account # [REDACTED] |              | 3,094.46   |
| Guns<br>Variety (see attached list)              |              | 2,540.00   |
| Prepaid Funeral                                  |              | 1,524.00   |
| Vacant Land<br>[REDACTED]                        | (Restricted) | 104,000.00 |
| Vacant Land<br>[REDACTED]                        | (Restricted) | 32,000.00  |
| Vacant Land<br>[REDACTED]                        | (Restricted) | 32,000.00  |
| Vacant Land<br>[REDACTED]                        | (Restricted) | 26,000.00  |
| Vacant Land<br>[REDACTED]                        | (Restricted) | 26,000.00  |

|                                               |              |                            |
|-----------------------------------------------|--------------|----------------------------|
|                                               |              | 44,500.00                  |
| Vacant Land<br>[REDACTED]                     | (Restricted) | 24,000.00                  |
| Vacant Land<br>[REDACTED]                     | (Restricted) | 24,000.00                  |
| Vacant Land<br>[REDACTED]                     | (Restricted) | 26,000.00                  |
| Vacant Land<br>[REDACTED]                     | (Restricted) | 26,000.00                  |
| Vacant Land<br>[REDACTED]                     | (Restricted) | 325,000.00                 |
| Residence<br>1 [REDACTED]                     | (Restricted) | 349,000.00                 |
| Residence<br>2 [REDACTED]                     | (Restricted) | 349,000.00                 |
| Residence<br>2 [REDACTED]                     | (Restricted) | 35,500.00                  |
| Residence<br>[REDACTED]                       | (Restricted) | 57,500.00                  |
| Residence<br>[REDACTED]                       | (Restricted) | Unknown                    |
| Mexico Property<br>Cholla Bay, Puerto Penasco |              | 150.00                     |
| Vehicle<br>1988 Chevy Blazer (wrecked)        |              | 3,000.00                   |
| Vehicle<br>2002 Dodge Ram P/up                |              | 7,300.00                   |
| US Savings Bonds<br>Series EE                 |              |                            |
| <b>Total Ending Balance</b>                   |              | <b><u>1,584,117.06</u></b> |

**Schedule 1: Beginning Balance**

|                                                           |              |           |
|-----------------------------------------------------------|--------------|-----------|
| Bank of America CD<br>Account # [REDACTED]                | (Restricted) | 15,663.06 |
| Bank of America CD<br>Account # [REDACTED]                | (Restricted) | 79,577.77 |
| Bank of America CD<br>Account # [REDACTED]                | (Restricted) | 10,600.11 |
| Bank Of America Checking<br>Account # [REDACTED]          |              | 271.56    |
| Chase CD<br>Account # [REDACTED]<br>Formerly # [REDACTED] | (Restricted) | 35,892.28 |
| Chase Checking<br>Account # [REDACTED]                    |              | 6,794.52  |
| Chase Prem. Checking<br>Account # [REDACTED]              |              | 40,143.12 |
| Wells Fargo CD<br>Account # [REDACTED]                    | (Restricted) | 36,441.75 |
| Wells Fargo CD<br>Account # [REDACTED]                    |              | 30,738.14 |
| Wells Fargo Checking<br>Account # [REDACTED]              |              | 4,310.15  |
| Wells Fargo Savings<br>Account # [REDACTED]               |              | 74,844.59 |
| Livestock<br>Horse/Cattle                                 |              | 6,800.00  |
| Vehicle<br>2002 Dodge Ram P/up                            |              | 3,000.00  |
| Vehicle<br>1988 Chevy Blazer (wrecked)                    |              | 150.00    |
| Vehicle<br>1986 Dodge Pickup (wrecked)                    |              | 350.00    |
| Guns<br>Variety (see attached list)                       |              | 2,540.00  |

|                                               |              |                            |
|-----------------------------------------------|--------------|----------------------------|
| Vacant Land<br>██████████                     | (Restricted) | 104,000.00                 |
| Vacant Land<br>██████████                     | (Restricted) | 14,500.00                  |
| Vacant Land<br>██████████                     | (Restricted) | 17,500.00                  |
| Vacant Land<br>██████████                     | (Restricted) | 12,000.00                  |
| Vacant Land<br>██████████                     | (Restricted) | 12,000.00                  |
| Vacant Land<br>██████████                     | (Restricted) | 23,000.00                  |
| Vacant Land<br>██████████                     | (Restricted) | 11,500.00                  |
| Vacant Land<br>██████████                     | (Restricted) | 11,500.00                  |
| Vacant Land<br>██████████                     | (Restricted) | 12,000.00                  |
| Vacant Land<br>██████████                     | (Restricted) | 12,000.00                  |
| Residence<br>██████████                       | (Restricted) | 123,500.00                 |
| Mexico Property<br>●holla Bay, Puerto Penasco |              | Unknown                    |
| Residence<br>██████████                       | (Restricted) | 117,500.00                 |
| Residence<br>██████████                       | (Restricted) | 169,000.00                 |
| Residence<br>██████████                       | (Restricted) | 18,500.00                  |
| Residence<br>██████████                       | (Restricted) | 30,000.00                  |
| <b>Total Beginning Balance</b>                |              | <b><u>1,036,617.05</u></b> |

**Schedule 2: Gains on Sales or Other Dispositions**

|                                        |                                                |                                   |            |
|----------------------------------------|------------------------------------------------|-----------------------------------|------------|
| Vacant Land<br>██████████ (Restricted) | Formal Appraised Value<br>Less: Carrying Value | 32,000.00<br><u>(14,500.00)</u>   | 17,500.00  |
| Vacant Land<br>██████████ (Restricted) | Formal Appraised Value<br>Less: Carrying Value | 32,000.00<br><u>(17,500.00)</u>   | 14,500.00  |
| Vacant Land<br>██████████ (Restricted) | Formal Appraised Value<br>Less: Carrying Value | 26,000.00<br><u>(12,000.00)</u>   | 14,000.00  |
| Vacant Land<br>██████████ (Restricted) | Formal Appraised Value<br>Less: Carrying Value | 26,000.00<br><u>(12,000.00)</u>   | 14,000.00  |
| Vacant Land<br>██████████ (Restricted) | Formal Appraised Value<br>Less: Carrying Value | 44,500.00<br><u>(23,000.00)</u>   | 21,500.00  |
| Vacant Land<br>██████████ (Restricted) | Formal Appraised Value<br>Less: Carrying Value | 24,000.00<br><u>(11,500.00)</u>   | 12,500.00  |
| Vacant Land<br>██████████ (Restricted) | Formal Appraised Value<br>Less: Carrying Value | 24,000.00<br><u>(11,500.00)</u>   | 12,500.00  |
| Vacant Land<br>██████████ (Restricted) | Formal Appraised Value<br>Less: Carrying Value | 26,000.00<br><u>(12,000.00)</u>   | 14,000.00  |
| Vacant Land<br>██████████ (Restricted) | Formal Appraised Value<br>Less: Carrying Value | 26,000.00<br><u>(12,000.00)</u>   | 14,000.00  |
| Residence<br>██████████ (Restricted)   | Formal Appraised Value<br>Less: Carrying Value | 325,000.00<br><u>(123,500.00)</u> | 201,500.00 |
| Residence<br>██████████ (Restricted)   | Formal Appraised Value<br>Less: Carrying Value | 349,000.00<br><u>(117,500.00)</u> | 231,500.00 |
| Residence<br>██████████ (Restricted)   | Formal Appraised Value<br>Less: Carrying Value | 349,000.00<br><u>(169,000.00)</u> | 180,000.00 |

|                                                  |                                       |                    |                          |
|--------------------------------------------------|---------------------------------------|--------------------|--------------------------|
| Residence<br>██████████ (Restricted)             | Formal Appraised Value                | 35,500.00          |                          |
|                                                  | Less: Carrying Value                  | <u>(18,500.00)</u> | 17,000.00                |
| Residence<br>██████████ (Restricted)             | Formal Appraised Value                | 57,500.00          |                          |
|                                                  | Less: Carrying Value                  | <u>(30,000.00)</u> | 27,500.00                |
| Sale of Cement Mixer                             | NOTE 1                                |                    | 200.00                   |
| Cash Found from Home                             | NOTE 2                                |                    | 40,545.88                |
| M&I Conservator Checking<br>Account # ██████████ | NOTE 3<br>Beginning Balance @ 6/15/06 |                    | 4,299.42                 |
| M&I Checking<br>Account # ██████████             | NOTE 3<br>Beginning Balance @ 6/15/06 |                    | (383.71)                 |
| M&I Savings<br>Account # ██████████              | NOTE 3<br>Beginning Balance @ 6/15/06 |                    | 1,075.85                 |
| Bank Of America Checking<br>Account # ██████████ | Corrected Beginning Balance           | 274.56             |                          |
|                                                  | Less: Reported Beginning Balance      | <u>(271.56)</u>    | 3.00                     |
| Wells Fargo CD<br>Account # ██████████           | Corrected Beginning Balance           | 36,551.75          |                          |
|                                                  | Less: Reported Beginning Balance      | <u>(36,441.75)</u> | 110.00                   |
| US Savings Bonds<br>Series EE                    | NOTE 4                                |                    | 7,300.00                 |
| <b>Total Gain on Sales or Other Dispositions</b> |                                       |                    | <b><u>845,150.44</u></b> |

### Schedule 3: Receipts

|                              |                             |               |
|------------------------------|-----------------------------|---------------|
| ██████████ Ave Rental Income |                             | 4,800.00      |
| Interest                     |                             |               |
|                              | BofA # ██████████           | 0.17          |
|                              | BofA # ██████████           | 296.63        |
|                              | BofA # ██████████           | 1,814.83      |
|                              | BofA # ██████████           | 304.61        |
|                              | Camelback # ██████████      | 723.83        |
|                              | Camelback # ██████████      | 351.38        |
|                              | Chase # ██████████          | 76.39         |
|                              | Chase # ██████████          | 1,159.86      |
|                              | M&I # ██████████            | 18.98         |
|                              | M&I # ██████████            | 7.40          |
|                              | M&I # ██████████            | 136.47        |
|                              | Wells Fargo # ██████████    | 32.86         |
|                              | Wells Fargo CD # ██████████ | 921.92        |
|                              | Wells Fargo # ██████████    | 0.42          |
|                              | Wells Fargo CD # ██████████ | <u>267.88</u> |
|                              |                             | 6,113.63      |

|                         |                  |
|-------------------------|------------------|
| Civil Service           | 4,926.00         |
| Social Security         | 6,359.50         |
| Refunds & Reimbursement | 80.00            |
| <b>Total Receipts</b>   | <b>22,279.13</b> |

**Schedule 4: Losses on Sales or Other Dispositions**

|                                                    |                      |                 |                |
|----------------------------------------------------|----------------------|-----------------|----------------|
| Vehicle                                            |                      |                 |                |
| 1986 Dodge Pickup (wrecked)                        | Sold Amount          | 300.00          |                |
|                                                    | Less: Carrying Value | <u>(350.00)</u> | (50.00)        |
| <b>Total Losses on Sales or Other Dispositions</b> |                      |                 | <b>(50.00)</b> |

**Schedule 5: Disbursements**

|                      |                                  |                  |           |
|----------------------|----------------------------------|------------------|-----------|
| Animal Care          |                                  |                  |           |
|                      | Dogs                             | 680.00           |           |
|                      | Livestock                        | <u>5,393.85</u>  | 6,073.85  |
| Appraisal Fees       |                                  |                  | 800.00    |
| Association Fees     |                                  |                  | 790.00    |
| Auto Expense         |                                  |                  | 500.00    |
| Automobile Expense   |                                  |                  |           |
|                      | Insurance                        | 134.80           |           |
|                      | Other                            | <u>94.00</u>     | 228.80    |
| Bank Service Charges |                                  |                  |           |
|                      | Chase # [REDACTED]               | 6.00             |           |
|                      | Returned Image Fees # [REDACTED] | (1.00)           |           |
|                      | Stop Pay Fees [REDACTED]         | <u>29.00</u>     | 34.00     |
| Bond                 |                                  |                  | 2,023.00  |
| Client Advance       |                                  |                  | 348.46    |
| Contract Labor       |                                  |                  |           |
|                      | Housecleaning                    | 32,993.94        |           |
|                      | Yard Maintenance                 | <u>16,583.50</u> | 49,577.44 |
| CPA Fees             |                                  |                  | 150.00    |

|                    |                          |                  |           |
|--------------------|--------------------------|------------------|-----------|
| Education Expenses | Learning Center          | 7,854.00         |           |
|                    | Transportation           | 3,402.50         |           |
|                    | Field Trip               | 25.00            |           |
|                    | Other - Education        | <u>4,669.00</u>  | 15,950.50 |
| Fiduciary Expenses | MPS Costs                | 7,177.52         |           |
|                    | MPS Fees                 | <u>65,024.56</u> | 72,202.08 |
|                    |                          |                  | 60.00     |
| Gun Appraisal      |                          |                  |           |
| Household          | Repairs & Maintenance    | 214.54           |           |
|                    | Sampling Soil            | 675.00           |           |
|                    | Trash Collections        | 542.00           |           |
|                    | Other                    | <u>102.08</u>    | 1,533.62  |
| Housing            | Rent                     |                  | 95,262.00 |
| Inspection Fees    | Livestock                |                  | 28.00     |
| Insurance          | Homeowners               |                  | 5,169.00  |
| Medical            | Dentist                  | 125.00           |           |
|                    | Doctor                   | 958.71           |           |
|                    | Evaluation               | 1,400.00         |           |
|                    | Insurance                | 452.50           |           |
|                    | Medication               | 4,007.56         |           |
|                    | Service Plan             | 444.90           |           |
|                    | Supplies                 | 2,562.15         |           |
|                    | Transportation           | 432.00           |           |
|                    | Other                    | <u>140.00</u>    | 10,522.82 |
| Personal           | Spending                 | 5,727.74         |           |
|                    | Other                    | <u>250.62</u>    | 5,978.36  |
|                    |                          |                  | 41.33     |
| Postage & Delivery |                          |                  |           |
| Professional Fees  | Legal Court Costs & Fees | 538.50           |           |
|                    | MPS Attorney             | 47,443.99        |           |
|                    | Other                    | <u>150.00</u>    | 48,132.49 |
|                    |                          |                  | 2,644.06  |
| Property Taxes     |                          |                  | 87.06     |
| Telephone          |                          |                  |           |

|                            |                |                            |
|----------------------------|----------------|----------------------------|
| Towing                     |                | 40.00                      |
| Trash Collection           |                | 350.00                     |
| Utilities                  |                |                            |
|                            | Gas & Electric | 544.94                     |
|                            | Water          | 789.95                     |
|                            | Other          | 17.80                      |
|                            |                | <u>1,352.69</u>            |
| <b>Total Disbursements</b> |                | <b><u>(319,879.56)</u></b> |

**Schedule 6: Transfers**

|                                                        | <u>Date</u> | <u>Debit</u> | <u>Credit</u> | <u>Balance</u> |
|--------------------------------------------------------|-------------|--------------|---------------|----------------|
| Wells Fargo CD<br>Account # [REDACTED]                 | 7/7/2006    | (31,006.02)  |               | (31,006.02)    |
| M&I Conservator Checking<br>Account # [REDACTED]       | 7/7/2006    |              | 31,006.02     | 31,006.02      |
| Wells Fargo Checking<br>Account # [REDACTED]           | 7/7/2006    | (4,310.57)   |               | (4,310.57)     |
| M&I Conservator Checking<br>Account # [REDACTED]       | 7/7/2006    |              | 4,310.57      | 4,310.57       |
| Chase Prem. Checking<br>Account # [REDACTED]           | 7/12/2006   | (40,219.51)  |               | (40,219.51)    |
| M&I Conservator Checking<br>Account # [REDACTED]       | 7/12/2006   |              | 40,219.51     | 40,219.51      |
| Chase Checking<br>Account # [REDACTED]                 | 7/25/2006   | (7,098.52)   |               | (7,098.52)     |
| Camelback Community Bank MMKT.<br>Account # [REDACTED] | 7/25/2006   |              | 7,098.52      | 7,098.52       |
| Wells Fargo Savings<br>Account # [REDACTED]            | 7/25/2006   | (74,877.45)  |               | (74,877.45)    |
| Camelback Community Bank MMKT.<br>Account # [REDACTED] | 7/25/2006   |              | 74,877.45     | 74,877.45      |
| Camelback Community Bank MMKT.<br>Account # [REDACTED] | 8/25/2006   | (50,000.00)  |               | (50,000.00)    |
| M&I Conservator Checking<br>Account # [REDACTED]       | 8/25/2006   |              | 50,000.00     | 50,000.00      |
| Camelback Community Bank MMKT.<br>Account # [REDACTED] | 10/24/2006  | (30,000.00)  |               | (30,000.00)    |

|                                                           |            |             |             |
|-----------------------------------------------------------|------------|-------------|-------------|
| M&I Conservator Checking<br>Account # [REDACTED]          | 10/24/2006 | 30,000.00   | 30,000.00   |
| Camelback Community Bank MMKT.<br>Account # [REDACTED]    | 1/10/2007  | (2,327.35)  | (2,327.35)  |
| M&I Conservator Checking<br>Account # [REDACTED]          | 1/10/2007  | 2,327.35    | 2,327.35    |
| Camelback Community Bank CD<br>Account # [REDACTED]       | 2/7/2007   | (37,117.83) | (37,117.83) |
| M&I Conservator Checking<br>Account # [REDACTED]          | 2/7/2007   | 37,117.83   | 37,117.83   |
| Bank of America CD<br>Account # [REDACTED]                | 2/13/2007  | (15,959.69) | (15,959.69) |
| M&I Conservator Checking<br>Account # [REDACTED]          | 2/13/2007  | 15,959.69   | 15,959.69   |
| Wells Fargo CD<br>Account # [REDACTED]                    | 2/14/2007  | (37,473.67) | (37,473.67) |
| M&I Conservator Checking<br>Account # [REDACTED]          | 2/14/2007  | 37,473.67   | 37,473.67   |
| Chase CD<br>Account # [REDACTED]<br>Formerly # [REDACTED] | 2/27/2007  | (37,052.14) | (37,052.14) |
| M&I Conservator Checking<br>Account # [REDACTED]          | 2/27/2007  | 37,052.14   | 37,052.14   |
| M&I Checking<br>Account # [REDACTED]                      | 4/5/2007   | (2,671.69)  | (2,671.69)  |
| M&I Conservator Checking<br>Account # [REDACTED]          | 4/5/2007   | 2,671.69    | 2,671.69    |
| Bank of America CD<br>Account # [REDACTED]                | 4/23/2007  | (10,834.31) | (10,834.31) |
| M&I Conservator Checking<br>Account # [REDACTED]          | 4/23/2007  | 10,834.31   | 10,834.31   |
| M&I Savings<br>Account # [REDACTED]                       | 4/27/2007  | (4,417.83)  | (4,417.83)  |
| M&I Conservator Checking<br>Account # [REDACTED]          | 4/27/2007  | 4,417.83    | 4,417.83    |

|                          |           |         |            |
|--------------------------|-----------|---------|------------|
| Bank of America CD       |           |         |            |
| Account # [REDACTED]     | 5/17/2007 | (70.41) | (70.41)    |
| M&I Conservator Checking |           |         |            |
| Account # [REDACTED]     | 5/17/2007 | 70.41   | 70.41      |
| Total Transfers          |           |         | <hr/> 0.00 |

#10  
client 10

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

01/09/2007

COMMISSIONER STEPHEN KUPISZEWSKI

CLERK OF THE COURT  
J. Mabry  
Deputy

IN THE MATTER OF THE ESTATE OF:

DECEASED.

PAULA O BURGESS  
MARK E HOUSE  
RANDAL L STOWELL  
TIM WILLIAMS

BRETT A WILLIAMS

RULING

The Application for Approval of Payment of Attorneys' Fees from Restricted Accounted filed by Counsel Mark E. House having been under advisement, the Court rules as follows:

IT IS ORDERED awarding the full amount of the request of \$21,231.36 to Rosepink & Estes, P.L.L.C. and Becker & House, P.L.L.C. These fees were incurred as necessary expenses of the estate and, therefore, are in the first level of priority of payment.

The Court is concerned regarding the actions of the former Personal Representative Terri Swartz who continues to be in contempt of court. This concern does not extend to her counsel who has litigated all matters at her direction. The Court will not hold the actions of Terri Swartz against her counsel when some of the actions were contrary to his legal advice.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY



01/09/2007

The Court directed Mr. House to submit a form of Order and self-addressed stamped envelopes within 10 days of this minute entry.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/ssc/sschome.html>.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

11/30/2006

COMM. STEPHEN KUPISZEWSKI

CLERK OF THE COURT  
J. Hill  
Deputy

IN THE MATTER OF THE ESTATE OF:

DECEASED.

PAULA O BURGESS  
MARK E HOUSE  
RANDAL L STOWELL  
TIM WILLIAMS  
[REDACTED]  
[REDACTED]  
BRETT A WILLIAMS  
[REDACTED]  
FRESNO CA 93703-1452  
THOMAS G ASIMOU

TRIAL TO COURT  
MATTER UNDER ADVISEMENT

Prior to the commencement of Trial, Plaintiff's exhibits 1 through 14 are marked for identification.

Courtroom 103 – NE

1:39 p.m. This is the time set for Trial to the Court pursuant to the Motion to Set and Certificate of Readiness and Motion to Continue Hearing on Attorney's Fees, both filed by counsel for Plaintiff [REDACTED]. Petitioner [REDACTED], surviving spouse of decedent, is present and represented by counsel, Paula O. Burgess. Thomas G. Asimou is present on behalf of [REDACTED], claimant of the Estate. Counsel Randal L. Stowell is present on behalf of Successor Personal Representative Jane Anne Geisler of Managed Protective Services, Inc. Counsel Mark E. House is present to address fees incurred for prior representation of former Personal Representative Terri Swartz.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

11/30/2006

A record of the proceedings is made by CD via For the Record (FTR) in lieu of a court reporter.

Discussion is held regarding status of the case.

Counsel Thomas G. Asimou makes an oral request to appear telephonically at the Non-Appearence Hearing to address the Petition for Instructions Concerning Distribution to Brett Williams, Tim Williams and Terri Swartz set for **December 13, 2006 at 11:00 a.m.** before this Court.

IT IS ORDERED allowing counsel Thomas G. Asimou to appear telephonically at the above hearing.

Counsel Thomas G. Asimou requests to be excused from the hearing.

IT IS ORDERED allowing counsel Thomas G. Asimou to be excused from this hearing.

1:42 p.m. Counsel Thomas G. Asimou leaves the Courtroom.

Arguments are presented to the Court regarding the Application for Approval of Payment of Attorneys' Fees from Restricted Account filed by Mark E. House.

**IT IS ORDERED taking the Application for Approval of Payment of Attorneys' Fees from Restricted Account filed by Mark E. House under advisement.**

Counsel Mark E. House requests to be excused from the hearing.

IT IS ORDERED allowing counsel Mark E. House to be excused from this hearing.

2:02 p.m. Counsel Mark E. House leaves the Courtroom.

Discussion is held regarding the Motion for Court Order Authorizing Transfer of Funds into Restricted Account.

There being no objection,

Counsel Randal L. Stowell is directed to submit proposed forms of order, consistent with the Court's ruling as stated on the record, for the Court's review and signature.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

11/30/2006

IT IS ORDERED approving the Application and Affidavit in Support of Approval of Attorney's Fees filed by Paula O. Burgess, as set forth in the formal written Order for Attorney's Fees in Conjunction with OSC signed by the Court on November 30, 2006 and entered (filed) by the Clerk on November 30, 2006.

Discussion is held regarding the Motion to Dismiss filed by Mark E. House, counsel for former Personal Representative, under CV2006- prior to the cases being consolidated.

For the reasons stated on the record,

IT IS ORDERED denying the Motion to Dismiss.

is sworn and testifies.

Plaintiff's exhibits 1 through 14 are received in evidence.

Based on the information presented and the testimony provided,

The Court finds that there is a community interest owned by in the amount of \$16,430.00.

The Court further finds that has proven his case by a preponderance of the evidence and that there was a breach of an oral agreement to turn over a certain account and pension fund in the total amount of \$90,053.87.

IT IS ORDERED Plaintiff is entitled to only one satisfaction of Judgment on the breach of contract claim in the amount of \$90,053.87. This Estate is now a Judgment Debtor in conjunction with the Heirs' pursuant to the Judgment of October 5, 2006. The October 5, 2006 Judgment against the Heirs is for conversion and the \$90,053.87 Judgment is the same corpus.

IT IS FURTHER ORDERED the total judgment awarded to against the Estate of , including attorney's fees and costs, is \$127,698.45.

Accordingly,

IT IS ORDERED entering judgment in favor of and against the Estate of as set forth in the formal written Judgment and Order as amended and signed by the Court on November 30, 2006 and entered (filed) by the Clerk on November 30, 2006.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

11/30/2006

IT IS FURTHER ORDERED approving the Application for Approval of Payment of Attorney's Fees from Restricted Account filed by counsel Randal L. Stowell for Successor Personal Representative, as set forth in the formal written Order Authorizing Payment of Attorney's Fees from Restricted Account signed by the Court on November 30, 2006 and entered (filed) by the Clerk on November 30, 2006.

IT IS FURTHER ORDERED approving payment of fiduciary fees and costs, as set forth in the formal written Order Authorizing Payment of Fiduciary Fees and Costs from Restricted Account signed by the Court on November 30, 2006 and entered (filed) by the Clerk on November 30, 2006.

3:15 p.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/ssc/sschome.html>.

# MANAGED PROTECTIVE SERVICES

# MEMO

**DATE:** October 3, 2007

**FROM:** Jane Anne Geisler, President

**TO:** Debbie Deegan DD  
Ann Lander AL  
Joann Wright JW  
Deborah Gilliland DG  
Myrna Richard MR

Ida White Im  
Mary Johnson MJ  
Nicolle Escalante NE  
Glenn Gloria GG

**RE:** Policy/Procedure

Dear Staff:

Please be advised, *effective immediately*, any documents requiring a notary stamp and signature must be witnessed by Ida White and Mary Johnson to ensure compliance with state regulations.

Should you have any questions or concerns regarding this matter please feel free to see me directly.



December 18, 2007  
VIA FACSIMILE: (480) 917-0238

Williams and Halladay, P.L.C.  
2420 W. Ray Rd., Suite 1  
Chandler, Arizona 85224

Re: AOC Audit and Compliance

Dear Attorney Williams:

As you know our office recently underwent an audit from the AOC. We have received "findings" on (4) four of the matters for which you represent Managed Protective Services, Inc.

On February 9, 2005, in the matter of [REDACTED] a Power of Attorney was completed and Notarized by yourself. It has been brought to our attention that the Notary Stamp was expired on March 23, 2004, making this Power of Attorney completed and stamped on February 9, 2005, Null and Void. (see attached Notary page).

Since all Notaries are members through the Secretary of the State, we have routinely not taken the position to verify all notarized signatures, however, Managed Protective Services, Inc. has implemented a new policy and procedure requiring two MPS employees to verify all notarized documents to avoid this mistake in the future.

Other matters in questions ([REDACTED]) were due to template errors on your documents. Ida White, Director of Finance attempted to resolve these issues with you, however, received no response. Should our concerns continue not to be addressed with no communication or resolution in a timely manner we will have no other choice but to seek substituted counsel.

Respectfully,

Jane Anne Geisler, MG, CMC, CPF  
President  
MANAGED PROTECTIVE SERVICES, INC.

Williams & Halladay, P.L.C.  
10451 Palmeras Drive, Suite 208  
Sun City, Arizona 85373  
(623) 875-9501

**DURABLE POWER OF ATTORNEY FOR FINANCIAL DECISIONS  
FOR [REDACTED]**

1. **Designation of Attorney-in-Fact (hereinafter "Agent"):**

I, [REDACTED], a resident of Maricopa County, Arizona appoint Managed Protective Services, Inc., of 12252 North 111th Avenue, Youngtown, Arizona 85363, as my Agent to make financial decisions for me as authorized in this document.

2. **Effective Date:**

This Durable Power of Attorney shall become effective immediately and shall not be affected by my disability. A.R.S. Section 14-5501.

3. **Delegation of Power:**

I designate and appoint my Agent to act as my true and lawful Attorney-in-Fact, and they shall have full power and authority to do and perform, in my name, place and stead, any and all acts for my benefit, including by way of illustration, but not by way of limitation, the following acts:

(A) To ask, demand, sue for, collect and receive all sums of money, dividends, interest, payments on account of debts and legacies and all property now due or which may hereafter become due and owing to me, and give good and valid receipts and discharges for such payments.

(B) To sell, assign and transfer stocks, bonds and other securities standing in my name or belonging to me, including specifically the authority to buy and sell stocks, bonds and other securities in my name and for my account, including if they are held in an individual retirement account or other retirement plans and at such prices as my

IN WITNESS WHEREOF, I have executed this Power of Attorney this 21 day of February, 2005.

[REDACTED]  
[REDACTED]  
East Mesa Care Center  
51 South 48<sup>th</sup> Street  
Mesa, Arizona

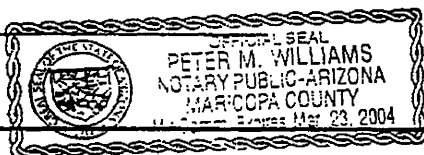
The foregoing instrument was, in the date above, signed, published and declared by the above named individual, in my presence, and at her request and in her presence, I have signed my name as a Witness hereto and certify that, to the best of my knowledge, [REDACTED] was, at the time, eighteen (18) years or more of age, of sound mind and under no constraint or undue influence.

Willisteen Clark residing at: Mesa, Az

STATE OF ARIZONA     )  
                                      ) ss:  
County of Maricopa     )

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me by [REDACTED] the Principal, \_\_\_\_\_ and by the witness, Willisteen Clark, this \_\_\_\_ day of February, 2005.  
AZ. Lic# B14562209

My Commission Expires:



[Signature]  
Notary Public

Durable Financial Power of Attorney  
of [REDACTED]  
Page 5 of 5

TRANSMISSION VERIFICATION REPORT

TIME : 12/18/2007 09:38  
NAME :  
FAX : 6239774978  
TEL : 6239774978  
SER.# : 000H6J581342

|              |             |
|--------------|-------------|
| DATE, TIME   | 12/18 09:38 |
| FAX NO./NAME | 4809170238  |
| DURATION     | 00:00:28    |
| PAGE(S)      | 03          |
| RESULT       | OK          |
| MODE         | STANDARD    |
|              | ECM         |

Client 4 # 10

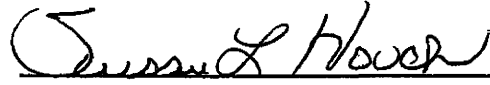
ACCEPTANCE OF APPOINTMENT

STATE OF ARIZONA       )  
                                      ) ss:  
County of Maricopa       )

I hereby accept the duties of Conservator of [REDACTED] and do solemnly swear that I will perform, according to law, the duties of such fiduciary.

  
JANE ANNE GEISLER  
20123

Subscribed and sworn to before me, a notary public in and for said county and state, this 30 day of JAN, 2008 by JANE ANNE GEISLER.

  
Notary Public

My Commission Expires:

2/14/08



#10

**MPS**

---

**From:** "MPS" <mpsinc@qwest.net>  
**To:** "Ida White" <mpsiwhite@qwest.net>  
**Sent:** Thursday, February 15, 2007 3:51 PM  
**Subject:** Fw: [REDACTED]

FYI...

----- Original Message -----

**From:** <jageisler@cox.net>  
**To:** "Peter" <pwilliams@theoffice.biz>  
**Cc:** "MPS" <mpsinc@qwest.net>  
**Sent:** Thursday, February 15, 2007 3:33 PM  
**Subject:** [REDACTED]

> Hi Peter-Our perm. hrg on this matter is sched. for Wed.2/21/07. We still  
> HAVE NOT received the Temporary letters & the Bank is tired of requesting  
> them!!!!!!!!!!!!!! When do you anticipate sending ???thx jag  
>  
>

**MPS**

---

**From:** "Amy Tanner" <atanner@theoffice.biz>  
**To:** "MPS" <mpsinc@qwest.net>  
**Sent:** Friday, February 09, 2007 1:35 PM  
**Subject:** RE: [REDACTED]

I have the Letters of G/C which Jane Anne just signed on February 5, 2007. I will put them in the runner's box today and ask for an expedited filing. As soon as they are issued, our runner will get certified copies and we will forward those to you. I don't know why these were not signed and submitted earlier, but as soon as I became aware that the Letters were needed I sent them for Jane Anne's signature. With Jennifer's abrupt departure, we have no way of knowing what she did or didn't do....so please let me know if there is anything else you are waiting for that you should have by now and I will follow up.

Amy

[REDACTED]

---

**From:** MPS [mailto:mpsinc@qwest.net]  
**Sent:** Friday, February 09, 2007 12:10 PM  
**To:** Amy Tanner  
**Cc:** Peter Williams; Jane Anne Geisler; Ida White  
**Subject:** [REDACTED]  
**Importance:** High

Dear Amy:

[REDACTED]

I tried to reach you this morning by telephone regarding the above referenced. We still are in *desperate* need of the Certified Letters of Guardianship and Conservatorship. It has been a month since we were appointed Temporary G/C, yet no Letters have been filed with the Court.

In order for us to obtain and secure Ms. [REDACTED] assets we MUST provide the Letters to the financial institution. They will not provide us with information unless we produce that document.

Please advise as to when we will receive the aforementioned.

Additionally, please note that a hearing has been scheduled for **February 21, 2006, at 9:00 a.m.** located at the Northwest Regional Center before Newcomb regarding Permanent G/C.

Your cooperation and prompt assistance in this matter is greatly appreciated.

Sincerely,

Deborah Gilliland  
Administrative Assistant  
Managed Protective Services, Inc.  
12252 N. 111th Ave  
Youngtown, AZ 85363  
Phone: 623.974.4679  
Fax: 623.977.4978

2/9/2007

210

**Ida White**

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**From:** "Ida White" <mpsiwhite@qwest.net>  
**To:** "Peter Williams" <pwilliams@theoffice.biz>  
**Sent:** Thursday, January 18, 2007 8:49 AM  
**Subject:** [REDACTED]

Hi Peter,

Forgot to ask you where the LETTERS for the above are? WE still do not have them.

Also, status on Mr. Cook?

Thanks

Ida

1/18/2007

**Tib Taing**

---

**From:** "Tib Taing" <mpstibtaing@qwest.net>  
**To:** <pwilliams@theoffice.biz>  
**Cc:** <jfrance@theoffice.biz>  
**Sent:** Tuesday, January 16, 2007 3:26 PM  
**Subject:** [REDACTED]

Hi Attorney Williams.

I just would like to inform you that the Chase Bank account # [REDACTED] for the above client is joint with [REDACTED] and it is in the name of Living Trust. Chase Bank representative stated that the account is now title under the Living Trust. Please be advise that we pulled \$69,253.86 to open the new Conservator account. This is half of the funds in their joint account.

 Additionally, please advise to the status of the Letters and Acceptance.

Thank you

Tib Taing  
Account Receivable  
12252 N. 111th Ave  
Youngtown, AZ 85363  
Ph#623-974-4679  
Fax#623-977-4978  
email:mpsttaing@qwest.net

1/17/2007

**Ida White**

---

**From:** "Amy Tanner" <atanner@theoffice.biz>  
**To:** "Ida White" <mpsiwhite@qwest.net>  
**Sent:** Wednesday, January 31, 2007 3:17 PM  
**Attach:** Letters of Guardianship W M-H.doc  
**Subject:** RE: [REDACTED]

Attached hereto are the Letter & Acceptance for Jane Anne's signature. They were in the computer and prepared in August, 2006. Wonder why they were never filed??? Please obtain necessary signatures and return. You know I'll get it done.

Thanks,  
Amy

---

**From:** Ida White [mailto:mpsiwhite@qwest.net]  
**Sent:** Wednesday, January 31, 2007 2:49 PM  
**To:** Amy Tanner  
**Subject:** Re: [REDACTED]

Letters and Acceptance were never filed with the Court and we have no Certified Copy. The facility she is in have been requesting them.

Thanks

Ida M. White  
Director of Financial Management  
MANAGED PROTECTECTIVE SERVICES, INC.  
12252 N. 111th Avenue  
Youngtown, Arizona 85363  
Phone: 623-974-4679  
Fax: 623-977-4978

----- Original Message -----

**From:** Amy Tanner  
**To:** Ida White  
**Sent:** Wednesday, January 31, 2007 2:57 PM  
**Subject:** [REDACTED]

Ida,

Specifically what are you looking for in [REDACTED]? I have the file....do you need certified Letters of Acceptance? Please advise.

Amy

---

No virus found in this incoming message.  
Checked by AVG Free Edition.  
Version: 7.1.410 / Virus Database: 268.17.17/661 - Release Date: 1/30/2007

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No virus found in this incoming message.  
Checked by AVG Free Edition.

1/31/2007

## **FINDING #11**

#11

GOLDMAN LAW OFFICES  
ATTORNEYS AT LAW  
*At Fairview Place*

1542 WEST McDOWELL ROAD  
PHOENIX, ARIZONA 85007-1634  
WWW.PHOENIXELDERLAW.COM

TELEPHONE: (602) 254-5992  
FACSIMILE: (602) 254-5997  
EMAIL: GOLDMANS@AZBAR.ORG

December 19, 2007

Administrative Office of the Courts  
Certification and Licensing Division  
1501 West Washington Street  
Phoenix, AZ 85007-3231

In the Matter of the [REDACTED] Revocable Trust Dated June 8, 1989 and In the Matter of the  
Guardianship of [REDACTED], an Adult; [REDACTED] and [REDACTED] (Consolidated)

Dear Investigator:

My client, Managed Protective Services, Inc. ("MPS") has asked me to explain why the sum of \$255.64 was charged to the above captioned estate. I am pleased to do so.

This case was initiated upon a Petition to Remove Trustee and Appoint Successor Trustee that I filed with the Court on behalf of MPS in January 2005. The case rapidly became complex. It was set for trial. One of the pretrial hearings was set for May 24, 2005. I was extremely busy with, not only this matter, but with other cases as well. The only time that I had to meet with my client, Jane Anne Geisler, to prepare for the hearing and the upcoming trial was in the evening.

Therefore, on May 23, 2005, Ms. Geisler kindly agreed to meet me at a restaurant, Lon's, located near my home in the Biltmore. We each brought our files concerning the [REDACTED] matter (I brought a banker's box) and spread our paperwork out at a large table to study while we had dinner. We spent more than three hours together reviewing every aspect of the case.

At the conclusion of our meeting, Ms. Geisler picked up the check for \$255.64. I agreed that I would not charge the estate for my time. Inasmuch as I charge \$250.00 per hour, the estate otherwise would have been charged \$750.00 (subject, of course, to Court approval).

We eventually prevailed in Court. The trustee was removed, a successor trustee was appointed, and MPS was appointed to serve as Mr. [REDACTED]'s guardian.

Please do not hesitate to contact me if I can provide you with any additional information.

Very truly yours,

Goldman Law Offices

  
Suzanna Goldman

cc: Managed Protective Services, Inc.

# MANAGED PROTECTIVE SERVICES

# MEMO

**DATE:** October 3, 2007

**FROM:** Jane Anne Geisler, President

**TO:** Debbie Deegan DD  
Ann Lander AL  
Joann Wright JW  
Glenn Gloria GG  
Myrna Richard MCR

Ida White IW  
Mary Johnson MJ  
Deborah Gilliland DG  
Nicolle Escalante NE

**RE:** Employee Reimbursements

To all Financial Staff:

Any costs or purchases for the client must be paid directly to the Vendor via check request. If you have a scheduled appointment or purchase, please provide the request to AP for your check at least 2-4 day prior to the appointment or purchase.

If you should purchase something on behalf of the client requiring reimbursement, please provide your receipt to AP Department and MPS will reimburse you and bill the client for the expense.

## **FINDING #12**

12  
COPY

DEC 11 2007

Your Name: Managed Protective services, Inc.  
Your Address: 12252 North 111<sup>th</sup> Avenue  
Your City, State and Zip Code: Youngtown, AZ. 85363  
Your Telephone Number: (623)974-4679  
Guardian for Ward: Jane Anne Geisler



MICHAEL K. JEANES, CLERK  
K. RODRIGUEZ  
DEPUTY CLERK

**SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY**

In the Matter of:

Case Number [REDACTED]

**AMENDED ANNUAL REPORT  
OF GUARDIAN**

DUE 07-31-2007

PERIOD FROM 04-10-06 TO 04-30-07

**Instructions to Guardian:** Arizona law (A.R.S. 14-5209(4) and 14-5315) requires every guardian of an adult or minor ward to advise the court each year regarding their Ward. Please complete this report each year on the anniversary date of your appointment as guardian. When complete, mail the report to: Probate Court Administration: 125 West Washington, Phoenix, Arizona 85003. You must also mail a copy of the report to anyone else who has appeared in the case. This includes the Ward's attorney, if the Ward is represented by an attorney. If the Ward is not represented by an attorney, you must mail a copy to the Ward, if he or she is at least 14 years old. You must also fill out the Affidavit of Mailing at the end of the report to show the names and addresses of all the people to whom you mailed the report and the date on which you mailed it. (If necessary additional pages may be attached.)

I am the Guardian and make these statements:

1. This annual report covers the period from 04-10-2006 to 04-30-2007 and is due on 07-31-2007
2. **Information about the Ward.**  
Ward's Name: [REDACTED]  
Ward's Date of Birth: [REDACTED]  
Ward's Address: [REDACTED]  
Ward's Telephone: [REDACTED]
3. **Information about where the Ward lives.**  
A. Describe the residential situation where the Ward lives (private home, boarding home, nursing home, etc.)  
Ward currently resides in a skilled nursing facility.

## MARAVILLA CARE CENTER

|                           |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |      |          |      |
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| DEPAKOTE ER 500 MG TAB SA | 01/05/07 | 0800 | 1700 | 01/05/07 | 0800 | 1700 | 02/05/07 | 0800 | 1700 | 03/05/07 | 0800 | 1700 | 04/05/07 | 0800 | 1700 | 05/05/07 | 0800 | 1700 | 06/05/07 | 0800 | 1700 | 07/05/07 | 0800 | 1700 | 08/05/07 | 0800 | 1700 | 09/05/07 | 0800 | 1700 | 10/05/07 | 0800 | 1700 | 11/05/07 | 0800 | 1700 | 12/05/07 | 0800 | 1700 | 01/06/07 | 0800 | 1700 | 02/06/07 | 0800 | 1700 | 03/06/07 | 0800 | 1700 | 04/06/07 | 0800 | 1700 | 05/06/07 | 0800 | 1700 | 06/06/07 | 0800 | 1700 | 07/06/07 | 0800 | 1700 | 08/06/07 | 0800 | 1700 | 09/06/07 | 0800 | 1700 | 10/06/07 | 0800 | 1700 | 11/06/07 | 0800 | 1700 | 12/06/07 | 0800 | 1700 | 01/07/07 | 0800 | 1700 | 02/07/07 | 0800 | 1700 | 03/07/07 | 0800 | 1700 | 04/07/07 | 0800 | 1700 | 05/07/07 | 0800 | 1700 | 06/07/07 | 0800 | 1700 | 07/07/07 | 0800 | 1700 | 08/07/07 | 0800 | 1700 | 09/07/07 | 0800 | 1700 | 10/07/07 | 0800 | 1700 | 11/07/07 | 0800 | 1700 | 12/07/07 | 0800 | 1700 | 01/08/07 | 0800 | 1700 | 02/08/07 | 0800 | 1700 | 03/08/07 | 0800 | 1700 | 04/08/07 | 0800 | 1700 | 05/08/07 | 0800 | 1700 | 06/08/07 | 0800 | 1700 | 07/08/07 | 0800 | 1700 | 08/08/07 | 0800 | 1700 | 09/08/07 | 0800 | 1700 | 10/08/07 | 0800 | 1700 | 11/08/07 | 0800 | 1700 | 12/08/07 | 0800 | 1700 | 01/09/07 | 0800 | 1700 | 02/09/07 | 0800 | 1700 | 03/09/07 | 0800 | 1700 | 04/09/07 | 0800 | 1700 | 05/09/07 | 0800 | 1700 | 06/09/07 | 0800 | 1700 | 07/09/07 | 0800 | 1700 | 08/09/07 | 0800 | 1700 | 09/09/07 | 0800 | 1700 | 10/09/07 | 0800 | 1700 | 11/09/07 | 0800 | 1700 | 12/09/07 | 0800 | 1700 | 01/10/07 | 0800 | 1700 | 02/10/07 | 0800 | 1700 | 03/10/07 | 0800 | 1700 | 04/10/07 | 0800 | 1700 | 05/10/07 | 0800 | 1700 | 06/10/07 | 0800 | 1700 | 07/10/07 | 0800 | 1700 | 08/10/07 | 0800 | 1700 | 09/10/07 | 0800 | 1700 | 10/10/07 | 0800 | 1700 | 11/10/07 | 0800 | 1700 | 12/10/07 | 0800 | 1700 | 01/11/07 | 0800 | 1700 | 02/11/07 | 0800 | 1700 | 03/11/07 | 0800 | 1700 | 04/11/07 | 0800 | 1700 | 05/11/07 | 0800 | 1700 | 06/11/07 | 0800 | 1700 | 07/11/07 | 0800 | 1700 | 08/11/07 | 0800 | 1700 | 09/11/07 | 0800 | 1700 | 10/11/07 | 0800 | 1700 | 11/11/07 | 0800 | 1700 | 12/11/07 | 0800 | 1700 | 01/12/07 | 0800 | 1700 | 02/12/07 | 0800 | 1700 | 03/12/07 | 0800 | 1700 | 04/12/07 | 0800 | 1700 | 05/12/07 | 0800 | 1700 | 06/12/07 | 0800 | 1700 | 07/12/07 | 0800 | 1700 | 08/12/07 | 0800 | 1700 | 09/12/07 | 0800 | 1700 | 10/12/07 | 0800 | 1700 | 11/12/07 | 0800 | 1700 | 12/12/07 | 0800 | 1700 | 01/01/08 | 0800 | 1700 | 02/01/08 | 0800 | 1700 | 03/01/08 | 0800 | 1700 | 04/01/08 | 0800 | 1700 | 05/01/08 | 0800 | 1700 | 06/01/08 | 0800 | 1700 | 07/01/08 | 0800 | 1700 | 08/01/08 | 0800 | 1700 | 09/01/08 | 0800 | 1700 | 10/01/08 | 0800 | 1700 | 11/01/08 | 0800 | 1700 | 12/01/08 | 0800 | 1700 | 01/02/08 | 0800 | 1700 | 02/02/08 | 0800 | 1700 | 03/02/08 | 0800 | 1700 | 04/02/08 | 0800 | 1700 | 05/02/08 | 0800 | 1700 | 06/02/08 | 0800 | 1700 | 07/02/08 | 0800 | 1700 | 08/02/08 | 0800 | 1700 | 09/02/08 | 0800 | 1700 | 10/02/08 | 0800 | 1700 | 11/02/08 | 0800 |
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# PHYSICIAN'S ORDERS

MARAVILLA CARE CENTER

ORDERS

CHANGE O2 TUBING, H2O,  
CLEAN FILTER Q SATURDAY  
NOC

ECK SATS Q SHIFT

USE O2 AS DIRECTED AS  
NEEDED TO KEEP SATS >90%

\*\*\* TREATMENTS \*\*\*

DAILY SKIN ASSESSMENT

LET ON 4/3/07

01/19/07

11-7

01/19/07

8-2

2-18

18-6

01/19/07

PRN

02/28/07

02/28/07

I CERTIFY PATIENT REQUIRES SNF/ICF SERVICES ON A CONTINUING BASIS. CONTINUE ABOVE ORDERS FOR 45 DAYS UNLESS OTHERWISE SPECIFIED. CARE PLAN REVIEWED AND ACCEPTED AS WRITTEN.

NEW YORK 4/30/07

PHYSICIAN'S SIGNATURE

Date

04/01/07

THROUGH 04/30/07

PAGE

4 OF

4

BEHBAHANI, S

Telephone No.

602-360-0177

Medical Record No.

Alt. Telephone

646

Rehabilitative Potential

ASPIRIN

DEMENTIA; PARANOIA DIS; GERD; HTN; COPD; CRF;

12/26/05

Complete Entries Checked:

BY:

Title:

Date:

PATIENT CODE

ROOM NO.

REL

FACILITY CODE

11/14/25

RH1061

MVIL999

# DOCTOR'S PROGRESS NOTES

| DATE    | HOUR |                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|---------|------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 3/26/07 |      | <p>LTC Routine.</p> <p>Patient remaining stable. Labs CP/5CR/IN/10</p> <p>apnea, pain, still voice no new concs.</p> <p>130/62 84 20 926 130 - 4 lb</p> <p>w/d, w/n w f n/d</p> <p>HIZENT. PIERAL chest. csa</p> <p>Abd. soft, n/ear</p> <p>Alp</p> <p>Int: pedema</p> <p>(1) DM on insulin, lisnapyl, HbA<sub>1c</sub> not m</p> <p>(2) Hypothyroid on synthroid</p> <p>(3) schizophrenia d/o on squalor of Dapant</p> <p>not dependent. last</p> <p>Doen B...</p> |

NAME-Last

Middle

Attending Physician

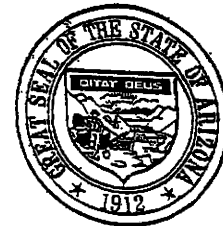
Record No.

Room/Bed



AHCCCS is  
Arizona's  
Medical  
Assistance  
Program  
(Medicaid)

## Renewal of ALTCS Benefits



# COPY

AHCCCS is reviewing your eligibility to decide if you are still eligible for Arizona Long Term Care System benefits. This eligibility review is called the Renewal Process and is performed each year.

Following is the most recent eligibility information that ALTCS has about you. Please review this information and note any changes or additional information in the spaces provided. Please sign and date this letter and return it in the enclosed envelope. Your records are maintained at the GLENDALE ALTCS office. Someone from this office will contact you if we need any additional information.

Application Date: 03/03/2004

Customer: [REDACTED]

Customer #: [REDACTED]

### / demographic information is:

Social Security Number: [REDACTED]

Date of Birth: [REDACTED]

Citizen/Alien Status: Y

Marital Status: Divorced

Gender: Female

Pregnant: N

Student Status: Not a student

Effective Date: 01/01/1950

### My current address and phone number are:

Address: [REDACTED]

Phone: [REDACTED]

### My current mailing address is:

Address: [REDACTED]

### My residency status is:

I am a resident of Arizona.

### My [our] legal representative is:

Name: *Managerial Protective Services*  
*12252 N. 111th Ave*  
*Youngstown, AZ 85363*

Home Phone:

Business Phone: *623-974-4679*

Cell/Pager: *602-571-3332*

Fax:

### My [our] authorized representative is:

Name:

Home Phone:

Business Phone:

Cell/Pager:

Fax:

### [we] own the following liquid resources:

| Owner(s)   | Other owners | Type              | Institution or Company Name | Number | Face Value |
|------------|--------------|-------------------|-----------------------------|--------|------------|
| [REDACTED] |              | No Cash Resources |                             |        | \$         |

### [we] own the following life insurance:

| Owner(s)   | Type                        | Insurance Company Name | Number | Face Value |
|------------|-----------------------------|------------------------|--------|------------|
| [REDACTED] | No Life Insurance Resources |                        |        | \$         |

I [we] do not own any notes or contracts ☒

My [our] name is not on any title of any vehicle. ☒

I [we] do not own any property. ☒

I am [we are] not the owner or beneficiary of a Trust. ☒

I [we] do not have any resources set aside for burial.

I [we] have the following income:

| Person Receiving | Type            | Source                         | Gross Amount | Frequency |
|------------------|-----------------|--------------------------------|--------------|-----------|
| [redacted]       | Social Security | Social Security Administration | \$648        | Monthly   |

I [we] do not have any health insurance. *Secure Horizon Medicare Supplement*

I [we] have not had an injury where someone else may be responsible for my [our] medical bills.

I have you had any changes?

I have you had any changes?

I have you or your spouse, sold, traded, transferred or given away money; vehicles, real property or other resources within the past 36 months? If yes, explain here: *0*

I have you opened any new bank accounts or do you own any resources not listed on this letter? If yes, please list that information here: *0*

I have you started getting any income that you did not have before? If yes, explain here: *0*

I do you expect any changes in your income, resources or living arrangements in the future? If yes, explain here: *0*

**Statement of Truth**

I declare under penalty of perjury that the statements I have given on this form are true and correct to the best of my knowledge. I also understand that if I withhold information or provide or assist another in providing false, fraudulent, or misleading information, I may be subject to civil and/or criminal prosecution resulting in fines, imprisonment and/or repayment for costs of all AHCCCS Medical Benefits improperly received. I have read and understand all of the information on this request.

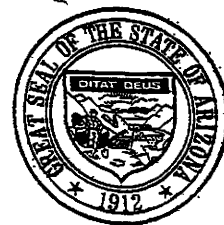
|                                                                                 |                        |
|---------------------------------------------------------------------------------|------------------------|
| Applicant's Signature:                                                          | Date:                  |
| Spouse's Signature:                                                             | Date:                  |
| Witness' Signature(if applicant signed with a mark):                            | Date:                  |
| Representative's Signature:<br><i>nn [redacted] MPS Guardian for [redacted]</i> | Date:<br><i>1/8/07</i> |



**AHCCCS**

AHCCCS is  
Arizona's  
Medical  
Assistance  
Program  
(Medicaid)

## Request for Information



|                                                                                                               |                         |                                                                         |
|---------------------------------------------------------------------------------------------------------------|-------------------------|-------------------------------------------------------------------------|
| Customer: [REDACTED]                                                                                          | AHCCCS ID: [REDACTED]   | Customer #: [REDACTED]                                                  |
| <i>Ann Lander</i><br>Beekie Sullivan<br>Managed Protective Servic<br>12252 N 111th Ave<br>Youngtown, AZ 85363 | Date:                   | 01/04/2007                                                              |
|                                                                                                               | Eligibility Specialist: | Donna Shephard<br>2830 W Glendale Ave<br>Suite #34<br>Phoenix, AZ 85051 |
|                                                                                                               | Phone:                  | 602-417-6057                                                            |
|                                                                                                               | Fax:                    | 602-417-6154                                                            |

We need the information listed below by **01/15/2007** to decide if the customer can continue to qualify for AHCCCS Health Insurance. If you can't get this information to us by then, please call or write your Financial Eligibility Specialist at the phone number or address above as soon as possible. If we don't receive the information by this date, and we do not hear from you, we will stop AHCCCS Health Insurance. Please bring the following information to the office or mail the information in the enclosed self-addressed envelope.

### Forms for Signature

Sign or obtain the appropriate signature on the following forms and return them to the Financial Eligibility Specialist in the enclosed envelope.

Renewal Of Altcs Benefits

## IMPORTANT INFORMATION

### What If I Worked In 2006?

If you were "full" retirement age (age 65 and 8 months in 2006) or older, you may keep all of your benefits no matter how much you earn. But if you were younger than full retirement age at any time during the year, there is a limit to how much you can earn before your benefits are reduced.

- If you were under full retirement age all year in 2006, the earnings limit was \$12,480. We must deduct \$1 from your benefits for each \$2 you earned over \$12,480.

## Your New Benefit Amount

BENEFICIARY'S NAME: [REDACTED]

357108

Your Social Security benefits will increase by 3.3 percent in 2007, because of a rise in the cost of living. You can use this letter when you need proof of your benefit amount to receive food stamps, rent subsidies, energy assistance, bank loans, or for other business.

### How Much Will I Get And When?

- |                                                                                                                                                                                 |          |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|
| • Your new monthly amount (before deductions) is                                                                                                                                | \$648.00 |
| • The amount we are deducting for Medicare medical insurance is<br>(If you did not have Medicare as of Nov. 15, 2006,<br>or if someone else pays your premium, we show \$0.00.) | \$0.00   |
| • The amount we are deducting for your Medicare prescription drug plan is<br>(If you did not elect withholding as of Nov. 1, 2006, we show \$0.00.)                             | \$0.00   |
| • The amount we are deducting for voluntary federal tax withholding is<br>(If you did not elect voluntary federal tax withholding as of<br>Nov. 15, 2006, we show \$0.00.)      | \$0.00   |
| • After taking any other deductions, we will deposit<br>into your bank account on Jan. 3, 2007.                                                                                 | \$648.00 |

If you disagree with any of these amounts, you should write to us within 60 days from the date you receive this letter.

### What If I Have Questions?

Visit our website at [www.socialsecurity.gov](http://www.socialsecurity.gov) for information about Social Security. Or, call 1-800-772-1213 and speak to a representative from 7 a.m. until 7 p.m. on business days. Recorded information and services are available 24 hours a day. Our lines are busiest early in the week and early in the month; it is best to call at other times. If you are deaf or hard of hearing, call our TTY number, 1-800-325-0778. If you are outside the United States, you can contact any U.S. embassy or consulate office, or the Veterans Affairs Regional Office in Manila. Have your Social Security claim number available when you call or visit and include it on any letter you send to Social Security. If you are inside the United States, you also can visit your local office.

5907 W KINGS AVE  
GLENDALE AZ

BNC#: 06B1658H03550

Over ➤

357108

6234B



FOR SSA USE ONLY

ATT ☐ MARK ☐ SIG ☐  
UND1 ☐ UND2 ☐ OTH ☐

**3.** If you showed an amount in 2.E. (front page), place an "X" in the boxes below to show how you are saving the benefits. If you have more than one account, you may mark more than one box in each section.

**A. TYPE OF ACCOUNT****B. TITLE OF ACCOUNT**

| Savings/<br>Checking<br>Account     | U.S. Savings<br>Bonds    | Certificates<br>of Deposit | Collective<br>Savings/<br>Checking<br>Account | Treasury<br>Bills        | Other                    | Beneficiary's Name<br>by Your Name | Your Name for<br>Beneficiary's Name | Other                    |
|-------------------------------------|--------------------------|----------------------------|-----------------------------------------------|--------------------------|--------------------------|------------------------------------|-------------------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>   | <input type="checkbox"/>                      | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>           | <input type="checkbox"/>            | <input type="checkbox"/> |

**4.** Answer this question only if you answered "OTHER" in 3.A. or 3.B. above. If you answered "OTHER" in 3.A. or 3.B., show the type of account or investment, or the title of the account in which the benefits are saved.

**A. TYPE OF ACCOUNT****B. TITLE OF ACCOUNT**

REMARKS

NEW ADDRESS

I declare under penalty of perjury that I have examined all the information on this form, and on any accompanying statements or forms, and it is true and correct to the best of my knowledge. I understand that anyone who knowingly gives a false or misleading statement about a material fact in this information, or causes someone else to do so, commits a crime and may be sent to prison, or may face other penalties, or both.

PAYEE'S SIGNATURE

DATE

**5.** *Jane Annes Giesler***7.** 11/30/07

PRINT JOB TITLE

JANE ANNE GIESLER #20123 GUARDIAN  
FOR ROSALIE DUBRYDAYTIME TELEPHONE NUMBER(S)  
(Include area code and extension)**6.** REPAYEE**8.** 023 974-4679  
Area Code Extension

511-24-4725

1 WILLIAMS & HALLADAY, P.L.C.  
2 2420 W. Ray Road, Suite #1  
3 Chandler, AZ 85224  
4 Telephone (480) 917-0237  
5 Peter M. Williams SBN 018190  
6 Attorney for Guardian/Conservator



COPY  
OCT 24 2007

MICHAEL K. JAMES, CLERK  
K. RODRIGUEZ  
DEPUTY CLERK

7  
8 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
9  
10 IN AND FOR THE COUNTY OF MARICOPA  
11

12 In the Matter of the Guardianship and  
13 Conservatorship of:

14 [REDACTED]  
15 An Adult Protected Person

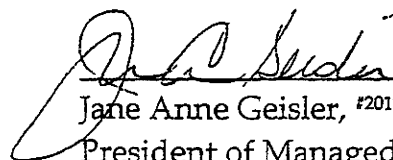
Cause Number: [REDACTED]

INVENTORY AND APPRAISEMENT

(Assigned to the Honorable Casey  
Newcomb)

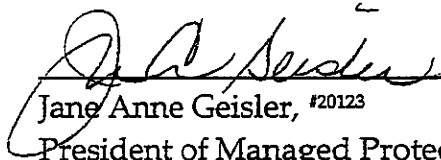
16 Pursuant to Arizona Revised Statutes ("A.R.S.") §14 5418(A), Jane Anne Geisler  
17 #20123, President of Managed Protective Services, Inc. #20124, Conservator for [REDACTED]  
18 [REDACTED] states that the Inventory attached hereto as Exhibit A contains a true statement of  
19 all the property owned by protected person as of March 8, 2007, that has come to  
20 Conservator's knowledge, indicates the fair market value of the property on that date,  
21 indicates the nature of each item as separate property or community property, and  
22 discloses the type and amount of all encumbrances relating to each item.

23 DATED: 10/23, 2007.

24   
25 Jane Anne Geisler, #20123  
26 President of Managed Protective  
Services, Inc. #20124  
12252 N. 111<sup>th</sup> Avenue  
Youngtown, AZ 85363

1  
2 STATE OF \_\_\_\_\_ )  
3 ) ss:  
4 County of \_\_\_\_\_ )

5 Jane Anne Geisler, President of Managed Protective Services, Inc., Conservator  
6 for [REDACTED] being first duly sworn, states that she has read the foregoing  
7 Inventory and Appraisalment, knows the contents thereof, and believes the same to be  
8 complete and correct to the best of her knowledge and belief.  
9

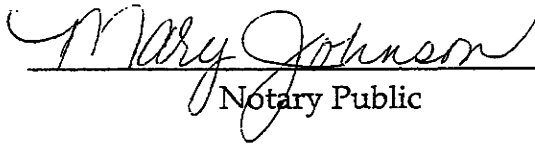
10  
11   
12 Jane Anne Geisler, #20123  
13 President of Managed Protective Services, Inc., #20124

14 SUBSCRIBED AND SWORN to before me, a notary public in and for said  
15 county and state, this 23 day of October, 2007 by JANE ANNE GEISLER.



MARY JOHNSON  
Notary Public - Arizona  
Maricopa County  
Expires 05/15/08

19  
20  
21

  
Notary Public

My Commissioner Expires:

22  
23  
24  
25  
26

May 15, 2008

Williams & Halladay, P.L.C.

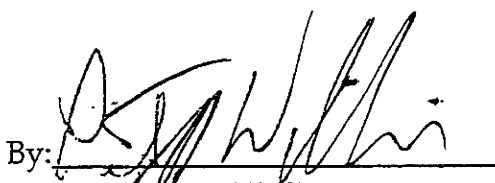
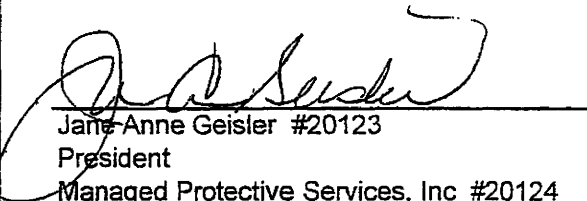
  
By: \_\_\_\_\_  
Peter M. Williams  
Attorney for Conservator

EXHIBIT A  
SUMMARY OF INVENTORY

- PB: [REDACTED]

|                        | Real<br>Property | Personal<br>Property | Total      |
|------------------------|------------------|----------------------|------------|
| Inventory Item Numbers |                  |                      |            |
| Community Property     | 150,000.00       | 0.00                 | 150,000.00 |
| Separate Property      | 0.00             | 69,253.86            | 69,253.86  |
| Total                  | 150,000.00       | 69,253.86            | 219,253.86 |
| Less Encumbrances      | 0.00             | 0.00                 | 0.00       |
| NET TOTAL              | 150,000.00       | 69,253.86            | 219,253.86 |

  
Jane Anne Geisler #20123

President

Managed Protective Services, Inc #20124

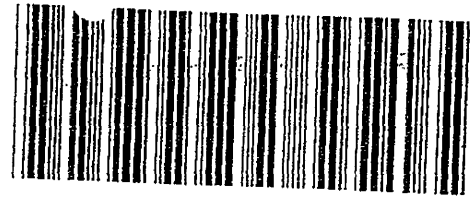
12252 N. 111th Ave  
Youngtown, AZ 85363  
(623) 974-4679

# INVENTORY of [REDACTED]

Type Designations: R=Real; P=Personal; S=Separate; C=Community  
as of 03/08/07

| NO. | TYPE | PROPERTY DESCRIPTION                 | FAIR<br>MKT<br>VALUE | ENCUM-<br>BRANCES | NET<br>VALUE |
|-----|------|--------------------------------------|----------------------|-------------------|--------------|
| 1   | P    | Chase Checking<br>Account [REDACTED] | 69,253.86            | 0.00              | 69,253.86    |
| 2   | R    | **Residence<br>50% share             | 150,000.00           | 0.00              | 150,000.00   |

\*\* based on realtor comps



OFFICIAL RECORDS OF  
MARICOPA COUNTY RECORDER  
HELEN PURCELL  
2007-1133776 10/18/07 09:43 AM  
2 OF 3

FRAUSTQJ

When recorded mail to:

Managed Protective Services, Inc.  
12252 N. 111<sup>th</sup> Ave  
Youngtown, AZ 85363

---

Caption Heading: Letters of Guardian and  
Conservator

DO NOT REMOVE

This is a part of the official document

CERTIFIED COPY

MICHAEL K. JEANES, CLERK  
BY *[Signature]* DEP  
FILED

2007 JUL 25 AM 8:54

WILLIAMS & HALLADAY, P.L.C.  
2420 WEST RAY ROAD, SUITE 1  
Chandler, Arizona 85224  
Telephone (480) 917-0237  
Peter M. Williams SBN 018190  
Attorney for Guardian/Conservator

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA

In the Matter of the Guardianship of and  
Conservatorship for:

Cause Number: [REDACTED]

LETTERS OF GUARDIAN AND  
CONSERVATOR AND  
ACCEPTANCE OF APPOINTMENT

[REDACTED]  
An Adult Protected Person

LETTERS OF GUARDIAN AND CONSERVATOR

JANE ANNE GEISLER, President of Managed Protective Services, Inc., is hereby  
appointed Guardian of and Conservator for [REDACTED] and is granted the general  
powers of a Guardian and Conservator pursuant to Arizona Revised Statutes Sections  
14 5312 and 5312.01(A), 14-5425 and 5425. Bond \$ 90,000.00

[REDACTED]'s right to obtain or retain a driver license is suspended.

JUL 25 2007

WITNESS: \_\_\_\_\_, 2007

Clerk of the Superior Court

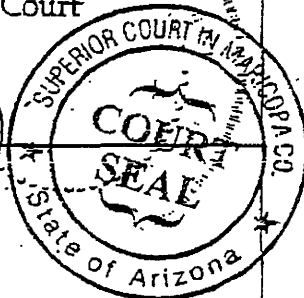
Deputy Clerk

The foregoing instrument is a full, true and correct copy of  
the original on file in this office.

I further certify that the Order/Statement appointing the  
\_\_\_\_ Personal Representative ☒ Conservator ☒ Guardian  
was signed on July 2 2007 and that these  
letters have not been revoked.

Attest  
MICHAEL K. JEANES, Clerk of the Superior Court of the  
State of Arizona, In and for the county of Maricopa.

By *[Signature]*, Deputy 1



- B. Give the name of the facility, address, name and telephone number of the person in charge of the home or facility. [REDACTED]

Name of Person in Charge or Facility: Lynn Heiman

Address: [REDACTED]

Telephone Number: 602.243.6121

**4. Information about the Ward's Doctor.**

Ward's Current Doctor: Dr. Saeed Behbahani

Doctor's Address: 8825 S. 7th Street Phoenix, AZ 85042

Doctor's Telephone Number: 602.243.6121

**5. Information about the Ward's physical and mental health.**

A. Date the Ward was last seen by a doctor: 3/26/2007

B. Changes in Ward's health. Have there been any major changes in the Ward's physical and/or mental condition in the last year? If so, please describe the change.

Ward has been placed in a Behavior Psychiatric Unit for medication management and monitoring due to outbursts and agitation. Additionally, client has been hospitalized twice with pneumonia. Ward continues to present unstable blood sugars that are being closely monitored.

C. Attach a copy of the doctor's report about the Ward's current physical and mental condition.

**6. Information about the Ward's Guardian.**

Guardian's Name: Managed Protective Services, Inc. - Jane Anne Geisler - Owner

Guardian's Address: 12252 North 111<sup>th</sup> Avenue, Youngtown, AZ. 85363

Guardian's Telephone Number: (623)974-4679

**7. Information about the Guardianship.**

Number of times the Guardian has seen the Ward in the last 12 months: 24

Date of the last visit: 4/26/2007

The Guardian's opinion about whether the guardianship should continue: (Explain.)

Due to clients diagnosis of Dementia client is unable to make proper medical and financial decisions.

**8. Information about the person responsible for managing the Ward's assets:**

Name of person responsible for managing Ward's assets: Jane Anne Geisler

Address: 12252 N. 111<sup>th</sup> Ave Youngtown, AZ 85363

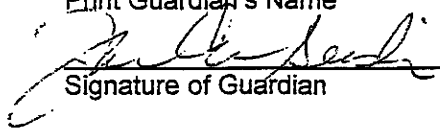
Telephone Number: 623-974-4679

**9. Information about State, County or Federal Agency Services:** Does the Ward receive any state, county or federal agency services? If so, write in the name of the agency contact and describe the services received by the Ward. Ward currently is enrolled with ALTC Evercare Select. Currently Evercare Select pays a portion of her cost of living at the facility and all medical cost.

DATED:

Jane Anne Geisler #20123

Print Guardian's Name

  
Signature of Guardian

**AFFIDAVIT OF MAILING:** I promise I mailed this Annual Report of Guardian to the following people at the following address(es) on this date:

(Month/Day/Year)

Hirsch & Saltsman

PO Box 1237

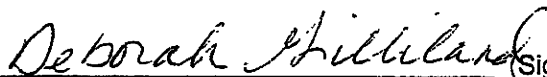
Apache Junction, AZ 85217-1237

Cora Kobayashi

Shimokomazawa

2864-3

Nagano, Japan 381-0008



(Signature of Person Mailing Document)

# PHYSICIAN'S ORDERS

CARE CENTER

ORDERS

WEEKLY SKIN ASSESSMENT Q  
TUESDAY EVENING SHIFT

01/16/07

2-10

SHOWER EVERY TUE-THU-SAT  
EVENING SHIFT

01/16/07

2-10

CLEANSE OPEN AREA (L)  
HEEL W/MS-PAT DRY. APPLY  
THIN LAYER METRONIDAZOLE  
GEL COVER W/COVERSITE QD

01/16/07

1000

*oc'd*

USE O2 @ 2L CONTINUOUS  
TO KEEP SATS >90%

02/28/07

PHYSICIAN'S SIGNATURE

PHYSICIAN'S SIGNATURE

Date

CHARTING

04/30/07

04/30/07

04/30/07

PAGE

3 OF

Physician

BEHBAHANI, S

Telephone No.

602-360-0177

Medical Record

Allergies

SHELLFISH; NO KNOWN DRUG ALLERGIES

All Telephone

700

Rehabilitative

Patient

Diagnosis

SEVERE PSYCHOSIS; OCD; HTN; DM; HYPOTHYROID;

07/19/0

Medication

Complete Entries Checked:

Page

By:

Title:

Date:

PATIENT CODE

ROOM NO.

BED

PAGE

08/12/27

E

RH1062

10/17

# PHYSICIAN'S ORDERS

CARE CENTER

|                                                                                                    |                                          |                                                                                                                                                                                              |
|----------------------------------------------------------------------------------------------------|------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| BOWEL MOVEMENT<br>MONITOR BOWEL MOVEMENT EACH SHIFT                                                | 01/16/07<br>6-2<br>7-10<br>10-6          | 07/19/06 ADMIT TO KARAVILLA CARE CENTER<br>REPEAT TSH FEB 2007 / <i>any amt</i><br>CBC W/DIFF, LFT, FBS, LIPID PROFILES Q 6 MO (MAR, SEP)                                                    |
| DX: CONSTIPATION<br>BLOOD PRESSURE & PULSE<br>CHECK & RECORD Q THURSDAY DAY SHIFT                  | 01/16/07<br>6-2                          | ACTIVITIES AS TOLERATED<br>DIET: CCHO/1800 CAL ADA *LARGE PORTIONS TEXTURE:<br>INCREASE FLUIDS - MONITOR FLUID INTAKE<br>ENCOURAGE HEALTHY SNACKS BETWEEN MEALS TO AVOID DROP IN BLOOD SUGAR |
| DX: HYPERTENSION<br>LANTUS-INSULIN 180U/ML<br>INJECT 30 UNITS SUB-Q DAILY @ HS                     | 01/05/07<br>0600<br>SITE:<br>2000        | PPD <i>see annually July</i>                                                                                                                                                                 |
| DX:<br>LEVOTHYROXINE 100 MCG TAB<br>TAKE (1) TABLET BY MOUTH DAILY.                                | 02/14/07<br>0600                         | The vaccine <i>annually</i>                                                                                                                                                                  |
| DX:<br>NOVOLIN R 100U/ML VIAL<br>INJECT SUB-Q PER SSZ AC/HS: 150-200=20,<br>201-300=60, 301-350=80 | 03/20/07<br>0600<br>DOSE<br>SITE<br>1100 |                                                                                                                                                                                              |
| DX:                                                                                                | DOSE<br>SITE<br>1600<br>DOSE             |                                                                                                                                                                                              |
| DX:                                                                                                | SITE<br>2000<br>DOSE<br>SITE             |                                                                                                                                                                                              |
| DOCUSATE SODIUM 100 MG CA<br>TAKE (1) CAPSULE BY MOUTH DAILY                                       | 01/05/07<br>0800                         |                                                                                                                                                                                              |
| DX:<br>ONE DAILY TABLET<br>TAKE (1) TABLET BY MOUTH DAILY.                                         | 02/14/07<br>0800                         |                                                                                                                                                                                              |
| DX:                                                                                                |                                          |                                                                                                                                                                                              |
| MEDS REVIEWED BY: <i>[Signature]</i> 3/5/07                                                        | PHYSICIAN'S SIGNATURE                    | Date                                                                                                                                                                                         |
| CHARTING FOR: 04/01/07                                                                             | 04/30/07                                 | PAGE 1 OF                                                                                                                                                                                    |
| Physician: BENBAHANI, S                                                                            | Telephone No. 602-360-0177               | Medical Record No. 700                                                                                                                                                                       |
| Alt. Physician                                                                                     | Alt. Telephone                           |                                                                                                                                                                                              |
| Allergies: SHELLFISH, NO KNOWN DRUG ALLERGIES                                                      | Rehabilitative Potential                 |                                                                                                                                                                                              |
| Diagnosis: SEVERE PSYCHOSIS; OCD; HTN; DM; HYPOTHYROID;                                            |                                          | 07/19/06                                                                                                                                                                                     |
| Bedside Nurse                                                                                      | Complete Entries Checked:                |                                                                                                                                                                                              |
| By:                                                                                                | Title:                                   | Date:                                                                                                                                                                                        |
| PATIENT: [REDACTED]                                                                                | PATIENT CODE                             | ROOM NO. RH1062                                                                                                                                                                              |
| 08/12/27                                                                                           | B                                        | 08/12/27                                                                                                                                                                                     |

