

IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA
ORPHANS COURT DIVISION
NO: 2021-X2110
IN RE: JANE T. HERRING
AN ALLEGED INCAPACITATED PERSON

26.

Memorandum

In Montgomery County Orphans Court, facts and information have proven for decades, the memory impaired have been victims of unspeakable crimes on them and their assets in orphans court. Since May 18 2021, my very close and very much loved 99 year old Mother, Jane Herring, has been a victim of this barbaric and inhumane guardianship corruption. This Guardianship Mafia (GM) includes corrupt judges, many corrupt lawyers, many corrupt guardians, many corrupt psychologists and a so-called "care manager". Those criminals involved use the court as their personal route to the finances of their victims. Modern day slavery is alive.

The corrupt judges, corrupt guardians, corrupt lawyers and corrupt psychologists are not interested in the welfare and happiness of the elderly. They only want the victim's money until it runs out. The scam targets the elderly who have a lot of money and a house. The victims usually have some memory issues. The guardians charge any amount of money they want per hour. Guardians can hire as many friends and lawyers as they want at the victim's expense. The corrupt guardians can charge for anything they want, including travel time, meals and do not have to prove where the money went and no receipts are required. Those hired "kick back" money to the people who hired them. If the family or a family member causes any problems or criticizes the guardian in any way, the guardian will make up lies about that person claiming they are causing the "client" (victim) to be upset. The guardian will begin to gradually deny visits by that person. The guardian uses the victim's money to always pay the guardian's lawyer or as many lawyers as they want to hire. The guardian always claim they must have a lawyer after being appointed by the corrupt judge. Those various "extra" charges are never justified to be paid by the victim because the guardian is running a business and any type of expenses are the guardians responsibility, NOT the victim.

The family always has to pay their own lawyer for any legal problems. The guardian always wins because the guardian ignores the needs of their victim and knows the family will have to hire and pay for their own lawyer to try to force the guardian to correct any problem. The guardian knows at some point the family will run out of money and just give up on their loved one. For revenge, the guardian can ban the family or a family member from visiting or talking to their loved ones for life. That includes banning a husband or wife from ever seeing or talking to each other.. Guardians have total control over the person's life, finances, visits and all medical decisions. Those corrupt judges protect the scam from any interference. In Pennsylvania, anyone can be a guardian of person and/or estate. There are two types of guardians. The guardian of person has total control of the victim's life and health in every way. The guardian of estate has total control of the victim's assets to use in any way they want. There is NO LIMIT how many "clients" (victims) a guardian can own. Guardianship is ownership of a human being, their life and assets until death.

Guardianship starts when a greedy family member wants money from a parent. Their lawyer files a petition for guardianship. A corrupt judge will assign a corrupt lawyer, who will not defend the victim so the victim will be guardianized. The same corrupt judge will assign a corrupt psychologist (Ledakis in Mother's case), who uses a fake "evaluation" to claim the victim is "100% incapacitated". The corrupt judge assigns corrupt guardian/s to the victim. This group of criminals is called a Racket, their crime is called racketeering and the federal law RICO prosecutes the Racket. This Mafia will hire their friends and lawyers who drain the

victim's money. The Mafia sells the victim's home very cheap to a friend who resells it at full value. The Mafia keeps the profit. The victim and their family will never know the house was resold at a much higher price. Pennsylvania law Title 20, section 5521 dictates how the guardianship and guardians must act for the victim and that the victim is basically in charge of the guardians and guardianship, but it is always ignored by the Mafia. Unfortunately, the victim and family are never aware of those state and federal laws that would protect the victim that are being ignored by the Mafia. In Pennsylvania, the corrupt lawyers ignore the Rules of Conduct they must follow for the victim.

In Pennsylvania, there are NO requirements or standards for what an accurate "evaluation" must be to determine "incapacitation". This includes how much time it must have, how many questions must be asked, the accuracy of those questions, was it audio or video taped, etc. NO medical tests are ever done. The "evaluations" are never recorded by the corrupt psychologist to avoid any facts proving the victim is not actually "incapacitated". NO recording means NO proof it was ever done, what the person said or did not say, etc. The same report by the corrupt psychologist can be used over and over on others. If a product is sold, but it is only a fake, it is fraud and a criminal offense. Lawyers doing guardianships never ask the psychologist for an independent study that proves the accuracy of their "evaluation". Those incompetent lawyers have been sending their clients to a life of hell and financial ruin. The victim's family usually spend their entire savings to try to free their loved one from the scam, but they fail and usually become broke themselves. The corruption and incompetence in the Montgomery County Orphans Court has been documented for almost 20 years on Facebook called Shenanigans in the Montgomery County Court. When this scam began on my mother in May 2021, I created a massive news website about guardianship corruption:

I became involved with the scam because my very close and much loved Mother, then 96 now 99, became a victim of it. I usually must use the name "Person" because Weilheimer put a gag order on me in 2021 from mentioning my Mother by her name in any way and even her picture. The Mafia claimed I was violating her privacy. But, they had no problem violating her privacy when my Mother was dragged away from her home by her daughter screaming and crying "I do not want to go with you" for the soon to be benefits to the Mafia. In 2022, I put up a Go Fund Me page to raise money to pay for my huge legal bills. Jaskowiak threatened me contempt of court unless I took it down. Weilheimer and Jaskowiak put me in prison for exposing their scam, once in 2021 and again in 2022 for documenting the Mafia's scam on my news website and on a weekly, worldwide radio show that I have been on for almost two years that only deals with guardianship corruption. Weilheimer, Jaskowiak and the rest of this Mafia violated my constitutional rights of freedom of speech and freedom of press.

I contacted Detective Shade from the DA's office in about November 2021 and gave documents and about two hours of testimony to him about this scam on Mother and told him many other families will call him because they are or had been victims in the orphans court. Shade closed the case after only three weeks because he was retiring and never gave the case to another detective. Shade never contacted me again and never contacted the many others who contacted him about their cases. Shade then told Weilheimer she had been under investigation because of me, who then told the other lawyers, guardians and psychologists they also had been under investigation because of me. Those involved became more careful with their scam. I also contacted Pacchioli, of the suburban FBI office in about November 2021. I gave him many documents and names of other victims. He never called them, either. He said it was only a civil matter, not criminal. In late 2023, Gloria Byers, a guardian, was found guilty of stealing millions of dollars from her victims doing the same as this Mafia. The FBI, IRS and the DOJ in Philadelphia prosecuted Byers case. My case and others involved corrupt judges, corrupt guardians, corrupt lawyers and corrupt psychologists, using fake "evaluations".

Mother's then 70 year old (now 73) daughter, jsh, filed the petition for guardianship in May 18 2021 against Mother only to get total control of Mother and get control of Mother's vast assets to spend as she

wanted. Fenstermacher (guardian of estate) had helped JSH with getting the petition to get what jsh wanted. Jsh had tried several times before, with Fenstermacher's help, but I always stopped those money grab attempts. Weilheimer appointed lawyer Jaskowiak to Mother. But, Jaskowiak never defended Mother and never brought in any of the professional people Mother dealt with every yer to prove Mother did not need any guardians. Jaskowiak never defended Mother against being guardianized because he WANTED her to be guardianized for her vast assets. Mother owned her large 3 bedroom, 3 bath house in a gated community, had many antiques, other expensive items and liquid assets. Mother had No medical and NO financial problems, NO problems with daily activities, NO unpaid bills, NO unpaid taxes. Ledakis used his made up "evaluation" and said Mother was "100% incapacitated" for the Mafia. But, Ledakis said Mother had no problems with daily activities and since I had been living at Mother's house (at her request) for 1.5 years, Ledakis said everything was fine. So why did he say she was 100% "incapacitated" when his other numbers about Mother did not add up to 100%? Since Ledakis said she had no problems with daily activities, why has Mother been forced to live in solitary confinement, in a sensory deprived environment for the past 2 years, no phone, no reading materials, no friends allowed, not allowed to call friends and has been denied to call me or me call her and denied to be in society to live as she had been BEFORE guardianship? POW's under the Geneva convention have more privileges than Mother. People in prison for all types of crimes have more privileges than my Mother. Why? Nobody ever claimed Mother had any mental or behavior problem that she had to be locked in a tiny section.

Jaskowiak/Mafia hired Logie as guardian of person and estate for Mother. Jaskowiak had used logie many times because Logie was "one of them". In August 25 2021, Logie and jsh kidnapped Mother from Mother's home and forced Mother to stay at jsh's home. For almost two weeks, jsh starved and tormented Mother. On the first day, Jsh forced Mother to take anti depressents because Mother was so upset of being kept a prisoner. Jsh refused Mother to leave, refused Mother to see me and refused her to call me. Jsh threatened to call the police if I showed up. After about 10 days, Mother had to go to a hospital, unconscious, by ambulance. Mother was confined to bed for six weeks and treated for starvation and got covid. Mother had daily blood tests (42 times) and daily needles (42 times) in her stomach to prevent blood clots. Logie dumped Mother in a low rated nursing home at \$90,000 a year, but Mother could live at home, as Ledakis said, for the court accepted cost of only \$16,500 a year at her home, be with her much loved possessions, be free and happy.

I have been fighting for almost three years, with lawyers, (now pro se) to get Mother back home to live. Weilheimer, Jaskowiak, Fenstermacher, jsh, guardians and their lawyers (Mafia) have refused Mother to come to court to testify or go home because they would lose a lot of money by not having any more billing hours to charge Mother. Fenstermacher (guardian of estate) and the others evicted me from Mother's home in August 2023 to sell it to make more money for themselves. I have been on welfare since about May 2022. I am living in my car and eating cold sandwiches for lunch and dinner because Fenstermacher refuses to give me my Mother's yearly gift money to live like a human being. From the very start of this scam, August 2021, Weilheimer has only allowed me 3 visits a week, 1 hour per visit. No reason why for such barbaric and inhumane restrictions that would only be put on a child molester, wife beater or other types. The Mafia has made up many lies about me to reduce my visiting hours to only 2 visits per month for only 1 hour each. No reason given. Jaskowiak/Mafia are using paid liars (monitors for every visit that I have to pay for or I cannot see my Mother. Those paid liars are told by the Mafia to write lies about what I say or do with Mother so those lies will be used to reduce my vists with mother to none. I am being punished this Mafia for exposing their scam on Mother and many others. They are using the court as a weapon and to also make millions of dollars from mother and other victims..

Mother is paying the price mentally, physically, financially and her happiness because of what jaskowiak and the Mafia are doing just for money. Mother is being kept as a dog in a cage by the Mafia so they can keep control over their property.

Rev. Arthur Herring III

215.960.4447

Subpoenas were served on:

Ronald Fenstermacher- person to testify on January 31 2024.

Sheriff Department- documents, January 31 2024.

Robbie Robbins- documents, January 31 2024.

Thad Gelsinger- person to testify, Jane Herring, February 1 2024.

Mark Kessler- director Manatawny Manor, documents, February 1 2024.

Einstein Hospital- documents, February 1 2024.

Victor Meitner- person to testify, January 2024.

INTRODUCTION

27,

1. As a trained lie detection examiner of 41 years, I have found that when a person manipulates information in a trial, that is called fixing a trial. Fixing a trial is corruption.
2. From August 25 2021 (when Mother was kidnapped by jsh) to April 1 2024, out of a possible 15,020 hours my mother and I could have spent time together (based on 16 hour days, 8 hours for sleeping) this guardianship Mafia has only allowed 224 hours for mother and I to be together, many of them being watched and listened to by staff or paid liars with no proof, by anyone, that such a first amendment violation and invasion of privacy was ever needed or justified. For almost 2 years, under the past guardian of person Blumer, every religious holiday, birthday, mother's day, Valentine's day, Thanksgiving and other special days, I and my Mother were forbidden to see each other for no reason other than as punishment and retaliation to me for exposing and jeopardizing their scam.
3. Since the beginning of this guardianship scam on my now 99 year old Mother, which was originally started by Mother's daughter only for Mother's vast assets as she had tried to do many times with Fenstermacher's help, but I always stopped those attempts. I have continued to protect Mother and her assets involving this Mafia. For the past 2.5 years I have had to listen to, be insulted by and constantly be degraded by various lies made up by this Mafia as revenge and for retaliation to me for my exposing this guardianship scam on my Mother only for her vast financial assets. This type of "demonizing" of loved ones by other corrupt guardians nationwide is what is done by them to isolate their "property" and their lack of care to those victims. This Mafia has used my visits and the ongoing restriction and denying of those visits as punishment to me for interfering with and exposing their scam.
4. This scam was boxed up with a red bow based on an admitted, made up, so-called "evaluation, that its examiner, Ledakis, admitted had no independent proof of accuracy, using never independently proven accurate paper and pencil tests, none of the "evaluations" ever given to my Mother can ever be proven they were EVER done. Ledakis never audio or video recorded those sessions to prove what my Mother said or did not say or how she said it. Because those evaluations were never recorded in any way there is no proof his reports only pertain to my Mother instead of 100 or 1,000 other people using a simple cut and paste of names and finally the same examiner concludes his report by saying it is only his opinion. . No verification of his claimed experience with memory impaired people was ever done. Such a pathetic snow job to be used to sentence a very elderly woman to be forced to live for the past 2.5 years in

solitary confinement, in a sensory deprived environment, has not been allowed outside for those years and kept away from a life of happiness that she was living in her large 3 bedroom, 3 bath house, in a gated community with her antiques and much loved possessions. As with all financial crimes, the only motive by this Mafia is greed, using the lie of guardianship to get their loot because they cannot make that money on their own.

5. This scam has denied my mother and I our ongoing lifetime love and happiness we gave to each other, especially since my Father died 11 years ago and her husband of 70 years.
6. For 2 years, not one of the guardians, their lawyers, a so-called "care manager", a judge and jaskowiak has ever lived by and followed the basis of U.S. law: A person is innocent until proven guilty in a court of law and a person has the right to face their accusers.
7. Under the various state and federal laws of guardianship, my mother always had the right to speak and make decisions. The Mafia has constantly ignored those laws for THEIR best interests, not for their client as lawyers and guardians.
8. Not once did any of those accusers ever file petitions to prove their made up lies about me that I caused my Mother's legs to be swollen and I caused my Mother to be agitated with my phone calls and visits. Such baseless accusations are slander, liable and defamation of character.
9. My Mother never refused my twice a day phone calls, my 3x a week visits for only 1 hour per visit, none of the staff ever had to tell me to leave who were always watching us, neither of the paid monitors ever had to tell me to leave which was their only original purpose, a paid monitor stated on Zoom that the visits were always loving and happy, there were no reports by the nursing home staff of any such accusations and the Mafia never brought in any of the nursing home staff to testify to the Mafia's claims. Such empty accusations are called here say and are worthless, but most important, no one ever asked my Mother if I caused her any problems. Even falsely declared incapacitated, Mother still has rights protected by both federal and state laws, especially to be allowed to speak and consulted in all matters. All lawyers involved are bound by the PA Rules of conduct for lawyers, but those Rules have always been ignored by those lawyers. .
10. I have been denied the right to protect myself during my visits from the Mafia's paid off liar and paid with my very limited welfare money. I have constantly demanded a simple and free cell phone to record those visits. The gang made the ridiculous claim that such a tiny cell phone would be an invasion of Mother's privacy. But according to them, a total

stranger, one with extreme body odor, sitting next to us, making notes, interrupting us, taking our pictures, violating our constitutional rights of freedom of speech and expression is somehow NOT invading Mother's and my privacy?

11. I realized that they never wanted to and could never prove any of their made up claims against me. They never filed any petitions to prove their lies. So, in September 2023, I filed a petition titled "Prove I am a menace or danger to my Mother, in other words either defecate or get off of the toilet". All parties involved filed replies to this court to deny my petition. They knew they could never be able to prove any of their made up lies. To their much satisfaction and protection, this judge granted their request.
12. There for, since the Mafia has never wanted to PROVE any of their lies against me in 2.5 years of agitation and medical problems to mother or any of their other lies, which has denied me and Mother to enjoy each day together as we did before this scam started, there is no reason why I cannot have the normal freedom to have as many visits with my Mother, for unlimited time and to take her anyplace she wants to go, just like my sister got a year ago from the previous judge. How could the previous judge, logie and this Mafia ignore the barbaric and inhumane treatment Mother's daughter did to her only for money and control while Mother was a prisoner in the daughter's house, but the same judge, on the record, say the daughter was such a nice person and did not need any restrictions of visits? It has been my mother's happiness and welfare that has been my only concern since she was kidnapped by logie and Mother's daughter. Mother was forced to take drugs on the first day to keep quiet, denied to go home because of logie's "plan", Mother was denied to call me or see me, she was starved and tormented for almost 2 weeks, Mother's weekly hairdresser of 16 years said on day 3 after the kidnapping that Mother was shaking and crying saying "I want to go home, I want to go home", that same day I was threatened with contempt of court by the previous judge if I ever called for a second wellness check on my Mother. After about 2 weeks of captivity mother passed out, had to be taken to the hospital, by ambulance, confined to bed for 6 weeks at the hospital, treated for starvation, daily blood tests (42 times), her arms were black and blue, daily needles in her stomach to prevent blood clots (42 times), both to a woman 96 years old. She got covid in the hospital where she could have died, then logie dumped mother into a low rated nursing home that had just opened up after a major covid shutdown. According to studies, about 39% of people die from covid, die in nursing homes. Since then she got covid again and a major case of influenza, again where she could have died. This Mafia has deliberately ignored her medically, mentally, physically, financially and her happiness, while only using Mother's vast assets for their own greed and prosperity. This mafia has ignored and violated federal and state laws, including those for people deemed to be incapacitated.

13. Unless and until this Mafia decides to prove any claim, with indisputable facts and evidence, they make against me in a court of law, instead of using the court as punishment, retaliation and as their private ATM machines, then their job and only job is to Mother, her welfare, her wants and wishes and the laws that protect her from abuse and neglect that she continues to be a victim of by the same people who have been stealing her money.

28.

IN THE COURT OF COMMON PLEAS, MONTGOMERY COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION
2021- X2110

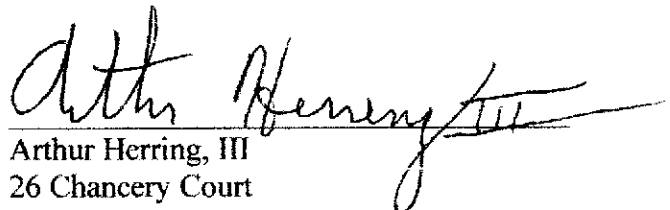
**ESTATE OF JANE HERRING
AN ALLEGED INCAPACITATED PERSON**

CONSENT TO SERVE AS GUARDIAN

I, Arthur Herring, III, agree to serve as the Guardian of the Person for Jane Herring, an Incapacitated Person. I agree to act in the best interests of the Incapacitated Person, to assert her rights to the best of my ability and to respect her wishes to the greatest extent possible. If appropriate, I will participate in the development of a plan of support services to meet the Person's needs. I will also encourage her to participate to the maximum extent of her abilities in all decisions which affect her.

I, Arthur Herring, III, agree to serve as Guardian of the Estate for Jane Herring, an Incapacitated Person. I agree to keep her Assets separate from my own, to spend her income only for her benefit, to seek Court approval if required and to handle her financial affairs in an honest and trustworthy manner.

Respectfully submitted,


Arthur Herring, III
26 Chancery Court
Souderton, PA 18964

Dated: 7/8/21

Page 2- #5 denied. AHjr was never diagnosed with lewey.

#8- denied; mom's condition has never been determined in any medical way. Those documents signed in 2020 have never been considered invalid.

3. #11- Why was there never any question about my mother's state of mind then, compared to what my sister was claiming in emails being sent to various people?

4. #13- denied never was established

#14- Denied- jh moved back because she did not have any real job. She was going door to door at night selling insurance. Dad was still going to Boardman/Hamilton to work and to see clients pertaining to insurance.

5- #15- Denied- jh had no involvement in any decision making or in any other financial matter.

#16- Denied. Mom always wrote checks for bills. Only about 5 years ago were mom's bills put on auto pay.

#17- Mom wrote checks and balanced books for family and Dad's business since they were married.

#18 almost total lies.

#19- denied. Dr. Kuhar never "diagnosed" anything. All people forget from time to time. Kuhar never, to this day, ever revoked mom's driver's license or insisted on any special programs for mom or said she needed assistance in any way in mom's day to day life.

6 #20- jh had been writing emails to everyone she could think of telling them mom was mentally unbalanced, crazy and had dementia. Jh also wrote lies about me in those emails.

#22- lie. AH never made any such comments or pressured mom to cancel CT.

7. #24- Lie- No such notes were made; produce them; I have not moved into mom's home;

#25- lie- jh was watching me move several boxes into mom's basement for storage. Jh became extremely enraged because she thought I was moving into mom's house. Jh kept looking into my boxes. She picked one up and started to walk away with it and I took it away from her. Jh was screaming so loud at mom and myself that several of mom's neighbors came out to see what the problem was. AH never kicked jh in the back as jh claimed in her police report.

#20. Denied. So what if mom lost her train of thought for a moment. She was 95.

#21. There are NO accuracy studies for any paper and pencil type evaluation tests.

#23. Medicine was discontinued after a month or so because it produced bad side effects.

#24. Lie. Produce such notes.

#25. Lie. I was taking a few boxes to the basement at my mom's house. My sister drove up and went crazy. She started to open my boxes. She picked one up and I took it away from her. No other contact was ever made.

#26. Lies. a. lie;

8. #26. b. denied; c. produce facts proving that; d. lie.

Noone ever called from any agency call regarding my mom's welfare (Feb. 2020 jh called for wellness check). Produce records by them or proof jh called. Why didn't jh call the police to check? Jh claims maid said mom acted strange ever since I moved into house. I called maid and she completely denied she ever talked to jh or her lawyers.

#28. Lie; I, jh and mom were there. Various private meetings were also held with those people.

9. #29. Lie- The first bankruptcy was thrown out because the bankruptcy lawyer filed the wrong bankruptcy, the second one was filed to eliminate the judgement from the lawsuit; Mom's safe deposit box always had mom, jh and AH on it in case mom died so access to it would be available; I filed a motion so mom could have access to her box. Bank records proved that mom had not been in the box for several years and she was the only one who ever used it. That is why my bankruptcy trustee never looked into the box to see if there was anything that belonged to me as a asset.

#30. I only sent them the new POA; I never tried to get any money from her accounts, in any way at any time. It was jh who has tried to steal money from mom's account on at least several occasions.

#31- Raymond James (RJ) (Fisher and Pruitt) only knew what jh told them in emails and phone calls. Jh has no

- business connections to RJ or personal ones with them. Fisher and Pruitt sent jh's emails to the legal department which has caused many severe problems for jh in her business relationship with RJ..
10. #32. Lie. Mom's doctor refused to get involved with the matter and refused to write any type of letter on mom's mental health state. Mom and AH went to many lawyers to make various changes and upgrades to mom's documents, but we were told mom had to have a "neuro/psychological evaluation" before those lawyers would make any changes to protect them from possible being sued. The problem was we could not find one who did it for legal purposes, not medical, such as stroke, Parkinson, etc. We finally found Fravel who did make those changes and he said he was satisfied mom knew what she was doing when she made those changes. We had wanted another lawyer to handle mom's matters because Fenstermacher had proven to be very incompetent and corrupt. There had been no instances that showed mom did not know what she was doing. RJ based their actions only from jh's email lies about mom and ah.
- #33- provide proof of that matter. No such letters pertaining to any investigation of me were ever sent to us
- #34- total lie. My sister has hated my mother all of her life and only had contact with her on extremely rare occasions. There was never any mother/daughter relationship. Jh has been on a crusade to insult and degrade her with jh's emails for several years.
- Jh has never wanted to be in my mother's life in any way, except for a once in a while meeting at a church or spending several hours with mom while jh picks up her laundry, goes food shopping and then mom buys her lunch. Jh has always been "daddy's little girl" and was constantly spoiled by him in many ways, including private school for 13 years, free college & room, 3 month vacation in Europe, free various cars to use, \$100,000 loan for jh to buy her current home and possibly other types of large financial gifts, including life insurance policies to be secretly given to jh.
- #35. Lie. Provide detailed explanation. I have never wanted to be on mom's RJ accounts in any way.
11. #36- lie. Mom got a letter in the mail informing her of a life insurance policy matured. She asked me to check it out. With mom's full permission I called the company to get more details. Mom told me to have them send the check to her. It is unknown why the company thought the matter was a fraud since the check was made out only to mom. Lincoln Financial saw that the check was to be sent to jh's address and it was changed to be sent to mom. Provide proof they ever filed a report of abuse against AH.
- #37- provide proof. Jh has claimed SHE did mom's taxes for 2019. Jh was a day overdue when she claimed she was doing them. IRS had given everyone a 3 month extension to file taxes because of the covid. For 2020 taxes, my sister refused to pick up other tax papers at my mom's house to do those taxes, despite my emails to my sister several times telling her to get them. I had to Xerox them twice and give them to mom's lawyer on June 8 2021. Mom's IRS taxes are now 3 weeks overdue.
- #38- BS. Mom wrote checks for her legal matters and for my bankruptcy lawyers and my medical doctors. Because of the lawsuit and bankruptcy I could not have a bank account so mom would write checks for me which came from the money mom gives her children every year for the past 9 years. No eviction from my house happened from the Haller lawsuit and I still lived in and owned my house. I had sued Haller, a top Lehigh university professor for fraud, after I had paid him \$35,000 to write a software program in 2010-2011. It never worked and he simply quit the project. To bring pressure on him, I stood on a public sidewalk handing out flyers exposing his scam. Haller got mad and used his friendship with an assistant DA to file a claim of harassment against me. I represented myself and had emails from Haller proving he quit and his program was a failure. I had my IT person there confirming the program was a failure. Haller got his friend to convict me. The fine was only about \$300. I did not bother wasting money to have the charge expunged later because the charge was so pathetic.
12. #39- Lies. No proof at all to state that. In fact it has been jh who has tried to steal money from mom's accounts several times and AH had put a stop to it. In fact, in 2020, jh hired a lawyer, for \$1,200, to write a so-called "delegate authority" contract for jh and AH to sign. That agreement would have given jh complete control over all of mom's assets to use in any way jh wanted to. The document also said

neither one of those parties (jh & AH) would challenge what the other did. AH was only in control of house and car repairs and mom's medical decisions. I refused to sign that document. Later, jh tried to get Fenstermacher to pay her back the \$1,200 fee without jh or Fenstermacher asking my mother if jh could have the money. The agreement was only about a money and power grab by jh. This petition is only a money grab and power grab.

13. #45- denied. AH has not tried to gain "access" to mom's assets. AH is disgusted with jh's attempts to imply AH is going to try to manipulate mom's money for his own use. Mom's doctor, Kuhar, a year ago was asked to write such a letter, but Kuhar refused. Kuhar said she did not want to get involved in legal matters. AH had not been able to locate such a doctor because they do not do those tests for legal purposes, only for medical purposes.
- #46- Also see #45. Penn Health did only a small type of physical ability test. It made an appointment with a doctor to do such an evaluation. Upon arrival several days later, the doctor said he did not do the tests for legal matters.
- #47- lie. Jh has NEVER been denied access to her mom. JH hates her mother and has not wanted any type of mother/daughter relationship with mom for almost 50 years. Jh only has wanted mom's money and it appears certain jh has not repaid any part of a \$100,000 loan that had been given to her about 12 years ago to buy her current house.
14. #48. Lie. Jh's made up emails about her mother's mental craziness and complete lies about AH to RJ Fisher and Pruitt which they were obligated to send jh's emails to RJ's legal department that caused mom's accounts to be frozen and all of the chaos that has happened causing severe emotional and medical hardship to mom since the petition was filed over 2 months ago .
- #49 lie. AH only moved into mom's house in about late May 2021. JH has always had the ability to see and be with her mother all times. JH has a long history of hating her mother and not wanting to be with her, except to have mom's money and has tried to steal it several times. Because of jh's extreme disruption to mom's Dr. Kuhar's office many times, after AH got sole POA, he had the portal closed so mom would not be embarrassed any more by jh's wild and extreme disruptive antics to Kuhar and her staff which was leading up to probably mom being told not to return as a patient.
- #50. Confusing. All documents made in 2020 and 2021 are valid because mom knew what she was doing and has never been diagnosed otherwise. Jh has been and still is trying to use trickery and lies to be in total charge of mom's money to spend in any way she wants. Mom does not want jh to have that ability. Mom has always been extremely generous to jh financially all of her life, including private school for 13 years, 4 years of private college room and board, 3 months of a free Europe vacation, various free cars to use, \$14,000 each year for the past 8 years, \$100,000 loan to jh to buy her current house and forgiving \$25,000 of that loan about 9 years ago and other financial gifts from her father for decades. AH had never received all of those type of financial gifts.
15. #51. Lie. Mom has been and still is fully capable of living on her own. She could still drive a car until her drivers license expired in May 2021 and she decided not to renew it. Mom is in excellent medical and physical condition and has only a small type of memory issue. She goes to Kuhar 3-4 times a year. Mom recently had a meeting with Kuhar and had a once in a year bloodtest which found her in such excellent health one, of two very low dosage pills was discontinued. On every Kuhar visit, Mom has a MMSE test. The score recently and back in September 2020 was the same: 26 out of 30 which is a good score. She can do all functions of any type around the house, has a maid come in once a month, for only 2 hours, for basic bathroom cleaning and light vacuuming, she can cook foods without burning or undercooking, showers daily. Most important she still has common sense and knows right from wrong. Mom's RJ checks for past 9 years proves she does not spend money in any way that indicates abnormal or wasteful spending. Mom still goes to all of her doctors on a regular basis. Mom's doctors will verify her attendance.

#52. Denied: A,b, c, d, e, f.

#53. Denied: A,b,c,d,e,f,g,h.

16. #54. Lies: A,b,c,d,e. If jh was so concerned about her mother's wellbeing, why didn't she have the police do wellness checks on mom on a regular basis? Jh has never done so. Jh has basically never been in mom's life in the past or present for many years. Jh has only done very small things for my mom for only a very short time. For example, for only a few months several years ago, jh pulled some weeds out of moms garden and only a few times took mom to church. Only rarely did jh take mom out on a Saturday while jh went shopping and then mom bought her lunch. Any so-called "vacations" were only day trips to the shore. All expenses were divided 50/50. There were only 2-3 overnight stays at a motel. Phone calls to mom were only maybe once a month and usually ended after a very short time, usually in anger by jh because mom had disagreed with jh about something.
17. #55. a,b,c irrelevant. D. lie;
18. #55. e. hardly, except for constantly writing emails about mom that jh knows nothing about, either personally or medically; f. total lies; g. denied
#56. Lie. Jh only wants mom's money as she has tried to get to use for her own use for almost 2 years and does not want to wait until Mom dies when jh may be dead or jh is in such poor physical that any money would have no meaning. .
19. #62. Denied. I want the best protection for my mom against this fraud petition and the money hungry desires of jh.

JH signed this statement under penalty of perjury.

1. Pictures of Jane Herring and Arthur happy just before guardianship.
2. Jane not smiling any more because she wants to go back home to her former happy life. She fell in 2023 and got black eyes and bleeding on the brain. No information given to Arthur by guardians.
3. Mother's huge and beautiful 3 bedroom, 3 bath house in a gated community, value about \$500,000.
4. Mother's tiny pig pen, forced to live in a tiny room, in solitary confinement, in a sensory deprived environment, no phone, refused to be allowed into society for over 2 years by guardians. Mother has to pay about \$90,000 a year when there is no reason why she cannot go back home to live.
5. Dilapidated conditions in Mother's room, in a locked in section with people with mental and behavior problems. No locks on the doors, but men are in that section.
6. Arthur picketing outside of court house to expose the guardianship corruption and to get his mother back home.
7. Notes by Mother for Arthur she left for him out of love.
8. Mother refused flu shot until she asked me if it was alright.
9. Note by Mother saying she wants Arthur to be in charge of care for her if she ever needs it.
10. Note by Mother saying Arthur is her care taker for business and personal.
11. Note by Mother saying she wants Arthur to stay in the house if he wants.
12. Article Arthur wrote for a local newspaper exposing guardianship corruption.
13. Pam blumer had lied to Arthur and his then lawyer when she said she was certified to be a guardian. She had not been for at least 7 years.
14. Olmstead Act was completely ignored by judges, guardians, their lawyers and jaskowiak for Mother.
15. The court's hand picked psychologist and repeatedly hired, Ledakis, claimed in his admitted made up "evaluation", admitted that he had no independent proof of its accuracy, admitted he never audio or video records his sessions with people which would prove what they said, how they said it or did not say it, cannot prove his "reports" actually pertain to that person and not 100 or 1,000 others using a simple cut and paste of names and then concludes all of his

- “reports” by claiming they are ONLY his opinion, said Mother had no problems with daily activities and with me living there for almost 2 years said everything was fine. So why isn't mother living at home instead of solitary confinement?
16. Ledakis said the rate of progression depends on various factors. When a person is locked up in solitary confinement, is not allowed exercise and not allowed any type of daily activities, they will decline with mental and physical abilities, just like Mother's 2 so-called “guardians” of person have done, including Mother's latest guardian of 2 years: Pammy Sue Blumer.
 17. Ledakis also said that a person with cognitive impairment would be susceptible to financial exploitation. True and look who has been stealing Mother's money: HIM and the rest of the Guardianship Mafia (GM).
 18. Ledakis CYA excuse for his poor accuracy for his “opinions”.
 19. Title 20, S 5521- rules for guardians to follow in a guardianship and the AIP is in control.
 20. Title 20, S 5502- AIP must be involved in his guardianship and proper services must be used to help AIP.
 21. Title 20 S 5518- Must prove incapacitation, what services will be provided and no less restrictive ways than guardianship can be used.
 22. Title 20 S 5555- Guardians must use volunteers to reduce costs to AIP
 23. Mother stated she wants me to handle her funeral arrangements because of her trust and faith in me.
 24. Mother refused her flu shot at the pig pen until I told her it was alright because she had such trust in me
 25. Letter Mother wrote to judge weilheimer saying she wants to go home, wants a new lawyer,wants me to live there with her and wants to come to court to tell weilheimer. Ledakis claimed I told her what to write, but evidence by jaskowiak proves otherwise.
 26. Taken from logie's invoice. He keeps talking about the “plan”, including jsh, with everyone, except Arthur. The “plan” was a behind the scenes money grab of Mother for the Mafia to keep her under their control, evict me, sell her house (about \$500,000) for more money for the OCM.
 27. Americans with Disabilities Act that the Mafia has ignored for Mother and how she has been kept and treated.
 28. Agitation with people with alzheimers.

29. REAL reason why my Mother is agitated.
30. Exercise is important for people with alzheimers.
31. Visits are important with people with alzheimers.
32. Socialization is important for memory impaired.
33. Exercise is important for elderly to avoid depression.
34. Lonliness causes health risks.
35. Guardian gloria byers convicted of stealing of \$1 million from her victims.
36. Judge weilheimer lied about blocking Arthur herring's email only to her office.
37. Montgomery County IT person admits he blocked Arthur's email to all county people and agencies, including sheriff and DA.
38. Fenstermacher claims I have wasted Mother's money on lawyer fees. I have been the only one to find many problems that jaskowiak, guardians, their lawyers and Klock did not see or care to fix. Blumer had no authority to hire people, pay raises and anything else she did not directly pertaining to Mother. Jaskowiak only creates billing hours and contempt charges for himself, never for Mother's benefit. Those people hired by blumer, including a "care manager" klock, are her responsibility as a business. Fenstermacher has refused to give me my gift money that my Mother had given her children for 8 years and he gave for the past 2 years. He has refused to obey Title 20 S 5521 that it is my Mother who decides. Fenstermacher has refused to do anything by the others and where Mother should live to save her money.
39. Fenstermacher lied to my Mother in May 2020. He told Mother, Arthur was a liar when he had told his Mother that his sister wanted to put Mother into a nursing home and sell her house so the sister could own it all. Exactly 1 year later, with Fenstermacher's help using guardianship , the daughter was able to begin guardianship. But, the daughter dropped out to be the guardian when Arthur had his lawyer send a discovery list to the daughter that would have proven Arthurs facts about how the daughter wanted to steal money from her Mother. I told Mother about that and she stopped it.
40. Another way Fenstermacher tried to help my sister to steal from her Mother and take her house and possessions was creating a "Delegate Authority" which would only allow me to handle mother's house maintainence, car and medical issues, but my sister would be in complete control of Mother's house and all

investments to sell and do what she wanted with them. I told Mother about that and I refused to sign it.

41. Email to fenstermacher about problems when he first started in may 2022.
42. Email I sent fenstermacher about problems another law firm found in his documents he made years ago. So far, fenstermacher did not make any corrections.
43. Email to fenstermacher about problems affecting Mother.
44. Email from my ex lawyer to fenstermacher stating costs must be reduced to Mother.
45. Email asking fenstermacher why he does not return phone calls.
46. Email to fenstermacher many problems I have found affecting Mother.
47. Email to fenstermacher many problems affecting Mother.
48. Email to fenstermacher many problems affecting Mother.
49. Many wild and crazy lies my sister, jsh, told Mother's primary doctor of 21 years about Mother's mental status.
50. Email to camp confirming my sister does not want more visiting hours or visit days with her Mother.
51. Email to camp telling her my sister has been stealing the things I give mother.
52. Email to my sister telling her how much money the guardians and their lawyers are stealing from Mother and from her inheritance.
53. My sister's extremely mentally disturbing answer to my serious email to her about Mother.
54. Very long email to Camp telling her how much money Mother is losing and the guardianship is not helping Mother at all.
55. Email to camp telling her how much money Mother has been losing but my sister refuses to want to do anything about it.
56. Email to camp telling her about how much money mother is losing and also my sister by not changing how the guardianship is handled.
57. Email to camp telling her how much money my sister is losing by this fake guardianship.
58. Camp email to me claiming she answers my questions. Just a typical lawyer BS answer not saying anything.
59. Email to camp about the cost of Mother's pig pen and the others not wanting to find a nicer and cheaper place for Mother.

60. Email to camp telling her blumer had said there were 41 cases of active covid at Mother's pig pen. Is Mother getting covid again and dying a painfull death what her daughter wants for her Mother?
61. Email to my sister about her claim the inventory by blumer was not correct and I wanted to meet with her (sister) to find out for sure. No reply from sister.
62. Email to my sister about her claim the inventory for mother was not correct. No reply from her.
63. Blumer resigns and blames me for it. She was only a corrupt and incompetent person who only wanted money from her victims, not to give them what the law demanded of a guardian.
64. Blumer claimed she was a certified guardian when she was appointed, but she lied. She had not been for about 7 years according to the organization. After I contacted them about her, they removed her title from their website.
65. Pam Blumer's husband bill, a lawyer and friend of jaskowiak, hired him and he hired several of the firms other lawyers to make more money from Mother. Bill blumer told my ex lawyer I had done certain things as a fact, without asking me what my side of the story was. All part of the Mafia's demonizing a person who gets in their way.
66. Pam blumer letter to my lawyer basically claiming I had to "earn" her respect before I can see my Mother as it used to be. Blumer never heard of title 20, section 5521 which says the AIP is in charge.
67. In the very beginning, I invited blumer to my Mother's house to see how she lived and should be living, not in the tiny room, pig pen, locked in solitary confinement. She never replied.
68. Gelsinger, lawyer in bill blumer;s office contacted det. Kelly of the DA's office per judge weilheimer's "instructions". No idea why. Why isn't the Mafia concerned about their client, my 99 year old mother health and welfare?
69. Blumer's invoice stating in summer 2023, there were 41 cases of covid. Mother had covid twice, one there and also a case of influenza where she could have died. Mother could be living at home safe. About 39% of people that die from covid die in nursing homes. There are no sanitizing stations, no n95 masks worn by anyone.
70. Email to gelsinger and Lobach (senior partner), I made many points and problems I have seen.

71. Email to gelsinger. I reached out to him to solve problems.
72. No response from them to solve problems.
73. Email to lobach to solve problems. No response from him.
74. Emails to gelsinger, jaskowiak and fenstermacher about many problems and issues. Never wanted to act.
75. Email per visits. Never wanted to deal with the facts on visits.
76. Email to all on visits. I state cell phone is free and does not lie.
77. Email to all. Very long. About visit restrictions.
78. Email to all about visit restrictions.
79. Email to gelsinger re canceled mother's day visit.
80. Email to gelsinger and lobach re where mother should be living.
81. Email gelsinger and lobach re friends and others not allowed to call her or see her-why.
82. Email to gelsinger, copestick and lobach stop playing games with mother's life.
83. Email to gelsinger with a long list of questions. He never answered them.
84. Email to gelsinger ministers are not allowed and visits on holidays canceled.
85. Email to gelsinger I found many better places.
86. Email to gelsinger for blumer and I to meet with mother so she can hear Mother say she wants to go home. No reply.
87. Email to gelsinger re blumer giving herself a pay raise without telling anyone.
88. Picture of Harvey Whitten, a person that was stolen from and over drugged by those in the picture.
89. Court transcript where judge weilheimer states that his obligation was to my Mother. Jaskowiak never defended or protected her from guardianship so the Mafia could get her money.
90. Email sent to jaskowiak, zabowski, camp logie on 11 18 21 telling them that my mother's legs were very swollen and she needed to go to the doctor's. I also said she had no phone and no table and trash on the floor because the staff does not empty it. No table to this day.
91. Email to jaskowiak on 7 1 21 telling him what he has to do to defend my mother from a guardianship she does not need. Jaaskowiak never defended her in any way.
92. Email to jaskowiak after the petition hearing saying how disgusted I was because he refused to defend her and now she has to have a guardianship.

93. Email I sent to jaskowiak on 11 28 21 asking him why isn't Mother living at home because that is where ledakis said she could be. He never responded. I sent it again and he replied he will discuss it at my soon contempt of court hearing. He never did.
94. On jaskowiak's invoice, he says he talked to det. Kelly of the DA office on 2 6 23, but not about what. I had set up a Go Fund Me page to help pay for my large lawyer fees. Jaskowiak threatened me with contempt if I did not take it down.
95. Email to jaskowiak stating he never said why Mother is not living back home as ledakis said for her.
96. Email to jaskowiak pointing out many problems and unanswered questions.
97. Email to jaskowiak re where mother is living. Does he plan to keep her there till death?
98. Email to jaskowiak re accepting Mother's notes that she wrote to me as proof of her loving me?
99. Email to jaskowiak. He refuses to respond to my question regarding mother's notes.
100. Reply from jaskowiak blaming me for high billing hours, but the Mafia never fixes problems and never responds to my emails of them.
101. Long email to jaskowiak covering many problems not corrected.
102. Email to fenstermacher and jaskowiak asking when will they be at the house as per orders by weilheimer when I leave .
103. Email to jaskowiak asking why didn't anyone tell me about this meeting what is it about?
104. Email to jaskowiak. Why do you let mother live in that tiny room when you were in her large home?
105. Email to jaskowiak asking him if he knew what my sister did to Mother in sisters house and put her in the hospital. Why didn't he do anything to punish my sister for doing it.
106. Email to jaskowiak why doesn't he care about how his client is being caged.
107. Email to jaskowiak about many problems still not fixed and mother's care.
108. Email to jaskowiak re no cell phone in the visit room would eliminate any questions if I took video.

EXHIBITS

1. Arthur picketing outside courthouse Norristown exposing judge Weilheimer and her corruption in the Racket of guardianship corruption.
2. Arthur picketing outside the courthouse in Norristown exposing the guardianship corruption in DA Steele's county. About November 2023, Steele saw me and took my picture with the sign.
3. The oath that all lawyers take to be a lawyer. Clearly, none of those involved in my Mother's corruption ever remembered their oath.
4. Janes note written and signed by her stating how much she trusts me with her wellbeing.
5. A page of the ledakis first report where he said Jane had no problems with daily activities (eating, dressing, hygiene, etc, could live at home and with Arthur living there everything was fine. Ledakis NEVER said and has NEVER said Jane had any mental or behavior problems that would make her a danger or menace to herself or others. So WHY has Jane been locked in a tiny section at the nursing home, kept in solitary confinement, in a sensory deprived environment and not allowed into society for 2 years by the Racket, which includes Weilheimer?
6. Jane's letter to weilheimer of April 2022 where she says she wants a new lawyer, she wants to go home, she wants me to live with her again and she wants to come to court to speak. Weilheimer hired ledakis again who said Jane did not write that on her own and Arthur wrote it. But, in May 2022, jaskowiak claimed he met Jane in her room and in a conference call with the lawyers and weilheimer and he claims Jane said she liked the food, people and room. So, jaskowiak is saying Jane DID know what she wanted. Another coverup by the Racket.
7. Pictures of Mother before the petition was filed by her estranged daughter, jsh. Jane was very happy in her life.
8. A note written and signed by Mother saying she always wants me to live in her house.
9. PA title 20 section 5521 that spells out how a guardianship is supposed to work and how the guardians are supposed to serve their client. The Racket has refused to follow that law.
10. Another note written and signed by Mother where she says how much she trusts me with her health.
11. Notes I left at the FBI office in Ft. Washington telling them about the orphans court corruption and they have refused to open a case on it for 2 years since I first told them about it and they have refused to call back the many people who had cases like mine. When I first went to them in November 2021, Agent Pacchioli said it was a civil matter, not criminal. See the Gloria Byars article enclosed.
12. Mother's serious injuries to her face from another fall in November 2023 because of the constantly waxed floors. She broke her glasses, has a black eye and serious bruises.
13. The pam blumer's (guardian of person since May 2022) hired paid liar who Arthur has to pay \$75 for each 1 hour visit since November 2022. She writes lies in her reports in my visits that the Racket uses to claim I said things to be used to reduce and later cancel all of my visits with my Mother. This has been done several times to me and Mother.
14. Mom very sad and hair looks like she has not been to a hairdresser for many months. Picture was taken in November 2023. Does Mother look like she is happy being forced to live there?
15. Letter by weilheimer sent to me saying she is blocking my email address to her office staff because she thinks I call them too much with questions.
16. Weilheimer lied because she had the county IT person block my email address to ALL county agencies, politicians, DA, Sheriff, elder agencies, etc as retaliation for me exposing her scam of guardianship corruption.
17. For 2 years, the Racket has claimed the staff at the nursing home said I "agitated" my Mother during/after my visits and by my phone calls to punish me in various ways, including having a paid

monitor and reduced visits. But, the Racket has NEVER produced anyone who said so in court. Such claims are called here say. The basis of US law says a person is innocent until proven guilty in a court of law and a person has the right to face their accuser. The Racket has also refused to allow me to use a cell phone to record my visits to protect myself from their lies. But, the fact is there are many side effects of alzheimers, including agitation. But MOST important, why would my Mother, living free and happy in her large 3 bedroom, 3 bath house of 21 years with her loved possessions, want to live there and kept in isolation for 2 years instead of being at home free and happy?

18. PA law dictates that all measures must be used on a person BEFORE guardianship. Jaskowiak was on a lawyer panel in October 2019 where that was discussed. He knows Mother, his client since May 2021 should not be in the hell hole where she has been since October 2021.
19. Slusky, a guardian lawyer in Pennsylvania, says how important visitors are to a person in nursing homes. The Racket has literally denied Mother any type of social interaction. The only people she sees are the few staff and the other people in her locked in section who have serious mental and behavior problems. The Racket has refused a phone, mail, friends, ministers for Mother.
20. A study that confirms loneliness is very bad for the health of the elderly, something the Racket has forced on Jane at her age of 98.5.
21. A study, of many, saying how important exercise is for the elderly. Mother's only exercise, in her locked in section, for 2 years has been walking 35 feet from her room to the room to eat meals and back to her room to lay in a bed or in the recliner chair 3 times a day. When she tries to walk up and down the halls for exercise, the staff tells her to go back to her room.
22. Arthur's latest email to camp (Nov. 5 2023) trying to get jsh to allow Mother back home for Mother's happiness and well being and to save a lot of money. Camp always says her client jsh says no. No reason given.
23. Local former guardian Gloria Byers found guilty of stealing millions of dollars from her clients. This is what happens in guardianship corruption like on my Mother now by the Racket.

In the following emails, I sent my emails to many in the Racket, including Lobach, who is senior partner at Barley/Snyder law firm of the lawyers for pam blumer, bill blumer, gelsinger and others in the Racket jaskowiak, fenstermacher, camp.

All of those people knew what was happening to my Mother (their client) but never did anything for her or to help her.

24. In July 2022, after pam blumer was guardian of person, I contacted her for her to come to my mother's house to see how lived and to ask me any questions, Blumer refused. She did not think how a person was living and now not is important for the health and welfare of a 97 year old woman.
25. August 25 2022, bill blumer, husband of pam (hired in May 2022) who she hired as her lawyer (conflict of interest) who then hired other lawyers in blumer's law firm and good friends of jaskowiak, says that his wife thinks the house should be sold when the cost of jane's pig pen is \$90,000 a year compared to the court accepted cost of Jane's large 3 bedroom, 3 bath house where Arthur had been staying at jane's request, for about 2 years, house is only \$16,500 a year and NO mortgage. The Racket wanted to sell the house only for more money for them.
26. August 24 2022 from blumer claiming I bring mother junk food for our lunches. Mother had no food allergies and no diet restrictions. We were eating the same food she was eating at home before she was kidnapped and starved by her estranged daughter. Must read.

27. September 2 2022 from my ex lawyer. While mother and i were eating lunch, a staff member, known for being abusive, starting yelling at me and got my mother very upset. The staff person cursed at me and many other staff started yelling at me.
28. Sept 13, 2022. Blumer wanted me to take a "education" class to learn how to talk to my mother because they claimed she had dementia. Mother only had a little forgetfulness sometimes. Mother had no problems expressing herself as she was a normal person and her court lawyer jaskowiak never brought her or anyone else Mother dealt with every year who would have proved Mother did not need guardianship.
29. Sept 14 2022. At a very short lunch with my lawyer and blumers, where bill blumer cursed at me and said I was the entire problem (whatever that was), I wear a black hat (meaning I am a bad person), bill blumer said I was the "fucking problem", bill blumer said I could not use a cell phone to record my visit to prove I do not do what staff makes up. Blumer knew that whatever the staff said would be used against me and my mother. Must read.
30. Sept 14, 2022, my email to pam blumer that the many problems to my mother that she is not fixing and why a "care manager" deb klock, who has a long history of stealing and over drugging her victims, is being kept on by blumer when she is the guardian of person. Must read.
31. Sept 19 2022, my ex lawyer condemning bill blumer's disgusting remarks at a lunch and the many problems blumer is not correcting. Must read.
32. November 2 2022, pam blumer lying about what food I give Mother and blaming me for Mother's legs that I had proven was not because of me. Must read.
33. March 15 2023. My lawyer quit in about March and I started to email one of pam blumer's many lawyers, gelsinger. I told him many things about the guardianship and the problems that were not being corrected by the guardians and lawyers. Must read.
34. April 6 2023, my email to lobach asking for a meeting to work things out, but he never replied. Must read.
35. May 26 2023, my email to gelsinger telling him about some problems that are not being correct by blumer. Must read.
36. June 16 2023, email to gelsinger asking why he never responded to my long list of problems of mother I sent him a month earlier. Must read.
37. June 22, 2023, my email to pam blumer telling her to fix those problems affecting mother.
38. July 18 2023, my email to camp asking why my sister is allowing all of that money being wasted by the Racket and will be lost in her inheritance.
39. June 18 2023, my email to gelsinger asking him why is he refusing to respond to my emails about the problems affecting Mother and not being corrected by pam blumer. Must read.
40. October 5 2023, gelsinger replies to me and lying. I also had been asking and still am for a table for Mother's room so she can use it to look at things. She only has a very tiny table on wheels that has no use. Must read.
41. October 20 2023, my email to gelsinger that my mother was in such poor condition and basically unable to walk. Since Novemebr 2022, blumer demanded I pay a friend of hers \$75 per my 1 hour visit or I could not see mother based on the Rackets lies that I "agitate" my mother when I visited her and on now canceled phone calls before blumer stopped them in June 2022. Because I was on welfare after spending about \$100,000 on lawyer and other costs to get mother home, where the Rackets own "expert" ledakis said she could live, I stopped seeing mother in about June of 2023 for four months. I got some money together and started to see her again. But because of the made up lies in reports by the Racket's paid liars, weilheimer reduced my visits from 3 a week to only 2 a month. Jaskowiak,

because of me exposing the scam in many ways, does not want me to have any visits. Mother's condition has nothing to do with the so called dementia they claim she has, but only because of lack of exercise not not able to do anything she used to do for keeping her mind active. Must read.

42. Novemebr 5 2023, my email to camp asking why my sister does not want my mother to go back home instead of wasting all of Mother's money and later from sister's inheritance. Camp never replied. Must read.
43. November 14 2023, my email to gelsinger, blumer and many others about the many problems they refuse to correct and ignore of mother. Must read.
44. November 19 2023, my email to many repeating the many, many problems affecting mother being under the Racket's care and not being corrected. I made a long list of questions I wanted answers for, but they refused to answer them. Must read.
45. November 23 2023, my email to gelsinger asking why have they not responded to my questions and serious concerns about mother under their ownership.
46. December 1 2023, my email to gelsinger still no reply from him about the many problems affecting mother, the suffering and pain she is going through. Must read.

EXHIBITS

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1. Jane living free and happy in 2019.
2. Jane and Arthur in 2020 enjoying dinners at restaurants.
3. Jane in 2023 after she fell again on the waxed floors. I have brought her several pairs of no slip socks, but the staff do not put them on her. She had several bruises on her face, a big lump above her eye and she looks like she has not gone to the hairdresser to have her hair washed and set for many months. Jane used to go to her same hair dresser every week for 16 years before she was guardianized by the Racket.
4. Psychologist Ledakis first report where he says Jane can live at home and with Arthur living there (about 1.5 years) everything was fine.
5. Title 20, section 5521 which dictates how guardians are supposed to serve their client and how guardianships are supposed to be run. The Racket has always ignored that law.
6. Jane's very specific demand that Arthur stay in the house if he wants. Fenstermacher and the Racket constantly have ignored Jane's demand.
7. A very recent note by Jane showing how much she loves me and trusts me for her care and life.
8. Another very recent note by Jane that shows how much she loves me and trusts me to care for her if she ever needs it.
9. A very recent case where a corrupt guardian will be going to prison for many, many years and lose everything she has because of her stealing many millions of dollars as a guardian.
- 10. The email by fenstermacher claiming I am the one that caused massive lawyer costs to Mother. The fact is, I was the only one trying to do for Mother what Ledakis said in his first report: Mother could stay at home. I have been the only one doing what the Racket should be doing for Mother by the PA Rules of Conduct for lawyers and title 20, section 5521 for the people assigned to a person under guardianship. The Racket only uses Mother as their private bank account and have totally ignored their responsibilities to her as a human being and for her physical and cognitive health, safety and happiness.

"Agitation"? As of February 1 2024, Jane is almost 99 years old. What woman or man, who is that age, who had been living in their large, beautiful, 3 bedroom, 3 bathroom house, in a private gated community for the past 21 years, with their beautiful possessions of 98 years, living extremely free, happy and healthy every day, then kidnapped for no reason, dragged from their home by her daughter, deprived of her freedom, forced to stay at her daughter's house who she does not like, denied to leave, denied to see or call her son, put through 2 weeks of torture and torment by the estranged daughter, after about 2 weeks had to be taken by ambulance, unconscious, to the hospital, confined to bed for 6 weeks, treated for starvation, not allowed to see or call her son for a month, given daily blood tests (42 times), given painful daily needles in the stomach to prevent blood clots (42 times), gets covid where she could have died, then dumped into a very low rated nursing home that had just reopened from a major covid outbreak, gets covid again because of another covid outbreak where she could have died, gets influenza from a influenza outbreak where she could have died, forced to live in a very tiny room, kept in solitary confinement, in a sensory deprived environment, has not been allowed outside for over 2 years, has not been allowed to see her doctors for 2 years, not allowed to have a phone in her room, not allowed to see or call her loved son on a regular basis, not allowed to have ministers to see her, not allowed access to any reading material (unless her son brought them), not allowed phone calls to and from her friends, not allowed to see her friends, not allowed to see her home and her loved possessions, not allowed to eat the food she wants and likes, forced to have total strangers listen and sit next to her and her son, listen to their private conversations, not be allowed to express private thoughts violating both of their constitutional rights, etc?

From August 25 2021 when Jane was first kidnapped to March 1 2024, based on 16 hour days (8 hours for sleeping) out of a possible 14,472 hours Arthur and Jane could have been together, because of weilheimer's barbaric and inhumane visit restrictions that were also demanded by jaskowiak because of the many lies the guardians logie, blumer, their lawyers, fenstermacher, jsh and jaskowiak have said about Arthur, Arthur and Jane have only been allowed to have 224 hours together. Jane will be 99 years old on May 16 2024.

Several months ago, Arthur filed a petition for the Mafia to prove Arthur is a danger or menace to Jane, in other words either defecate or get off of the toilet. The Mafia has always refused to prove their accusations because they have no proof. Jaskowiak demanded Arthur's petition be denied and it was. I thought U.S. law was based on a person was innocent until proven guilty in a court of law and a person had the right to face their accusers. Not for the Mafia.

Deny Blumer Invoice 2/20/24

6. Neither Pam Blumer or anyone at Barley/Snyder ever had any written order by the court or by any parties in this guardianship scam on Jane Herring or permission in any way, verbal or non-verbal, to charge Jane Herring for any items, expenses, travel time, lunches out and especially not any legal fees she incurred operating her business. Those costs were ONLY her costs of operating a business. 34.
7. Blumer lied to the court and Rev. Arthur Herring (son of Jane) and to Arthur's then lawyer at the time, Mr. Meitner, when she claimed she was a certified guardian. Upon checking by Arthur, Blumer had not been certified for at least 9 years by the business that certifies guardians in the USA.
8. When Blumer was hired, she immediately hired her lawyer husband Bill, a conflict of interest.
9. After being hired, Bill Blumer hired several of his lawyer friends to be a part of the lawyer team to steal as much money as they could with grossly inflated lawyer hour invoices.
10. When Blumer was hired, she said she charged \$100 an hour, but never told anyone that she was going to hire many lawyers and keep on a "care manager, Deb Klock, who has a well known history of stealing and over drugging her victims and charge those costs to Jane and greatly reduce Jane's estate and later Arthur's inheritance.
11. Within several months, Pam Blumer gave herself a massive pay increase to \$125 an hour without telling anyone she was going to do so.
12. This "guardianship Mafia, of Blumers, Barley/Snyder, Klock and others were in a panick to steal as much money, in any way they could, before Jane died and the ATM machine called Jane would be turned off.
13. Arthur was constantly sending emails of complaints and problems Arthur saw pertaining to Jane because of the lack of care, concern and dedication Pam Blumer had for Jane.
14. Pam Blumer admitted at a hearing she only saw Jane once a month for the two years she was guardian of person to Jane.
15. Blumer took revenge on Arthur because he was constantly proving Blumer was only scamming Jane for her money by accusing him blaming him for made up issues to get Arthur's visits reduced to where they would be denied forever.
16. Blumer did not know or refused to follow the federal and state laws pertaining to AIP's. This caused enormous and needless hardships, pain and suffering, including mental, physical and psychological, to Jane at her advanced age of 97 -98 years old.
17. Those laws included ADA, Olmsted Act, Title 20 section 5521 and just plain common sense when dealing with a human being.
18. Blumer refused to carry out Ledakis's advice that Jane stay at home where she lived happily for 21 years and with her loved possessions. He said Jane had no problem with daily activities and with Arthur there for over 1.5 years, everything was fine.

19. At no time did anyone ever say and there are no documents that mention or suggest Jane had any mental or behavior problem that would cause her to be a danger or menace to herself or others.
20. But for the past 2 years under blumer's control and ownership, Jane has been kept in solitary confinement, in sensory deprived environment, not allowed outside into society, not allowed to live a normal life, has been locked in a tiny section with people with mental and behavior problems (including men) no locks on Jane's door to prevent such people coming into her room to cause Jane harm, including being raped or murdered, not allowed to go home to see her loved possessions of 99 years, not allowed to enjoy her favorite TV shows, friends, weekly hairdresser, dinners out, enjoying the food she loved, getting her regular medical care and simply being free and happy in life.
21. Blumer never tried to put Mother into a much nicer, much bigger and much cheaper place to live, if not at home, where mother could have some of her own things and furniture to make her happy.
22. After two years and despite constant emails by Arthur, blumer still never put a phone or even a table into Jane's room so she could look at things without having to put her things on a dirty floor.
23. Because of blumer forcing Jane to stay there instead of at home, Jane got covid a second time and a major case of influenza where she could have died. Blumer stated in her invoice of July 2023, jane's prison had 41 new cases of covid.
24. According to studies, about 39% of people that die from covid, die in nursing homes.
25. Under blumer's ownership of Jane after two years, how is Mother better off medically, mentally, physically, financially and her happiness than before blumer was? NOT AT ALL.
26. POW's have more privileges than my Mother for the past 2.5 years in guardianship. People in prison for all types of crimes have more privileges than my Mother. Why? What crime did Mother do to deserve these last years of her life? She had money tht others had to have because they could not make it on their own.
27. At a hearing in 2022, Blumer said she had 10 clients now but has had 70 total in her 12 years as a business. Did she follow her same pattern of hiring her husband, he hires other lawyers in his firm, maybe hiring some other friends of hers (like her "monitors" she made me pay for to see Mother) and they all bill her victims like they did to Mother? What a scam.
28. Did blumer also neglect those victims as much and the same as she did to Mother?
29. NONE of pam blumer's charges or ANY of those lawyers and Klock can be proven by them.
30. At NO time did blumer or any of those lawyers ever create a way that problems and needs and wants of Mother, that only I found could be solved without the pathetic desparate money grabbing by blumer, her lawyers, klock and others. It was blumer's job to see to it those problems were fixed and Mother could at least tolerate being in a locked in prison. A simple meeting of blumer once in a while could solve those problems, but never were. Money, Money and More money was the blumer's and lawyers only concern.

MOM COURT ORDERS

~~35~~
35.

- 5 21 21- jaskowiak appointed mom's lawyer
- 8 6 21- mom declared incapacitated "by clear and convincing evidence." AHIII is not an appropriate guardian for jane. She did not have the capacity to change her legal documents in December 2020 and January 2021.
- 8 11 21- logie appointed guardian of person and estate.
- 8 27 21- AH cannot go to jsh's house; no wellness checks by ah.
- 10 7 21- visits 3x a week; cannot share information about jane.
- 12 15 21- AH in contempt; 6 months prison or until information on his website and talk show deleted; must pay fine of \$4,680 to jaskowiak.
- 12 19 21- AH released from prison; cannot tell mom he was in prison.
- 5 9 22- no JTH at hearing; no kuhar, MM or hospital records; no hearing for Jane's incapacity.
- 5 13 22- logie quits; blumer and fenstermacher appointed guardian of person and estate.; definitions of what they can do; mom still incapacitated according to weilheimer.
- 10 7 22- contempt # 2 granted; contempt fees paid no further penalty. But weilheimer lied. She put me into prison for a week. Cannot discuss guardianship or sale of house with jane.
- 11 14 22- no records given; mom cannot testify.
- 11 16 22- paid monitors; picked by pam blumer, visits 3x a week.
- 12 21 22- AH in contempt; 7 days in prison, cannot tell mom AH in prison.
- 2 16 23- Ah must pay for visits; visits 2x a week 1 hour; no food given to mom; monitor listens to conversations and makes notes; no talking to mom about guardianship, MM, or ah eviction; no visit restrictions on jsh.
- 3 2 23- pay ledakis.
- 4 17 23- fenstermacher pay pam blumer, barley Snyder.
- 4 29 23- appeal of eviction denied per curiem.
- 5 12 23- visits still 1 hour with monitor; blumer will make "best effort" to find a monitor for mom's birthday and mother's day.
- 6 13 23- ledakis does evaluation of mom for visits with mom; ah cannot discuss court proceedings with mom, going home and ah going to prison.
- 6 27 23- parties reply to ledakis report of jane of 6 13 23 and future visits to mom by Arthur; fenstermacher pay ledakis for report.
- 8 9 23- remove fenstermacher denied. Eviction appeal denied; AH can work with fenstermacher to get money to move.
- 10 4 23- AH sees mom only 2x a month; must pay monitor; contempt if he fails to do so.
- 11 2 23- pay blumer.
- 11 9 23- no emergency to unblock AH's emails.
- 12 21 23- all 3 petitions of AH denied: AH is danger or menace to mom, remove jaskowik, remove fenstermacher. Other motions rescheduled.
- 1 2 24- 3rd contempt hearing put on hold; no visits by ah.
- 2 14 24- subpoenas by ah denied to all parties.
- 2 16 24- blumer out as guardian of person, ellis replaced her.
- 2 27 24- Emergency petition for unlimited visits and no supervision with mom denied; petition to remove jack ass will be heard march 20 2024.
- 4 3 24- no unblocking of AH emails that had been done by weilheimer; no money from fenstermacher; no

unmonitored visits; no visits till may 1 then 1 visit every other week; monitor is Harris of the Lincoln Center; \$150 per visit, extra charged time can be added; no pictures of mother or monitor; no contact with harris/Lincoln center; jaskowiak stays as mother's lawyer.

7 1 24- AH visits mom to see her die, 3 people must watch ah, no pictures or video taken, no devices brought into room.



12/10/21

~~6/20/21~~

Notes at Testimony
(Positive thumb drive)

20, 36.

CONFERENCE

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are clear and obvious to me. In addition to that, though, he has also been contacting Dr. Kuhar's office. And, even more --

THE COURT: Which is Mrs. Herring's general practitioner?

MR. JASKOWIAK: That is correct, the long-time general practitioner, at her office up in Sellersville. He, in fact, I've been informed, showed up at Dr. Kuhar's office early in the morning as somebody was opening up the office. That's grossly inappropriate, there is no reason for him to be contacting the office in that manner; but, nonetheless, he showed up there. The Court is already aware that at one point he had called the state police for a supposed well-check when there was no reason for one.

THE COURT: Multiple well-checks on the same day, I believe.

MR. JASKOWIAK: Yes. And the problem is what Mr. Herring is trying to do is basically establish what I would loosely call a shadow guardianship, where he thinks he is in control. And he is vicious towards anyone who stands in his way.

I find it dismaying that he wouldn't have had the courtesy to email all the rest of us as

INSULTING WORDS BY JASKOWIAK

~~INTA~~
37.

3.17.24- Response to preliminary objections by jas-

Harass, vicious, rants, baseless, vile, rambling, disjointed, incoherent, scandalous, mafia, vituperative language, inflammatory, derogatory,

2. 7. 24. – Pre trial statement by jas

Harassment, intimidation, rants, ramblings, vicious, defamatory, threatening, emotionally distraught, unholy terror, published defamatory content, he must now be considered a recivist, intimidate, terrorize, stalk, demonize, try to force resignations, his unjustified behavior must end NOW for jane herring's sake and for jane herring's estate, relentless litigation and improper conduct, unholy war, costing his mother's estate, denial of his mother's declining cognitive condition, relentless mission of harassment and intimidation against anyone associated with this case and anyone associated with anyone who is associated with this case, threatens anyone who stands in his way from getting what he wants, he is obsessed about a possible inheritance even at a significant cost to his 98 year old mother and her estate, his ongoing deliberate refusal to respect any authority whether those rules established by this court proscribed by law or those set forth at the nursing home for the health safety welfare and protection of its residents represents the mind set of one who thinks he is above any real consequences for his actions, persistent rants and rambling accusations have been vicious, defamatory and threatening, ah's behavior is not just of an emotionally distraught 70 year old man who is upset at the thought of facing the unfortunate reality of his mother's condition

Campaign of unholy terror, harassment, published defamatory content, intimidate, stalk, demonize, try to force resignations, uncivil behavior, make threats, jeopardizing jane's care safety and welfare, inappropriate conduct by AH (2x), wrongful behavior. AH is purposely interfering with his mother's much needed care, for jane herring's sake AH must be sternly sanctioned so it does not happen again, he is likely to use gift money to fund his unholy war, verbal abuse, harassment, upsetting his mother, terrorizing, recidivist, harass, intimidate, terrorize, forces resignations, published defamatory content, while he may have the right to certain free speech protection under the first amendment, intimidate, stalk, uncivil behavior, make threats against anyone who resists him, jeopardizing janes care safety and welfare, intimidate and harass those associated with this matter and is injurious to the to the interests of jane herring and those providing care, he thinks he is above any consequences of his actions, emotionally distraught, upset at the thought of facing the unfortunate eventuality of his mother's condition if that was the case why did he take a 5 month hiatus from visits (sterling denied me visits for 3 months),

12 10 21 notes of testimony-

Jas: he called the state police for a wellness check when there was no reason for one.

Court: multiple checks. Jas: yes., jas: he (Arthur) is establishing a shadow guardianship he thinks he is in control, he is vicious towards anyone who stands in his way.

4/2/24 - Memorandum in support of preliminary objections by jas.

Scandalous, impertinent, derogatory, vicious, inflammatory, derogatory, incoherent, rambling, disjointed, unintelligible, irrelevant matters, "got the message", harass, "unless he gets what he wants", vile invectives, total defiance of normal social convention, "a danger to all involved", "ultimately harmful to his own Mother",

Cynthia

~~38~~
38.

From: Cynthia Ellis <elliscynthia3@gmail.com>
Sent: Monday, March 4, 2024 8:58 AM
To: Cynthia Ellis <cellis@4lifecareservices.com>
Subject: Fwd: jane herring

Sent from my iPhone

Begin forwarded message:

...
...

David Jaskowiak

davidjas@davidjaslaw.com
to: tomlinher1925@tutanota.com + 1

Wed, Mar 6, 2024 - 06:45

From
David Jaskowiak <davidjas@davidjaslaw.com>
To
Cynthia Ellis <cellis@4lifecareservices.com>
tomlinher1925@tutanota.com <tomlinher1925@tutanota.com>

RE: jane herring

Mr. Herring,

Your use of personal email is inappropriate. Please refrain from doing so. In addition, I would ask that you provide Ms. Ellis with a *short, succinct* list of those issues which you believe are necessary to discuss. Please list those issues in order of priority as you see them. Her entry in this matter should not be viewed as an opportunity for you to re-litigate past grievances. Ms. Ellis' time is very valuable, and I will object to any effort to take her focus away from her responsibilities to your mother.



Thank you for your anticipated cooperation.

DAVID A. JASKOWIAK

Attorney at Law

815 Greenwood Avenue

Suite 14

Jenkintown, PA 19046

Phone: 215-886-7720

Fax: 215-886-7728

Cell: 215-605-2761

E-mail: davidjas@davidjaslaw.com

From: Cynthia Ellis [<mailto:cellis@4lifecareservices.com>]

Sent: Tuesday, March 5, 2024 12:06 PM

To: tomlinher1925@tutanota.com

Cc: David Jaskowiak

Subject: FW: Jane herring

Oct 3 2022

Dear Mr Fenstermacher,

I agree that Mr Jaskowski's legal fees ^{of Mr Zabowski} ~~may~~ be taken out of ~~the~~ ^{my} ultimate share/estate.
 In the amount of \$4,682.47.

[Signature]
39.

Thank you
Arthur Herring III

AH.1

STATE OF NEW YORK COUNTY OF WESTCHESTER
CLERK OF THE COUNTY COURT
100 WEST STREET, WESTCHESTER, NEW YORK 10598
TELEPHONE: 914.931.2200 FAX: 914.931.2201
WWW.COURTCLERK.NY.GOV

IN THE COURT OF COMMON PLEAS
OF MONTGOMERY COUNTY, PENNSYLVANIA
ORPHAN'S COURT DIVISION

~~22~~
40.

NO. 2021-X2110

IN RE: JANE T. HERRING, AN INCAPACITATED PERSON

ORDER

AND NOW, the ____ day of _____, 2024, upon consideration of the testimony provided and evidence submitted at the time of hearing on February 16, 2024 and March 20, 2024, as well as the specific request at the time of hearing by court-appointed counsel, David A. Jaskowiak, Esquire, this Court has determined that the unnecessary and unjustified release of personal information about persons associated with this case has had, and will continue to have, a deleterious effect on individuals willing to continue to provide services and care to Jane T. Herring, the incapacitated person. Those individuals include, but are not limited to, past and present care providers, guardians, nursing home facility staff, visitation supervisors and attorneys. The Court specifically finds that certain conduct of Rev. Arthur Herring, III, was not a legitimate, justified expression of his First Amendment rights and that his purpose was improper and deliberately intended to harass, intimidate, threaten and/or terrorize those providing care or services to Jane T. Herring. As such, the release of that personal information presents an ongoing danger to the continuation of necessary care and attention to the safety needs and well-being of Jane T. Herring. Therefore, it is hereby **ORDERED** and **DECREED** as follows:

1. It is strictly forbidden for any individual associated with this case to release the personal contact information of others who are involved in providing care or services to Jane

~~CONFIDENTIAL~~

Herring other than to this Court, to law enforcement, or those individuals who require that information in order to provide care to her. That includes persons involved in this matter in the past and in the present as well as those who may be involved in the future. It further includes contact information about the agencies or companies for whom any service and care providers work.

2. The prohibited release of information encompassed by this Order includes any release by any medium including, but not limited to, emails, texts, publication and/or transmission over the internet or through social media of any kind, dissemination of information to the news media, the mailing and/or delivering of letters and other written memoranda, the posting of circulars and/or handbills, and/or any other release by similar methods of the personal information about individuals involved in this matter.
3. Violation of any aspect of this Order will result in sanctions, including possible contempt and incarceration.
4. All prior Orders and Decrees of this Court shall remain full force and effect, except as modified hereby.

BY THE COURT:

MELISSA S. STERLING, J.

This Order e-filed: _____
David A. Jaskowiak, Esq.
Brittany J. Camp, Esq.
Ronald W. Fenstermacher, Esq.
Rev. Arthur Herring, III
Cynthia Ellis

Judicial Court Clerk

Thomas J. Farrell
Chief Disciplinary Counsel

Raymond S. Warszewski
Deputy Chief Disciplinary Counsel

Jane M. Palico
Counsel-in-Charge, Central Intake
Frick Building, Ste. 1300
437 Grant Street
Pittsburgh, PA 15219
(412) 565-3173

THE DISCIPLINARY BOARD
OF THE
SUPREME COURT OF PENNSYLVANIA



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(215) 580-8298

~~46~~
46

November 27, 2023

PERSONAL AND CONFIDENTIAL

Arthur Herring, III
258 N. West End BL #153
Quakertown, PA 18951

Re: Complaint Against David Allan Jaskowiak, Esquire
File Reference #C2-23-1083

Complaint Against Ronald W. Fenstermacher, Jr., Esquire
File Reference #C2-23-1084

Dear Reverend Herring:

We reviewed the complaints you submitted regarding Attorneys David Allan Jaskowiak and Ronald W. Fenstermacher, Jr. After our review, we dismissed the complaints.

The matter about which you complain is a guardianship established for the person and estate of your mother. You assert in the complaints that the guardianship was unnecessary, and was established so that others could misuse your mother's assets. According to the complaint, Mr. Jaskowiak was appointed by the Court to represent your mother with regard to the guardianship, and Mr. Fenstermacher was appointed as guardian of your mother's estate in May of 2022. You allege that Mr. Jaskowiak and Mr. Fenstermacher conspired with the Court and others to misuse your mother's assets. You claim that, as part of their conspiracy, they deprived you of proper contact and visits with your mother. In addition, you allege that, as part of the conspiracy, the Court had you incarcerated for contempt of court.

Arthur Herring, III
Page Two
November 27, 2023

At the outset, it is important for you to know some limitations on this office's consideration of your disciplinary complaint. First, our jurisdiction and authority is limited to attempting to enforce the Rules of Professional Conduct, a set of minimum ethical standards with which all attorneys must abide. While the Rules are quite broad in their scope, they simply do not prohibit all conduct by an attorney which might be considered as unprofessional, inappropriate, or "unethical." Second, even though you have submitted complaints, this office does not represent you or your personal interests. We are not your attorney and cannot provide you with any personal legal advice. We cannot attempt to obtain any remedy or damages you might feel you are entitled to nor can we interfere with or intercede in any pending or future legal proceedings you might be involved in.

We reviewed all of the information which you provided. This includes the complaints, as well as all of the documents which you included with the complaints. In addition, we obtained and reviewed the docket of your mother's guardianship matter. Further, we obtained and reviewed the dockets of appeals filed by you or on your behalf concerning the guardianship.

Regarding your dissatisfaction with the establishment and handling of the guardianship for your mother, we note that such concerns with the court-appointed attorney and guardians for your mother are matters that are more appropriate for the civil courts to review and determine. It is not the role or function of this office to usurp the functions of the courts, making determinations of law or fact in underlying matters. Nor is this office an alternate forum in which to litigate a case, or appeal or contest any findings that may eventually be made by an agency or court.

Further, we understand your assertion that there is a criminal conspiracy between the court and the individuals appointed by it for your mother's guardianship, which alleged conspiracy also includes your sister. If you believe that you have evidence of such a criminal conspiracy, you should provide such evidence to criminal law enforcement authorities for review and determination.

You should consult with counsel of your choice with regard to how to proceed in court with respect to your concerns. In the event that, in doing so, you obtain a finding by a court that Mr. Jaskowiak or Mr. Fenstermacher engaged in some form of improper conduct in relation to your concerns, please contact us, referring to the finding or adjudication of the court. We will evaluate the matter in light of the finding of the court.

Similarly, if either Mr. Jaskowiak or Mr. Fenstermacher are convicted of a crime relating to the matters to which you refer, please contact this office. We will evaluate the matter at that time in light of the criminal conviction.

[Handwritten initials]

Arthur Heming, III
Page Three
November 27, 2023

We do not at this time have a basis to conduct further disciplinary inquiry, and have dismissed the complaints as set forth above.

With few exceptions, the attorney disciplinary system is confidential and remains so unless and until formal disciplinary charges are filed by the Office of Disciplinary Counsel against the respondent-attorney with the Disciplinary Board and the respondent-attorney has had the opportunity to answer those charges. The complaints remain confidential.

Very truly yours,

[Handwritten signature of Samuel F. Napoli]

Samuel F. Napoli
Disciplinary Counsel

SFN/dg

IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA
ORPHANS COURT DIVISION
NO: 2021-X2110

42.

IN RE: JANE T. HERRING
AN ALLEGED INCAPACITATED PERSON

PETITION TO REMOVE DAVID JASKOWIAK AS LAWYER TO JANE HERRING

Petitioner, Rev. Arthur Herring III, pro se, (hereinafter referred to as Arthur), files this Petition to Remove David Jaskowiak as lawyer to Jane Herring. Petitioner is requesting a hearing and a decision by this court.

1. This Orphans Court has jurisdiction and venue over this matter of Jane Herring and the petition hearing pursuant to 20 Pa. C.S.A. section 5512.2, Orphans Court Rule 14.9
2. Petitioner is Rev. Arthur Herring III, age 70, son of Jane Herring, forced to live in his car, in the middle of winter, eating cold sandwiches for lunch and dinner, evicted from Jane Herring's house against her written and verbal wishes. Eviction was done by Judge Weilheimer, David Jaskowiak (lawyer for Jane since May 2021) and Ron Fenstermacher (guardian of estate since May 2022).
3. Jane has been denied her Rights and Powers by this court, Weilheimer, Jaskowiak, Fenstermacher and her guardians in this guardianship fraud. Those Powers and Rights are expressly written in various federal and state laws pertaining to guardianship. Those laws empower her to make decisions to her guardians and in her guardianship.
4. Jane continues to be a victim of guardianship corruption and fraud based on a fake and admitted unreliable "evaluation" by Weilheimer's hand picked psychologist, Ledakis. Jane was declared "incapacitated" by Weilheimer.
5. Jane Herring will be 99 on May 16 2024, IF she can live that long because of being drugged, denied to be with her son, denied exercise, denied to leave her locked in section in a low rated nursing home for 2.5 years, denied to be allowed in society, refused to be allowed to go back home to enjoy her much loved possessions of 99 years, denied to have friends visit, denied a phone, denied a table, denied to live her life as a human being instead of being forced to live like a dog in a cage for the past 2.5 years.

IFP

10/23

43.

Movant also requests that Arthur be directed to file a *concise* response to this Motion within twenty (20) days in the manner required by the rules of procedure or risk the imposition of appropriate sanctions.

→ 17. Movant further requests the Court suspend Arthur's *in forma pauperis* privileges for six (6) months and that his four petitions which he filed on October 19, 2023 be stricken.

→ 18. Movant also requests that Arthur be sternly cautioned that any other filings which he submits, if determined to be in bad faith and/or for an improper purpose, shall also be stricken and that he will be subject to severe sanctions, including but not limited to a complete restriction from any and all visitation and, if necessary, incarceration, for any further violations of this Court's Orders.

WHEREFORE, David A. Jaskowiak, Esquire, court-appointed counsel for Jane T. Herring, an incapacitated person, respectfully request that the Court issue an Order directing that:

-
- (1) Arthur Herring, III's four petitions which he filed on October 19, 2023 shall be held in abeyance until further Order of the Court,
 - (2) Arthur Herring, III, is directed to file a response to the instant Motion within twenty (20) days,
 - (3) Arthur Herring, III's *in forma pauperis* privileges are suspended for six (6) months,
 - (4) The four petitions filed by Arthur Herring, III, on October 19, 2023 are stricken,
 - (5) Arthur Herring, III, is sternly cautioned that any other filings which he submits in



UPCOMING EVENTS



JANUARY 15, 2015

Economic/Market Update

Maxine Cuffe, CFA, The Haverford Trust Company

[See Event Details](#)

FEBRUARY 12, 2015

Major Repercussions, Minor Children

Monique Lavender Greenberg, Esq.

[See Event Details](#)

MARCH 12, 2015

Giftng Strategies for Closely-Held Businesses

Peter Moshang, Brian Balduzzi and Rachel Kieser

[See Event Details](#)

APRIL 30, 2015


Preventing Elderly Exploitation

Date: Monday, September 28, 2015

Time: 5:30pm - 8:00pm

Location: The William Penn Inn

Speaker: Diane M. Zabowski, Esquire, and David Jaskowiak, Esquire

 [Add to My Outlook Calendar](#)

 [Add to My Google Calendar](#)

As Orphans' Court litigators, Diane M. Zabowski, Esquire, and David A. Jaskowiak, Esquire are involved in cases which focus on the problems that individuals with cognitive decline face. The litigation involves a multi-disciplinary approach because they deal with geriatricians/psychologists/geriatric psychiatrists/neuro-psychologists/social workers/guardians/protective service workers/aging and adult services caseworkers/police officers/detectives/bankers and interested family members.

These cases involve vulnerable elderly people who are susceptible to scams and other designing individuals. With the growing number of impaired elderly people, Ms. Zabowski and Mr. Jaskowiak see more children with a strong sense of entitlement. They want to 'control' their parents' resources, despite competing financial needs demonstrated by the parents.

Planning for our later years is an admirable and necessary goal. Ms. Zabowski and Mr. Jaskowiak get involved in many cases where there has been no planning or the planning goes awry. They will address the concerns that you should have when trying to meet the needs of the more vulnerable senior citizens.

Ms. Zabowski is an attorney in Collegeville, Montgomery County, PA. She received her Bachelor of Arts Degree in 1980 from King's College, graduating magna cum laude, and her Juris Doctor Degree from Emory University School of Law in 1983, where she was admitted to the Order of the Barristers. She concentrates her legal practice in the following areas: Orphans' Court Litigation, Estate Planning and Domestic Relations. She is court-appointed to represent alleged incapacitated persons.

Mr. Jaskowiak is a sole practitioner in Glenside, PA who has been in practice since 1987. He received a Bachelor of Arts from La Salle College (now, University) in 1977, graduating maxima cum laude. He received his law degree from Temple University in 1987, graduating cum laude. His work in the area of elder law now focuses principally on litigation involving elder abuse, financial exploitation issues, filial support, and guardianships. Mr. Jaskowiak also dedicates a portion of his practice to the areas of personal injury and insurance-related litigation.

Our thanks to Montco Elder Law® for being the sponsor of this program. Materials regarding their services will be made available at the meeting.

[See Upcoming Event Calendar](#)

Case# 2021-X2110-14 Received at Montgomery County Register of Wills Office on 06/29/2023 1:23 P.M. Fee = \$64.00. The filer certifies that this filing complies with the provisions of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts that require filing confidential information and documents differently than non-confidential information and documents.

45.

LAW OFFICES
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davidjas@davidjaslaw.com

June 29, 2023

The Honorable Gail A. Weilheimer
Montgomery County Court of Common Pleas
P.O. Box 311
Norristown, PA 19401

RE: Estate of Jane T. Herring, an Incapacitated Person
CCP Montgomery County OC NO. 2021-X2110

Invoice # 10003

Professional Services From 01/05/23 to 08/29/23

			<u>Hrs/Rate</u>	<u>Amount</u>
01/05/23	DJ	Telephone call from Guardian, Pam Blumer, regarding additional complaints which were made to Manatawny Manor about Jane Herring's medical condition.	0.20 300.00/hr	60.00
01/10/23	DJ	Telephone discussion with Attorney Thad Gelsinger about visitation.	0.22 300.00/hr	65.00
01/11/23	DJ	Review of Concise Statements filed by Arthur Herring; research; preparation of Motion to Strike; electronically filed Motion and Memorandum with Orphans' Court.	2.50 300.00/hr	750.00
01/13/23	DJ	Review of letter from Attorney Thad Gelsinger, directed to Judge Weilheimer regarding the issue of visitation.	0.08 300.00/hr	25.00
01/30/23	DJ	Received and reviewed Arthur Herring's Answer to Motion to Strike; review of Order by Superior Court requiring filing of Docketing Statement by February 3, 2023 or appeal will be the dismissed; brief additional research on case law.	0.33 300.00/hr	100.00
02/03/23	DJ	Review of Go Fund Me page initiated by Arthur Herring.	0.20 300.00/hr	60.00
02/06/23	DJ	Telephone discussion with Detective Joseph Kelly, Montgomery County detectives.	0.20 300.00/hr	60.00
	DJ	Telephone discussion with Attorney Thad Gelsinger regarding hearing on Thursday, recent Internet post by Arthur Herring.	0.20 300.00/hr	60.00
02/08/23	DJ	Visited Jane Herring at Manatawny Manor; discussions with various members of the staff, including those on Horizon floor.	2.00 300.00/hr	600.00

The Honorable Gail A. Weilheimer

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		<u>Hrs/Rate</u>	<u>Amount</u>
02/08/23	DJ Review of file in preparation for trial tomorrow morning.	1.50 300.00/hr	450.00
02/09/23	DJ Attended first day of hearing on Petition to Modify Visitation at Montgomery County Courthouse, including travel.	3.75 300.00/hr	1,125.00
02/14/23	DJ Day 2 of trial on Petition to Modify Visitation.	4.50 300.00/hr	1,350.00
02/15/23	DJ Day 3 of trial on Petition to Modify Visitation.	3.00 300.00/hr	900.00
03/29/23	DJ Telephone conference with Attorney Ronald Fenstermacher; telephone conference with Attorney Brittany Camp.	0.23 300.00/hr	70.00
03/30/23	DJ Conference with Judge Weilheimer and all counsel regarding Petition to Withdraw, other related issues; post conference discussion with counsel.	0.67 300.00/hr	200.00
04/11/23	DJ Review of email from Arthur Herring; telephone discussion with Attorney Thad Gelsinger.	0.25 300.00/hr	75.00
	DJ Telephone conference with the Court, all counsel, regarding Arthur Herring and his request for visitation, letters to Court and counsel and other related issues.	0.75 300.00/hr	225.00
	DJ Call to Orphans' Court clerk; follow-up call to Attorney Thad Gelsinger.	0.17 300.00/hr	50.00
05/07/23	DJ Review of Application for Reconsideration and attached exhibits; preparation of draft of Response to Application; review of other parts of file; further revisions.	2.00 300.00/hr	600.00
05/08/23	DJ Final revisions to Answer to Application for Reconsideration Filed by Arthur Herring with a Superior Court.	0.50 300.00/hr	150.00
	DJ Telephone call to Attorney Thad Gelsinger regarding tomorrow's conference, discussion about denial of Arthur Herring's Application for Reconsideration which was just handed down by Superior Court.	0.17 300.00/hr	50.00
05/12/23	DJ Conference with Judge Weilheimer with all counsel and Arthur Herring regarding Arthur Herring's request for visitation on Jane Herring's birthday and on Mother's Day.	0.75 300.00/hr	225.00
05/22/23	DJ Telephone conference with Attorney Ronald Fenstermacher regarding this morning's email from Arthur Herring, his telephone conversation with Arthur, and the status of his appeal regarding the eviction.	0.25 300.00/hr	75.00
06/22/23	DJ Discussion at Sheriff's Department regarding requirements to implement Order for Eviction.	0.50 300.00/hr	150.00

The Honorable Gail A. Weilheimer

	<u>Hrs/Rate</u>	<u>Amount</u>
06/28/23 DJ Preparation of Motion to Obtain Order Directing Sheriff Regarding Eviction Process.	1.50 300.00/hr	450.00
For professional services rendered	26.42	\$7,925.00
Additional Charges :		
01/11/23 Filing Fee - Motion to Strike		65.59
01/12/23 Postage Fee - Forwarded Motion to Strike Statements of Matter to counsel		4.20
02/14/23 Parking - Day 2 of Trial, Petition for Modification of Visitation		9.00
02/15/23 Parking - Day 3 of trial, Petition for Modification of Visitation		9.00
06/28/23 Filing Fee - Motion to Obtain Order		65.59
06/29/23 Postage Fee - Forwarded Motion to Obtain Order and Praecipe to Attach Notice to Plead to counsel and Arthur Herring, III; sent via first class mail		8.88
Postage Fee - Forwarded Motion to Obtain Order and Praecipe to Attach Notice to Plead to Arthur Herring, III; sent via first certified mail, return receipt requested		9.72
Filing Fee - Petition for Allowance		65.59
Postage Fee - Forwarded Petition for Allowance to counsel and Arthur Herring, III		4.32
Total additional charges		\$241.89
Total amount of this bill		\$8,166.89
Previous balance		\$19,508.57
Accounts receivable transactions		
2/17/2023 Payment per Court Order		(\$19,508.57)
Total payments and adjustments		(\$19,508.57)
Balance due		\$8,166.89

Pre trial statement 2/7/24

46.

- Answer to Arthur Herring (Filed 12/20/23, e-thread #99)
 - Answer on behalf of Jane Herring (Filed 12/21/23, e-thread #100.1)
 - Answer on behalf of Jill Herring (Filed 12/26/23, e-thread #100.2)
4. Third Motion for Contempt filed on behalf of Jane Herring (Filed 12/21/23, e-thread #100.1)
- Answer of Arthur Herring (Filed 12/20/23, e-thread #101.3)

B. Statement of the Facts

1. Arthur Herring's Behavior

At the root of each and every one of the pending multiple petitions now before the Court is one person: Arthur Herring. Without question, this matter is one of the most, if not the most, litigated post-guardianship matters in Orphans' Court. The litigation has been spawned by one man, Arthur Herring, whose unfortunate denial of his mother's declining cognitive condition and her need for care has led him on an relentless mission of harassment and intimidation against anyone associated with this case—or, for that matter, anyone associated with anyone who is associated with this case. He has threatened anyone who stands in his way from getting what he wants. He is obsessed about a possible inheritance (even at a significant cost to his 98 year old mother and her estate). His ongoing, deliberate refusal to respect any authority, whether those rules established by this Court, those proscribed at law, or those set forth by the facility (Manatawny Manor) for the health, safety, welfare and protection of its residents represents the mind set of one who thinks he is above any real consequences for his actions. His persistent rants and rambling accusations have been vicious, defamatory and threatening.

To be clear, Mr. Herring's behavior is not just of an emotionally distraught, 70 year old man who is upset at the thought of facing the unfortunate reality of his mother's condition. If

47,

**David A. Jaskowiak
106 Shady Hill Drive
Chalfont, PA 18914**

My name is David Jaskowiak, and my wife and I are the parents of a 23 year old young man who suffers from autism. We are currently without any waiver services at all. My son is unable to work and relies on us for all of his needs. I am here today to try to give you some sense of the struggles and hardships which we experience from the lack of any services or programs.

Initially, we did not understand how the complicated waiver service program even worked until a couple of years ago when, by sheer happenstance, I explained our situation to a friend who said that we had better start looking into it because it could take some time. Unfortunately, we had received no information, guidance, or assistance from our local educators before our son graduated from high school in June 2012. When we started looking into the various waivers, we found it confusing, to say the least. What did become apparent, though is that our son would likely not qualify for the "ID" waiver program because of the rigid IQ score criterion that was used to determine eligibility. He is a little, but not much, above that arbitrary IQ threshold. Does that mean that our son is somehow able to be employed, live apart from a supervised setting, or even survive out in the community by himself? Not at all. Functionally, our son will continue to need 24/7 assistance for his health and safety as he gets older. He simply lacks the ability to understand the everyday challenges and dangers of life. He is unaware of those who would seek to manipulate him and take advantage of him. Although he clearly needs and wants people in his life who can accept him for what he is, our son lacks the requisite social skills to develop friendships and relationships necessary for living his life on his own. He lacks the tools to comprehend and understand "how the world works," and will never be able to live on his own. We looked into whether OVR could help him get a start in the working world, but were dismayed when we were told that OVR was only for those who are able to engage in "competitive employment." Our son is not just ready for that and needs supports and services if he is ever to reach that point..

Our first attempt to apply for the autism waiver was never completed. We left our name and number on the designated telephone number for the Bureau of Autism Services, but did not hear back. Finally, in September 2014, we were able to complete an application for the autism waiver over the telephone. I spoke to a woman at the Bureau who took down our information and then informed me that the waiting list was about two years. I expected to get some kind of written confirmation of *something* after that phone call, explaining how the process would work, what we could expect, and how we might monitor our waiting period. To this day, I am still waiting. I have called a few times to see where we are on that list and how much longer we might have to wait, but was told that the Bureau does not give that information out. It is truly Kafka-esque. We are still waiting, but we are not really sure for what or for how long.

We were heartened by the news last summer, ironically when our son was suffering from some of his biggest challenges, that additional funding would be on the way when the budget passed. Unfortunately, as I later learned, those extra spots are minimal and, with the budget impasse, even that isn't happening.

How do you explain all of this to an autistic young man who just wants to be happy and to be able to do something with his life? I truly wish that our son could describe for you his daily frustrations, boredom, and loneliness, but, although he is verbal, his communication skills do not allow him to do that. All of this is far beyond what he can comprehend. Perhaps in that way, he is really similar to all of the other parents out there, even me, who do not understand why this process is so difficult when there are autistic men and women who are so deserving of our help.

I am told that there are about 2000 adults waiting for services from the autism waiver program. I have also been told that new adult applicants become eligible for services at the rate of about 100 per year. At that rate I could be well into my late seventies and my son could be in his forties before he gets any services. We simply cannot wait that long. The longer we wait for some services, the more difficult it will be for our son. He is already going through a difficult adjustment period his early 20's which, even for a "normal" adult, is perhaps the most

challenging period of that person's life. And heaven forbid that something should happen to my wife or me. A drastic transition for my son into some other living arrangement would be truly traumatic under those circumstances. The fact is that our son needs more people and services in his life *now* to prepare him for the inevitable transition.

Here is the other part of the problem. Without waiver funding, there are *no* programs available to help us. Even if we could private pay, many, if not most, of the programs will not open their doors to someone without waiver funding. That leaves only my wife, me, and our other son (who is 3 ½ hours away in college) to provide for our autistic son's needs. Friends and family only go so far, and the truth of the matter is that most people, even with the best of intentions, lack the necessary insight and understanding of the special issues that autism presents unless they live with it. A trademark of autism is quirky, unusual behaviors. With small autistic children, that may be looked upon as "cute." It stops being cute, though, when kids with autism are all grown up. Unless you are properly trained, or really know the autistic individual, there are some behaviors that might, at first blush, be very concerning. So it is left to us, his immediate family, to help him. And there are no breaks. My wife is no longer able to work outside the home. We cannot get away on vacation. And even if we could get away, respite is simply not available. It is a 24/7 job.

But the biggest effect on the lack of services is the effect on our son. He wants more from his life, but he is finding out that the world is not such a hospitable place. He would like activities, friends, maybe even a job some day if he could be properly trained and supervised in a working environment that can accept his idiosyncracies. That is what he was promised by his teachers while he was in school. He struggles with understanding why that has not yet happened.

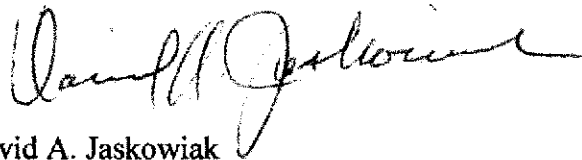
In deference to my son's right to privacy, I cannot explain all that has happened in the 3 ½ years since he finished high school. However, I would like to try to dispel the notion that an autistic child who has received services while he was in school does not suddenly "get better" and become fully integrated into society upon graduation. In fact, without continuing supports

and services, exactly the opposite takes place. We have seen regression, including the loss of basic skills that our son had mastered in early childhood. That includes self care skills, eating and dressing habits, the ability to organize and follow through on tasks, and the ability to be motivated. All have been compromised. This time last year, we saw that our son unexplainedly began to lose weight despite a very good, balanced diet. We also started to see alarming, repetitive behaviors. We consulted with specialist after specialist and even had a brain MRI trying to rule out some organic process. Finally, with the help of a couple of exceptional, caring doctors, we were able to determine that his struggles were directly related to his discontentment at what his life had become. For a while, it seemed that he even blamed us despite everything that we have tried to do, and still do, for him.

What is important to understand is that our son finished school as a much more confident, optimistic young man. In fact, before he graduated, our son did his graduation project with the help of an aide which included giving a presentation on his food allergies complete with posters and other visuals which he had prepared to a number of teachers, administrators and us. He could not do that same project today.

Thankfully, we have seen some improvement recently, but we are scared that our son could backslide at any time. He needs more than what we can provide to him on a daily basis. He supports and services in real time to allow him to be out in the community. Without it, our son risks stagnating in his development as a person or, worse yet, further regression. We urge you to implement the necessary changes to allow those services to be delivered now without further delay.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David A. Jaskowiak". The signature is fluid and cursive, written over a light blue horizontal line.

David A. Jaskowiak

Dated: March 16, 2016

INFORMATION FROM PBI 3 PERSON PANEL ON GUARDIANSHIP OCTOBER 2019
INCLUDING FROM DAVID JASKOWIAK

- A. Defense against guardianship include: Family support system, Least restrictive alternative and POA.
- B. All three can be used against guardianship even if person is incapacitated.
- C. Supreme court demands absolute proof guardianship is necessary. Burden of proof by clear and convincing evidence remains with the petitioner, not preponderance of evidence. Must have clear medical testimony, and how less restrictive means than guardianship is not possible.
- D. No discovery unless ordered by the court.
- E. Petition has to say why why petition is needed for guardianship.
- F. What were the steps taken to find a less restrictive alternative than guardianship.
- G. Myself and ex lawyers were denied to see the medical records of Einstein hospital and manatawny manor for no reason and those records were needed for Mother's benefit of being abused and neglected by jsh and logie, klock and later blumer. Secrets mean lies and liars.
- H. ALL possible heirs must be served & parties who could claim guardianship (ned, Ronald, their children, their grandchildren, maid, hairdresser?)
- I. Petition must say why guardianship is needed.
 - A. No people brought in by petitioner who Mother dealt yearly to confirm her condition.
 - B. No examples of Mother needing guardianship.
- J. What was done to show no less restrictive way is possible other than guardianship- None
- K. Guardianship Act -court shall give preference to who AIP wants.
- L. ??? POA Act -if AIP says so in POA court will appoint that person.
 - Jane was not allowed to be there to speak, even by Zoom or in a meeting in her home or at a lawyers office.
- M. Jaskowiak was appointed immediately after petition was filed by weilheimer to control Mother and the Mafia for her assets.
- N. Title 20 S. 5511- the AIP has a right to council. County pays if resources are insufficient. They need to advocate AIP position. Mother had more than enough to hire her own lawyer.
- O. "Best practice"- guardian to see AIP at least once a month, otherwise how incapacitated can they be if the guardian does not see them that often. Why do they have a guardian if only seen once in a while? No proof blumer, logie or klock ever saw mother. Fenstermacher admitted he has not seen or talked to jane for 4 years.

- P. Jaskowiak, according to his invoice, has only seen Mother 2x since she was kidnapped since August 25 2021. How does he know what she wants, her problems, etc?
- Q. There is no proof the guardians, Jaskowiak, Logie, Deb Klock, etc ever visited Mother.
- A. The proof can be to hold the daily newspaper next to the AIP and take a picture.
- R. How to determine incapacitation- Jaskowiak, during the petition hearing, heard me prove Ledakis' evaluation for incapacitation of Mother was a fraud: Ledakis admitted he had no independent proof of accuracy of his tests in his "evaluations". Ledakis admitted he never audio or video recorded any of his evaluations he claimed he did with Mother, by using a simple cell phone, to prove what she said or did not say during any of his "evaluations". Because he never audio or videotaped his "evaluations", Ledakis cannot prove he ever gave Mother any evaluations, Ledakis cannot prove his "reports" only pertain to Mother and not 50, 100 or 1,000 other people using a simple cut and paste of names and Ledakis always concludes his reports by saying it is only his opinions.
- S. Jaskowiak joked about contempt of court if people do not do what he wants "3 hots, a cot and bubba. Bubba is the nickname of a fat black man. Male rape and murder in prison is common. Jaskowiak sent me to prison twice because I was exposing and interfering with the guardianship Mafia, which will be referred to as simply Mafia. Jaskowiak was hoping I would be raped and maybe murdered to eliminate the Mafia's scam and ongoing theft of Mother each time he sent me to prison and hoping again maybe this time, if he gets his way, it will finally happen. Is this the kind of pervert, who thinks rape of any kind, is only a tool for his and the Mafia's use? Would he simply tell Mother, his client of almost 3 years, that I simply had a heart attack instead of the truth?
- T. Rosengarten: AIP has the right to speak and the court must hear it. AIP has a voice, especially when real property is involved. Counsel must tell the court what the AIP wants. Court must hear about what the AIP of the real property wants. Mother was never asked what she wanted for her car, she was never allowed to decide where she wanted to live, which was at home as she was living a very happy, healthy and financially stable life instead of the tiny pig pen, in a locked in section, in solitary confinement, in a sensory deprived environment and has been a victim of this Mafia violating all federal and state laws for guardianship and by her own lawyers, on a continuous basis, violating the PA Rules of conduct, Mother was never told Arthur was evicted against her oral and written wishes for Arthur to stay in her house, for free, and that all of her guardians, their lawyers, past and present, want to sell her house and trash her loved possessions of 99 years.
- U. People are allowed to impoverish themselves but still are so called "normal". Cannot use guardianship for that or to prevent that. Mother never had any such type of

accusations of wasting money or doing anything, including ignoring medical, personal or financial issues to ever have guardianship.

- V. Jas- lawyer for the AIP is the voice for the voiceless. He refused to let Mother speak in court because he wanted just to ram the guardianship through without any obstacles. He refused to talk to me about it, refused to make notes for Mother and I to read later to help Mother. He never defended Mother against guardianship because he wanted Mother Guardianized for her money and her house for the Mafia.
- W. Jas- lawyer needs to advocate AIP position. He never did for Mother. To this day, Jane has never had any lawyer who was supposed to defend, protect against this guardianship scam and having her be kept as a mouse in a cage. Lawyer for AIP must take clients position. It is not your job to take petitioners position. The lawyer must carry out clients wishes: Rules of Professional Conduct.
- X. Jas- court scrutinizes bills, no fluff allowed. Jas, logie, pam blumer, her lawyers, klock and fenstermacher never cared about false, inflated and non existant billing hours.
- Y. Jas acted as judge, jury and executioner with mother. He never let her make decisions to this day, he has only seen her 2x in 2.5 years (despite the "best practice rule of 1x a month visit), he refused to ever have mother in court to challenge things that jaskowiak or others said, Mother has never been accused of having any mental issue that said she could not come to court and that she would be harmed by doing so. Mothe was still driving her car safely at the time jsh filed the petiton.
- Z. Jas- lawyer for AIP must be zealous. Jaskowiak is in this guardianship only for his and the Mafia's financial gain.
- AA. Could have working with jas because mother would have wanted that because she knew and trusted me, not a total stranger.
- BB. Jas- As counsel you are there to represent AIP". Not his decision not to just because he did not like me.
- CC. PA 20 5502: allows AIP to participate as much as possible.
- DD. Rule 1.4 - Advocate clients wishes. Must consult with AIP as lawyer.
- EE. Rule 1.2- abide by clients decisions- I will never know what he and mother said & what she wanted, no notes made by jas for mother and I to read and discuss late. Mom was not allowed in court to speak for herself because of trickery and deception by jas.
- FF. Jas- lawyer obligation is to your client.
- GG. AIP has right to participate in proceedings. Both judges, lawyers, guardians, their lawyers and klock have refused.
- HH. Jsh has refused to advocate Mother's wishes. Jsh does not even attend hearings and all of them affect Mother's life, health and happiness.
- II. People have the right impoverish themselves. The petitioner must prove they are incapacitated to deny them doing it. Jsh never proved or showed any facts that Mother

- VV. Petition must prove the AIP needs one. Never done by jsh.
- WW. Medical or similar knowledge of a condition to determine incapacitation. Ledakis did not do any type of tests to show if Mother had problems knowing right from wrong or not having common sense. That is how people live from day to day. Ledakis only became a PHD 1 year before he was in court for Mother. Ledakis is NOT a member of the APA or the PPA.
- XX. Jas- lawyers obligation is to his client, not the court.
- YY. No discovery unless ordered by the court. Why didn't the court demand the various types of people in court who dealt with Mother on a regular basis to hear what they said about mother's condition.
- ZZ. Supreme court said there is no preponderance of evidence (no tipping of scale). There must be real and convincing evidence that no less restrictive means for person other than guardianship. Supreme court wants guardianship only when necessary.
- AAA. Petition MUST include why guardianship was sought.
- BBB. Jas- talks of chicken scratch handwriting by doctors. Both monitors only hand wrote their so-called notes of my visits and were totally unreadable.. Gelsinger REFUSED to have them typed since they are used for legal purposes. Gelsinger was denying me the right to see what was being written about me and Mother. All guardians, their lawyers, jaskowiak and weilheimer have refused to disclose who those so-called monitors are and their qualifications to listen accurately, make notes accurately, make quotes accurately, while continuing to listen, etc. Why? Only a trained stenographer can do that.
- CCC. Are guardianship services necessary? No. If mother was still living at home and with me there as ledakis had said, Mother would be able to continue to be able to do day to day tasks and if she had any questions or needed any assistance, I would be there for her, as I have proven my dedication and love to her for the past 3 years.

had done anything to require guardianship. Jsh only motive was take control of Mother, a person she has hated a ll of her life, and Mother's vast assets.

JJ. Petitioner must prove the AIP needs a guardian, not lawyer for AIP.

KK. Jas was hired only about 2 days after jsh filed petiton. Mother had more than enough money to hire her own lawyer who had her best interests and wishes to advocate.

LL. Jas- he used Mother's new will to attack me claiming I had undue influence on mom, but she only made slightly minor changes as per who gets what, her care, etc, including items in the house. Those changes were made over a year before petiton was filed by jsh. . Most of changes were to the various documents made by fenstermacher that had mistakes that the new lawyer, fravel, corrected. Those mistakes were found by a major law firm in Souderton landis, hunsberger and wieks.

MM. Jas- conduct a investigation at those seeking a guardianship on someone who are only looking out for their inheritance. Jsh had tried several times to get control of Mother and her assets with the help of fenstermacher, but I stopped them.

NN. Options to guardianship- No problem or evidence ever presented by petitioner, jsh.

Agent with POA can't force AIP into nursing home, only guardian can.

OO. Guardians cannot hire friends or family. Pam blumer hired husband bill a lawyer and friend of jaskowiak, husband hired many lawyers from his law firm, pam blumer hired 2 different monitors who were friends of hers to write lies about me for the Mafia who used those lies to reduce and at some point deny me visits with my mother as jaskowiak has wanted from the beginning WITHOUT asking his client, Mother, what SHE wanted. Pam blumer kep klock on for what reason and did she know klock's history of stealing and over drugging her victims. Fenstermacher never told blumer that pam blumer, like logie, has no legal authority or other rights to hire anyone she wanted, including lawyers, klock, monitors, pay raises, travel charges, etc, because those expenses are paid from blumer's profits as a business and cannot be charged to jane. Hiring friends can result in prison.

PP.Both ledakis and carroll are NOT members of the American Psychological Association and ledakis also is not a member of the Pennsylvania psychological association.

QQ. Jas- losing your constitutional rights is the most important thing you can lose.

RR. Guardian can be disqualified if they have too many AIP's. Blumer had 10 victims and logie claimed 13.

SS. If guardian has a business, they must name that business. I was denied by gelsinger that information. Why?

TT. Were any of the guardians removed for a reason?- Blumer said she has had 70 victims total in about 12 years doing guardianship. What about logie?

UU. Counsel is supposed to do what the victim wants.

- VV. Petition must prove the AIP needs one. Never done by jsh.
- WW. Medical or similar knowledge of a condition to determine incapacitation. Ledakis did not do any type of tests to show if Mother had problems knowing right from wrong or not having common sense. That is how people live from day to day. Ledakis only became a PHD 1 year before he was in court for Mother. Ledakis is NOT a member of the APA or the PPA.
- XX. Jas- lawyers obligation is to his client, not the court.
- YY. No discovery unless ordered by the court. Why didn't the court demand the various types of people in court who dealt with Mother on a regular basis to hear what they said about mother's condition.
- ZZ. Supreme court said there is no preponderance of evidence (no tipping of scale). There must be real and convincing evidence that no less restrictive means for person other than guardianship. Supreme court wants guardianship only when necessary.
- AAA. Petition MUST include why guardianship was sought.
- BBB. Jas- talks of chicken scratch handwriting by doctors. Both monitors only hand wrote their so-called notes of my visits and were totally unreadable.. Gelsinger REFUSED to have them typed since they are used for legal purposes. Gelsinger was denying me the right to see what was being written about me and Mother. All guardians, their lawyers, jaskowiak and weilheimer have refused to disclose who those so-called monitors are and their qualifications to listen accurately, make notes accurately, make quotes accurately, while continuing to listen, etc. Why? Only a trained stenographer can do that.
- CCC. Are guardianship services necessary? No. If mother was still living at home and with me there as ledakis had said, Mother would be able to continue to be able to do day to day tasks and if she had any questions or needed any assistance, I would be there for her, as I have proven my dedication and love to her for the past 3 years.

Case# 2021-XZ210-74 Received at Montgomery County Register of Wills Office on 06/29/2023 1:23 PM. Fee = \$64.00. The filer certifies that this filing complies with the provisions of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts that require filing confidential information and documents differently than non-confidential information and documents.

49.

LAW OFFICES
DAVID A. JASKOWIAK

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June 29, 2023

The Honorable Gail A. Weilheimer
Montgomery County Court of Common Pleas
P.O. Box 311
Norristown, PA 19401

RE: Estate of Jane T. Herring, an Incapacitated Person
CCP Montgomery County OC NO. 2021-X2110

Invoice # 10003

Professional Services From 01/05/23 to 06/29/23

		<u>Hrs/Rate</u>	<u>Amount</u>
01/05/23	DJ Telephone call from Guardian, Pam Blumer, regarding additional complaints which were made to Manatawny Manor about Jane Herring's medical condition.	0.20 300.00/hr	60.00
01/10/23	DJ Telephone discussion with Attorney Thad Gelsinger about visitation.	0.22 300.00/hr	65.00
01/11/23	DJ Review of Concise Statements filed by Arthur Herring; research; preparation of Motion to Strike; electronically filed Motion and Memorandum with Orphans' Court.	2.50 300.00/hr	750.00
01/13/23	DJ Review of letter from Attorney Thad Gelsinger, directed to Judge Weilheimer regarding the issue of visitation.	0.08 300.00/hr	25.00
01/30/23	DJ Received and reviewed Arthur Herring's Answer to Motion to Strike; review of Order by Superior Court requiring filing of Docketing Statement by February 3, 2023 or appeal will be the dismissed; brief additional research on case law.	0.33 300.00/hr	100.00
02/03/23	DJ Review of Go Fund Me page initiated by Arthur Herring.	0.20 300.00/hr	60.00
02/06/23	DJ Telephone discussion with Detective Joseph Kelly, Montgomery County detectives.	0.20 300.00/hr	60.00
	DJ Telephone discussion with Attorney Thad Gelsinger regarding hearing on Thursday, recent Internet post by Arthur Herring.	0.20 300.00/hr	60.00
02/08/23	DJ Visited Jane Herring at Manatawny Manor; discussions with various members of the staff, including those on Horizon floor.	2.00 300.00/hr	600.00

The Honorable Gail A. Weilheimer

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		<u>Hrs/Rate</u>	<u>Amount</u>
02/08/23	DJ Review of file in preparation for trial tomorrow morning.	1.50 300.00/hr	450.00
02/09/23	DJ Attended first day of hearing on Petition to Modify Visitation at Montgomery County Courthouse, including travel.	3.75 300.00/hr	1,125.00
02/14/23	DJ Day 2 of trial on Petition to Modify Visitation.	4.50 300.00/hr	1,350.00
02/15/23	DJ Day 3 of trial on Petition to Modify Visitation.	3.00 300.00/hr	900.00
03/29/23	DJ Telephone conference with Attorney Ronald Fenstermacher; telephone conference with Attorney Brittany Camp.	0.23 300.00/hr	70.00
03/30/23	DJ Conference with Judge Weilheimer and all counsel regarding Petition to Withdraw, other related issues; post conference discussion with counsel.	0.67 300.00/hr	200.00
04/11/23	DJ Review of email from Arthur Herring; telephone discussion with Attorney Thad Gelsinger.	0.25 300.00/hr	75.00
	DJ Telephone conference with the Court, all counsel, regarding Arthur Herring and his request for visitation, letters to Court and counsel and other related issues.	0.75 300.00/hr	225.00
	DJ Call to Orphans' Court clerk; follow-up call to Attorney Thad Gelsinger.	0.17 300.00/hr	50.00
05/07/23	DJ Review of Application for Reconsideration and attached exhibits; preparation of draft of Response to Application; review of other parts of file; further revisions.	2.00 300.00/hr	600.00
05/08/23	DJ Final revisions to Answer to Application for Reconsideration Filed by Arthur Herring with a Superior Court.	0.50 300.00/hr	150.00
	DJ Telephone call to Attorney Thad Gelsinger regarding tomorrow's conference, discussion about denial of Arthur Herring's Application for Reconsideration which was just handed down by Superior Court.	0.17 300.00/hr	50.00
05/12/23	DJ Conference with Judge Weilheimer with all counsel and Arthur Herring regarding Arthur Herring's request for visitation on Jane Herring's birthday and on Mother's Day.	0.75 300.00/hr	225.00
05/22/23	DJ Telephone conference with Attorney Ronald Fenstermacher regarding this morning's email from Arthur Herring, his telephone conversation with Arthur, and the status of his appeal regarding the eviction.	0.25 300.00/hr	75.00
06/22/23	DJ Discussion at Sheriff's Department regarding requirements to implement Order for Eviction.	0.50 300.00/hr	150.00

The Honorable Gail A. Weilheimer

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	<u>Hrs/Rate</u>	<u>Amount</u>
06/28/23 DJ Preparation of Motion to Obtain Order Directing Sheriff Regarding Eviction Process.	1.50 300.00/hr	450.00
For professional services rendered	26.42	\$7,925.00
Additional Charges :		
01/11/23 Filing Fee - Motion to Strike		65.59
01/12/23 Postage Fee - Forwarded Motion to Strike Statements of Matter to counsel		4.20
02/14/23 Parking - Day 2 of Trial, Petition for Modification of Visitation		9.00
02/15/23 Parking - Day 3 of trial, Petition for Modification of Visitation		9.00
06/28/23 Filing Fee - Motion to Obtain Order		65.59
06/29/23 Postage Fee - Forwarded Motion to Obtain Order and Praecipe to Attach Notice to Plead to counsel and Arthur Herring, III; sent via first class mail		8.88
Postage Fee - Forwarded Motion to Obtain Order and Praecipe to Attach Notice to Plead to Arthur Herring, II; sent via first certified mail, return receipt requested		9.72
Filing Fee - Petition for Allowance		65.59
Postage Fee - Forwarded Petition for Allowance to counsel and Arthur Herring, III		4.32
Total additional charges		\$241.89
Total amount of this bill		\$8,166.89
Previous balance		\$19,508.57
Accounts receivable transactions		
2/17/2023 Payment per Court Order		(\$19,508.57)
Total payments and adjustments		(\$19,508.57)
Balance due		\$8,166.89

**IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY,
PENNSYLVANIA ORPHANS' COURT DIVISION**

NO. 2021-X2110

**IN RE: JANE T. HERRING
AN ALLEGED INCAPACITATED PERSON**

LIST OF PRIOR PAYMENTS OF FEES AND EXPENSES

1.	11/15/2021	\$ 4,212.50
2.	02/10/2022	\$16,012.75
3.	03/17/2022	\$18,596.00
4.	03/23/2022	\$10,828.50
5.	06/13/2022	\$ 4,266.26
6.	08/04/2022	\$16,522.25
7.	12/08/2022	\$ 3,650.00
8.	01/24/2023	\$19,508.57
9.	04/17/2023	\$38,250.37
10.	04/17/2023	\$11,587.50
11.	06/27/2023	\$ 850.00

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**IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION**

NO. 2021-X2110

**IN RE: JANE HERRING,
AN INCAPACITATED PERSON**

PETITION FOR EVICTION

Petitioner, David A. Jaskowiak, Esquire, attorney for Jane Herring, the incapacitated person, hereby petitions this Honorable Court for an Order directing Arthur Herring, III, to vacate the property owned by Jane Herring and located at 26 Chancery Court, Franconia Township, Souderton, Montgomery County, Pennsylvania. In support thereof, Petitioner avers the following:

Jurisdiction and Venue

1. The Orphans' Court has jurisdiction over this matter by virtue of its jurisdiction over the administration and distribution of the real and personal property of incapacitated persons conferred by 20 Pa. C.S.A. § 711 (10) and 5501 *et seq.*
2. Venue lies in Montgomery County pursuant to §721(2) of the Probate, Estates and Fiduciaries Code, 20 PA. C.S. §621(2).

Parties in Interest

3. Petitioner is David A. Jaskowiak, Esquire, court-appointed counsel for Jane Herring.

4. Jane Herring was adjudicated to be an incapacitated person by Order of the Honorable Gail A. Weilheimer of the Montgomery County Orphans' Court dated August 6, 2021. *See, Exhibit "A," a true and correct copy of the Final Decree entered by the Montgomery County Orphans' Court dated August 11, 2021*
5. Respondent is Arthur Herring, III, the son of the incapacitated Jane Herring and one of two children and intestate heirs of Jane Herring.
6. Dwayne Logie is Plenary Guardian of the Estate and Person of Jane Herring and was appointed by the Honorable Gail A. Weilheimer of the Montgomery County Orphans' Court Division on August 11, 2021.
7. Jill Scott Herring is the daughter of Jane Herring and her other intestate heir.

Factual Background

8. On September 9, 1999, Jane Herring ("*Jane*") and her late husband Arthur Herring, Jr. purchased the property located at 26 Chancery Court, Franconia Township, Souderton, Montgomery County, Pennsylvania ("*Chancery Court property*").
9. Jane became sole owner of Chancery Court upon her husband's death on January 13, 2021.
10. On or about February 8, 2021, Arthur Herring, III, caused the Chancery Court property to be transferred to the Jane T. Herring Trust. *See, Exhibit "B"*
11. By Final Decree dated August 11, 2021, this Court voided the February 8, 2021 Chancery Court deed *ab initio*.
12. As a result, Jane is once again the sole equitable, if not legal, owner of the Chancery Court property. However, a Court Order indicating that the February 8, 2021 deed has

been declared void has not yet been filed with the Montgomery County Recorder of Deeds.

13. Petitioner avers that the filing of a certified Final Decree to void the February 8, 2021 deed would likely be inappropriate since it would disclose to the public Jane's current medical condition, thereby put her HIPAA rights at risk. Petitioner is in the process of preparing an Order for the Court's consideration which is focused exclusively on directing the Recorder of Deeds to void the February 8, 2021 deed.
14. Jane continued to live at the Chancery Court property until August 2021.
15. Jane currently resides at Manatawny Manor, 30 Old Schuylkill Road, Pottstown, Pennsylvania, 19465 and has resided there since October 2021.
16. Petitioner believes, and therefore avers, that Jane's current care needs do not allow her to return to her home at the Chancery Court property.
17. Petitioner has been informed that Guardian Logie pays approximately \$825.00 a month (or \$9,900.00 per year) for the following expenses: Homeowner's insurance, community association fee, sewer expenses and utilities.
18. In addition, payment of annual real estate taxes, which were \$7,020.00 in 2021 for the Chancery Court property, is required for 2022.
19. Respondent Arthur Herring, III, ("*Arthur*"), who has given a number of conflicting statements about exactly when he moved into the Chancery Court property, continues to reside in the Chancery Court property without paying *any* of the ongoing expenses for the property and without paying *any* rent.

20. There is no known, valid written lease or agreement between Jane and Arthur, for the occupancy and/or rental of 26 Chancery Court, Franconia Township, Souderton, Montgomery County, Pennsylvania.
21. Petitioner believes, and therefore avers, that Arthur has not paid any rent and has not contributed anything towards the expenses of the Chancery Court property.
22. Arthur has never even offered to pay anything toward the ongoing expenses for Chancery Court property.
23. Arthur's continued residence at Chancery Court is to Jane's detriment.
24. Guardian Logie gave Arthur notice on August 25, 2021 to vacate the premises within thirty (30) days. *See, Exhibit "C" a true and correct copy of the notice to vacate sent by Guardian Logie to Arthur on August 25, 2021.*
25. Arthur has refused to vacate Chancery Court property.
26. Arthur has no legal right, claim or interest in the Chancery Court property.
27. Arthur's continued residence in the Chancery Court property is a liability to Jane's estate.
28. Petitioner believes, and therefore avers, that Arthur will not vacate the Chancery Court property unless ordered to do so by this Court.
29. Guardian Logie has advised that it is in the best interests of the estate to sell the Chancery Court property.
30. Petitioner believes, and therefore avers, that Arthur's continued occupancy at the Chancery Court property is not in Jane's best interests.
31. The sale of the Chancery Court property would reduce Jane's liability and eliminate the economic detriment and potential liability which Arthur's occupancy has created.
32. The funds from the sale of the property would be used to pay the costs of Jane's care.

33. Pursuant to Section 5521(b) and Section 5141 of the Probate, Estates and Fiduciaries Code, Petitioner requests an Order evicting Arthur Herring, III, from the property located at 26 Chancery Court, Franconia Township, Souderton, Montgomery County, Pennsylvania.

34. Since the current deed on file with the Recorder of Deeds lists the Jane T. Herring Trust as legal owner, Petitioner has sought to ascertain the position of the trust regarding this request. The trustee of that trust, Ronald W. Fenstermacher, Jr., Esquire, has indicated that he has no objection to the entry of such an Order. A "Statement of No Objection" from Mr. Fenstermacher is attached as Exhibit "D."

WHEREFORE, Petitioner, David A. Jaskowiak, Esquire, court-appointed counsel of Jane Herring, respectfully requests that this Honorable Court issue an Order directing that Respondent, Arthur Herring, III, vacate the residence located at 26 Chancery Court, Franconia Township, Souderton, Montgomery County, Pennsylvania within thirty (30) days or suffer the imposition of sanctions, including contempt.

Respectfully submitted,



DAVID A. JASKOWIAK, ESQUIRE

Attorney ID: 49753

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Jenkintown, PA 19046

Telephone: (215) 886-7720

Fax: (215) 886-7728

Email: davidjas@davidjaslaw.com

*Court-appointed counsel for Jane Herring,
an incapacitated person*

DATED: March 15, 2022

52.

IN THE COURT OF COMMON PLEAS
OF MONTGOMERY COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION

NO. 2021-X2110

IN RE: JANE T. HERRING
AN INCAPACITATED PERSON

MEMORANDUM IN SUPPORT OF PRELIMINARY OBJECTIONS
TO EMERGENCY PETITION FILED BY ARTHUR HERRING, III
ON OCTOBER 19, 2023 TO PROVE WHETHER HE IS A DANGER OR A MENACE

David A. Jasko, Esquire, court-appointed counsel for Jane T. Herring, an incapacitated person, (*hereinafter, referenced as "Jane"*) hereby files Memorandum in Support of the Preliminary Objections to Arthur Herring's (*hereinafter, referenced as "Arthur"*) "Emergency to Petition to Prove if Arthur Herring is a Danger or a Menace." Arthur's Emergency Petition, which was filed on October 19, 2023, is essentially identical to three other petitions which he filed on that same day, to which Preliminary Objections have also been filed. In each of his petitions, Arthur has demanded the Court's immediate attention to various grievances, rants, and diatribes which he has repeated on numerous occasions throughout the course of this matter, all of which have either already been disposed of by the Court in previous proceedings and/or rulings or are completely irrelevant. Each of the four "Emergency Petitions" are 286 paragraphs, and, but for the title, appear to be an exact "cut and splice" of the averments set forth in the other three petitions. Jane's counsel now objects to these Petitions on her behalf.

From a factual standpoint, the averments in the petitions are improperly pleaded. They are rambling, disjointed, largely incoherent, and factually unfounded. They also address issues

Joinder 2/11/24

53.

legitimate purpose other than to harass the parties to which they are directed and to obtain documents to which Arthur Herring, III, is not entitled.¹ Furthermore, any documents which might be produced are not germane or relevant to the issues before the court.

Given the past propensity of Mr. Herring to release the contents of such documents about Jane T. Herring, if not the documents themselves, to the public, whether by the internet, through podcasts, or by some other means, Respondent's privacy rights and financial interests will be further at risk by disclosure of documents about her situation and the various court proceedings which Arthur Herring, III's improper, ongoing behavior have spawned. Respondent incorporates by reference her Pre-Trial Statement filed with this Court as though set forth herein in its entirety.²

Respectfully Submitted,



DAVID A. JASKOWIAK, ESQUIRE

Identification No.: 49753

815 Greenwood Avenue, Suite 14

Jenkintown, PA 19046

(215) 886-7720

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davidjas@davidjaslaw.com

Court-Appointed Counsel for June T. Herring, an Incapacitated Person

DATED: February 11, 2024

¹Respondent requests that the Court take judicial notice of the fact that Arthur Herring, III, obtained *ten (10) subpoenas* from the Clerk of Court's office, only three (3) of which have surfaced to date. Respondent requests that the Court quash the remaining subpoenas, require Mr. Herring to disclose on whom they were served, and to return any as-yet unused subpoenas immediately to prevent any mischief in the future.

²As of this date, Arthur Herring has not filed the necessary Pre-Trial Statement and is in violation of this Court's Case Management Scheduling Order dated December 21, 2023.

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**IN THE COURT OF COMMON PLEAS
OF MONTGOMERY COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION**

NO. 2021-x2110

**IN RE: JANE T. HERRING,
AN INCAPACITATED PERSON**

PRE-TRIAL STATEMENT FILED ON BEHALF OF JANE T. HERRING

Jane T. Herring, by and through her Court-appointed counsel, David A. Jaskowiak, Esquire, hereby files this Pre-Trial Statement in advance of the hearing on multiple pending petitions and motions which is scheduled to take place on February 16, 2024.

A. Matters at Issue.

The issues now pending before the Court can essentially be grouped into five categories: visitation restrictions, a potential change of the Guardian of the Person, compensation of the guardian's attorney, annual gifting to Jane's children, and Arthur Herring's ongoing misconduct, disregard for law, court rules and facility regulations. The pending petitions and/or motions are as follows:

1. Arthur Herring's Petition to Remove Guardian of the Person Pamela Blumer (Filed 10/19/23, e-thread #89)
2. Arthur Herring's Petition to Compel Guardian of the Estate Ronald Fenstermacher, Esquire, to Make Compensation to Arthur Herring (Filed 11/27/23, e-thread #95)
3. Pamela Blumer's Petition to Appoint Successor Guardian and for Approval of Fees and Expenses (Filed 12/6/23, e-thread #96)

**IN THE COURT OF COMMON PLEAS
OF MONTGOMERY COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION**

NO. 2021-x2110

**IN RE: JANE T. HERRING,
AN INCAPACITATED PERSON**

**JOINDER ON BEHALF OF JANE T. HERRING TO MOTION TO QUASH
SUBPOENAS FILED BY PAMELA BLUMER, GUARDIAN OF THE PERSON
WITH NEW MATTER IN THE FORM OF A MOTION TO QUASH ADDITIONAL
SUBPOENAS INCLUDING THOSE TO RONALD FENSTERMACHER, GUARDIAN
OF THE ESTATE, AND THE MONTGOMERY COUNTY SHERIFF'S OFFICE**

Jane T. Herring, by and through her Court-appointed counsel, David A. Jaskowiak, Esquire, hereby joins in the Motion to Quash subpoena filed by Pamela Blumer and her counsel Thad Gelsinger, Esquire. Jane T. Herring's counsel has not consented to the "production" of his client, whether by Mr. Gelsinger himself (who has no authority to command Jane Herring's appearance) or by Mr. Gelsinger's client Pamela Blumer, the Guardian of the Person. Respondent incorporates by reference the previous findings of this Court on this subject in prior hearings and the expert reports proffered to the Court on Jane T. Herring's condition, that an appearance in Court serves no legitimate purpose and would be directly contrary to the interests of Jane T. Herring.

Respondent also hereby moves to quash all additional subpoenas which have been served by Arthur Herring, III, including but not limited to subpoenas served on Ronald Fenstermacher, Guardian of the Estate, and on the Montgomery County Sheriff's Office. Respondent avers that these subpoenas represent an attempt to conduct a classic "fishing expedition," and serve no

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**IN THE COURT OF COMMON PLEAS
OF MONTGOMERY COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION**

NO. 2021-X2110

**IN RE: JANE T. HERRING
AN INCAPACITATED PERSON**

**REPLY AND NEW MATTER OF JANE T. HERRING TO THE "ANSWER"
OF REV. ARTHUR HERRING, III, TO THE COURT'S ORDER OF APRIL 3, 2024
(WHICH WAS ERRONEOUSLY CAPTIONED AND IS BEING RESPONDED TO
AS A "MOTION FOR RECONSIDERATION")**

Respondent, Jane T. Herring, by and through David A. Jaskowiak, Esquire, her court-appointed counsel, hereby files this Reply and New Matter to the Answer of Arthur Herring, III, (which has erroneously been captioned and is being responded to as a "Motion for Reconsideration") and sets forth the following:

1. It is admitted that this Court properly has jurisdiction of this matter.
- 2-91. Denied. Initially, Respondent Jane T. Herring respectfully submits that the pleading filed by Rev. Arthur Herring, III, ("*Arthur*") is *improper* and is *not* permitted by Orphans Court Rule 3.6, which strictly limits pleadings to a "Petition" or "Motion," an "Answer," a "Reply," or "Preliminary Objections." As such, Arthur's "Answer" is *not* a proper filing in response to the Court's Order and is not authorized by the rules of procedure. It

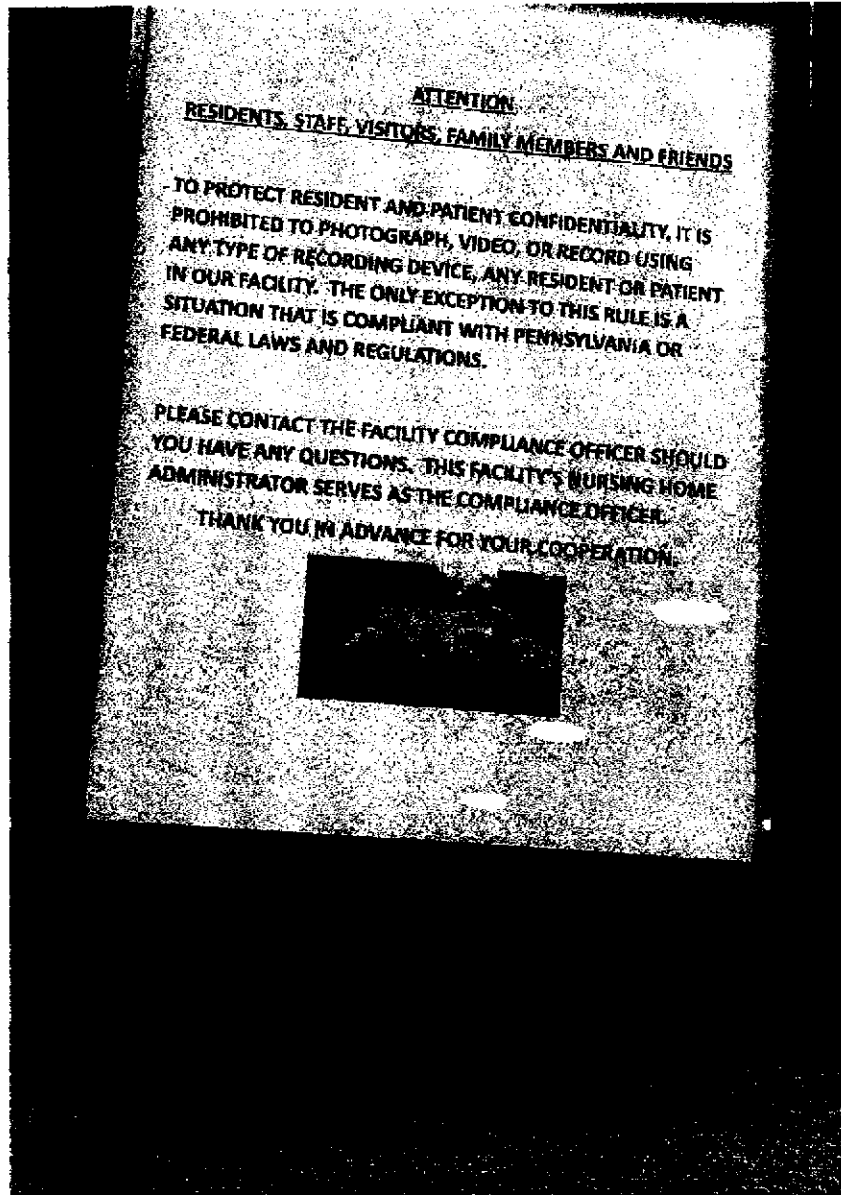
expose the nitv scam.

Arthur's Motion to Remove Judge Brannon was introduced into evidence at the time of the guardianship proceeding in 2021. *See Exhibit "I."* Arthur is now treating this Honorable Court with the same contempt.

- 15. Movant respectfully submits that without the immediate intervention of this Court, Arthur will continue to violate Jane's privacy interests as well as the previous Orders and Decrees of this Court. *See, Count II, infra.*

COUNT II—VIDEOTAPING AND AUDIO RECORDING WITHOUT CONSENT OR AUTHORIZATION.

- 16. Movant incorporates by reference paragraphs 1 through 15 above as though set forth herein at length.
- 17. Throughout these proceedings, Arthur has repeated and continuously demanded the opportunity to make video and audio recordings of his mother Jane's conversations.
- 18. Arthur has repeatedly been advised that he has no legal right to video and/or audio tape his mother and/or others caring for her or in proximity to her at the facility. Arthur has also been repeatedly advised that consent was not and would not be granted to do so.
- 19. Arthur has also been on notice since the fall of 2021 that video and/or audio taping without permission at Manatawny Manor (where Jane lives) is strictly forbidden. The post at the front door of the facility clearly states:



20. 18 Pa. C. S § 5703 (“Interception, disclosure or use of wire, electronic or oral communications”) further provides that “a person is guilty of a felony of the third degree if he:
- (1) intentionally intercepts, endeavors to intercept, or procures any