JULY 11, 2025 CASE #2018-11871

IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA

RE: ELAINE MAE KAPUSTA

THE COURT SUPPLEMENT OF EVIDENCE:

JUNE-JULY 2022-LIZ SHIFFLETT-CRIMINALLY FALSIFIED EVIDENCE USED FOR THE 7-5-22 FRAUD UPON THE COURT BOGUS EMERGENCY PETITION.pdf

"SUPPLEMENTAL FILING FOR PROPER JUDICIAL REVIEW FOR RULING OF *JULY 2022-(CONCEALED CRIMINAL MEDICAL ELDER NEGLECT BY CARE MANAGEMENT AND ALL FIDUCIARIES)

"CRIMINAL FRAUD UPON THE COURT WITH WRITTEN AND PHYSICAL THREATS TO LIFE AND HEALTH AND HOME* AND

"CRIMINAL MALICIOUS PROSECUTION WITH CRIMINAL ABDUCTION-(VIOLATION OF THE RIGHTS OF ELAINE MAE KAPUSTA AND LYNN KAY TO LIFE AND HEALTH AND HOME)-7/8/22-BREACH OF CONTRACT

FOR OVERTURNING AND VACATING AND EXPUNGING ALL 2020-2025 COURT JUDGMENTS

BASED UPON ALL FIDUCIARIES CRIMES AND DECEPTION COMMITTED BY 2022 FRAUD UPON THE COURT: HAVING TAINTED ALL LEGAL PROCEEDINGS-

2022-2025 CRIMINALLY FALSIFIED AND FELONIOUSLY FRAUDULENT CONCEALED CRIMINAL EVIDENCE OF CRIMINAL ELDER CRUELTY CRIMES COMMITTED AND CONCEALED "UNDER SEAL COURT FILED IN 2022 BY ALL 2022-2025 FIDUCIARIES AND PHILIP KAPUSTA."

SANCTIONS FOR DISBARMENT OF ALL 5 LAWYERS:

6/9/25-JUDICIAL REFUSAL TO FILE COURT AMENDMENT OF RETRACTION OF FALSE STATEMENTS:

CARY CUCINELLI, VALERIE GEIGER, ELIZABETH WILDHACK, LAURIE KIRKLAND AND JUSTIN BERGER

VIRGINIA CIRCUIT COURT-(FAIRFAX COUNTY, VA) CASE #2018-11871 -RE: ELAINE MAE KAPUSTA

"COURT SUPPLEMENTAL FILING **URGENT JUDGE TRAN JUDICIAL REVIEW WITHOUT A HEARING** FOR RULING OF *FRAUD UPON THE COURT BASED ON "COURT-SEALED FALSIFIED CRIMINAL EVIDENCE CRIMINALLY CONCEALED FOR 3 YEARS IN COURT RECORDS SEALED*** FOR JUDICIALLY PROPERLY OVERTURNING AND VACATING AND EXPUNGING ALL 2022-2025 COURT JUDGMENTS BASED UPON FRAUD UPON THE COURT HAVING TAINTED ALL 2022 FALSIFIED FELONIOUSLY FRAUDULENT CRIMINAL EVIDENCE OF COMMITTED CONCEALED CRIMINAL ELDER CRUELTY CRIMES BY ALL 2022-2025 FIDUCIARIES & PHILIP KAPUSTA." ATTACHED EVIDENCE DISPROVING ALL FALSE & CONCEALED 7/5/22 EMERGENCY PETITION ALLEGATIONS-6/8/22 &6/30/22 FALSIFIED LIZ SHIFFLETT CARE MGR REPORTS-**FALSIFIED BY LIZ SHIFFLETT & CARY CUCINELLI TO PROTECT FROM A.P.S CRIMINAL INVESTIGATIONS- CRIMINAL MEDICAL ELDER NEGLECT CAUSING ALMOST DEATH-ELAINE MAE KAPUSTA-GRAVELY INJURED & UNABLE TO WALK-(VIRGINIA CRIMINAL LAW SECTION 18.2-369-B) & WRITTEN THREATS IN "THE CRIMINAL TAKEOVER OF OUR LIVES" SINCE 7/8/22 "BY FRAUDULENT MEANS & FRAUD UPON THE COURT WITH LEGAL MISCONDUCT"-(MALICIOUS PROSECUTION WITH "WRITTEN THREATS TO LIFE & HEALTH & HOME" BEGAN IN JULY 2020 WHEN "ADVANCE MEDICAL DIRECTIVE-DECEPTIVELY TERMINATED WITH NO LEGAL JUST CAUSE.

1B

Code of Virginia
Title 8.01. Civil Remedies and Procedure
Chapter 17. Judgments and Decrees Generally

§ 8.01-428. Setting aside default judgments; clerical mistakes; independent actions to relieve party from judgment or proceedings; grounds and time limitations.

A. Default judgments and decrees pro confesso; summary procedure. Upon motion of the plaintiff or judgment debtor and after reasonable notice to the opposite party, his attorney of record or other agent, the court may set aside a judgment by default or a decree pro confesso upon the following grounds: (i) fraud on the court, (ii) a void judgment, (iii) on proof of an accord and satisfaction, or (iv) on proof that the defendant was, at the time of service of process or entry of judgment, a servicemember as defined in 50 U.S.C. § 3911. Such motion on the ground of fraud on the court shall be made within two years from the date of the judgment or decree.

B. Clerical mistakes. Clerical mistakes in all judgments or other parts of the record and errors therein arising from oversight or from an inadvertent omission may be corrected by the court at any time on its own initiative or upon the motion of any party and after such notice, as the court may order. During the pendency of an appeal, such mistakes may be corrected before the appeal is docketed in the appellate court, and thereafter while the appeal is pending such mistakes may be corrected with leave of the appellate court.

C. Failure to notify party or counsel of final order. If counsel, or a party not represented by counsel, who is not in default in a circuit court is not notified by any means of the entry of a final order and the circuit court is satisfied that such lack of notice (i) did not result from a failure to exercise due diligence on the part of that party and (ii) denied that party an opportunity to pursue post-trial relief in the circuit court or to file an appeal therefrom, the circuit court may, within 60 days of the entry of such order, modify, vacate, or suspend the order or grant the party leave to appeal. Where the circuit court grants the party leave to appeal, the computation of time for noting and perfecting an appeal shall run from the entry of such order, and such order shall have no other effect.

D. Other judgments or proceedings. This section does not limit the power of the court to entertain at any time an independent action to relieve a party from any judgment or proceeding, or to grant relief to a defendant not served with process as provided in § 8.01-322, or to set aside a judgment or decree for fraud upon the court.

E. Nothing in this section shall constitute grounds to set aside an otherwise valid default judgment against a defendant who was not, at the time of service of process or entry of judgment, a servicemember as defined in 50 U.S.C. § 3911.

1977, c. 617; 1991, c. 39; 1993, c. 951; 2005, cc. 333, 909. 1C

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

7/11/20

"SUPPLEMENTAL FILING FOR JUDICIAL REVIEW FOR RULING OF *JULY 2022- FRAUD UPON THE COURT* FOR OVERTURNING AND VACATING AND EXPUNGING ALL 2020-2025 COURT JUDGMENTS BASED UPON ALL FIDUCIARIES CRIMES AND DECEPTION COMMITTED BY 2022 FRAUD UPON THE COURT HAVING TAINTED ALL LEGAL PROCEEDINGS- 2022-2025 CRIMINALLY FALSIFIED AND FELONIOUSLY FRAUDULENT CONCEALED CRIMINAL EVIDENCE OF CRIMINAL ELDER CRUELTY CRIMES COMMITTED AND CONCEALED "UNDER SEAL COURT FILED IN 2022 BY ALL 2022-2025 FIDUCIARIES AND PHILIP KAPUSTA."

"SUPPLEMENTAL FILING FOR PROPER JUDICIAL REVIEW FOR RULING OF *JULY 2022-(CONCEALED CRIMINAL MEDICAL ELDER NEGLECT BY CARE MANAGEMENT AND ALL FIDUCIARIES)

"CRIMINAL FRAUD UPON THE COURT WITH WRITTEN AND PHYSICAL THREATS TO LIFE AND HEALTH AND HOME* AND

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THE CRIMINAL TAKEOVER OF OUR LIVES-(2020-2025)-"THE DEADLY DANGEROUS PREDATORY CONSERVATORSHIP OF CARY CUCINELLI, VALERIE GEIGER, ELIZABETH WILDHACK, LAURIE KIRKLAND, GEORGE W. DODGE AND THE PSYCHOPATH -PHILIP KAPUSTA-(SON)"

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PREDATORY CONSERVATORSHIP AND PREDATORY GUARDIANSHIP

"THE CRIMINAL TAKEOVER OF OUR LIVES BEGAN"-7/31/20 TO PRESENT DAY

7/31/20-CARY CUCINELLI AND ALL FIDUCIARIES BEGAN "THE CRIMINAL TAKEOVER OF OUR LIVES" BY DECEPTIVELY TERMINATING LYNN KAY'S POWER AS GUARDIAN-TERMINATING THE 8 YEAR LONG HELD ADVANCE MEDICAL DIRECTIVE-(2013-2020)

THIS HAS BEEN A TRULY HORRIFYING AND SHOCKING TRUE LIFE CRIME STORY OF 2 INNOCENT LIVES OF ELAINE MAE KAPUSTA AND LYNN KAY, AS MOTHER AND DAUGHTER, WITH THEIR BOTH FIGHTING FOR THEIR LIVES, HAVING BEEN ENTIRELY CRIMINALLY STOLEN AWAY FROM THEM AND "DECIMATEDLY DESTROYED" FOR NOW 5 "HORRIFIC YEARS SUFFERED!"

THE 2020 SETTLEMENT AGREEMENT WAS FRAUDULENTLY ALTERED WITH "ADVANCE MEDICAL DIRECTIVE TERMINATED IN JULY 2020 COURT ORDER" MAKING "LYNN KAY GUARDIANSHIP IN NAME ONLY AND WITH NO POWER WHATSOEVER OVER ELAINE MAE KAPUSTA'S LIFE AND HEALTH AND WELL-BEING"-(THE CRIMINAL TAKEOVER OF OUR LIVES BEGAN" FRAUDULENTLY ALTERED FROM AGREED UPON TERMS OF FULL AND SOLE GUARDIANSHIP WITH CARE MANAGER OVERSIGHT)

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"THE 2020 SETTLEMENT AGREEMENT WAS FRAUDULENTLY ALTERED" WITH "ALL ADVANCE MEDICAL AND HEALTH DIRECTIVES FULLY TERMINATED IN JULY 2020 COURT ORDER" MAKING "LYNN KAY'S MOM'S GUARDIANSHIP IN NAME ONLY AND WITH "HAVING ABSOLUTELY NO POWER, WHATSOEVER, OVER ELAINE MAE KAPUSTA'S LIFE AND HEALTH AND WELL-BEING"-

(THE CRIMINAL TAKEOVER OF OUR LIVES BEGAN" AS TERMS WERE FRAUDULENTLY ALTERED FROM AGREED UPON TERMS OF FULL AND SOLE GUARDIANSHIP WITH CARE MANAGER OVERSIGHT)

ORDERED that any and all durable powers of attorney, health care powers of attorney, and advance medical directives executed by Elaine Kapusta are hereby terminated and no longer in effect pursuant to Virginia Code section 64.2-1606(B); and it is further ORDERED that Cary Z. Cucinelli, Esq. is hereby appointed the Conservator of Elaine Kapusta, with all powers granted, and duties conferred upon a Conservator pursuant to Virginia Code sections 64.2-2021 and 2022, and she shall continue to serve in that capacity until fhrther Order of this Court; and it is further-CLICK HERE

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placement, in any jurisdiction; and it is further

ORDERED that any and all durable powers of attorney, health care powers of attorney, and advance medical directives executed by Elaine Kapusta are hereby terminated and no longer in effect pursuant to Virginia Code section 64.2-1606(B); and it is further

ORDERED that Cary Z. Cucinelli, Esq. is hereby appointed the Conservator of Elaine Kapusta, with all powers granted, and duties conferred upon a Conservator pursuant to Virginia Code sections 64.2-2021 and 2022, and she shall continue to serve in that capacity until further Order of this Court; and it is further

service in this matter.

ENTERED this 31st day of July 2020.

Circuit Court Judge

Dontaè L. Bugg

7/31/20-CARY CUCINELLI AND ALL FIDUCIARIES BEGAN "THE CRIMINAL TAKEOVER OF OUR LIVES" BY DECEPTIVELY TERMINATING LYNN KAY'S POWER AS GUARDIAN-TERMINATING THE 8 YEAR LONG HELD ADVANCE MEDICAL DIRECTIVE-2013-2020

MOTION TO COMPEL MATERIAL FACTS CONCEALED AND MOTION TO STRIKE FOR FRAUD UPON THE COURT COMMITTED BY THE JULY 2022 FIDUCIARIES AND BY PHILIP KAPUSTA CONCEALMENTS FOR "3 YEARS OF FAILING TO EVER DO ANY DUE DILIGENCE BEFORE FILING AND SUPPORTING ENTIRELY UNSUBSTANTIATED FALSE ALLEGATIONS AGAINST LYNN KAY-(MYSELF) WITH ALL PERSONS CONCEALMENTS OF MATERIAL FACTS."

WHAT MAY HAVE BEEN SIMPLE INCOMPETENCE AND THE UNQUALIFIED ACCEPTING OF UNSUBSTANTIATED OPINIONS AND ALLEGATIONS WITH THERE BEING ABSOLUTELY "NO MATERIAL FACTS OF EVIDENCE" TO BACK UP ANY OF THE UNSUBSTANTIATED ALLEGATIONS ENTIRELY UNPROVEN BY "CONCEALED MATERIAL MEDICAL DOCUMENTED FACTS" BECAME FOR "3 YEARS KNOWINGLY CRIMINALLY CONCEALING CRIMINAL ELDER NEGLECT AND ABUSE AND ILLEGAL THREATS AND VIOLATION OF OUR CIVIL RIGHTS AND "CRIMINAL TAKEOVERS AND ARMED ABDUCTION AND FORCED CRIMINAL KIDNAPPING WITH NO LEGAL JUST CAUSE WHICH THREATENED BOTH OF OUR LIVES"

THE TERMINATION OF MYCHART ACCESS ON 7/8/22 FOR 4 MONTHS BY CARY CUCINELLI IGNORING REPORTED BY LYNN KAY, "CARE MANAGER NEGLECT BY EVIDENCE PROVIDED OF TEXTS." ENTIRELY BEING IGNORED ON THE DAY I WAS WRONGLY AND WITH NO JUST CAUSE REMOVED AS GUARDIAN ENTIRELY DEFIED THE 2020 AND THEN THE 7/8/22 COURT ORDER GUARDIANSHIP AGREEMENT CONTRACT.

AND THE WRITTEN AND PHYSICAL THREATS TO MY LIFE ON THAT SAME DAY OF 7/8/22 SHOWS VERY CLEARLY HOW "THE CRIMINAL TAKEOVER OF OUR LIVES PROCEEDED IN BEING ACCOMPLISHED.

THIS BEGAN IN JULY 2020, WHEN TERMS CHANGED TO STATE THAT LYNN KAY DOES NOT HAVE FULL CUSTODY OF ELAINE MAE KAPUSTA AS I HAD BEEN "MADE GUARDIAN, BUT WITH ABSOLUTELY HAVING NO POWER".

CONSERVATOR AND CARE MANAGER WRONGLY HAD FULL CONTROL OVER ELAINE'S LIFE AND HEALTH AND WELL-BEING.

I HAD A "GLORIFIED TITLE WITH ABSOLUTELY NO POWER, EXCEPT TO REQUEST CARE FOR MY MOM".

THIS WAS WHERE "THE CRIMINAL TAKEOVER PLANS WERE HATCHED".

THEN THE COMPLETE LIQUIDATING OF ALL PROPERTIES OCCURRED WITHIN 1 YEAR OF CONSERVATORSHIP LOSING MULTI-MULTI MILLIONS.

THERE WAS ABSOLUTELY NO REASON TO LIQUIDATE AND SELL RENTAL PROPERTIES OWNED SINCE 1960'S AND 1970'S WHICH WERE ALREADY BEING SHOWN FOR BEING RENTED AGAIN AFTER MY SACRIFICED 8 YEARS OF CONTINUAL RENTING AND FULL TOP TO BOTTOM RENOVATIONS MAKING NEW AAND GREATLY IMPROVED LIVEABLE SAFE RENTAL PROPERTIES.

SELLING CAUSED THE LOSING OF MULTI-MULTI MILLIONS IN LOST RENTAL INCOME, LOST REAL ESTATE INCREASUNG VALUE AND LOSING MILLIONS IN TAXES DEPLETING LIKELY 4+MILLION SO FAR IF WAS NOT EVER SOLD. AND IN 2020 WITH MY HAVING REQUESTED FROM CARY CUCINELLU MY INHERITANCE OF THESE PROPERTIES AFTER MOM'S PASSING. RENTAL INCOME ALONE WAS $1,000,000/3 YEARS.

AND THE JULY 2022 USING OF FALSIFIED FRAUDULENT LIZ SHIFFLETT-(PREMIER CARE PLANNING MANAGEMENT) CARE MANAGER REPORTS OF 6/8/22 AND 6/30/22 WHICH WERE BOTH ENTIRELY FALSIFIED WITH ENTIRELY IN WHOLE OR IN PART KNOWINGLY UNVERIFIED. AND UNSUBSTANTIATED AND DISPROVEN ALLEGATIONS BY EVIDENCE OF JUNE AND JULY 2022 MEDICAL REPORTS DISPROVING ALL FALSE STATEMENTS AND FALSE MEDICAL INFORMATION ON BOTH OF THE 6/8/22 AND 6/30/22 CARE MANAGER REPORTS USED FOR FILING A "FRAUDULENT BOGUS EMERGENCY PETITION OF LIES AND DEFAMATION OF LYNN KAY'S GOOD NAME AND GOOD CHARACTER FOR 3 CONTINUAL YEARS OF DAMAGE DONE TO THE LIFE OF ELAINE MAE KAPUSTA AND LYNN KAY AS A DIRECT RESULT" WITH THE OMISSION OF THE TRUTH AND DOCUMENTED FACTS BY DOCUMENTED MEDICAL RECORDS DISPUTING BOTH THE VERACITY OF THE 6/8/22 AND THE 6/30/22 SHIFFLETT CARE MANAGER REPORTS.

"ALL OF THE LIES AND ALL OF THE CONCEALMENTS AND ALL OF THE COVERUPS AND DECEPTION OF UMPTEEN PERSONS/ENTITIES DEFYING COURT ORDERS ND ALL OF THE DEPRIVATION OF CARE"-(1100+ DAYS FOR 4+ YEARS SINCE 2021) AND ALL OF THE DEFYING 8 DOCTORS ORDERS FOR 4 YEARS SHOWS THE GUILTY PERSONS VERY CLEARLY IN THEIR ALL "KNOWINGLY AND WILLFULLY SIMPLY NOT CARING ABOUT THE LIFE AND HEALTH AND WELL-BEING OF ELAINE MAE KAPUSTA."

AND THE REASONS WERE IN WHOLE OR IN PART-(FINANCIAL EXPLOITATION FOR CONTINUED EMPLOYMENT OF ALL FRAUDULENT FIDUCIARIES UNDER THIS PREDATORY CONSERVATIRSHIP/ GUARDIANSHIP/CARE MANAGEMENT SYSTEM OF INHUMANENESS" BY "DEPRIVATION OF CARE FOR FORCED PHYSICAL INCAPACITATION:

"TO CAUSE A HIGHLY FUNCTIONAL MILD DEMENTIA "ENERGIZER BUNNY MOM" TO BECOME PHYSICALLY TO BE "FORCIBLY-MADE INCAPACITATED FOR BEING FINANCIALLY EXPLOITED BY UNCEASING YEARS OF DEPRIVATION OF CARE" BY DEFYING 8 DOCTORS ORDERS INSTRUCTING TO PROVIDE CARE AND TREATMENTS."

AND IN JULY 2022, THE ULTERIOR "MOTIVE WAS FOR LIZ SHIFFLETT TO ATTEMPT TO DEFLECT BLAME AWAY FROM HER AND HER COMPANY (PREMIER PLANNING CARE)"

THIS WAS DONE "FOR HER TO NOT BE FIRED AND CRIMINALLY CHARGED FOR "CRIMINAL MEDICAL ELDER NEGLECT-18.2-369-B-(CLASS 4 FELONY).

LIZ SHIFFLETT FABRICATING CRIMINAL EVIDENCE FRAUDULENTLY PREPARED AFTER THE FACT TO DEFLECT BLAME TO PREVENT A.P.S. AND POLICE AUTHORITY INVESTIGATIONS AND CRIMINAL PROSECUTIONS OF ALL NEGLIGENT NAMED FIDUCIARIES ALSO CONCEALING FOR NOW 3 YEARS OF THEIR CRIMES COMMITTED"

FOR "CRIMINALLY CONCEALING CAUSING ALMOST DEMISE AND ELAINE LEFT WITH GRAVE INJURIES INCLUDING MEDICAL ABANDONMENT CAUSING TO NEED TO RELEARN HOW TO WALK JUST 2 WEEKS AFTER ELAINE WAS ADMITTED INTO THE HOSPITAL WHERE SHE WAS SUFFERING FROM UNDIAGNOSED MEDICALLY NEGLECTED UROSEPSIS AND WAS AMBULATORY WALKING DOWN THE STEPS AND CLIMBING ONTO THE GURNEY IN THE GARAGE ON 6/30/22-(NESTCAM VIDEO)

ALONG WITH CARY CUCINELLI AND ALL FIDUCIARIES COMMITTING "CRIMINAL CONCEALMENT OF "CRIMINAL ELDER NEGLECT AND AIDING AND ABETTING" BY "FAILURE FOR 4 YEARS TO EVER REPORT" AS "MANDATED REPORTERS KNOWN AND WELL-INFORMED DENIAL OF PROVIDING BASIC DENTAL AND MEDICAL CARE TO ELAINE" AND "COLLECTIVELY ALL FIDUCIARIES AND PHILIP KAPUSTA ALL IGNORING BOTH ELAINE'S AND OR LYNN'S REQUESTS FOR MOM AND I SEEKING "MEDICALLY CORRECT PROPER CARE" SINCE 2021

CONCEALING ALL DOCUMENTS FROM LYNN KAY ALONG WITH NEVER PROVIDING ANY NOTICE AND ALSO CONVENIENTLY NEVER PROVIDING THE 7/5/22 EMERGENCY PETITION FILING TO LYNN KAY IN ORDER TO CONTINUE TO CONCEAL AND DEFLECT CRIMINAL BLAME OF CRIMINAL ELDER NEGLECT AND ABUSE AND EXPLOITATION.

TO "SECRETIVELY ATTEMPT TO CONCEAL ALL DRAUDULENTLY FALSE ALLEGATIONS MADE AGAINST LYNN BY USING FRAUDULENTLY FALSIFIED CARE MANAGER REPORTS OF 6/8/22 AND 6/30/22.

ALL FIDUCIARIES INCOMPETENTLY AND DISRESPECTFULLY ALL "BREACHING THE FIDUCIARY DUTY OF CARE" IN:

NEVER PROVIDING DOCTOR HU-(MCLEAN DENTAL) ORDERED 3 ROOT CANALS-(2021) AND IGNORING DR. LESSIN 5/10/22 RECOMMENDED OFFICE VISIT RETURN FOR CONCERNING ELEVATED SED RATE AND LOWERED PLATELETS ABNORMALLY CHANGED LAB VALUES ON 5/10/22 WITH DR. LESSIN SHOWING CONCERN FOR ELAINE'S HEALTH ALL BEING IGNORED BY ALL FIDUCIARIES.

THESE "FIDUCIARY COMPLETE FAILURES TO PROTECT ELAINE FROM NEGLECT AND ABUSE AND FAILURE TO ENSURE AND PROVIDE BOTH DENTAL AND MEDICAL CARE ORDERED AND RECOMMENDED BY 2 HEALTH PROFESSIONALS IN 2021-2022.

AS COURT-APPOINTED FIDUCIARIES FULLY RESPONSIBLE TO OVERSEE THE HEALTH AND WELL-BEING OF ELAINE MAE KAPUSTA SINCE 2020.

THE DOCTOR ORDERED AND PROPER MEDICAL AND DENTAL STANDARDS OF CARE WAS REQUIRED UNDER CONSERVATORSHIP BEING PROVIDED TO ELAINE MAE KAPUSTA "UNDER THE CONSERVATORSHIP" FOR ALSO ENTIRELY MONITORING AND ASSURING THE PROVISION OF DOCTOR-ORDERED REQUIRED CARE BY CARY CUCINELLI CONSERVATORSHIP AND BY ALL FIDUCIARIES.

INSTEAD OF THIS EVER MEDICALLY PROPERLY OCCURRING, ALL FIDUCIARIES KNOWINGLY AND WILLFULLY BY "GROSS FIDUCIARY MALFEASANCE AND LEGAL MISCONDUCY"

DECIDED TO DEFLECT ALL BLAME FROM THEMSELVES FOR NOW 3 CONTINUAL YEARS OF *THE KNOWN DEFAMATION OF LYNN KAY"

IN THEIR ALL "CRIMINALLY CONSPIRING IN A "CRIMINAL CONSPIRACY WITH ALSO PHILIP KAPUSTA FOR 3 LONG-SUFFERED YEARS IN ATTEMPTING TO PREVENT INVESTIGATIONS INTO SERIOUSLY GROSS CRIMINAL FIDUCARY MISCONDUCT ALMOST CAUSING ELAINE MAE KAPUSTA HER DEMISE IN JULY 2022 AND SEPTEMBER 2023 AND AUGUST 2024 AS A DIRECT RESULT OF

"CRIMINAL CONCEALMENT OF ALL 3 YEARS OF ELDER CRUELTY CRIMES COMMITTED EVER SINCE 2021-2025 HAVING IGNORED AND DEFIED 8 DOCTORS ORDERS AND DEPRIVING ELAINE OF 681 DAYS OF QUARTERLY DENTAL CLEANINGS AND 883 DAYS OF DENTAL X-RAYS WHILE SUFFERING ONGOING DENTAL GUM ABSCESS SEVERE GUM DISEASE AND "EDEMATOUS SEVERE ABNORMAL SWELLING OF GUMS" IGNORED BY 15 PLUS FIDUCIARIES AND DOCTORS AND CARE MANAGEMENT PERSONS FOR 4 YEARS OF ONGOING CONTINUAL SUFFERINGS..

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ALL FIDUCIARIES AND PHILIP KAPUSTA ARE ALL COLLECTIVELY GUILTY OF THESE CRIMES STEMMING FROM THE JULY 2022 "CRIMINAL FRAUD UPON THE COURT- MALICIOUS PROSECUTION" WITH "CRIMINAL WRITTEN AND PHYSICAL THREATS TO LIFE AND HEALTH AND HOME" WHICH CRIMES HAVE CONTINUALLY PROGRESSIVELY WORSENED SINCE THE BEGINNING ON 7/5/22-"CONCEALMENT OF CRIMINAL MEDICAL ELDER NEGLECT IS A CRIME"-§18.2-369-B IN "AIDING AND ABETTING-18.2-18

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PHILIP KAPUSTA IS A CLEAR AND PRESENT DANGER TO ELAINE MAE KAPUSTA AND LYNN KAYS 'LIFE AND HOME AND WELL-BEING AND IS TO BE PEEMANENTLY REMOVED FROM OUR LIVES ENTIRELY

EACH NAMED PERSON HAS COLLECTIVELY COMMITTED CRIMES AGAINST MOM AND I AND ALL LAWYERS ARE TO BE SANCTIONED AND DISBARED FOR NOW WITH THEIR DOCUMENTED DECEPTION AND CORRUPTION AND CIVIL AND CRIMINAL CRIMES INHUMANELY COMMITTED FOR A COLLECTIVE 5 YEARS SINCE 2020 ALTERATION OF CONTRACTS AND DEFIANCE OF COURT ORDERS BEGAN PROGRESSIVELY DECIMATING THE LIVES OF ELAINE MAE KAPUSTA AND LYNN KAY AND THE ESTATE WEALTH.

HOW DOES 18 PERSONS/ENTITIES DECIDE TO KILL AN INNOCENT ELDERLY WOMAN BY THEIR HANDS OF "DELIBERATE DEPRIVATION OF CARE WATCHING AND NOT CARING ABOUT PHYSICAL SUFFERINGS AND NEAR DEATH OCCURRENCES" BY THEIR SOCIOPATHIC AND PSYCHOPATHIC ACTS OF INHUMANENESS? ALL OF THESE ARE CRIMINALLY RESPONSIBLE FOR CRIMINAL MEDICAL ELDER NEGLECT AS FIDUCIARIES AND THOSE AIDING AND ABETTING IN THE WILLFUL CONSPIRACY OF CONCEALMENT FOR 3 YEARS.

ALL LISTED BELOW ARE CRIMINALLY RESPONSIBLE FOR CRIMINAL MEDICAL ELDER NEGLECT AS FIDUCIARIES AND THOSE AIDING AND ABETTING IN THE WILLFUL CONSPIRACY OF CONCEALMENT AND ALL OTHER CRIMES FOR 3 YEARS.

1. CARY CUCINELLI
2. VALERIE GEIGER
3. ELIZABETH WILDHACK
4. LAURIE KIRKLAND
5. SUZANNE HANAS
6. LIZ SHIFFLETT
7. PREMIER PLANNING
8. JEANNE BLUE
9. KATE MAHONEY
10. RACHELLE DORNAN
11. ELDER TREE
12. DR. ALAN DAPPEN
13. DOC TALKER
14. PARAGON CARE
15. GEORGE W. DODGE
16. DR. NAVEEN DOKI
17. STEPHEN HALL-(KING CAMPBELL)
18. PHILIP KAPUSTA AND
19. JUSTIN BERGER-(HALE BALL)

7 LAWYERS NAMED INVOLVED IN AIDING AND ABETTING IN THE CRIMINAL CONCEALMENT OF CRIMES COMMITTED TO BE SANCTIONED FOR DISBARMENTS FOR CRIMINAL BEHAVIOR OF CRIMINAL DECEPTION AND CRIMINAL CONCEALMENT, ALONG WITH PERJURY BY SUBMITTING AND SUPPORTING "FALSE AND MISLEADINH STATEMENTS WHILE CONCEALING "ALL MATERIAL FACTS"-(2022-2025) AND THE DEFAMATION OF LYNN KAY FOR 3 YEARS-(2022-2025)

1. **CARY CUCINELLI**
2. **VALERIE GEIGER**
3. **ELIZABETH WILDHACK**
4. **LAURIE KIRKLAND**
5. **GEORGE W. DODGE**
6. **STEPHEN HALL-(KING, CAMPBELL)**
7. **JUSTIN BERGER-(HALE BALL)**

DR. MALLORY REVIEWED ALL OF THESE FILES AND WROTE THE2/7/25 AFFIDAVIT ATTESTING TO VIRGINIA CRIMINAL ELDER NEGLECT BY ALL 2022-2024 FIDUCIARIES

CRIMINAL MEDICAL ELDER NEGLECT AND ABUSE EVIDENCE-(2022-2024):

1. **10/10/22-4:25 PM EMAIL-DENTAL X-RAYS**

2. **10/16/22-10:41 AM EMAIL-TEETH PAIN-DENTAL X-RAYS**

3. **12/2/22-12-20-22 EMAIL-***MOM IS ABSOLUTELY BEGGING FOR HELP!** **PLEASE SAVE MY INNOCENT MOM!-**SHE DESSERVES A CHANCE TO LIVE AND TO THRIVE AND TO MAKE IT TO 85! **-**MOM NEEDS TO BE ADMITTED TO THE HOSPITAL IMMEDIATELY SO THAT MOM'S LIFE CAN BE SAVED* *I THINK 911 NEEDS TO BE CALLED**

4. **12-31-22-PANIC MOM WOKEUP-230 AM IN A PANIC & WITH SWEATS ON FOREHEAD AND HEAD AND HAIR AND CLAMMY HANDS AND CHILLS AND CONFUSION DISORIENTED AND SOMEWHAT SLURRED SPEECH AND WARM SKIN, BUT FEELING CHILLS AND FEELING WEAK NOT GRASPING MY HAND.pdf**

5. **1-3-23-12-3-22-DR. INCOMPETENT-MOM'S KIDNEY FAILURE ISSUES & NOW SLIGHTLY LOWERED-(105-95) GLUCOSE-LEVELS STILL BEING AT TOP OF HIGH RANGE, WITH ALSO CONTINUED HIGH TOP OF RANGE FOR A1C.pdf-DAPPEN **IGNORES ALL ABNORMAL LABS****

6. **1/16/23-9:26 AM-EMAIL-TEETH PAIN-DENTAL X-RAYS-DENIAL OF CARE**

7. **1/28/23-10:20 AM-EMAIL-HEMATOLOGIST**

8. **2/14/23-TEXT-IRON DEFIENCY AND IMMUNODEFICIENCY BLOOD TESTING, MPV BONE MARROW PLATELTS DESTRUCTION**

9. **3/15/23-5:50 PM-EMAIL-BLOOD CULTURE, IRON, FOLATE, MPV, BLOOD TYPE TESTING FOR BLOOD TRANSFUSION OF PACKED RED BLOODCELLS**

10. **3/27/23-12:32 PM EMAIL-Re: MOM'S MULTIPLE U.T.I.'S CAUSED PLATELET DESTRUCTION BY BLOOD INFECTION-(HISTORY)**

11. **3/29/23-6:51 PM EMAIL-●-MOM'S 2 BROKEN CAPILLARIES-(3-6-23 & 3-28-23)!!!!!!!!!!!-NEVER IN 16 YEARS HAVE I EVER HAD THIS HAPPEN TO MY MOM!.pdf**

12. 3/29/23 EMAIL-●-IGNORED-3-29-23-TEETH PAIN-DENTAL CLEANING & ABNORMAL PLATELETS-Action Items.pdf

13. 4-2-23-DENTAL APPT-Better communication-scheduling the dental cleaning for Elaine this week.pdf

14. 5-8-23-EKapusta-DR. CUSUMANO clinical notes & 5-9-23-AZITHROMYCIN ANTIBIOTICS.pdf

15. *5/19/23-LYNN TEXT TO RACHELLE--MYELODYSPLASTIC SYNDROME NEEDS TO BE RULED OUT

16. 😱-5-24-23-THREATS LETTER-TO LYNN KAY AND ELAINE KAPUSTA INSTEAD OF PROVIDING MEDICAL CARE-Letter from MDC to Stine.pdf

17. IRON-DEFICIENCY ANEMIA-12-2-22 BEGAN FOR MOM UNTIL 5-11-23-THEN CONTINUED AGAIN.pdf

18. *5/27/23-6:16 PM EMAIL-IRON INFUSION

19. *5/29/23-8:37 AM EMAIL-DENTAL CLEANING AND SEDATION X-RAYS

20. *6/5/23-6:25 PM EMAIL-SUBSTANTIAL LIKELIHOOD MOM WILL DETERIORATE!-Cummings Letter re Dodge, Kapusta

21. 😱-9-29-23-DEADLY DANGEROUS.pdf-**THE LAST TIME I SAW MY MOM BECAUSE I TOOK THE BLACK EYE PIC- (CRIMINAL MEDICAL ELDER NEGLECT AND ABUSE EVIDENCE)

22. *10/18/23-3:36 PM EMAIL-HOSPITAL EVALUATION FOR IRON INFUSION & IV FLUIDS & IV NUTRIENTS

23. 😱-10-20-23-HOSPITAL ADMISSION DENIED-MOM NEEDS HOSPITAL ADMISSION A.S.A.P..pdf

24. *11/1/23-4:19 PM EMAIL-HOSPITAL EVALUATION-MY MOM'S BONE MARROW AND BLOODCELLS HAVE BEEN DESTROYED! MOM NEEDS IMMEDIATE HOSPITAL EVALUATION TODAY OR TOMORROW

25. -11-2-23-5:09 AM EMAIL-WARNING IGNORED-BONE MARROW DAMAGE-ENDANGERING MOMS LIFE!.pdf

26. 11-2-23-MOM'S SEVERE ANEMIA.PDF

27. 11-28-23-10-18-23- - -IGNORED-IRON INFUSION & HOSPITAL EVALUATION REQUESTED & ENTIRELY IGNORED-IMMEDIATE URGENT MEDICALLY PROPER STEPS FOR MY MOM'S HOPEFUL RECOVERY.pdf

28. *1/4/24-(EMERGENCY PETITION COURT SUPPLEMENT)-BLOOD CANCER HOSPITAL EVALUATION FOR COMPLETE VITAMIN PANEL AND IRON PANEL AND INFECTION

29. -1-5-24-5-8-23-DENTAL GUM ABSCESS BACTERIAL BLOODSTREAM INFECTION-FOLLOWUP TREATMENT NEEDED-Referral and Clinical Notes Elaine Kapusta-1-5-24- -.pdf

30. 1-23-24-DENTAL DENIAL AND DENIAL OF LABS-Letter.Burton-1-23-24.pdf

Code of Virginia
Title 18.2. Crimes and Offenses Generally
Chapter 4. Crimes Against the Person

§ 18.2-47. Abduction and kidnapping defined; forced labor; punishment.

A. Any person who, by force, intimidation or deception, and without legal justification or excuse, seizes, takes, transports, detains or secretes another person with the intent to deprive such other person of his personal liberty or to withhold or conceal him from any person, authority or institution lawfully entitled to his charge, shall be deemed guilty of "abduction."

B. Any person who, by force, intimidation or deception, and without legal justification or excuse, obtains the labo or services of another person, or seizes, takes, transports, detains or secretes another person or threatens to do s with the intent to subject him to forced labor or services, shall be deemed guilty of "abduction." For purposes of this subsection, the term "intimidation" shall include destroying, concealing, confiscating, withholding, or threatening to withhold a passport, immigration document, or other governmental identification, threatening to report another as being illegally present in the United States, or threatening to separate another from or to harm family member.

C. The provisions of this section shall not apply to any law-enforcement officer in the performance of his duty. The terms "abduction" and "kidnapping" shall be synonymous in this Code. Except as provided in subsection D, abduction of a minor shall be punished as a Class 2 felony. Abduction for which no punishment is otherwise prescribed shall be punished as a Class 5 felony.

D. If an offense under subsection A is committed by the parent or a family or household member, as defined in § 16.1-228, who has been ordered custody or visitation of the person abducted and punishable as contempt of cour in any proceeding then pending, the offense shall be a Class 1 misdemeanor in addition to being punishable as contempt of court. However, such offense, if committed by the parent or a family or household member, as define in § 16.1-228, who has been ordered custody or visitation of the person abducted and punishable as contempt of court in any proceeding then pending and the person abducted is removed from the Commonwealth by the abducting parent or a family or household member, as defined in § 16.1-228, who has been ordered custody or visitation, shall be a Class 6 felony in addition to being punishable as contempt of court.

Code 1950, §§ 18.1-36, 18.1-37; 1960, c. 358; 1975, cc. 14, 15; 1979, c. 663; 1980, c. 506; 1997, c. 747; 2009, c. 662; 2023, c. 400; 2024, c. 368.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

5/16/20

****

ABDUCTION BY THREATS AND INTIMIDATION BY CLASS 4 FELONS-(§ 18.2-47) – Confinement under written threats without legal justification-**ILLEGAL 24/7 FORCED HOME INVASION LIVING UNDER WRITTEN AND PHYSICAL THREATS TO LIFE AND HEALTH AND HOME-(VIOLATION OF RIGHTS)-7/8/22-6/6/23

“LYNN KAY & ELAINE MAE KAPUSTA'S MENTAL TORMENTATIONS AND MENTAL TRAUMATIZATIONS”

MALICIOUS CRIMINAL THREATS TO OUR LIVES AND OUR HEALTH AND OUR HOME-“CRIMINAL TAKEOVER OF OUR LIVES”

****

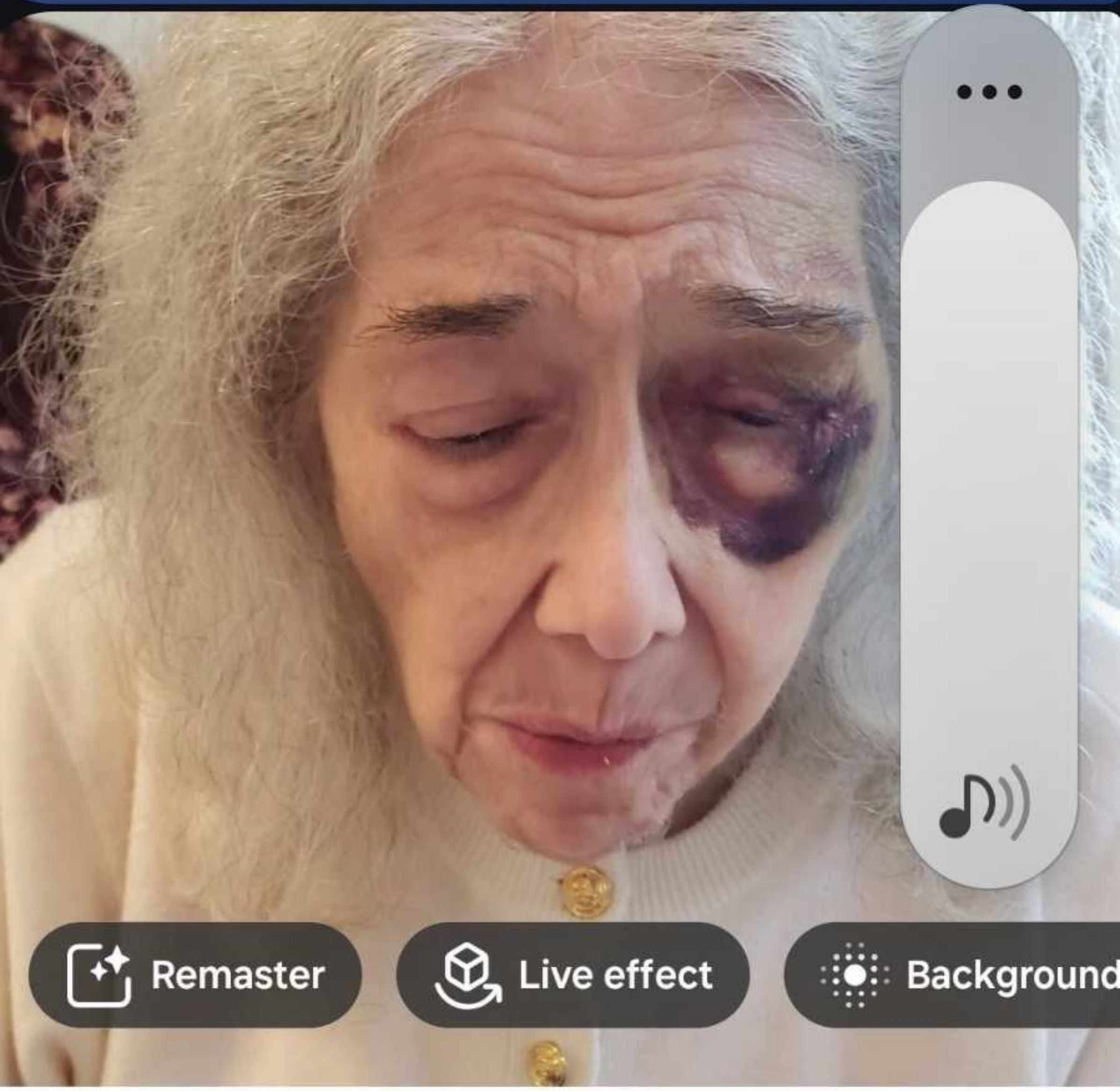
THE UMPTEEN MENTAL AND PHYSICAL TORMENTATIONS AND THE TRAUMATIZATIONS FROM THE WRITTEN AND PHYSICAL THREATS BY ALL OF THE FIDUCIARIES AND BY "THE MENTALLY-DERANGED PSYCHOPATH"- PHILIP KAPUSTA AGAINST MOM AND I FOR 3 LONG-SUFFERED YEARS:

Details

33

July 9, 2022 5:47 PM

AFTER 39 MONTHS OF SUFFERING UNDER CONSERVATORSHIP



Tuesday, October 3, 2023 Edit

· 2:20 PM

34

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Note From Your Admission on 06/30/22

Nursing Note by Nurse Haley J at 7/8/2022 12:39 PM

While rounding on pt, this RN found that pt's daughter, Lynn, at bedside. Guardianship hearing is scheduled for today at 1pm, no visitors can be present during meeting. Pt's daughter asked to leave, refused. Security called and escorted pt's daughter out of hospital.

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PHYSICAL THREAT #1

MENTAL AND PHYSICAL TORMENTATION

----- Forwarded Message -----
From: Cary Cucinelli <cary@cucinelligeiger.com>
To: tweetery7 <tweetery7@yahoo.com>
Cc: Valerie Geiger <valerie@cucinelligeiger.com>; Callie Bailey <callie@cucinelligeiger.com>; Liz Shifflett <l.shifflett@premierlifeplanning.com>; Suzanne Hanas <suzanne.hanas@premierlifeplanning.com>
Sent: Friday, July 8, 2022 at 01:11:37 PM EDT
Subject: Re: FIGHTING FOR MOM'S LIFE & FUTURE

Lynn,

THE CUCINELLI THREAT TO OUR LIVES AND THE CRIMINAL TAKEOVER OF OUR LIVES!

A copy of the Court's order of this morning is attached here.

Please note the highlighted language on page 5.

As communicated earlier, Liz Shifflet and Suzanne Hanas will be engaging professional caregivers to provide care to your mother in her home.

care.

CUCINELLI/GEIGER/SHIFFLETT COMMITTED "FRAUD UPON THE COURT" BY KNOWINGLY CONCEALING MEDICAL ELDER NEGLECT

We have authorized Liz Shifflet and Suzanne Hanas to contact the police, should you fail to cooperate and obstruct your mother's caregivers in their duties.

Please call or email with any questions.

WRITTEN THREAT #1

Kind regards,

Cary

MENTAL AND PHYSICAL TORMENTATION BY FIDUCIARIES AND PHILIP KAPUSTA

Cary Z. Cucinelli

Cucinelli Geiger PC

WRITTEN THREAT #2

ORDERED that Philip Kapusta, Lynn Kay, and any care manager for Elaine Kapusta shall be continue to have a right of access to Elaine Kapusta's protected health information and medical records;

ORDERED that the Co-Guardians, shall have the power and discretion to exercise complete control and custody of the person of Elaine Kapusta, to provide for her admission or retention, even if contrary to her expressed wishes, to any nursing facility, convalescent home, continuing care community, adult care residence, private home, or any other residential or therapeutic placement, in any jurisdiction; and it is further

ORDERED that Lynn Kay shall cooperate with any decision by the Co-Guardians and Co-Conservators to provide 24/7 access for caregivers to Ms. Kapusta's residence for so long as Ms. Kapusta is able to continue living in her home with professional care, and that Ms. Kay's obstruction of any care to be provided to Ms. Kapusta in her home or her failure to abide by this Order in any other way shall result in her loss of any privilege or permission to reside in Ms. Kapusta's house; and it is further

"CUCINELLI LIES" AND CONCEALMENTS OF "MEDICAL ELDER NEGLECT" WITH "MALICIOUS THREATS" TO MY LIFE AND MY WELL-BEING AND MOM'S LIFE AND MOM'S WELL-BEING-*24/7 FORCED HOME INVASION-(7/14/22-6/6/23)

ORDERED that the Co-Guardians and the Co-Conservators shall (i) to the extent feasible, encourage Respondent to participate in decisions, to act on her own behalf, to develop or regain the capacity to manage her own affairs, and, (ii) take into consideration the express desires and personal values of Ms. Kapusta, and it is further

ORDERED that given the nature of Elaine Kapusta's disability, and following appropriate consideration of the factors specified in Virginia Code section 64.2-2007, the Court does not deem appropriate any limitations on this guardianship or conservatorship other than as herein provided; and it is further

MENTAL AND PHYSICAL TORMENTATION

7/8/22-2025-LYNN KAY & ELAINE MAE KAPUSTA "WRITTEN AND PHYSICAL AND VERBAL THREATS TO OUR LIVES" AND "UNCEASING MENTAL TORMENTATIONS AND MENTAL TRAUMATIZATIONS" BEGAN ON 6/30/22

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CUCINELLI GEIGER

CUCINELLI DANGER TO OUR LIVES

WRITTEN THREAT #3

MOM WAS SUFFERING UROSEPSIS AGAIN IGNORED FOR THE 2ND TIME BY ALL FUDUCIARIES AND MY LIFE WAS THREATENED FOR THE 4TH TIME IN 2 MONTHS BY "CRIMINAL FIDUCIARIES SEEKING CRIMINAL TAKEOVER OF OUR LIVES* BY CRIMINAL FRAUDULENT MEANS OF CRIMINAL CONCEALMENT OF ELDSR CRUELTY CRIMES SINCE 2022

August 16, 2022

VIA EMAIL AND FIRST CLASS MAIL

Stephen J. Stine, Esq.
The Stine Law Firm, PLLC
3900 Jermantown Rd., Suite 300
Fairfax, VA 22030-4900
stine@stinelaw.com

Dear Steve,

This letter follows what I trust you will agree was an unnecessarily chaotic situation created by your client last week.

On Thursday afternoon, August 11, 2022, I received a telephone call from Dr. Bruce Lessin, Elaine Kapusta's primary care physician. Per Dr. Lessin, Lynn Kay attempted to have him order a urinalysis for Ms. Kapusta. Aware that Ms. Kay is no longer serving as guardian for her mother, Dr. Lessin denied your client's request.

Undeterred, Ms. Kay collected a sample of her mother's urine – likely contaminated, given Ms. Kay's failure to use proper technique for ensuring a clean specimen – and took the sample to Old Dominion Urgent Care. Due only to the fact that your client used her mother's TrueLink card to pay for the testing were we made aware that your client took this unauthorized action.

Ms. Kay's belief that she alone is uniquely qualified to manage her mother's care is creating chaos and an unreasonably difficult environment in Ms. Kapusta's home. Ms. Kay's actions are disruptive and must immediately cease. Your client's behavior will lead directly to her removal from her mother's home.

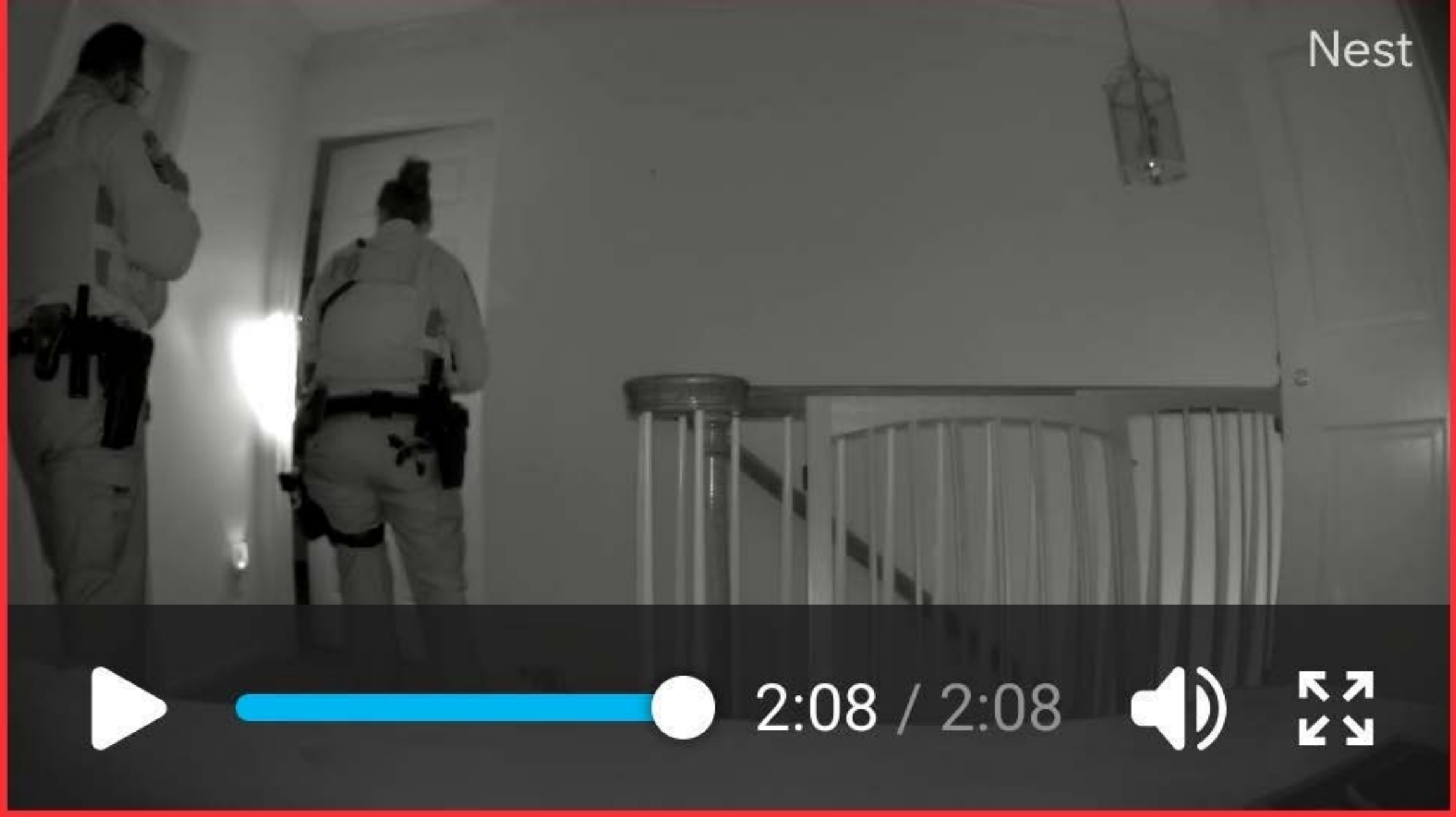
Sincerely,

Cary Z. Cucinelli

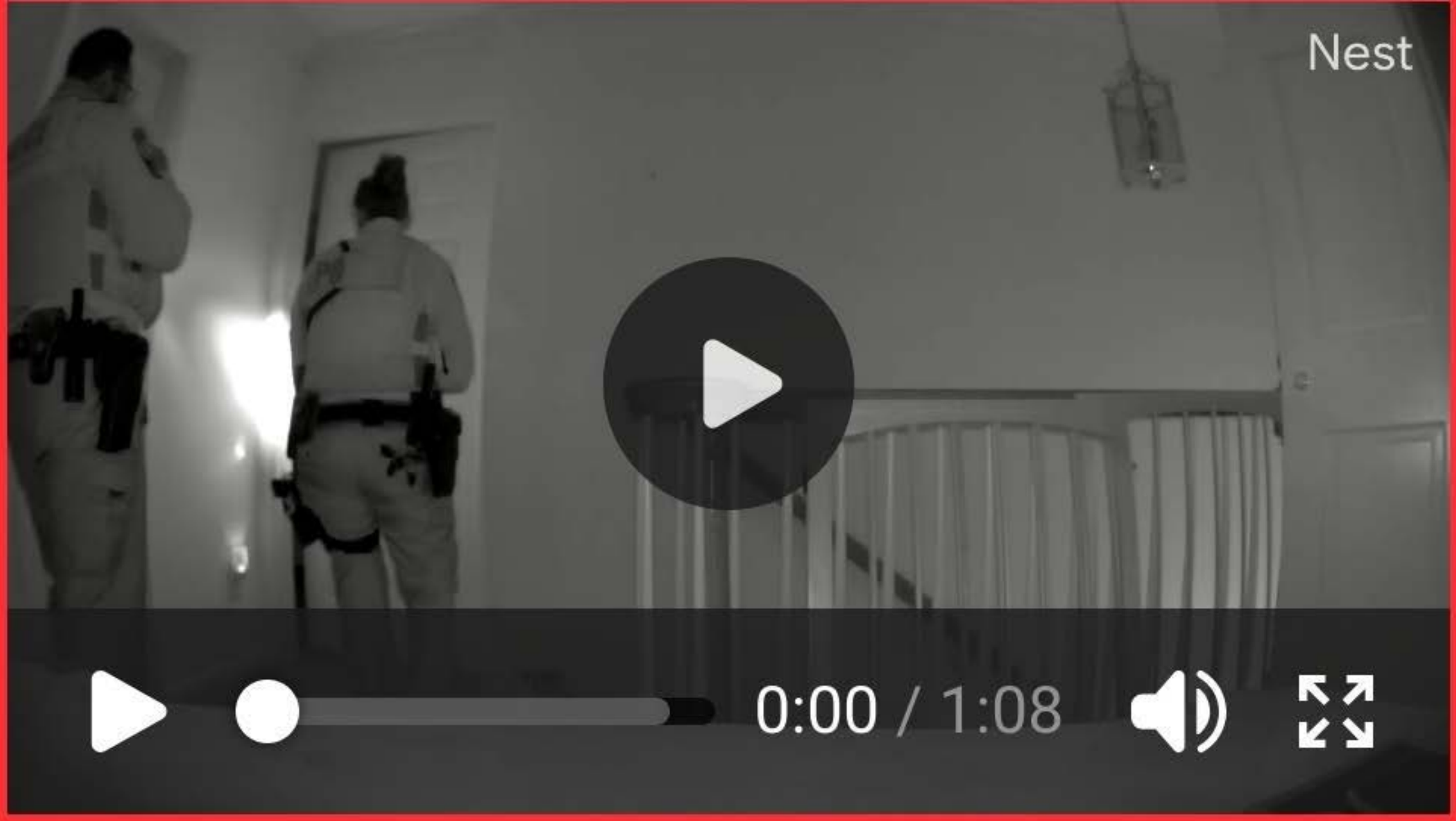
MENTAL AND PHYSICAL TORMENTATION

4084 University Drive, Suite 202A
Fairfax, Virginia 22030
tel: 703-481-6464 fax: 703-991-0609
www.cucinelligeiger.com

10/2/22-"THE AIDE CALLED THE POLICE TO HAVE LYNN KAY REMOVED FROM HER OWN CHILDHOOD HOME" CAPTURED HERE ON NESTCAM VIDEO TRAUMATIZING LYNN KAY FOR HER CALLING 911 TO SEEK EMERGENT HELP FOR HER SCARED AND SUFFERING MOM ONCE AGAIN BEING CRUELLY ABUSED AND NEGLECTED BY ALL FIDUCIARIES WITH MOM AND I AND OUR LIVES CRIMINALLY ABDUCTED DURING THE 24/7 CRIMINAL FORCED HOME INVASION-(VIOLATION OF OUR RIGHTS FOR 3 YEARS)-MOM IS SCREAMING IN THE BACKGROUND****



10/2/22-12:51-12:56 PM-ARMED POLICE AT MY OWN CHILDHOOD BEDROOM DOOR-*THE DEPRAVED CARY CUCINELLI" AND ALL FIDUCIARIES AND "THE MENTALLY DERANGED PSYCHOPATH PHILIP KAPUSTA" THREAT TO OUR LIVES*



10/2/22-ARMED POLICE TELLING ME TO "KEEP YOUR HANDS WHERE WE CAN SEE THEM"-ARMED POLICE IN MY CHILDHOOD HOME!-BEYOND SHOCKING!-AND TRAUMATIZING!

3800 Fairfax Drive, Suite 7
Arlington, Virginia 22203

Tel: (703) 525-1200
Fax: (703) 525-0067

www.shercummingsandellis.com

SHER CUMMINGS ELLIS

David E. Sher *+
Mark D. Cummings *+
John P. Ellis (Ret.)
Adam M. Collins*
Nicole Johnson*

*ADMITTED VA
+ ADMITTED D.C.

May 24, 2023

Via US and Electronic Mail:
stine@stinelaw.com

MALICIOUS THREATS TO OUR LIVES!

THE STINE LAW FIRM, PLLC
3900 Jermantown Road., Suite 300
Fairfax, VA 22030-4900
Attention: Stephen J. Stine, Esq.

6/14/25-MOM AND I HAVE FOR 3+ YEARS SINCE 5/18/22 SUFFERED PHYSIICAL AND PSYCHOLOGICAL SCARS DUE ONLY TO OUR BEGGING FOR DENTAL AND MEDICAL CARE FROM ALL INCOMPETENT AND INHUMANE EVIL FIDUCIARIES WHILE MY MOM IS PHYSICALLY SUFFERING FROM ELDER CRUELTY DEPRIVATION OF CARE BY DENIALS OF BASIC DENTAL AND MEDICAL CARE WHILE OUR LIVES AND OUR WELL-BEING ARE BEING CRIMINALLY THREATENED

Re: Care Plan for Elaine Mae Kapusta

Dear Mr. Stine:

As you know Mr. Dodge has issues with Ms. Kapusta's home care situation. In his judgement, the current situation is detrimental to Ms. Kapusta's best interests. Ms. Kay has been taking Ms. Kapusta to multiple appointments which Ms. Kay set herself without the knowledge or consent of the Guardian. These appointments aggravate and cause anxiety to Ms. Kapusta as witnessed and reported by numerous doctors, care providers, and care managers. Each of these appointments conclude with Ms. Kay complaining and blaming the doctors as well as Ms. Kapusta's care team of neglect and elder abuse. Apparently, Lynn Kay cannot accept medical professionals' diagnoses and opinions. Recently, she strongly argued with Dr. Salameh and Dr. Doki over their diagnosis and recommendations.

When Ms. Kay tells Ms. Kapusta "See mom? Nobody wants to help you," or other similar statements, it is not helpful or healthy for Ms. Kapusta. How is Ms. Kapusta supposed to trust the many doctors and medical personnel who have been hired to care for her? These types of statements are harmful for Ms. Kapusta to hear and are not factual.

Ms. Kay's reactions increase Ms. Kapusta's anxiety as well and there has also been multiple instances in which witnesses report that Ms. Kay's conduct caused Ms. Kapusta to panic and become more confused herself. This is an unhealthy situation for Ms. Kapusta to be in. Doctors have said and continue to say that these appointments and repetitive tests are not necessary. Mr. Dodge has decided to have Ms. Kapusta moved to an assisted living facility in order for her to have uninterrupted medical care.

LYNN KAY & ELAINE MAE KAPUSTA MENTAL TORMENTATIONS AND MENTAL TRAUMATIZATIONS"

3800 Fairfax Drive, Suite 7
Arlington, Virginia 22203

Tel: (703) 525-1200
Fax: (703) 525-0067

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SHER CUMMINGS ELLIS

David E. Sher *+
Mark D. Cummings *+
John P. Ellis (Ret.)
Adam M. Collins*
Nicole Johnson*

*admitted VA

GEORGE W. DODGE'S CONTINUAL THREATS TO OUR LIVES, INSTEAD OF GIVING MY MOM THE PROPER MEDICAL STANDARD OF CARE IN PROVIDING DOCTOR-ORDERED DENTAL CARE AND TREATMENTS AND MEDICAL CARE AND TREATMENTSTO MY MOM

For your consideration in lieu of placement of Elaine Kapusta outside of her residence, Mr. Dodge proposes that if Lynn Kay will commit to the following conditions, Elaine Kapusta will be able to remain in her home, under the care of her usual care providers and care managers. The conditions are as follows:

1. Lynn Kay must move out of Elaine Kapusta's residence within 21 days of the date of this letter.
2. Lynn Kay is to have supervised, timed visits with Elaine Kapusta.
3. Lynn Kay is no longer allowed to stay overnight with Elaine Kapusta.
4. Lynn Kay may not set up doctor, dental, therapy, or any other appointments for Elaine Kapusta.
5. Lynn Kay may not speak about Elaine Kapusta's health status in front of her, nor can she make claims of illnesses or diseases in front of Elaine Kapusta.
6. Lynn Kay may no longer contact care managers or doctors directly. She must go through you, her attorney, for communication purposes.
7. Lynn Kay may not remove Elaine Kapusta from her home without the knowledge and consent of the Guardian, George Dodge, nor without full supervision of a care provider or care manager.
8. The cameras in the home are to be taken down and removed.

Please review these conditions with Ms. Kay and let me know if she agrees to these conditions. Should Ms. Kay turn down this offer, the Guardian shall continue with a placement of Elaine Kapusta as it is in her best interests under the totality of the circumstances.

This offer shall remain valid for 7 days from the date of this letter.

Sincerely,

BECAUSE THERE HAS NOT BEEN NOT 1 MORAL AND DECENT PERSON AS FIDUCIARIES BEING MANDATED REPORTERS EVER REPORTED ELDER CRUELTY NEGLECT AND ABUSE SINCE 2022 BEGINNING-OUR ONCE PEEFECT LIVES HAVE BEEN DECIMATEDLY DESTROYED BY 15+ CRIMINALS AND BY PHILIP KAPUSTA PSYCHOPATHIC ACTIONS-OUR LIVES HAVE BEEN "CRIMINALLY TAKEN OVER BY ALL CRIMINAL FIDUCIARIES SINCE 2020 CONSERVATORSHIP BEGAN GROSS FINANCIAL MISMANAGENT AND THEN 2022 ELDER CRUELTY CRIMES

Mark D. Cummings

MDC/vgc

MENTAL TORMENTATION AND TRAUMATIZATION

WRITTEN AND PHYSICAL THREAT

6-7-23-PHILIP KAPUSTA MALICIOUS AND MENTALLY-DERANGED DANGEROUS THREAT TO OUR LIVES-HATEFUL VITRIOL-SELL 4136 AND EVICT LYNN-PHILIP KAPUSTA DOCUMENTEDLY BEING A CONTINUAL CLEAR AND PRESENT DANGER TO OUR LIVES SINCE 2018

1 message

Lynn Kay <lynnkay7@gmail.com> Sun, Sep 22, 2024 at 3:57 PM
Draft To: Lynn Kay <tweetery7@yahoo.com>, Lynn Kay <lynnkay7@gmail.com>

SELL 4136 AND EVICT LYNN

---------- Forwarded message ---------
From: **stine stinelaw.com** <stine@stinelaw.com>
Date: Thu, Jun 8, 2023, 11:03 AM
Subject: Fw: 4136 N. River St Home
To: Lynn Kay <lynnkay7@gmail.com>, Lynn Kay <tweetery7@yahoo.com>

6-7-23-PHILIP KAPUSTA MALICIOUS AND MENTALLY-DERANGED DANGEROUS THREAT TO OUR LIVES-HATEFUL VITRIOL-SELL 4136 AND EVICT LYNN-PHILIP KAPUSTA DOCUMENTEDLY BEING A CONTINUAL CLEAR AND PRESENT DANGER

See below. I'll discuss with you.

Stephen J. Stine, Esq.
THE STINE LAW FIRM, PLLC
3900 Jermantown Rd., Suite 300
Fairfax, VA 22030-4900
Office Phone: 703-934-4647 Ext. 326
Cell Phone: (703) 201-5075
Fax: (703) 991-6559
Email: stine@stinelaw.com
Website: stinelaw.com

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* (inactive in Illinois)

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MENTAL TORMENTATION AND TRAUMATIZATION

From: Justin B. Berger <jberger@haleball.com>
Sent: Wednesday, June 7, 2023 10:47 AM
To: stine stinelaw.com <stine@stinelaw.com>; Cary Cucinelli <cary@cucinelligeiger.com>; Valerie Geiger <valerie@cucinelligeiger.com>
Cc: Jean Ball <jgball@haleball.com>; Jessica N. Wattman <jwattman@haleball.com>
Subject: RE: 4136 N. River St Home

PHILIP KAPUSTA MALICIOUS THREAT TO OUR LIVES

Cary, Valerie, and Stephen:

I have spoken to Philip Kapusta regarding Lynn's proposal of making early distributions from Elaine's estate to Lynn and Philip. Philip is opposed to the proposal.

If Elaine is to now reside in assisted living on a permanent basis, Philip's position is that Lynn should be evicted and the house sold. Prior to the house being sold, there should be a discussion regarding the personal property in the house.

Thank you.

MENTAL TORMENTATION AND TRAATIZATION

Justin B. Berger

Associate Attorney

10511 Judicial Drive, Fairfax, VA 22030

Main: 703-591-4900

Direct: 703-218-8372

Fax: 703-591-5082

jberger@haleball.com

www.haleball.com



PHILIP KAPUSTA IS A CLEAR AND PRESENT DANGER TO ELAINE MAE KAPUSTA AND LYNN KAYS 'LIFE AND HOME AND WELL-BEING AND IS TO BE PEEMANENTLY REMOVED FROM OUR LIVES ENTIRELY

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45

From: stine stinelaw.com <stine@stinelaw.com>
Sent: Wednesday, June 7, 2023 8:31 AM

To: Cary Cucinelli <cary@cucinelligeiger.com>; Valerie Geiger <valerie@cucinelligeiger.com>
Cc: Justin B. Berger <jberger@haleball.com>
Subject: Re: 4136 N. River St Home

Cary,

I have spoken to Justin about possible early distributions, as discussed in our emails below. He is going to be discussing with Philip Kapusta. Has there been an appraisal of the home since you became conservator?

Stephen J. Stine, Esq.

THE STINE LAW FIRM, PLLC
3900 Jermantown Rd., Suite 300
Fairfax, VA 22030-4900
Office Phone: 703-934-4647 Ext. 326
Cell Phone: (703) 201-5075
Fax: (703) 991-6559
Email: stine@stinelaw.com

Website: stinelaw.com

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Licensed in Virginia, D.C., and Illinois*

* (inactive in Illinois)

From: Cary Cucinelli <cary@cucinelligeiger.com>
Sent: Monday, April 3, 2023 12:03 PM

To: stine stinelaw.com <stine@stinelaw.com>; Valerie Geiger <valerie@cucinelligeiger.com>
Subject: Re: 4136 N. River St Home

If your client and Phil Kapusta are in agreement, we would be fine with the proposed distributions. We would, of course, need to get the Court's approval of same.

Cary Z. Cucinelli

Cucinelli Geiger PC

4084 University Drive, Suite 202A

Fairfax, Virginia 22030

tel: 703-481-6464

fax: 703-991-0609

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From: "stine stinelaw.com" <stine@stinelaw.com>
Date: Monday, April 3, 2023 at 11:35 AM
To: Cary Cucinelli <cary@cucinelligeiger.com>, Valerie Geiger <valerie@cucinelligeiger.com>
Subject: Re: 4136 N. River St Home

Cary, I'm following up on this again. Please let me know your thoughts.

Stephen J. Stine, Esq.

THE STINE LAW FIRM, PLLC
3900 Jermantown Rd., Suite 300
Fairfax, VA 22030-4900
Office Phone: 703-934-4647 Ext. 326
Cell Phone: (703) 201-5075

Fax: (703) 991-6559
Email: stine@stinelaw.com

Website: stinelaw.com

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Licensed in Virginia, D.C., and Illinois*

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From: stine stinelaw.com <stine@stinelaw.com>
Sent: Saturday, April 1, 2023 04:08 PM
To: Cary Cucinelli <cary@cucinelligeiger.com>; Valerie Geiger <valerie@cucinelligeiger.com>
Subject: 4136 N. River St Home

Cary and Valerie,

As you know, 4136 is Lynn's childhood home, and she has lived there the past 17 years taking care of her mother and also adding additions to the home. As she has previously expressed many times, it is her desire to be provided with title to the home as part of her distribution of the estate. I believe Betsey Wildhack may have reached out to you fairly recently to discuss an early distribution and transfer of title of the home to Lynn and an early distribution to Phil Kapusta of equal value.

I'd like to get your thoughts on the possibility of moving forward with this, assuming Phil Kapusta and his attorneys would also in agreement. Please contact me and confirm your position on this matter at your earliest convenience. Thank you.

Stephen J. Stine, Esq.

THE STINE LAW FIRM, PLLC
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DEMAND LETTER FOR ALL FIDUCIARIES AS CRIMINALS ADMITTING THEIR PERJURY-FRAUD UPON THE COURT AND ELDER CRUELTY OF "DEPRIVATION OF CARE FOR 3+ YEARS-(2021-2025) AND BREACH OF CONTRACT AND BREACH OF FIDUCIARY DUTY OF CARE

The phrase "Oh, what a tangled web we weave when first we practice to deceive" is a well-known line from Sir Walter Scott's 1808 poem "Marmion". It highlights the complexity and difficulty of maintaining lies and deceit, suggesting that the initial act of deception inevitably leads to further complications and entanglement. The phrase has become a common idiom, often used to describe the challenges of dishonesty and the consequences of untruthfulness.

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Code of Virginia
Title 18.2. Crimes and Offenses Generally
Chapter 10. Crimes Against the Administration of Justice

§ 18.2-434. What deemed perjury; punishment and penalty.

If any person to whom an oath is lawfully administered on any occasion willfully swears falsely on such occasion touching any material matter or thing, or if a person falsely make oath that any other person is 18 years of age or older in order to obtain a marriage license for such other person, or if any person in any written declaration, certificate, verification, or statement under penalty of perjury pursuant to § 8.01-4.3 willfully subscribes as true any material matter which he does not believe is true, he is guilty of perjury, punishable as a Class 5 felony. Upon the conviction of any person for perjury, such person thereby shall be adjudged forever incapable of holding any office of honor, profit or trust under the Constitution of Virginia, or of serving as a juror.

Code 1950, §§ 18.1-273 through 18.1-275; 1960, c. 358; 1972, c. 823; 1975, cc. 14, 15; 2005, c. 423.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

6/29/20

Virginia Law Library
The Code of Virginia, Constitution of Virginia, Charters, Authorities, Compacts and Uncodified Acts are now available in EPub eBook format.

Helpful Resources
Virginia Code Commission
Virginia Register of Regulations
U.S. Constitution

For Developers
The Virginia Law website data is available via a web service.

SANCTIONS FOR DISBARMENT OF ALL 5 LAWYERS: 6/9/25-JUDICIAL REFUSAL TO FILE REQUESTED COURT AMENDMENT OF RETRACTION OF 2022 COURT-FILED AND SEALED FALSE STATEMENTS: CARY CUCINELLI, VALERIE GEIGER, ELIZABETH WILDHACK, LAURIE KIRKLAND AND JUSTIN BERGER

Cucinelli Geiger, PC
4084 University Dr #202a, Fairfax, VA 220[illegible]0

OTHER PERSONS CC

Date: 6/6/25

To: Cucinelli, Esq.Valerie Geiger, Esq.-(CARY CUCINELLI, VALERIE GEIGER ELIZABETH WILDHACK, LAURIE KIRKLAND AND PHILIP KAPUSTA AND LIZ SHIFFLETT AND SUZANNE HANAS-PREMIER PLANNING

RE: DEMAND FOR A COURT FILED RETRACTION AND A COURT FILED AMENDMENT OF DEFAMATORY FALSE ALLEGATIONS STATEMENTS IN ALL COURT FILINGS SIGNED BY ALL INVOLVED PARTIES, ALONG WITH FULL AND SOLE RIGHTFUL GUARDIANSHIP RESTORATION OF LYNN KAY FOR HER MOTHER AS PER THE 2020 COURT ORDER BREACHED BY THE REMOVAL OF LYNN KAY-(MYSELF) WITH NO LEGAL JUST CAUSE AND THE IMMEDIATE RESIGNATION OF CUCINELLI GEIGER AND ALL CURRENT FIDUCIARIES RESIGNATIONS FOR THE FULL AND PERMANENT CONSERVATORSHIP DISSOLUTION FOR 5 YEARS BREACHING THE COURT ORDERED TERMS AND CAUSING 5 YEARS OF DETRIMENTAL LIFE-ALTERING HARM TO BOTH ELAINE MAE KAPUSTA AND LYNN KAY AND "THE ESTATE" SINCE 2020

Dear Ms. Cucinelli and Ms. Geiger,

I am writing to formally demand all involved parties for performing the immediate retraction and court amendment of "all verifiably false and misleading and defamatory allegations statements" in the continued character assassination occurring of which your law firms and all parties made and supported about Lynn Kay-(myself) in the July 2022 court filed Emergency Petition and all related court filings submitted and or supportively collectively signed under your names.

These statements, presented as factual, are categorically false and contradicted by verifiable documentation.

Their continued presence in the public record constitutes libel under Virginia law, which defines defamation as the publication of a false statement of fact to a third party that causes reputational harm.

1. For over three years, Lynn Kay has been repeatedly defamed through assumptions and conjecture presented as fact since July 2022.

2. These statements of allegations have not only damaged the good name and good character reputation of Lynn Kay, but have also caused significant personal and professional harm.

3. The failure to amend or correct these filings, despite the availability of the attached evidence disproving the allegations, further compounds the injury.

Accordingly, I demand that you:

1. Immediately, all parties involved in supporting all of those false and misleading allegations must now be forthright to inform the court that "ALL OF THE JULY 2022 ALLEGATIONS AGAINST LYNN KAY WERE MADE IN ERROR AND ARE ALL "VERIFIABLY FALSE AND ARE UNSUPPORTED BY ANY EVIDENCE."

2. Immediately now file an "amended pleading retracting all of the defamatory allegations in full in your listing each individual statement allegation as being (VERIFIABLY FALSE AND MISLEADING BASED ON FACTUAL AND VERIFIED DOCUMENTATION"). SEE www.we are fighting for our lives.org WHERE YOU WILL FIND ALL DISPROVING EVIDENCE OF ALL JULY 2022 ALLEGATIONS AGAINST LYNN KAY IS NOW POSTED FOR YOUR REVIEW FOR YOUR IMMEDIATELY RETRACTING ALL FALSE AND MISLEADING ALLEGATIONS.

3. Confirm in writing that these steps have been taken within seven (7) days of this letter..

4. In addition, you must request that this "unwarranted and wrongly filed Emergency Petition must be expunged after being Entirely Amended AS ALL BEING FALSE AND MISLEADING STATEMENTS MADE" stating "THIS COURT FILING CONTAINING ALL OF THESE FALSE AND ENTIRELY MISLEADING ALLEGATIONS MADE AGAINST LYNN KAY ARE NOW BEING ENTIRELY WITHDRAWN AS HAVE ALL BEEN FOUND TO BE VERIFIABLY FALSE AND MISLEADING WITH NO FACTUALITY ON ...DATE" AND "THESE STATEMENTS WERE ONLY ASSUMED AND NONE OF THESE ALLEGATIONS WERE EVER VERIFIED BY OUR FAILURE TO EVER DO ANY DUE DILIGENCE PRIOR TO FILING"

5. You must immediately also state in your AMENDED COURT FILING-"THESE FALSE ALLEGATIONS MADE HAS CAUSED LYNN KAY AND ELAINE MAE KAPUSTA EXTENSIVE AND IRREPARABLE LIFE-ALTERING HARM OF WHICH WAS DIRECTLY CAUSED BY OUR UNWARRANTED AND NEGLIGENT AND ENTIRELY RECKLESS ACTIONS TAKEN. WE TAKE FULL RESPONSIBILITY FOR OUR ACTIONS.

6. IMMEDIATELY EMAIL YOUR RETRACTION IN A COURT FILING TO JUDGE TRAN AND ALL PARTIES FOR STATING "THE JULY 2022 EMERGENCY PETITION ALLEGATIONS AGAINST LYNN KAY HAVE BEEN VERIFIABLY FOUND TO ALL BE FALSE AND MISLEADING AS NO DUE DILIGENCE WAS EVER DONE IN CONFIRMING OR VERIFYING ANY OF THESE STATEMENTS PRIOR TO OR AFTER THE JULY 2022 EMERGENCY PETITION WAS FILED.

7. THIS SIGNED BY ALL PARTIES LISTED PROVIDED ATTACHED COURT AMENDMENT MUST ACCOMPANY THIS ACKNOWLEDGED DEMAND LETTER AND "THE NOTARIZED AFFIDAVIT OF ADMISSION OF GROSS MALFEASANCE-(2020-2025) SIGNED NOTARIZATION OF CARY CUCINELLI AND VALERIE GEIGER EXPLAINING TO JUDGE TRAN WHAT HAS OCCURRED AND HOW YOU BOTH IGNORED THE REPORTED BY LYNN KAY 7/7/22-7/8/22 EMAILS AND SNAPSHOTS OF TEXTS TO LIZ SHIFFLETT-CARE MANAGEMENT NEGLECT. AND THE UNWARRANTED THREATS TO MY LIFE ON 7/8/22 TO PRESENT DAY BY ALL OF THE CONTINUAL CONCEALMENTS BY ALL FIDUCIARIES OF "ALL MATERIAL FACTS TO PRESENT DAY FAILING TO REPORT AS MANDATED REPORTERS THE CRIMINAL ELDER NEGLECT AND ABUSE AND ABDUCTION AND KDNAPPING AND IMPRISONMENT AND MEDICAL ABANDONMENT OF CARE ONGOING SINCE 2022 AND ALL FIDUCIARIES DEFYING 7 DOCTORS ORDERS CAUSING 3 HOSPITALIZATIONS IN 2022-2024 ALSO CONCEALED TO ALL AUTHORITIES AND TO THE COURT.

WE, CARY CUCINELLI AND VALERIE GEIGER, AND ALL OTHER SIGNERS AS PARTIES INVOLVED ARE HEREBY PROPERLY FILING AN AMENDED COURT FILING-COURT AMENDMENT FOR JUDICIOUSLY PROPERLY WITHDRAWING ALL ALLEGATIONS AGAINST LYNN KAY.

SHE HAS PROVIDED US THE VERIFIABLE INFORMATION FOR THIS RETRACTION OF "ALL FALSE AND MISLEADING ALLEGATIONS WHICH WERE ASSUMED AND WRONGFLY NEVER EVER VERIFIED AS BEING TRUE", AS ALL ALLEGATIONS AGAINST LYNN KAY ARE DOCUMENTEDLY VERIFIABLY FALSE AND MISLEADING WITH ABSOLUTELY NO MERIT TO ANY OF THESE "FALSE AND MISLEADING ALLEGATIONS AGAINST LYNN KAY"

WE NOW HEREBY REQUEST THAT ALL OF THE JULY 2022-2025 COURT FILINGS AND COURT JUDGMENTS ALL BE ENTIRELY WITHDRAWN AND VACATED AND TO ALL JUDGMENTS TO ALL BE EXPUNGED FROM THE RECORDS AND TO IMMEDIATELY RESTORE LYNN KAY TO FULL AND SOLE GUARDIANSHIP WITH ONLY LYNN KAY ONCE AGAIN HOLDING LEGAL P.O.A. AND ADVANCE MEDICAL DIRECTIVE FOR ELAINE MAE KAPUSTA AS IT HAS BEEN DETERMINED THAT LYNN KAY NEVER SHOULD HAVE EVER BEEN TROUBLED BY OUR “UNWARRANTED EMERGENCY PETITION” COURT FILING AND WE TAKE FULL RESPONSIBILTY FOR OUR ACTIONS CAUSING "HORRENDOUS HARM FOR ALMOST 3 YEARS SINCE JULY 2022. AND WE HEREBY NOW IMMEDIATELY RESIGN AS CONSERVATORS OF ELAINE MAE KAPUSTA DUE TO OUR OUTLINED NOTARIZED AFFIDAVIT OF ADMISSION OF GROSS MALFEASANCE-(2020-2025) CAUSING TREMENDOUS HORRIFIC LIFE-ALTERING HARM TO BOTH ELAINE MAE KAPUSTA AND LYNN KAY AND TO "THE ESTATE OF ELAINE MAE KAPUSTA SINCE 2020-2025"

IN ADDITION, THIS JULY 2022 EMERGENCY PETITION WAS FURTHER NOT DISCOVERED BECAUSE WE TOOK THE WRONGFUL ACTION IN TERMINATING THE MYCHART ACCESS TO LYNN KAY FOR 4 MONTHS AGAINST THE 7/8/22 COURT ORDER AND WE REGRET TAKING THIS ACTION IN “CONCEALING ALL OF THE MEDICAL RECORDS FROM LYNN KAY AS SHE HAD THIS COURT-ORDERED RIGHT TO HAVE ACCESS TO ALL OF HER MOM'S MEDICAL RECORDS AND HEALTH INFORMATION AS PER THE 7/8/22 COURT ORDER AND ACCORDING TO THE 2020 COURT ORDER WHICH WAS MATERIALLY BREACHED ON 7/8/22 WITH NO JUST CAUSE FOR THE BREACH.

Additionally, you must clearly state that the Emergency Petition was never served to Lynn Kay, further raising concerns about procedural fairness and transparency. And that Cary Cucinelli and Valerie Geiger were informed on both 7/7/22 and 7/8/22 that care manager neglect was occurring and we wrongly disregarded this entirely.

Please be advised that failure to comply within 7 business days, with there being no emailed to me compliance being prior to or on 6/16/25 will result in immediate notification to the court for potential sanctions under applicable rules of professional conduct and judicial procedure with the also attachedvLETTER TO THE JUDGE.

ALL OF THE FOLLOWING PERSONS WERE INVOLVED IN JULY 2022 IN THIS FILING OF AN UNWARRANTED AND BASELESS AND MERITLESS EMERGENCY PETITION AND ALL OF THE WRONGFUL ACTIONS TAKEN FOR THE LYNN KAY GUARDIANSHIP REMOVAL FOR ALL PERSONS TO NOW BE REQUIRED TO ALSO SIGN THE ATTACHED PROVIDED

COURT AMENDMENT :

CARY CUCINELLI & VALERIE GEIGER-(CONSERVATORS)

ELIZABETH WILDHACK-(G.A.L.)

LAURIE KIRKLAND-(MOM’S LAWYER)

PHILIP KAPUSTA-(SON)

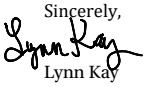
JUSTIN BERGER-(LAWYER OF PHILIP KAPUSTA)

LIZ SHIFFLETT AND SUZANNE HANAS-(PREMIER PLANNING)

Furthermore, this letter does not waive Lynn Kay's right to pursue civil actions for legal misconduct for fraud upon the court, and malicious prosecution with threats to our lives and defamation, violation of rights, etc. . including damages for the harm caused by these knowingly false and uncorrected statements.

Virginia, legal misconduct, such as failing to be forthright or filing false allegations that taints the judicial process, can be declared fraud upon the court under Virginia Code § 8.01-428(D). This voids all affected judgments, even if the misconduct occurred nearly three years ago, as there is no strict statute of limitations for such claims. In Virginia, the statute of limitations for fraud is 5 years under Va. Code § 8.01-243(B).

Sincerely,



Lynn Kay

6/6/25

I HEREBY ATTEST TO EMAILING ALL PERSONS NAMED ABOVE ONOR AROUND 6/6/25

LYNN KAY
6/6/25

CASE #2018-11871
RE: ELAINE MAE KAPUSTA

Civil Case No. 2018-11871

IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA

Lynn Kay, *Petitioner*
v.

ALL NAMED JULY 2022 INVOLVED PERSONS

CARY CUCINELLI & VALERIE GEIGER-(CONSERVATORS) AND
ELIZABETH WILDHACK-(G.A.L.) AND LAURIE KIRKLAND-(MOM'S LAWYER) AND
PHILIP KAPUSTA-(SON)
AND JUSTIN BERGER-(LAWYER OF PHILIP KAPUSTA) AND
LIZ SHIFFLETT AND SUZANNE HANAS-(PREMIER PLANNING)

RE: COURT AMENDMENT AND FULL RETRACTIONS RELATED TO THE LYNN KAY GUARDIANSHIP MATTER OF ELAINE MAE KAPUSTA AND THE IMMEDIATE RESIGNATION OF ALL CURRENT FIDUCIARIES IN THE IMMEDIATE FULL AND PERMANENT DISSOLUTION OF CONSERVATORSHIP AND GUARDIANSHIP DUE TO FRAUD UPON THE COURT AND WITH MALICIOUS PROSECUTION-(2022-2025)
COURT AMENDMENT FOR ACKNOWLEDGING THE CONCEALED FROM LYNN KAY JULY 2022 COURT FILED EMERGENCY PETITION-"ALL ALLEGATIONS HAVE BEEN ENTIRELY FOUND IN BEING "ENTIRELY FALSE AND MISLEADING ALLEGATIONS AGAINST LYNN KAY" FOR THE AGREED UPON IMMEDIATE OVERTURNING OF ALL COURT JUDGMENTS-(2022-2025)

COMES NOW the undersigned parties, and jointly submit this Amendment and Retraction concerning the entirely concealed Emergency Petition filed in July 2022, which resulted in the wrongful removal of Lynn Kay as full and sole guardian for her mother 3 years ago "with no just cause" in wrongfully depriving Lynn of her rights previously surrendered in July 2020.

We, the signatories, state the following:

The Emergency Petition of July 2022 contained false, misleading, and baseless allegations that were not supported by any material facts, and were instead based on subjective opinions and speculation and fraudulent care manager reports which we failed to verify prior to and after filing an "unwarranted Emergency Petition Court filing along with supportive court filings for 3 years".

Upon further review, reflection, and consideration of available evidence and circumstances, we all together hereby retract all prior and current allegations against Lynn Kay which were 1st presented in support of the July 2022 Emergency Petition.

We further acknowledge that the removal of Lynn Kay as guardian was unjustified and without cause and directly fraudulently contradicted the terms and spirit of the Court's 2020 Signed Settlement Agreement and Guardianship Order.

We affirm and support the full restoration of Lynn Kay as the sole legal guardian of her mother, consistent with the original Settlement Agreement of 1/7/20 and the Court Order of 2020, and request the Court to immediately reinstate her full and sole rights and responsibilities accordingly and also holding prior Legal P.O.A. AND ADVANCE MEDICAL DIRECTIVE court appointment in 2020 which Lynn Kay surrendered Legal P.O.A. and Advance Medical Directive which was the protection for their lives and well-being for the CONSERVATORSHIP GUARDIANSHIP AGREEMENT which has failed in epic proportions.

COURT AMENDMENT FOR THE CONCEALED FROM LYNN KAY JULY 2022 COURT FILED EMERGENCY PETITION- "ALL BEING ACKNOWLEDGED BY ALL PERSONS SIGNATURE TO STATE THESE WERE ALL FALSE AND MISLEADING ALLEGATIONS AGAINST LYNN KAY WITH NO FACTUAL DOCUMENTS OF THESE ALLEGATIONS EVER EVEN BEING TRUE AND THE EMERGENCY PETITION AND HEARING WERE ENTIRELY CONCEALED FROM LYNN KAY".

THIS COURT AMENDMENT PRESENTED NOW BEING SIGNED FOR ENTIRELY PROPERLY RETRACTING ALL OF THE JULY 2022 COURT FILINGS AS ALL SIGNERS ARE ACKNOWLEDGING AS BEING “FALSE AND MISLEADING AND BEING OF NO MERIT”.

AS SIGNERS RECOGNIZING THIS FAULT WAS AS EVIDENCED ENTIRELY CAUSED BY GROSS FIDUCIARY CARE MANAGEMENT NEGLECT IN FAILING TO PROVIDE PROPER CARE TO ELAINE MAE KAPUSTA AS LYNN KAY HAD “MEDICALLY PROPERLY REQUESTED FOR THE CARE MANAGER TO DO SINCE JUNE 2022” AND WAS IGNORED CAUSING HORRENDOUS HARM TO ELAINE MAE KAPUSTA AND TO LYNN KAY FOR 3 CONTINUAL YEARS AS A DIRECT RESULT OF CARE MANAGER AND ALL FIDUCIARIES NEGLIGENCE AND NEGLECT.

THEREFORE, WE ARE JUDICIOUSLY PROPERLY SEEKING THE IMMEDIATE RIGHTFUL RESTORATION OF LYNN KAY AS ONCE AGAIN HOLDING THE RIGHTFUL FULL AND SOLE GUARDIANSHIP OF HER MOM WHICH WAS WRONGLY TERMINATED ON 7/8/22 “WITH NO JUST CAUSE” AND WAS AS EVIDENCED WAS CAUSED BY GROSS FIDUCIARY CARE MANAGEMENT NEGLECT FAILING TO PROVIDE PROPER CARE TO ELAINE MAE KAPUSTA AS LYNN HAD "MEDICALLY PROPERLY REQUESTED THE CARE MANAGER TO DO AND WAS IGNORED CAUSING HORRENDOUS HARM TO ELAINE MAE KAPUSTA.

LYNN KAY IS TO NOW RESUME PRIOR PROTECTIVE POSITION OF FULL AND SOLE GUARDIANSHIP WITH NO CONSERVATORSHIP-(LYNN KAY SOLELY HOLDING DURABLE POWER OF ATTORNEY FOR THEIR PROTECTION OF THEIR LIVES, THEIR HOME AND “THE ESTATE”. ALL THAT WERE THREATENED AND DESTROYED FOR 5 UNCEASING YEARS OF WRONGS DONE BY FIDUCIARIES AND BY PHILIP KAPUSTA.

ONLY LYNN KAY HAD PREVIOUSLY SOLELY HELD FULL LEGAL P.O.A. AND FULL AND SOLE ADVANCE MEDICAL DIRECTIVE HELD PREVIOUSLY ONLY BY LYNN KAY-(2013-2020) PRIOR TO THE 2020 NOW BREACHED GUARDIANSHIP AGREEMENT WHICH WAS WRONGLY TERMINATED ON 7/8/22 “WITH THERE BEING NO JUST CAUSE” THEREBY “MATERIALLY BREACHING THE ENTIRE COURT-ORDERED GUARDIANSHIP AGREEMENT” FOR LYNN KAY NOW RIGHTFULLY BEING COURT REAPPOINTED FOR HER BEING AUTOMATICALLY AND IMMEDIATELY BEING FULLY RESTORED TO HER PREVIOUS COURT-ORDERED POSITION HELD FROM 2013-2020.

This Court-filed Amendment and Retraction is filed in the interest of justice, truth, and to correct the public and legal record, and we hereby consent to its full inclusion in the case file.

ALL FIDUCIARIES AND PHILIP KAPUSTA ALL COLLECTIVELY COMMITTING AND OR SUPPORTING AND OR CONCEALING FOR 3 YEARS-FRAUD UPON THE COURT AND MALICIOUS PROSECUTION WITH THREATS TO BOTH ELAINE MAE KAPUSTA AND LYNN KAY’S LIFE AND HEALTH AND HOME AND THEIR WELL-BEING-(2022-2025)

PRESENTED NOW BEING ENTIRELY PROPERLY FOR THE EMERGENCY PETITION-7/5/22 BEING FULLY ENTIRELY RETRACTED AS BEING ACKNOWLEDGED AS BEING “ENTIRELY FALSE AND MISLEADING AND BASELESS ALLEGATIONS AGAINST LYNN KAY”

AND SEEKING THE IMMEDIATE RIGHTFUL RESTORATION OF LYNN KAY AS ONCE AGAIN HOLDING THE RIGHTFUL FULL AND SOLE GUARDIANSHIP, ALONG WITH DURABLE POWER OF ATTORNEY WITH FULL AND SOLE LEGAL P.O.A. AND ADVANCE MEDICAL DIRECTIVE DUE TO THE 2020 COURT-ORDERED AGREEMENTS BEING ENTIRELY BREACHED IN ALL WAYS SINCE 2020 FOR NOW BEING DECLARED THE IMMEDIATE DISSOLUTION OF CONSERVATORSHIP.

THE ENTIRE 2020 GUARDIANSHIP AGREEMENT UNDER CONSERVATORSHIP BEING WRONGLY PERMANENTLY TERMINATED ON 7/8/22 “WITH NO JUST CAUSE”

ALL OF THE FOLLOWING PERSONS WHO ARE NOW SIGNING THIS COURT AMENDMENT WERE INVOLVED IN JULY 2022 IN THIS FILING OF “AN ENTIRELY NOW PROVEN BASELESS AND MERITLESS FRAUDULENTLY FILED EMERGENCY PETITION” AND ALL NAMED BELOW PERSONS COLLECTFUL “WRONGFUL ACTIONS TAKEN FOR THE LYNN KAY PERMANENT GUARDIANSHIP TERMINATION IN JUNE AND JULY 2022 TO PRESENT DAY”

ALL BELOW NAMED PERSONS ARE ALL COLLECTIVELY NOW HEREBY ACKNOWLEDGING THESE WRONGFUL ACTIONS WHICH WERE TAKEN AGAINST LYNN KAY FOR 3 YEARS OF LYNN KAY GUARDIANSHIP TERMINATION.

THIS COURT AMENDMENT REGARDING THE CONCEALED FROM LYNN KAY JULY 2022 COURT FILINGS “ALL NOW BEING FOUND TO BE ENTIRELY FALSE AND MISLEADING ALLEGATIONS AGAINST LYNN KAY” WITH NO FACTUAL DOCUMENTS OF THESE ALLEGATIONS EVEN EVER BEING TRUE AND THE EMERGENCY PETITION AND THE HEARING WAS ENTIRELY CONCEALED FROM LYNN KAY” WITH HER NEVER BEING PROPERLY SERVED OR NOTIFIED.

WE, ARE IN PROPERLY SIGNING THIS COURT AMENDMENT FOR THE IMMEDIATE FULL AND PERMANENT DISSOLUTION OF THIS PRESENT CONSERVATORSHIP/GUARDIANSHIP OF 2023 DUE TO ALL OF OUR WRONGFUL ACTIONS COLLECTIVELY TAKEN AGAINST LYNN KAY AND ELAINE MAE KAPUSTA FOR 3 YEARS FOR OUR COLLECTIVE WRONGFUL ACTIONS:

(Filed in Support of Demand Letter) and the CUCINELLI GEIGER NOTARIZED AFFIDAVIT OF ADMITTANCE OF GROSS MALFEASANCE-(2022-2025)

3 YEARS OF OUR DESTROYED LIVES

LYNN KAY IS NOW RIGHTFULLY SEEKING RIGHTFUL FULL AND SOLE GUARDIANSHIP RESTORATION WITH FULL AND PERMANENT DISSOLUTION OF CONSERVATORSHIP BASED ON 3 YEARS OF CONCEALED FRAUD UPON THE COURT WITH MALICIOUS PROSECUTION WITH UNCEASINGLY 3 YEARS OF THREATS AND HARRASSMENTS BY ALL FIDUCIARIES AND BY PHILIP KAPUSTA SUPPORTING ALL OF THESE THREATS TO OUR LIVES AND OUR WELL-BEING!

LYNN KAY RIGHTFULLY SEEKING HOLDING RIGHTFUL FULL CONTROL FOR THE PROTECTION OF OUR LIVES AND ONCE AGAIN HOLDING GUARDIANSHIP OF ELAINE MAE KAPUSTA WITH FULL AND SOLE DURABLE POWER OF ATTORNEY- WITH LEGAL P.O.A. AND ADVANCE MEDICAL DIRECTIVE FOR THE RIGHTFUL PROTECTION OF BOTH ELAINE MAE KAPUSTA, LYNN KAY AND "THE ESTATE"

THIS NOW COURT FILED RETRACTION IN A COURT FILED AMENDMENT HAS BEEN FILED FOR RETRACTING ALL DEFAMATORY AND FALSE STATEMENTS MADE IN ALL 2022-2025 COURT FILINGS AND HAS BEEN AGREED TO AND SIGNED BY ALL INVOLVED NAMED PARTIES THAT ARE HEREBY ALL COLLECTIVELY RETRACTING 2022-2025 COURT FILINGS AND ALL PREVIOUSLY SUPPORTIVE COURT FILINGS-(2022-2025) AS ALL BEING BASELESS AND MERITLESS AS ALL STATEMENTS IN ALL COURT FILINGS HAVE ALSO ALL COLLECTIVELY BEEN "FALSE AND MISLEADING WITH THE KNOWING CONCEALMENTS OF ALL MATERIAL FACTUAL INFORMATION SINCE JULY 2022".

THESE RETRACTIONS OF ALL STATEMENTS MADE AGAINST LYNN KAY ARE NOW ALL SIGNED PERSONS BEING NOW PROPERLY ACKNOWLEDGING THIS FOR IMMEDIATELY LYNN KAY'S REAPPOINTMENT FOR THE FULL AND SOLE RIGHTFUL GUARDIANSHIP AND FOR PROTECTION WITH THE COURT ORDERED APPOINTMENT FOR LYNN KAY TO ONCE AGAIN NOW HOLD FULL AND SOLE DURABLE POWER OF ATTORNEY WITH ADVANCE MEDICAL DIRECTIVE AND LEGAL P.O.A. PROTECTION HELD PRIOR TO CONSERVATORSHIP FOR ELAINE MAE KAPUSTA'S AND LYNN KAY'S PROTECTION FROM ALL FURTHER HARM.

RESTORATION OF LYNN KAY FOR HER MOTHER AS PER THE 2020 COURT ORDER WHICH HAS BEEN WRONGLY BREACHED BY THE WRONGFUL AND UNJUSTIFIED REMOVAL OF LYNN KAY WITH THERE BEING ABSOLUTELY NO JUST CAUSE TO HAVE EVER DONE SO.

AS ALL ALLEGATIONS WERE FILED BASED ON OPINION AND ABSOLUTELY "NO MATERIAL FACTS OF PROOF OF THESE WRONGFULLY STATED MISLEADING AND VERIFIABLY FALSE AND WRONGLY CONCEALED ALLEGATIONS AGAINST LYNN KAY".

For three unbearable years, of gross injustice, Elaine Mae Kapusta and Lynn Kay- an innocent mother and an innocent daughter have been forced to beg for their lives to be restored and have received no help from anyone, not even the authorities who are supposed to "SERVE AND PROTECT".

Elaine Mae Kapusta and Lynn Kay have endured the unimaginable horrors causing irreparable physical and financial and psychological harm from relentless threats to their safety, and with Elaine's profound medical neglect and abuse and abandonment and imprisonment against her will and against the best interests of Elaine Mae Kapusta—while all fiduciaries who were entrusted with care instead weaponized their positions, concealed material facts for years, suppressed court-ordered access and subjected an innocent mother and daughter simply begging for dental and medical care for Elaine to not suffer unceasing and ongoing trauma, criminally separated from each other more than 2 years ago on 6/6/23 after 17 years of documented devoted and sacrificial care solely by Lynn Kay for her mom.

And this "traumatic and illegal abduction and kidnapping by force" was by all fiduciaries supporting George W. Dodge's and all fiduciaries to attempt to conceal their "ongoing elder cruelty crimes".

This occurred "without their being any legal justification" in being forcefully removed by "private armed guards with guns" by a "traumatically forced criminal abduction and kidnapping" for all 2023 fiduciaries and Philip Kapusta supporting this "criminal abduction to conceal criminal elder neglect for 8 months" on 6/6/23.

"Elaine Mae Kapusta was Criminally and Illegally by force with no legal just cause, abducted and kidnapped" from ELAINE MAE KAPUSTA'S home of 45 years by George W. Dodge and Jeanne Blue and Rachelle Dornan and Dr. Alan Dappen and Dr. Doki all collectively refusing to provide basic DOCTOR-ORDERED dental and medical care for 8 months-(9/20/22 which did not occur for 681-883 days later on 8/1/24 in

collectively all “FIDUCIARIES AS MANDATED REPORTERS SIMPLY DID NOT CARE ABOUT THE LIFE AND HEALTH AND WELL-BEING OF ELAINE MAE KAPUSTA,” in their all collectively inhumanely for now defying 7 doctors orders instructing to provide care since 2021-2024.

This 3 YEARS LYNN KAY GUARDIANSHIP TERMINATION AND DAMAGES TO LIFE AND HEALTH AND WELL-BEING all stemming from knowingly false allegations of June 30, 2022 and a concealed Emergency Petition on July 5, 2022.

These fiduciaries continued fraud and the complete disregard for humanity by not ever as fiduciaries assuring and providing doctor-ordered medical needs, and the absolute failure to act in good faith now demands not only the immediate full and permanent dissolution of conservatorship, but also the immediate freezing of the conservator’s bond for all civil damages sustained by both Elaine Mae Kapusta and Lynn Kay wronged for 5 unending years since the 2020 Conservatorship disastrously began.”

WE, CARY CUCINELLI AND VALERIE GEIGER, AND ALL OTHER SIGNERS AS PARTIES INVOLVED ARE HEREBY PROPERLY FILING AN AMENDED COURT FILING-COURT AMENDMENT FOR JUDICIOUSLY PROPERLY WITHDRAWING ALL ALLEGATIONS AGAINST LYNN KAY.
SHE HAS PROVIDED US WITH THE VERIFIABLE INFORMATION FOR THIS RETRACTION OF “ALL FALSE AND MISLEADING ALLEGATIONS WHICH WERE ASSUMED AND WRONGFULLY NEVER EVER VERIFIED AS BEING TRUE”, AS ALL ALLEGATIONS AGAINST LYNN KAY ARE DOCUMENTEDLY VERIFIABLY FALSE AND MISLEADING WITH ABSOLUTELY NO MERIT TO ANY OF THESE “FALSE AND MISLEADING ALLEGATIONS AGAINST LYNN KAY.”

WE NOW HEREBY REQUEST THAT ALL OF THE JULY 2022-2025 COURT FILINGS AND COURT JUDGMENTS ALL BE ENTIRELY WITHDRAWN AND ENTIRELY VACATED AND OVERTURNED FOR ALL JUDGMENTS TO ALL BE ENTIRELY EXPUNGED FROM THE COURT RECORDS AND TO IMMEDIATELY TODAY RESTORE LYNN KAY TO FULL AND SOLE GUARDIANSHIP WITH ONLY LYNN KAY ONCE AGAIN HOLDING LEGAL P.O.A. AND ADVANCE MEDICAL DIRECTIVE FOR ELAINE MAE KAPUSTA AS WAS PREVIOUSLY SURRENDERED BY LYNN KAY FOR THE 2020 GUARDIANSHIP AGREEMENT FOR ELAINE MAE KAPUSTA NOW HAVING BEEN BREACHED DUE TO ALL OF OUR WRONGFUL ACTIONS.

IT HAS NOW BEEN ENTIRELY DETERMINED THAT LYNN KAY NEVER SHOULD HAVE EVER BEEN TROUBLED FOR THE LAST 3 YEARS BY OUR “UNWARRANTED EMERGENCY PETITION” COURT FILING AND WE TAKE FULL RESPONSIBILITY FOR OUR ACTIONS CAUSING “HORRENDOUS HARM CAUSED DIRECTLY BY ALL OF OUR WRONGFUL ACTIONS FOR ALMOST 3 YEARS SINCE JULY 2022.

AND WE HEREBY ALL AS CURRENT SIGNING FIDUCIARIES NOW HEREBY ALL IMMEDIATELY RESIGN AS CONSERVATORS AND FIDUCIARIES OF ELAINE MAE KAPUSTA DUE TO THE OUTLINED NOTARIZED AFFIDAVIT OF ADMISSION OF GROSS MALFEASANCE-(2020-2025) CAUSING TREMENDOUS HORRIFIC LIFE-ALTERING HARM TO BOTH ELAINE MAE KAPUSTA AND LYNN KAY AND TO “THE ESTATE OF ELAINE MAE KAPUSTA SINCE 2020-2025.”

IN ADDITION, THE JULY 2022 EMERGENCY PETITION FALSE ALLEGATIONS WAS FURTHER NOT DISCOVERED BECAUSE WE TOOK THE WRONGFUL ACTION IN TERMINATING THE MYCHART ACCESS TO LYNN KAY FOR 4 MONTHS AGAINST THE 7/8/22 COURT ORDER AND WE REGRET TAKING THIS ACTION IN “CONCEALING ALL OF THE MEDICAL RECORDS FROM LYNN KAY AS SHE HAD THIS COURT-ORDERED RIGHT TO HAVE ACCESS TO ALL OF HER MOM’S MEDICAL RECORDS AND HEALTH INFORMATION AS PER THE 7/8/22 COURT ORDER AND ACCORDING TO THE 2020 COURT ORDER WHICH WAS MATERIALLY BREACHED ON 7/8/22 WITH NO JUST CAUSE FOR THE GUARDIANSHIP AGREEMENT CONTRACT BREACH.

The 7/8/22 Emergency Petition was never served to Lynn Kay and Cary Cucinelli and Valerie Geiger were informed on both 7/7/22 and 7/8/22 by multiple emails from Lynn Kay that care manager neglect was occurring since May 2022 and this was wrongly entirely disregarded and never reported to any of the authorities or to the Court as all fiduciaries are “MANDATED REPORTERS”-VIRGINIA CRIMINAL LAW 63.2-1606.

The Emergency Petition was never served to Lynn Kay, further raising concerns about procedural fairness and transparency.

And Cary Cucinelli and Valerie Geiger were email informed on both 7/7/22 and 7/8/22 that care manager neglect was occurring since May 2022 and we wrongly disregarded this entirely.

ALL OF THE FOLLOWING PERSONS WERE ALL DIRECTLY INVOLVED IN JULY 2022 IN THIS FILING OF “AN UNWARRANTED AND BASELESS AND MERITLESS EMERGENCY PETITION” AND ALL OF THE WRONGFUL ACTIONS TAKEN FOR THE LYNN KAY WRONGFUL GUARDIANSHIP TERMINATION REMOVAL FOR ALL PERSONS TO NOW BE REQUIRED TO SIGN THIS COURT AMENDMENT FOR RETRACTIINS OF ALL 2022-2025 COURT JUDGMENTS BEING OVERTURNED AND VACATED AND EXPUNGED FROM THE COURT RECORDS ENTIRELY.

ALL NAMED PERSONS ARE ALL HEREBY ACKNOWLEDGING THIS WRONGFUL LYNN KAY GUARDIANSHIP TERMINATION IN PROPERLY SIGNING THIS
COURT AMENDMENT :

CARY CUCINELLI & VALERIE GEIGER-(CONSERVATORS) AND
ELIZABETH WILDHACK-(G.A.L.) AND LAURIE KIRKLAND-(MOM'S LAWYER) AND
PHILIP KAPUSTA-(SON)
AND JUSTIN BERGER-(HALE BALL LAWYER OF PHILIP KAPUSTA) AND
LIZ SHIFFLETT AND SUZANNE HANAS-(PREMIER PLANNING)

This COURT AMENDMENT does not waive Lynn Kay's or Elaine Mae Kapusta's legal right to pursue civil actions for legal misconduct for fraud upon the court, and malicious prosecution with threats to our lives and defamation, violation of rights, breach of contract by all named persons, etc., including damages for the harm caused by these knowingly false and uncorrected statements.

Virginia, legal misconduct, such as failing to be forthright or filing false allegations that taints the judicial process, can be declared fraud upon the court under Virginia Code § 8.01-428(D). This voids all affected judgments, even if the misconduct occurred nearly three years ago, as there is no strict statute of limitations for such claims.

IN ADDITION, THE JULY 2022 EMERGENCY PETITION WAS FURTHER CONCEALED AND NOT DISCOVERED BY LYNN KAY BECAUSE OF THE WRONGFUL ACTION IN FAILING TO PROVIDE THIS TO LYNN KAY AND IN THE TERMINATING OF THE MYCHART ACCESS TO LYNN KAY FOR 4 MONTHS AGAINST THE 7/8/22 COURT ORDER AND WE AS THE RESPONSIBLE PARTIES REGRET TAKING THIS ACTION IN "CONCEALING ALL OF THE MEDICAL RECORDS FROM LYNN KAY AS SHE HAD THIS COURT-ORDERED RIGHT TO HAVE ACCESS TO ALL OF HER MOM'S MEDICAL RECORDS AND HEALTH INFORMATION AS PER THE 7/8/22 COURT ORDER AND ACCORDING TO THE 2020 COURT ORDER WHICH WAS MATERIALLY BREACHED BY ALL OF US BY OUR WRONGFUL ACTIONS TAKEN IN JULY 2022 AND ON 7/8/22 WITH THERE BEING ABSOLUTELY NO JUST CAUSE FOR THE BREACH OR THE TERMINATION OF LYNN KAY AS DEVOTED DAUGHTER AND GUARDIAN FOR HER MOM-(ELAINE MAE KAPUSTA) SINCE 2006 AND WE REGRET THIS OCCURRING 3 YEARS AGO.

ALL OF THE FOLLOWING PERSONS WHO ARE SIGNING WERE INVOLVED IN JULY 2022 IN SUPPORTING THIS FILING OF AN ENTIRELY UNWARRANTED AND BASELESS AND MERITLESS EMERGENCY PETITION WITHOUT ANY OF THEM EVER DOING ANY DUE DILIGENCE PRIOR TO FILINGS AND ALL OF THE WRONGFUL ACTIONS TAKEN FOR THE LYNN KAY GUARDIANSHIP WRONGFUL TERMINATION AND HER PERMANENT REMOVAL-FOR ALL PERSONS RESPONSIBLE TO NOW BE REQUIRED TO SIGN THE ATTACHED PROVIDED COURT AMENDMENT.

WE, AS BEING CURRENT FIDUCIARIES OF ELAINE MAE KAPUSTA ARE HEREBY RESIGNING DUE TO THE ATTACHED DETAILED OUTLINED NOTARIZED AFFIDAVIT OF ADMISSION OF GROSS MALFEASANCE –(2020-2025) DETAILING ALL OF OUR COLLECTIVELY UNJUSTLY CAUSING TREMENDOUS HORRIFIC LIFE-ALTERING HARM TO BOTH ELAINE MAE KAPUSTA AND LYNN KAY AND TO "THE ESTATE OF ELAINE MAE KAPUSTA" BREACHING OUR FIDUCIARY DUTY OF CARE AND BREACHING THE SIGNED 2020 GUARDIANSHIP SETTLEMENT AGREEMENT OF LYNN KAY.

WE ALL ACKNOWLEDGE THAT ALL OF THE FOLLOWING PERSONS WHO ARE SIGNING WERE INVOLVED IN JULY 2022 IN SUPPORTING THIS FILING OF AN ENTIRELY UNWARRANTED AND BASELESS AND MERITLESS EMERGENCY PETITION WITHOUT ANY OF THEM EVER DOING ANY DUE DILIGENCE PRIOR TO FILINGS AND ALL OF THE WRONGFUL ACTIONS TAKEN FOR THE LYNN KAY GUARDIANSHIP WRONGFUL TERMINATION AND HER PERMANENT REMOVAL-FOR ALL PERSONS RESPONSIBLE TO NOW BE REQUIRED TO SIGN THE ATTACHED PROVIDED COURT AMENDMENT :

WE, CARY CUCINELLI AND VALERIE GEIGER, AND ALL OTHER BELOW SIGNERS AS PARTIES INVOLVED ARE HEREBY PROPERLY FILING AN AMENDED COURT FILING-COURT AMENDMENT FOR JUDICIOUSLY PROPERLY WITHDRAWING ALL ALLEGATIONS AGAINST LYNN KAY. SHE HAS PROVIDED US THE VERIFIABLE INFORMATION FOR THIS RETRACTION OF "ALL FALSE AND MISLEADING ALLEGATIONS WHICH WERE ASSUMED AND WRONGFULLY NEVER EVER VERIFIED AS BEING TRUE", AS ALL ALLEGATIONS AGAINST LYNN KAY ARE DOCUMENTEDLY VERIFIABLY FALSE AND MISLEADING WITH THERE BEING ABSOLUTELY NO MERIT TO ANY OF THESE "FALSE AND MISLEADING ALLEGATIONS AGAINST LYNN KAY"

Furthermore, we acknowledge that the signing of this Court Amendment does not absolve any of us , we are acknowledging being responsible for damages and the signing also does mnot waive Lynn Kay's right, in any way, to pursue civil actions against all named responsible parties for legal misconduct for fraud upon the court, and malicious prosecution with threats to our lives and defamation, violation of rights, etc. . including damages for the harm caused by these knowingly false and uncorrected statements for 3 years of Elaine Mae Kapusta and Lynn Kay "horrendously suffering for 3 years of tremendous loss".

In Virginia, legal misconduct, such as failing to be forthright or filing false allegations that taints the judicial process, can be declared as fraud upon the court under Virginia Code § 8.01-428(D). This voids all affected judgments, even if the misconduct occurred nearly three years ago, as there is no strict statute of limitations for such claims.

CARY CUCINELLI AND VALERIE GEIGER WHO FILED THE FRAUDULENT EMERGENCY PETITION COURT FILING ON 7/5/22 IS NOW FULLY RESPONSIBLE FOR ASSURING THAT ALL SIGNATURES ARE ON THIS COURT AMENDMENT TO ALL BE RECEIVED AND COMPLETED WITH THE FILING OF THIS AMENDMENT ON OR BY 6/16/25 FOR CARY CUCINELLI FILING THIS SIGNED BY ALL PARTIES COURT AMENDMENT

[Signatures of all involved parties]

Cary Cucinelli

Valerie Geiger

Elizabeth Wildhack

Laurie Kirkland

Philip Kapusta

Justin Berger

Liz Shifflett

Suzanne Hanas

LYNN KAY STATEMENT:

THIS CRIMINAL TAKEOVER OF OUR LIVES BEGAN MALFEASANCE IN 2020.
3 YEARS OF CONCEALMENTS, 3 YEARS OF PHYSICAL, WRITTEN AND VERBAL THREATS AND UNCEASING HARRASSMENTS TO OUR LIVES, 3 YEARS OF "LYNN KAY" BEING CONDEMNED FOR 3 UNCEASING YEARS OF BEING "MEDICALLY ASTUTE TO KNOW EVERYTHING HER MOM NEEDED TO SAVE HER LLIFE, 3 YEARS OF CONDEMNATION AND 3 YEARS OF MY DESTROYED NAME AND CHARACTER AND 3 YEARS OF MY MOM AND I TORTUROUSLY SUFFERING BECAUSE "CRIMINALLY CORRUPT AND INHUMANE FIDUCIARIES WERE APPOINTED TO BE FIDUCIARIES IN 2020".

2 YEARS OF OUR "ILLEGAL SEPARATION" WITH NOW 19 YEARS OF MY SACRIFICING MY LIFE FOR MY MOM'S SINCE 2006.

3 YEARS OF OUR LIVES ENTIRELY STOLEN AWAY FROM US!

TIME IS NOT REPLACEABLE!

CONCEALED 7/5/22 EMERGENCY PETITION AND CONCEALED "6/30/22-CARE MANAGER REPORT OF LIES" FOR 3 YEARS OF MY MOM AND I FIGHTING FOR OUR LIVES WITH NO PROTECTION FROM ANYONE.

MY MOM AND I NOW SEEK THE IMMEDIATE FREEZING OF THE CONSERVATORS BOND FOR THE HORRENDOUS PHYSICAL, FINANCIAL AND PSYCHOLOGICAL DAMAGES THAT WE HAVE BOTH "PROFOUNDLY SUFFERED" BEING DIRECTLY CAUSED UNDER THIS PREDATORY CONSERVATORSHIP SINCE 2020.

EVEN THOUGH THE 2023 COURT ORDER WRONGLY ALLOWED MY MOM TO BE INVOLUNTARILY REMOVED AGAINST HER WILL FROM HER HOME, THERE WAS ABSOLUTELY NO LEGAL JUSTIFICATION TO EVER DO SO. AND IF THE REMOVAL WAS EVER PROPERLY CHALLENGED BY THE FIDUCIARIES DOING THEIR COURT-APPOINTED MANDATED REPORTERS AS FIDUCIARIES DUTY TO PROTECT ELAINE MAE KAPUSTA FROM CRIMINAL ELDER NEGLECT AND ABUSE HAD EVER DONE THEIR COURT-APPOINTED DUTY, THIS NEVER WOULD HAVE EVER HAPPENED.

CONCEALING ELDER NEGLECT IS "NOT A LEGAL JUSTIFICATION FOR AN ARMED ABDUCTION AND KIDNAPPING AND ABANDONMENT AND IMPRISONMENT AGAINST ELAINE MAE KAPUSTA'S WILL AND BEST INTERESTS".

AND LYNN KAY WILL ALSO BE SEEKING CRIMINAL AIDING AND ABETTING ELDER CRUELTY CRIMES AND KIDNAPPING CHARGES AGAINST ALL RESPONSIBLE PERSONS FOR THIS GRAVE INJUSTICE TO THE LIFE OF ELAINE MAE KAPUSTA.

THE COLOSSAL FAILURE OF ALL FIDUCIARIES AND THE FRAUD CONSPIRED AND PERPETRATED BY UMPTEEN FIDUCIARIES AND PHILIP KAPUSTA ALSO AIDING AND ABETTING IS BEYOND SHOCKING!

TIME AND HEALTH CANNOT BE RECOVERED ONCE DESTROYED!

MY MOM AND I WANT OUR LIVES BACK!

Lynn Kay

LYNN KAY

Date: 6/8/25

NOTICE OF SERVICE:

ALL NAMED PERSONS WERE EMAILED THIS COURT AMENDMENT FOR THEIR SIGNATURES ON 6/9/25

CARY CUCINELLI AND VALERIE GEIGER WHO FILED THE FRAUDULENT EMERGENCY PETITION IS NOW RESPONSIBLE FOR ASSURING THAT THAT ALL SIGNATURES ON THIS COURT AMENDMENT ARE RECEIVED BY 6/16/25 FOR CARY CUCINELLI FILING THIS SIGNED BY ALL PARTIES COURT AMENDMENT.

6/9/25-UPDATED WITH SPELLING AND DATE CORRECTIONS AND ADDED PAGE NUMBERS AND EMAILED TO ALL NAMED PERSONS ON 6/9/25

Lynn Kay

LYNN KAY

SANCTIONS FOR DISBARMENT OF ALL 5 LAWYERS: 6/9/25-JUDICIAL REFUSAL TO FILE REQUESTED COURT AMENDMENT OF RETRACTION OF 2022 COURT-FILED AND SEALED FALSE STATEMENTS: CARY CUCINELLI, VALERIE GEIGER, ELIZABETH WILDHACK, LAURIE KIRKLAND AND JUSTIN BERGER

§ 18.2-369. Abuse and neglect of vulnerable adults; penalties. A. It is unlawful for any responsible person to abuse or neglect any vulnerable adult. Any responsible person who abuses or neglects a vulnerable adult in violation of this section and the abuse or neglect does not result in serious bodily injury or disease to the vulnerable adult is guilty of a Class 1 misdemeanor. Any responsible person who is convicted of a second or subsequent offense under this subsection is guilty of a Class 6 felony.

B. Any responsible person who abuses or neglects a vulnerable adult in violation of this section and the abuse or neglect results in serious bodily injury or disease to the vulnerable adult is guilty of a Class 4 felony. Any responsible person who abuses or neglects a vulnerable adult in violation of this section and the abuse or neglect results in the death of the vulnerable adult is guilty of a Class 3 felony

CASE #CL-2018-11871

CLASS 4 FELONY

Code of Virginia
Title 18.2. Crimes and Offenses Generally
Chapter 8. Crimes Involving Morals and Decency

1/17/25

§ 18.2-369. Abuse and neglect of vulnerable adults; penalties.

A. It is unlawful for any responsible person to abuse or neglect any vulnerable adult. Any responsible person who abuses or neglects a vulnerable adult in violation of this section and th abuse or neglect does not result in serious bodily injury or disease to the vulnerable adult is guilty of a Class 1 misdemeanor. Any responsible person who is convicted of a second or subsequent offense under this subsection is guilty of a Class 6 felony.

B. Any responsible person who abuses or neglects a vulnerable adult in violation of this section and the abuse or neglect results in serious bodily injury or disease to the vulnerable adult is guilty of a Class 4 felony. Any responsible person who abuses or neglects a vulnerable adult in violation of this section and the abuse or neglect results in the death of the vulnerable adult is guilty of a Class 3 felony.

C. For purposes of this section:

"Abuse" means (i) knowing and willful conduct that causes physical injury or pain or (ii) knowing and willful use of physical restraint, including confinement, as punishment, for convenience or as a substitute for treatment, except where such conduct or physical restraint, including confinement, is a part of care or treatment and is in furtherance of the health and safety of the vulnerable adult.

"Neglect" means the knowing and willful failure by a responsible person to provide treatment, care, goods, or services which results in injury to the health or endangers the safety of a vulnerable adult.

"Responsible person" means a person who has responsibility for the care, custody, or control of vulnerable adult by operation of law or who has assumed such responsibility voluntarily by contract or in fact.

"Serious bodily injury or disease" includes but is not limited to (i) disfigurement, (ii) a fracture, (iii) a severe burn or laceration, (iv) mutilation, (v) maiming, or (vi) life-threatening internal injuries or conditions, whether or not caused by trauma.

"Vulnerable adult" means any person 18 years of age or older who is impaired by reason of mental illness, intellectual or developmental disability, physical illness or disability, or other causes, including age, to the extent the adult lacks sufficient understanding or capacity to make

communicate, or carry out reasonable decisions concerning his well-being or has one or more limitations that substantially impair the adult's ability to independently provide for his daily needs or safeguard his person, property, or legal interests.

D. No responsible person shall be in violation of this section whose conduct was (i) in accordan with the informed consent of the vulnerable adult that was given when he was not vulnerable a person authorized to consent on his behalf; (ii) in accordance with a declaration by the vulnerable adult under the Health Care Decisions Act (§ 54.1-2981 et seq.) that was given when he was not vulnerable or with the provisions of a valid medical power of attorney; (iii) in accordance with the wishes of the vulnerable adult that were made known when he was not vulnerable or a person authorized to consent on behalf of the vulnerable adult and in accord with the tenets and practices of a church or religious denomination; (iv) incident to necessary movement of, placement of, or protection from harm to the vulnerable adult; or (v) a bona fide recognized, or approved practice to provide medical care.

1992, c. 551; 1994, c. 620; 2000, c. 796; 2001, c. 181; 2004, c. 863; 2007, cc. 562, 653; 2012, cc. 476, 507; 2019, c. 234; 2022, cc. 259, 642.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired. 11/27/20

Virginia Law Library

The Code of Virginia, Constitution of Virginia, Charters, Authorities, Compacts and Uncodified Acts are now available in EPub eBook format.

Helpful Resources

Virginia Code Commission

Virginia Register of Regulations

U.S. Constitution

For Developers

The Virginia Law website data is available via a web service.

MALLORY-2-7-25-MEDICAL EXPERT Affidavit #3 revised on Kapusta.pdf ATTESTING TO VIRGINIA CRIMINAL MEDICAL ELDER NEGLECT OF ELAINE MAE KAPUSTA SINCE OCTOBER 2022-TEETH PAIN

GEORGE W. DODGE DEFIED ALL 4 DOCTOR'S ORDERS FOR CARE AND TREATMENT AND IGNORED DR'S ORDERS-9/20/22 & 5/8/23, 6/6/23, 1/4/24. AND GAVE FDA-UNAPPROVED BLACK-BOXED ANTIPSYCHOTICS NOT FOR ELDERLY DWMENTIA AND NOT FOR HEART PATIENTS AT RISK OF DEATH OF HEART ATTACK AND STROKE AS CAUSING QT PROLONGATION-ENLARGED HEART AND SIGNED D.N.R.-DO NOT RESUSCITATE ON MY 1100 DAYS DEPRIVED OF PROPER AND DOCTOR-ORDERED DENTAL AND MEDICAL CARE

(63.2-1606)-MANDATED REPORTERS-LEGAL DUTY TO REPORT KNOWN AND SUSPECTED ELDER NEGLECT, ABUSE AND EXPLOITATION-(2021-2025)

OBSTRUCTION OF JUSTICE-BY CRIMINAL CONCEALMENT-BY LYING BY OMISSION AND COLLUDING IN CONSPIRACIES TO CRIMINALLY CONCEAL BY CLASS 4 FELONS-CONCEALING CRIMES TO ALL OF THE INVESTIGATING AUTHORITIES AND TO THIS COURT FOR 3 YEARS IN THEIR ALL REMAINING SILENT IN FAILING TO REPORT AS MANDATED REPORTERS-(§ 18.2-460)-(2022-2025)

PERJURY BY OMISSION BY CLASS 4 FELONS-REFUSING TO RETRACT KNOWN FALSE STATEMENTS AND ALLEGATIONS MADE -(§18.2-434)-7/5/22 TO PRESENT DAY)

**THE CARE MANAGERS INTENTIONALLY DEFLECTED CRIMINAL LIABILITY FOR ELDER ABUSE BY FALSIFYING REPORTS

Code of Virginia
Title 63.2. Welfare (Social Services)
Chapter 16. Adult Services

ALL FIDUCIARIES AIDING AND ABETTING "CRIMINAL ELDER CRUELTY-EXTREME DEPRIVATION OF CARE"

§ 63.2-1606. Protection of aged or incapacitated adults; mandated and voluntary reporting.

A. Matters giving reason to suspect the abuse, neglect or exploitation of adults shall be reported immediately upon the reporting person's determination that there is such reason to suspect. Medical facilities inspectors of the Department of Health are exempt from reporting suspected abuse immediately while conducting federal inspection surveys in accordance with § 1864 of Title XVIII and Title XIX of the Social Security Act, as amended, of certified nursing facilities as defined in § 32.1-123.

Reports shall be made to the local department or the adult protective services hotline in accordance with requirements of this section by the following persons acting in their professional capacity:

1. Any person licensed, certified, or registered by health regulatory boards listed in § 54.1-2503, with the exception of persons licensed by the Board of Veterinary Medicine;

2. Any mental health services provider as defined in § 54.1-2400.1;

3. Any emergency medical services provider certified by the Board of Health pursuant to § 32.1-111.5, unless such provider immediately reports the suspected abuse, neglect or exploitation directly to the attending physician at the hospital to which the adult is transported, who shall make such report forthwith;

4. Any guardian or conservator of an adult;

5. Any person employed by or contracted with a public or private agency or facility and working with adults in an administrative, supportive or direct care capacity;

6. Any person providing full, intermittent or occasional care to an adult for compensation, including, but not limited to, companion, chore, homemaker and personal care workers;

7. Any law-enforcement officer; and

8. Any person who engages in the practice of behavior analysis, as defined in § 54.1-2900.

B. The report shall be made in accordance with subsection A to the local department of the county or city wherein the adult resides or wherein the adult abuse, neglect or exploitation is believed to have occurred or to the adult protective services hotline. Nothing in this section shall be construed to eliminate or supersede any other obligation to report as required by law. If a person required to report under this section receives information regarding abuse, neglect or exploitation while providing professional services in a hospital, nursing facility or similar institution, then he may, in lieu of reporting, notify the person in charge of the institution or his designee, who shall report such information, in accordance with the institution's policies and procedures for reporting such matters, immediately upon his determination that there is reason to suspect abuse, neglect or exploitation. Any person required to make the report or notification required by this subsection shall do so either orally or in writing and shall disclose all information that is the basis for the suspicion of adult abuse, neglect or exploitation. Upon request, any person required to make the report shall make available to the adult protective services worker and the local department investigating the reported case of adult abuse, neglect or exploitation any information, records or reports which document the

basis for the report. All persons required to report suspected adult abuse, neglect or exploitation shall cooperate with the investigating adult protective services worker of a local department and shall make information, records and reports which are relevant to the investigation available to such worker to the extent permitted by state and federal law. Criminal investigative reports received from law-enforcement agencies shall not be further disseminated by the investigating agency nor shall they be subject to public disclosure; such reports may, however, be disclosed to the Adult Fatality Review Team as provided in § 32.1-283.5 or to a local or regional adult fatality review team as provided in § 32.1-283.6 and, if reviewed by the Team or a local or regional adult fatality review team, shall be subject to applicable confidentiality requirements of the Team or a local or regional adult fatality review team.

C. Any financial institution staff who suspects that an adult has been exploited financially may report such suspected financial exploitation and provide supporting information and records to the local department of the county or city wherein the adult resides or wherein the exploitation is believed to have occurred or to the adult protective services hotline.

D. Any person other than those specified in subsection A who suspects that an adult is an abused, neglected or exploited adult may report the matter to the local department of the county or city wherein the adult resides or wherein the abuse, neglect or exploitation is believed to have occurred or to the adult protective services hotline.

E. Any person who makes a report or provides records or information pursuant to subsection A, C, or D, or who testifies in any judicial proceeding arising from such report, records or information, or who takes or causes to be taken with the adult's or the adult's legal representative's informed consent photographs, video recordings, or appropriate medical imaging of the adult who is subject of a report shall be immune from any civil or criminal liability on account of such report, records, information,

photographs, video recordings, appropriate medical imaging or testimony, unless such person acted in bad faith or with a malicious purpose.

F. An employer of a mandated reporter shall not prohibit a mandated reporter from reporting directly to the local department or to the adult protective services hotline. Employers whose employees are mandated reporters shall notify employees upon hiring of the requirement to report.

G. Any person 14 years of age or older who makes or causes to be made a report of adult abuse, neglect, or exploitation that he knows to be false is guilty of a Class 4 misdemeanor. Any subsequent conviction of this provision is a Class 2 misdemeanor.

H. Any person who fails to make a required report or notification pursuant to subsection A shall be subject to a civil penalty of not more than $500 for the first failure and not less than $100 nor more than $1,000 for any subsequent failures. Civil penalties under subdivision A 7 shall be determined by a court of competent jurisdiction, in its discretion. All other civil penalties under this section shall be determined by the Commissioner for Aging and Rehabilitative Services or his designee. The Commissioner for Aging and Rehabilitative Services shall establish by regulation a process for imposing and collecting civil penalties, and a process for appeal of the imposition of such penalty pursuant to § 2.2-4026 of the Administrative Process Act.

I. Any mandated reporter who has reasonable cause to suspect that an adult died as a result of abuse or neglect shall immediately report such suspicion to the appropriate medical examiner and to the appropriate law-enforcement agency, notwithstanding the existence of a death certificate signed by a licensed physician. The medical examiner and the law-enforcement agency shall receive the report and determine if an investigation is warranted. The medical examiner may order an autopsy. If an autopsy is conducted, the medical examiner shall report the findings to

law enforcement, as appropriate, and to the local department or to the adul protective services hotline.

J. No person or entity shall be obligated to report any matter if the person o entity has actual knowledge that the same matter has already been reporte to the local department or to the adult protective services hotline.

K. All law-enforcement departments and other state and local departments agencies, authorities and institutions shall cooperate with each adult protective services worker of a local department in the detection, investigation and prevention of adult abuse, neglect and exploitation.

L. Financial institution staff may refuse to execute a transaction, may delay a transaction, or may refuse to disburse funds if the financial institution staff (i) believes in good faith that the transaction or disbursement may involve, facilitate, result in, or contribute to the financial exploitation of an adult or (ii) makes, or has actual knowledge that another person has made, report to the local department or adult protective services hotline stating a good faith belief that the transaction or disbursement may involve, facilitate, result in, or contribute to the financial exploitation of an adult. The financial institution staff may continue to refuse to execute a transaction, delay a transaction, or refuse to disburse funds for a period no longer than 30 business days after the date upon which such transaction or disbursement was initially requested based on a good faith belief that the transaction or disbursement may involve, facilitate, result in, or contribute to the financial exploitation of an adult, unless otherwise ordered by a court of competent jurisdiction. Upon refusing to execute a transaction, delaying a transaction, or refusing to disburse funds, the financial institution shall report such refusal or delay within five business days to the local department or the adult protective services hotline. Upon request, and to the extent permitted by state and federal law, financial institution staff may report any information or records relevant to a report or investigation to the local department of social services or to a court-appointed guardian ad

litem for the adult who is the subject of the investigation. Absent gross negligence or willful misconduct, the financial institution and its staff shall be immune from civil or criminal liability for (a) providing information or records to the local department of social services or to a court-appointed guardian ad litem or (b) refusing to execute a transaction, delaying a transaction, or refusing to disburse funds pursuant to this subsection. The authority of a financial institution staff to refuse to execute a transaction, t delay a transaction, or to refuse to disburse funds pursuant to this subsection shall not be contingent upon whether financial institution staff has reported suspected financial exploitation of the adult pursuant to subsection C.

1977, c. 547, § 63.1-55.3; 1984, c. 628; 1986, cc. 448, 487; 1990, c. 308; 1991, c. 33; 1994, c. 891; 1997, c. 687; 1999, c. 749; 2001, c. 191; 2002, c. 747; 2004 cc. 749, 1011; 2008, c. 539; 2009, c. 538; 2012, cc. 803, 835; 2013, cc. 72, 331 2015, c. 108; 2017, c. 195; 2019, cc. 339, 420, 421; 2020, c. 931; 2021, Sp. Ses I, cc. 207, 208; 2022, cc. 743, 766.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

4/15/202

Virginia Law Library
The Code of Virginia, Constitution of Virginia, Charters, Authorities, Compacts and Uncodified Acts are now available in EPub eBook format.

Helpful Resources
Virginia Code Commission
Virginia Register of Regulations
U.S. Constitution

For Developers
The Virginia Law website data is available via a web service.

Code of Virginia
Title 18.2. Crimes and Offenses Generally
Chapter 10. Crimes Against the Administration of Justice

§ 18.2-460. Obstructing justice; resisting arrest; fleeing from a law-enforcement officer; penalties.

A. If any person without just cause knowingly obstructs a judge, magistrate, justice, juror, attorney for the Commonwealth, witness, any law-enforcement officer, or animal control officer employed pursuan to § 3.2-6555 in the performance of his duties as such or fails or refuses without just cause to cease su obstruction when requested to do so by such judge, magistrate, justice, juror, attorney for the Commonwealth, witness, law-enforcement officer, or animal control officer employed pursuant to § 3. 6555, he is guilty of a Class 1 misdemeanor.

B. Except as provided in subsection C, any person who, by threats or force, knowingly attempts to intimidate or impede a judge, magistrate, justice, juror, attorney for the Commonwealth, witness, any law-enforcement officer, or an animal control officer employed pursuant to § 3.2-6555 lawfully engage in his duties as such, or to obstruct or impede the administration of justice in any court, is guilty of a Class 1 misdemeanor.

C. If any person by threats of bodily harm or force knowingly attempts to intimidate or impede a judge magistrate, justice, juror, attorney for the Commonwealth, witness, any law-enforcement officer, lawfully engaged in the discharge of his duty, or to obstruct or impede the administration of justice in any court relating to a violation of or conspiracy to violate § 18.2-248 or subdivision (a)(3), (b) or (c) o 18.2-248.1, or § 18.2-46.2 or § 18.2-46.3, or relating to the violation of or conspiracy to violate any violent felony offense listed in subsection C of § 17.1-805, he is guilty of a Class 5 felony.

D. Any person who knowingly and willfully makes any materially false statement or representation to law-enforcement officer or an animal control officer employed pursuant to § 3.2-6555 who is in the course of conducting an investigation of a crime by another is guilty of a Class 1 misdemeanor.

E. Any person who intentionally prevents or attempts to prevent a law-enforcement officer from lawfully arresting him, with or without a warrant, is guilty of a Class 1 misdemeanor. For purposes of this subsection, intentionally preventing or attempting to prevent a lawful arrest means fleeing from a law-enforcement officer when (i) the officer applies physical force to the person, or (ii) the officer communicates to the person that he is under arrest and (a) the officer has the legal authority and the immediate physical ability to place the person under arrest, and (b) a reasonable person who receives such communication knows or should know that he is not free to leave.

Code 1950, § 18.1-310; 1960, c. 358; 1975, cc. 14, 15; 1976, c. 269; 1984, c. 571; 1989, c. 506; 1993, c. 74 1996, c. 718; 1999, cc. 770, 800; 2002, cc. 527, 810, 818; 2003, cc. 111, 149; 2004, cc. 396, 435; 2007, cc.

Code of Virginia
Title 18.2. Crimes and Offenses Generally
Subtitle .
Chapter 2. Principals and Accessories

Chapter 2. Principals and Accessories.

§ 18.2-18. How principals in second degree and accessories before the fact punished.

In the case of every felony, every principal in the second degree and every accessory before the fact ma be indicted, tried, convicted and punished in all respects as if a principal in the first degree; provided, however, that except in the case of a killing for hire under the provisions of subdivision A 2 of § 18.2-3 or a killing pursuant to the direction or order of one who is engaged in a continuing criminal enterpris under the provisions of subdivision A 10 of § 18.2-31 or a killing pursuant to the direction or order of one who is engaged in the commission of or attempted commission of an act of terrorism under the provisions of subdivision A 13 of § 18.2-31, an accessory before the fact or principal in the second degree to an aggravated murder shall be indicted, tried, convicted and punished as though the offense were murder in the first degree.

Code 1950, § 18.1-11; 1960, c. 358; 1975, cc. 14, 15; 1977, c. 478; 1997, c. 313; 2002, cc. 588, 623; 2021, S Sess. I, cc. 344, 345.

§ 18.2-19. How accessories after the fact punished; certain exceptions.

Every accessory after the fact is guilty of (i) a Class 6 felony in the case of a homicide offense that is punishable as a Class 1 or Class 2 felony or (ii) a Class 1 misdemeanor in the case of any other felony. However, no person in the relation of spouse, parent or grandparent, child or grandchild, or sibling, by consanguinity or affinity, or servant to the offender, who, after the commission of a felony, aids or assists a principal felon or accessory before the fact to avoid or escape from prosecution or punishmer shall be deemed an accessory after the fact.

Code 1950, §§ 18.1-11, 18.1-12; 1960, c. 358; 1975, cc. 14, 15; 2014, c. 668; 2020, c. 900; 2021, Sp. Sess. cc. 344, 345.

§ 18.2-20. Reserved.

Reserved.

§ 18.2-21. When and where accessories tried; how indicted.

An accessory, either before or after the fact, may, whether the principal felon be convicted or not, or be amenable to justice or not, be indicted, tried, convicted and punished in the county or corporation in which he became accessory, or in which the principal felon might be indicted. Any such accessory befc the fact may be indicted either with such principal or separately.

Code 1950, § 18.1-13; 1960, c. 358; 1975, cc. 14, 15.

**THE CARE MANAGERS INTENTIONALLY DEFLECTED CRIMINAL LIABILITY FOR ELDER ABUSE BY FALSIFYING REPORTS AND HARMING ME AND MY MOM, ELAINE MAE KAPUSTA FOR NOW "3 HORRIFIC YEARS OF OUR SUFFERING INJUSTICE NEING 2 INNOCENT VICTIMS OF ALL NAMED PERSONS CRIMES.) WITH UMPTEEN LAWYERS FAILING TO EVER CARE ABOUT THE FACTS, THE LAW AND CRIMES COMMITTED AS PER VIRGINIA CRIMINAL LAW. INCLUDING A.P.S. AND THE POLICE FOR "3 CONTINUAL YEARS OF HELL ON EARTH SUFFERED BY MOM AND I".

THOSE CRIMINALLY FALSIFIED AND FABRICATED REPORTS LED TO THE CRIMINAL 24/7 FORCED HOME INVASION ON 7/14/22-6/6/23, AND THEN AN ILLEGAL ARMED CRIMINAL ABDUCTION AND KIDNAPPING OF MY MOM FROM OUR HOME WITH NO LEGAL JUSTIFICATION MORE THAN 2 YEARS AGO AND 3 YEARS OF DIRECT THREATS TO OUR LIVES WITH THESE ONGOING THREATS TO OUR HEALTH AND SAFETY, AND COMPLETE FRAUDULENTLY STRIPPING OF MY LEGAL RIGHTS IN JULY 2020 AND THEN ON 7/8/22.

ALL ATTEMPTS TO SEEK THE PROPER REMEDY THROUGH ALL LAWYERS AND FIDUCIARIES VOLUNTARILY HAVE BEEN IGNORED OR DELIBERATELY STONEWALLED â€” PROVING SYSTEMIC COLLUSION AND INHUMANENESS OF THEIR EVIL AND CORRUPT SOULS.

THE JUDICIAL SYSTEM HAS BEEN AND IS STILL UNJUSTIFIABLY BEING USED AS A WEAPON AGAINST MOM AND IBASED ON EVIDENCE KNOWN AND DOCUMENTEDLY PROVEN TO BE FALSE, SEALED, AND NEVER SERVED.

SINGLE PATIENT LEDGER

Cusumano&Stuver Dent. of Arlington

Date: 04/30/2024 **Page:** 1

Patient Name: Elaine Kapusta
4084 University Dr. 202A
Fairfax, VA 22030

Chart Number: KA0123

Billing Type: 1

DATE	TEETH	DESCRIPTION	PATIENT	CHARGE	PAYMENT	BALANCE
04/12/2021		Patient Balance Forward		0.00		0.00
* 04/13/2021		Limited oral evaluation	Elaine	80.00		80.00
* 04/13/2021		Panoramic Image	Elaine	122.00		202.00
* 04/30/2021		Dental Ins Payment - UMR (COMPASS ROSE HEAI	Elaine		-39.00	163.00
* 06/04/2021		Scale,gingival inflam-full mth	Elaine	96.00		259.00
* 06/04/2021		Periodic oral evaluation	Elaine	52.00		311.00
* 06/08/2021		Prophylaxis-adult	Elaine	96.00		407.00
* 06/22/2021		Dental Ins Payment - UMR (COMPASS ROSE HEAI	Elaine		-39.00	368.00
* 07/01/2021		Dental Ins Payment - UMR (COMPASS ROSE HEAI	Elaine		0.00	368.00
* 07/07/2021		Duplicate/Copy Patient Records	Elaine	0.00		368.00
* 09/16/2021		Prophylaxis-adult	Elaine	96.00		464.00
* 09/16/2021		Periodic oral evaluation	Elaine	52.00		516.00
* 10/07/2021		Dental Ins Payment - UMR (COMPASS ROSE HEAI	Elaine		0.00	516.00
* 12/07/2021		Check Payment - Thank You	Elaine		-516.00	0.00
* 03/02/2022		Prophylaxis-adult	Elaine	96.00		96.00
* 03/02/2022		Bitewing Four Image	Elaine	67.00		163.00
* 03/02/2022		Periodic oral evaluation	Elaine	52.00		215.00
* 03/02/2022		Topical Applic Fluoride Varnish	Elaine	51.00		266.00
* 03/18/2022		Dental Ins Payment - UMR (COMPASS ROSE HEAI	Elaine		-39.00	227.00
* 04/05/2022		Check Payment - Thank You	Elaine		-227.00	0.00
* 09/20/2022		Prophylaxis-adult	Elaine	96.00		96.00
* 09/20/2022		Periodic oral evaluation	Elaine	52.00		148.00
* 10/19/2022		Dental Ins Payment - UMR (COMPASS ROSE HEAI	Elaine		-39.00	109.00
* 12/29/2022		Less Than 2 Business Day Notice	Elaine	0.00		109.00
* 05/08/2023		Office visit for observation	Elaine	0.00		109.00
* 05/23/2023		Check Payment - Thank You	Elaine		-109.00	0.00
04/18/2024		Duplicate/Copy Patient Records	Elaine	0.00		0.00

TOTAL PATIENT BALANCE AS OF 04/30/2024: 0.00

MOM HAD EVERY 6 MONTHS CLEANINGS AND WAS SUGGESTED BY CUSUMANO FOR IT TO BE QUARTERLY DENTAL CLEANINGS

* Procedures that have been placed in History.

[redacted]

RECEIPT

Date	Account Number
09/04/2024	[redacted]

Ms. Elaine Mae Kapusta

Amount Due
$656.00

1ST AND ONLY DENTAL CLEANING AND DENTAL X-RAYS EVER FOR 681 DAYS

Date	Code	Name	Description	Charges	Payments
08/01/2024	2224	Elaine Mae	Oral Rinse	$48.00	
08/01/2024	D0150	Elaine Mae	comprehensive oral evaluation -	$169.00	
08/01/2024	D0220	Elaine Mae	intraoral - periapical first radiogr	$56.00	
08/01/2024	D0230	Elaine Mae	intraoral - periapical each additi	$49.00	
08/01/2024	D0230	Elaine Mae	intraoral - periapical each additi	$49.00	
08/01/2024	D1110	Elaine Mae	prophylaxis - adult	$129.00	
08/01/2024	D1208	Elaine Mae	topical application of fluoride	$60.00	
08/01/2024	HOME Visi	Elaine Mae	Home visit	$96.00	
				$656.00	$0.00

Amount Due
$656.00

Future Appointment List			
Name	Date	Start Time	End Time

76

[redacted]

Patient Progress Notes

Patient: Elaine Kapusta
Provider: John Cusumano, DDS
Phone:
Office: 4350 N. Fairfax Dr.
Suite 135
Arlington, VA 22203

Date: 1/4/2024

2 TIMES DOCTORS ORDERS DEFIED AND IGNORED

Date	Tooth	Surface	Description	Stat
5/8/2023			Clinical Note Pt presented today for prophy/radiographs/exam extremely agitated, frightened and uncooperative. Daughter and case worker came in to the room with her, unable to calm her down. Very brief exam revealed a fistula #25 lingual. Dr Michael wrote Rx for abx and referred to a sedation dentist for comprehensive eval and treatment. Megan Donnelly RDH	
5/8/2023			Office visit for observation	C

NO DENTAL CARE HAS BEEN GIVEN TO MY MOM SINCE DENTAL X-RAYS IN 3/2/22-8/1/24= 883 DAYS

NO DR. ORDERED QUARTERLY DENTAL CLEANING HAS BEEN GIVEN TO MY MOM WHILE SUFFERING THE ENTIRE TIME SINCE 9/20/22-8/1/24=681 DAYS

AND WHAT OCCURRED AS A RESULT OF MULTIPLE UNTREATED DENTAL GUM ABSCESSES CONTINUING, SEPSIS ONGOING DESTROYING 50% BLOODCELLS, 40% PLATELETS AND 80% IMMUNE SYSTEM DESTRUCTION ALONG WITH BONE MARROW DAMAGE AND "BLOOD CANCER" AND WHO KNOWS HOW MUCH "BRAIN AND HEART AND LUNG DAMAGE" AS ELAINE HAS ALSO "BEEN MEDICALLY-FORCIBLY TORTURED WITH FDA-UNAPPROVED ANTIPSYCHOTICS DAMAGING HEART AND BLOODCELLS. AND GIVEN UNAPPROVED FOR LONG-TERM USE LAXATIVES DESTROYING COLON BOWEL & METABOLIC SYSYEM FOR 640 DAYS SO INHUMANELY AND TORTUROUSLY TREATED AND NEAR-DEATH AT LEAST 3 TIMES IS VIRGINIA CRIMINAL LAW SECTION 18.2-369-B WHICH IS A CLASS 4 FELONY!

HAS A ROOT CANAL FINALLY OCCURRED IN FEBRUARY 2024-PRESENT DAY OF WHICH NEED ALL OFFICE VISITS NOTES PROVING WHEN THIS WAS FINALLY DONE AND WHAT WAS DONE FOR MOM AND DOES MOM NOW HAVE A JAW INFECTION FROM WITHHOLDING DENTAL CARE WHICH WAS DOCUMENTEDLY REQUESTED ON 10/16/22 AND IN 2021 ENTIRELY IGNORED FOR 2+ YEARS OF MOM'S SUFFERING AND PAIN!-😱.

22+ MONTHS OF WITHHOLDING DENTAL CARE WHEN MOM HAD "DOCUMENTED CONTINUAL "TEETH PAIN PRIOR TO OCTOBER 2022" ENTIRELY IGNORED BY "ELDERTREE" & "DODGE" IS **CRIMINAL MEDICAL ELDER NEGLECT** IN **WITHHOLDING DENTAL AND MEDICAL CARE CAUSING ILLNESS, INFECTION, INJURY & DISEASE**

77

AZITHROMYCIN 200 MG/5 ML S...

forElaine



Requires Renewal

Last filled on

05/09/2023

78

Select

Details | History | Move to Archive

6:55 100%

Take 2 Tablets By Mouth Immediately, Then 1 Tablet Three Times Daily

Prescriber Phone	703-525-4071
Store Information	4709-a Langston Blvd Arlington, VA 22207 703-522-0011 Store #1380

Store Details >

COST

$3.00

RX #	1151282
QTY	22
SUPPLY	7 Days
ISSUED	05/08/2023
EXPIRES	05/07/2024
NDC	68180016106

Feedback

View Drug Information

Check Drug Interactions

79

Patient Progress Notes

14/24-IGNORED AGAIN!

"FIDUCIARY CRIMINAL MEDICAL ELDER NEGLECT"

Patient: Elaine Kapusta
Provider: John Cusumano, DDS
Phone:
Office: 4350 N. Fairfax Dr.
Suite 135
Arlington, VA 22203

Date: 1/4/2024

Date	Tooth	Surface	Description	Stat
5/8/2023			Clinical Note	
			Pt presented today for prophy/radiographs/exam extremely agitated, frightened and uncooperative. Daughter and case worker came in to the room with her, unable to calm her down. Very brief exam revealed a fistula #25 lingual. Dr Michael wrote Rx for abx and referred to a sedation dentist for comprehensive eval and treatment.	
			Megan Donnelly RDH	
5/8/2023			Office visit for observation	C

ALL FIDUCIARIES KNOWINGLY AND WILLFULLY IGNORED "10/16/22-REPORTED TEETH PAIN" AND REFUSED TO PROVIDE BASIC DENTAL CARE X-RAYS-(3/2/22-8/1/24=883 DAYS DEPRIVATION OF CARE) & REFUSED
TO PROVIDE QUARTERLY DENTAL CLEANING
SINCE (9/20/22-8/1/24=681 DAYS DEPRIVATION OF CARE WHILE THREATENING LYNN KAY FOR PROVIDING AND SEEKING AND BEGGING FOR CARE FOR HER OWN MOM!)
DEPRIVATION OF CARE CAUSING "DEADLY SEPTICEMIA"- BLOOD & PLATELETS & BONE MARROW & IMMUNE SYSTEM DESTRUCTION FROM ENTIRELY IGNORED DENTAL GUM ABSCESS AND "ALMOST DEATH ON 8/2/24-(911 PARAMEDICS REVIVAL)"-FROM "FIDUCIARIES CRIMINAL MEDICAL ELDER NEGLECT DEPRIVATION-18.2-369-B"-CLASS 4 FELONY & ALSO FROM GROSS CRIMINAL MALFEASANCE "CRIMINAL CONCEALMENT BY ALL FIDUCIARIES AND BY PHILIP KAPUSTA"- 8/1/24-DENTAL CLEANING & X-RAYS=655 DAYS AFTER "10/16/22-TEETH PAIN" IGNORED AND DENIED BY ALL FIDUCIARIES WHILE CRIMINALLY CONCEALING "BLOOD CANCER-MDS AND PANCYTOPENIA AND SEVERE ANEMIA AND THROMBOCYTOPENIA AND MONOCYTOPENIA AND IMMUNODEFICIENCY! AND THEN ALL FIDUCIARIES "CRIMINALLY CONCEALED AND CONSPIRED TO COLLUDE TO CONCEAL UNDER OATH AND AS MANDATED REPORTERS OF NEGLECT-("-8/1/24-E.R. EMAILED WHILE SEEKING FRAUD UPON THE COURT MALICIOUS PROSECUTION WITH THREATS AGAIN!-LYING BY OMISSION AND ALL DIDUCIARIES FAILURE TO INFORM AND DISCLOSE ELDER CRUELTY CRIMES OCCURRING SINCE 10/16/22-CLASS 4 FELONY-ELDER CRUELTY CRIMES CONCEALED BY ALL FIDUCIARIES AND BY PHILIP KAPUSTA-(2022-2025)**

ALL FIDUCIARIES IGNORED MOM'S "TEETH PAIN" SINCE OCTOBER 2022-DENTAL GUM ABSCESS BACTERIAL BLOODSTREAM INFECTION ENTIRELY DESTROYING MOM'S PLATELETS & BLOODCELLS SINCE DESTRUCTION BEGAN IN NOVEMBER 2022 WITHOUT MOM RECEIVING ANY ANTIBIOTICS THEN FOR "7 LONG-SUFFERED MONTHS" UNTIL 5/9/23!

THIS IS "CRIMINAL ELDER CRUELTY-"CRIMINAL MEDICAL ELDER NEGLECT-DEPRIVATION OF CARE" WHICH POLICE CHARGES HAVE BEEN FILED-2/24/25 AND ADULT PROTECTIVE SERVICES REPORT ALSO AGAIN FILED!

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2022 DENTAL CARE

DENTAL PAINS AND SWELLING DISREGARDED AND IGNORED BY FIDUCIARIES

September 20, 2022
D1110 ADULT PROPHY

Health Hx Form Completed: No
Reviewed health history: Yes
Changes in health history: None
Peroxyl mouthrinse used for 60 seconds to reduce bacterial aerosols.

CC: Pt here for a cleaning. Case worker said she hasnt been eating and points to upper front teeth.

Periodic Exam completed, Exam By: Dr. JAC
OCSE: WNL
XRAYS: None taken
Intraoral Photos: No
Gingival Condition: Redness and Edema
FMP today? No
Bleeding: Moderate
Calculus: Moderate, Supra and Marginal
Perio Class: Chronic Periodontitis
Bone Loss:Slight, generalized
Ultrasonic used: No, not necessary
Hand scale: Yes
Polish: Yes
Floss:Yes
FL2: No
Next Recare visit: 3MRC
Does patient need to return for treatment? No
If yes, please explain: N/A Tooth#None
PVF forwarded to front desk: Not applicable
Additional notes: pt is agitated but allowed for scaling, polishing and flossing. Gingiva is edematous and has areas with severe redness and edema. Area of 27 lingual presents localized severe inflammation with red and bulbous gingiva. Dr John performed exam and had no significant findings. I suggested 3 months recalls as pt can't maintain proper oral hygiene. No findings on upper anterior area where she points to.

EDEMTOUS

SEVERE REDNESS AND EDEMA

SEVERE INFLAMMATION

RED BULBOUS GINGIVA

QUARTERLY-3 MOS.

681 DAYS DENIED DENTAL CLEANING WHILE NEEDING ROOT CANALS AND SUFFERING SEVERE GUM DISEASE AND "TEETH PAIN"

DENTAL CARE NEGLECT BY FIDUCIARIES

March 2, 2022
D1110 ADULT PROPHY
Temperature was taken with patient's permission and does not exceed 100.4°F.
Health Hx Form Completed: Yes
Reviewed health history: Yes, pt has Dementia
Changes in health history: None none per aid (Liz)
Peroxyl mouthrinse was not given to pt since she is unable to swish and spit.

BP: Bp 150/90mmHg p-77
CC: Liz stated that somtimes Ms. Kapusta points to her lower front teeth

Periodic Exam completed, Exam By: Dr. Cusumano
OCSE: WNL
XRAYS: 4 BWX
Intraoral Photos: No
Gingival Condition: Redness and Edema
FMP today? No
Bleeding: Moderate
Calculus: Moderate, Plaque and Marginal
Perio Class: Chronic Periodontitis
Bone Loss:Slight, localized
Ultrasonic used: Yes
Hand scale: Yes
Polish: Yes
Floss:Yes
FL2: Yes
Next Recare visit: 4MRC
Does patient need to return for treatment? No
If yes, please explain: N/A Tooth#None
PVF forwarded to front desk: Not applicable
Additional notes: Pt and aid were told what she is feeling is fillings on the lower front teeth and calculus. Generalized mod inflammation, Liz stated she does not think Ms. Kapusta's daughter brushes her teeth and that she does it herself. Radiographs were attempted with sensor 1 since senor size 2 was to big for pt to bite down.

"TEETH PAIN"-BOTHERING MOM

883 DAYS DENIED DENTAL X-RAYS WHILE NEEDING ROOT CANALS AND SUFFERING SEVERE GUM DISEASE AND "TEETH PAIN"

	4/23/21-(FRI)-1:15 PM 12:45-LIZ PICKUP ENDODONTIST -(MOM'S ROOT CANAL CLEANOUT & CROWN) ADVISES JUST REMOVE #18 TOOTH ROOT CANAL HAS NERVES ALREADY	Apr 23, 2021 15:04:37	S
LETT -(MOM'S C. -N. T.	I talked to dr. Hu. It is tooth 4 and 5. I will call new dentist to see what they want to do about the root canals	May 18, 2021 13:45:20	

Clinical Notes

4/13/2021 - 4/13/2021
Selected Providers
Patient: Elaine Kapusta

Patient: Elaine Kapusta
Birthdate: 12/30/1937

SS #:
Chart #: KA0123

4/13/2021 4:06:54 PM KDCX

Note Created On: 4/13/2021 4:06:54 PM

Limited Exam
Patient presented for prophy & new patient examination. Patient & aide arrived about 15 minutes late.
Due to struggles with taking bitewing and periapical radiographs, tried taking panoramic radiograph. Successful on 3rd try.
Perio charting completed. Patient had not had her teeth cleaned since pre-pandemic.
Clinical examination performed by Dr. JAC. Suspect recurrent decay underneath crown on #30 and infection present on #18. Swollen gums around #18 with slight pus present (shown to nurse) and recommended possible re-treatment by endodontist, or extraction.
Discussed trying to find CBCT machine with bitewing capablities to better diagnose other areas of concern. Her previous dentist, Dr. Hu in McLean had told them 3 root canals were necessary.
They Will reach out to Dr. Hu's office to get theiir radiographs. Patient will return for cleaning and re-try bitewings at that time.
KDC/Dr. JAC/Nancy Roop

DR. HU INFORMED 3 ROOT CANALS WERE NECESSARY

3044	Me	AM GOING TO TRY GETTING HER IN THE WALK-IN SHOWER, BUT SHE IS IN A LOT OF PAIN AND I AM MOVING HER IN THE SIT DOLLY THING UPSTAIRS. GOING TO STAY UPSTAIRS.
3045	Me	PURCHASED YEARS AGO. WORKING WELL. NEEDS TO HAVE NO WEIGHT ON HER KNEE RIGHT NOW Medline Premium Empower Rollator Walker with Seat, Comfort Handles and Thick Ba
3046	Me	GOING TO DO PROP TIME IN BED WATCHING TV TO SEE IF THAT HELPS HER FEEL BETTER. WILL KEEP YOU UPDATED. BUT BEST, I THINK, WILL BE TO CANCEL MAMMO TOMORROW. D
3047	Me	YOU CAN STOP BY TOMORROW AT 1:30/2 PM TO DO B.P. & LUNGS & 02 WOULD BE GOOD UPSTAIRS TOMORROW.
3048	Me	PLEASE ORDER THIS. IT LOOKS LIKE I COULD SLIP IT ON HER EVERY MORNING WHILE SHE IS ON THE TOILET TO SEE IF IT HELPS, TOO. https://knee.getcompressa.com/blog/c
3049	Me	TOMORROW, METROPROLOL AND BUY A BOTTLE OF ZINC VITAMINS, TOO.
3050	Me	PLEASE ALSO HIRE SOMEONE TO HELP ME ENCOURAGE MOM TO GET HER WEEKLY WASH IN THE SHOWER EACH WEEK AND ALSO CAN HAVE THAT PERSON TO WASH HER HAIR ONC FOR A HAIR APPT ANYMORE. TODAY, SHE REFUSED TO ALLOW ME TO UNTIL SHE FINALLY GIVES IN. IT TOOK 1 HR WAITING TO DO IT TODAY. ALL SHE GOT WAS 1/2 OF A SPONGE BAT
3051	Me	THE WALK-IN TUB IS JUST TOO DIFFICULT FOR HER TO GET IN AND OUT OF BECAUSE OF HER KNEE PAIN AND HAVING TO PUT HER WEIGHT ON THE KNEE TO GET IN. BEST IS TO HAVI
3052	Me	IF YOU HAVEN'T CANCELLED THE MAMMO YET, DON'T. CAN YOU HELP ME WITH THE SHOWER AFTER YOU RETURN WITH MOM TOMORROW?
3053	Me	CVS JUST CALLED ME REGARDING METROPROLOL. ANY WORD FROM THE DR. YET? I JUST TRIED AND IT IS AFTER 4 PM NOW.
3054	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I left a message for the eliquis
3055	Me	METROPROLOL?
3056	Me	VIRGINIA HEART?
3057	Me	MAYBE IF YOU TAKE THE BOTTLE WITH YOU TOMORROW, CVS CAN GIVE YOU A WEEK'S SUPPLY. THEY HAVE DONE THAT BEFORE FOR ME.
3058	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I haven't call about the metoprolol. Is it ready?
3059	Me	DIDN'T YOU GET MY MULTIPLE TEXTS FROM CVS? DR ISN'T RESPONDING. IS DR. OM VACATION?
3060	Me	TEXT MSGS HAVE LOW SPACE SO NOT SURE WORKING TODAY
3061	Me	5/16/22-(MON)-11:42 AM CVS Pharmacy: Elaine, Your Dr has not responded to approve a refill for ME. **Please call your Dr. for more information.** WILL YOU BE CALLING THE DR? I HAV
3062	Me	MAMMO TOMORROW?
3063	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I only saw those for eliquis. The whole text does not come through. It just says ME
3064	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I only left a message for the eliquis. I can call again tomorrow and bring the bottle
3065	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Yes. I have her on for mammogram tomorrow
3066	Me	OK, B.P. ON BED AT 1:30 PM TOMORROW?
3067	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Yes.

3068	Me	OK, I WILLEAVE GARAGE OPEN FOR YOU AND WILL HAVE MOM UPSTAIRS TO BE READY FOR YOU
3069	Me	AFTER WAITING ON PHONE 20 MIN W/ VA. HEART CONTINUOUS VOICEMAIL RECORDING TRYING TO REACH A HUMAN TO CALL IN A REFILL FOR METROPROLOL. SAID IT WAS CAED IN
3070	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Ok. I also left a message this morning too. It usually takes 20-30 mins on hold
3071	Me	CALLING CVS NOW TO CHECK ON METROPROLOL RX IF THEY RECEIVED IT.
3072	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Ask about the eliquis too
3073	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I had been leaving messages about that too
3074	Me	DON'T NEED ELIQUIS OR FUROSEMIDE. CVS SAYS THEY WILL CALL VA. HEART TO CONFIRM DOSAGE CONFLICTING INSTRUCTIONS.
3075	Me	I CANCELLED BOTH FOR NOW THEY MAY BE ABLE TO GIVE YOU A 3 DAYS SUPPLY OF METROPROLOL LATER TODAY/TOMORROW
3076	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	But you need the prior authorization for the eliquis. Va heart should do them both so it is done
3077	Me	MOM SAID SHE'S NOT FEELING WELL. SHE IS UPSTAIRS ELEVATING HER FEET. HAD B'FST & PILLS. GOT B.P. STUFF UPSTAIRS TO BE REASMMDY FOR YOU AT 1:30 PM. TEXT ME AND I
3078	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I will be there on a few mins
3079	Me	OK, WE ARE UPSTAIRS.OPENING GARAGE NOW
3080	Me	LET'S TRY B.P. NEXT TIME WITH MOM SITTING INBTHE COMFY BACKED SOFA CHAIR TO SEE WHAT HER RESTING B.P. IS NEXT WEEK.
3081	Me	THIS WAS THE BEST I COULD FIND FOR MOM'S B.P.. BUT USED THE ARM CUFF THAT DOESN'T WORK ANYMORE WITH AN ERROR MSG THAT I HAVE NO IDEA WHERE THE INSTRUCTION
3082	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We have been stuck almost dead stop traffic for 20 mins on 66. accident with all sorts of ambulances and police and fire trucks passing us. I called the imaging center. They know we will
3083	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Your mom is taking it well
3084	Me	OK, HOPE IT GOES WELL WHEN YOU DO TRY TO DOVTHE MAMMO. IS SHE TALKATIVE ABOUT ALL OF THE COMMOTION HAPPENING AROUND YOU?
3085	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	A little bit.
3086	Me	ASK HER ABOUT WORKING FOR THE CIA AND GOING TO GERMANY AND SWITZERLAND TO SEE IF SHE REMEMBERS ANYTHING.
3087	Me	ABLE TO MAKE IT THERE FOR MAMMO? LET'S HOPE THEY WILL STILL ALLOW THE APPT EVEN THOUGH LATE.
3088	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Did she have breast cancer
3089	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	They are trying to decide if they can work her in since we got here an hour late

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3090	Me	NO, BUT I DID AND HER SISTER DID
3091	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Ok that is what I thought
3092	Me	SHE HASN'T HAD A MAMMO FOR AT LEAST THINK5-6 YEARS. SINCE SHE REFUSED IT 3-4 YRS AGO WHEN I TRIED. GOOD LUCK!
3093	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We have to reschedule
3094	Me	YEP, I FIGURED. ARE YOU GOING TO CVS? SHOULD I CALL THEM TO SEE IF METROPROLOL IS AVAILABLE FOR PICKUP? I FORGOT TO GIVE YOU THE BOTTLE.
3095	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Can you call them to see if it is ready? They won't give me anything if there was a a discrepancy with the prescription
3096	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We are in the bathroom now
3097	Me	I AM ON THE PHONE NOW WITH CVS. THEY TRIED EARLIER, BUT COULDN'T REACH THEM. THEY ARE CALLING AGAIN NOW WHILE I AM ON WITH CVS..
3098	Me	VA. HEART CLOSES AT 4 PM, SO WE WILL KNOW SOON IF THEY ARE REACHABLE TODAY.
3099	Me	CALL YOU SEE IF YOU CAN COMBINE MAMMO WITH DEXATRAN TEST FOR OSTEOPOROSIS SAME DAY WOULD BE GOOD.
3100	Me	I WOULD SAY OSTEO TEST SHOULD BE 1ST BECAUSE SHE WILL PROBABLY SHUT DOWN SAYING SHE DOESN'T WANT TO DO ANYTHING AFTER THE PAINFUL MAMMO.
3101	Me	CVS GOT THROUGH TO VA HEART. GOOD NEWS! THEY ARE TALKING NOW.
3102	Me	VA. HEART IS SENDING APPROVAL NOW TO CVS.
3103	Me	HOPING IT WILL GET SENT RIGHT AWAY. HE IS CHEKING. NOTHING YET.
3104	Me	I SPOKE WITH HAZAM, SAYS HE WILL CALL ME WHEN RX IS RECEIVED.
3105	Me	JUST HEARD FROM HAZAM AT CVS. 4:20 PM WILL BE READY. ASK FOR HAZAM.
3106	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We will back on 5 mins. I am going to drop her back first
3107	Me	WHY?
3108	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We are just in just about to turn in the neighborhood
3109	Me	I THOUGHT YOU WERE GOING TO HELP ME WITH HER SITTING SHOWER WASH.
3110	Me	ARE YOU GOING TO CVS AFTER SHOWER?
3111	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Yes I would rather her home and settled before going to the pharmacy
3112	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	In case there is a wait. Scripts are never ready on time

3113	Me	OK
3114	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We are back
3115	Me	SHOULD SHE EAT DINNER WHILE YOU GO TO CVS? THEN SHOWER AFTERWARDS?
3116	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	No let's do it now
3117	Me	4:31 PM CVS Pharmacy: Elaine, Your Rx ME is available for pickup at 4709-A LEE HIGHWAY, ARLINGTON. Questions? 703-522-0011. Reply 'HELP' for help
3118	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I'm back
3119	Me	P.T.-JACK-3:30 PM-BACKYARD DECK
3120	Me	FOR THE DEXASCAN SHE DOESN'T NEED TO SWALLOW ANYTHING? DOES SHE?
3121	Me	5/27/22-DEXASCAN APPT-VA. HEART
3122	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	No nothing
3123	Me	OK, THAT'S GOOD, BECAUSE SHE WILL REFUSE.
3124	Me	WHAT TIME FOR 5/27/22-(FRI) DEXASCAN APT?
3125	Me	WHAT DAYS/TIMES FOR MAMMO & DEXASCAN APPT TIMES? EACH DAY PRIOR TO LEAVING FOR APPT PLEASE DO RELAXED SOFA SITTING B.P. CHECKS
3126	Me	NOT SURE WHAT HAPPENED TO MOM'S BLUE MASK AFTER WE TOOK IT OFF FOR HER SHOWER. SO CAN YOU PLEASE BRING ANOTHER NEW ONE FOR MOM TOMORROW AFTERNOON
3127	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Dexascan is Tuesday 5/31 at 245 MAMMO is Wednesday 6/1 at 1245 I will bring a mask today
3128	Me	5/31/22-(TUE) ?1:45-2 PM-B.P. RELAXED ON SOFA 2:45 PM-DEXASCAN APPT-VA. HEART -?HAIR APPT
3129	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Hair this friday 1230
3130	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We can try the bp relaxes today provided I get there early. I am coming from another appt and time might be right. If not, we can do Friday
3131	Me	5/27/22-(FRI)-?NOON PICKUP B.P. 12:30 PM-HAIR APPT ===== 5/31/22-(TUE)-? PM PICKUP ?1:45-2 PM-B.P. RELAXED ON SOFA 2:45 PM-DEXASCAN APPT-VA. HEART ==== 6/1/22-(WED
3132	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Be there in a few mins
3133	Me	OK, BUT MOM IS EATING LUNCH NOW
3134	Me	SOMETIME FRIDAY, PLEASE SNAP PIC OF THE BACKYARD LEANING TREE-ITS BRANCHES NEED TO BE PROFESSIONALLY TREE TRIM CHOPPED OFF ON THE BACKYARD DECK AND MAS
3135	Me	BEST IF THE AID COMES ON A NON-RAINY DAY TO START GAINING MOM'S TRUST BY HELPING SWEEP THE DECK. THEN BATH AFTERWARDS. NEEDS TO BUILD UP TRUST BEFORE BAT

3136	Me	SHE LOVES ALL VARIETIES AND ALL COLORS OF FLOWERS!!!
3137	Me	IT COULD BE MORE, THIS IS JUST AN ESTIMATE BASED ON MY MEASUREMENTS BEING TOLD THEM OVER THE PHONE.
3138	Me	GOING TO HAVE THEM START IN BASEMENT KITCHENETTE AND LAUNDRY ROOM IN BASEMENT. THEN WILL DO ALL OF THE UPSTAIRS BATHROOMS. WILL SAVE THE FRONT HALLWA
3139	Me	WOULD YOU BE ABLE TO GO SHOPPING FOR CLOTHES FOR MOM AFTER HER DEXASCAN APPT? OR RESCHEDULE HAIR APPT TO 5/31/22?
3140	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	The hair lady does not work on Tuesday. So I can't do it that day
3141	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	But I could take her shopping for clothes on the 31st?
3142	Me	OK, HOW EARLY CAN YOU ARRIVE 5/31? NOON-5 PM IS A TIMEFRAME ARRIVAL. SHOULD I ASK IF THEY CAN DO AN EARLIER TIMEFRAME ON 5/31?
3143	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I need to leave your house by 5 on Monday though, so I can take her for clothes before the appt
3144	Me	MOM CAN BE KEPT AWAY FROM THEM FOR UPSTAIRS FBATHROOMS. AND IN BASEMENT, TOO, THEY CAN ENTER THROUGH BASEMENT AREA.
3145	Me	CAN YOU BE HERE AT 1 PM 5/31-TUE?
3146	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I can make 1pm work
3147	Me	5/31/22-(TUE)-8 AM-1 PM SCHEDULED STANLEY STEEMER EARLIER SO GOOD TO GO.
3148	Me	THANKS, SO GLAD THEY COULD MAKE IT EARLIER.
3149	Me	5/31-TUE, NOT MONDAY
3150	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Yes Monday is a holiday
3151	Me	1 WEEK FROM TODAY
3152	Me	PERFECT!
3153	Me	CAN I FORWARD YOU THE PERFECT-FIT ESTIMATE SO YOU CAN PRINTOUT TO BRING WITH YOU? IT IS HARD LOOKING AT A TINY SCREEN TO REVIEW EVERYTHING.
3154	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Yes
3155	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	How are you going to pay for Stanley steamer ?
3156	Me	YOU WILL NEED TO PAY VISA.
3157	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I don't have access to a visa not authorized to pay for anything that is not for healthcare. You need to call Cary about it
3158	Me	SHE NEEDS TO INCREASE THE MONTHLY VISA BY $2,500 FOR THIS MONTH.

3159	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	You need to talk to her directly. You have her phone number and email, yes?
3160	Me	MOM'S HOME IS FALLING APART, BOTH INSIDE AND OUTSIDE NEEDING UPTEEN MULTIPLE THINGS DONE. THE CONSERVATOR NEEDS TO GET HER ACT TOGETHER. I WILL BEGIN TAKI
3161	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	They want to do a home inspection with you
3162	Me	ABSOLUTELY NOT. GET THESE THINGS DONE THAT ARE URGENT LIKE SOD AND FLOWERS AND WINDOW SHADES TO KEEP THE HOUSE COOLER AND REPLAVE THE GENERATOR. OUTS
3163	Me	5/27/22-(FRI)- ?NOON PICKUP-THUNDRTSTORM! ?12:30 PM-HAIR APPT
3164	Me	PLEASE RESCHEDULE HAIR APPT. THUNDERSTLRMS TOMORROW.
3165	Me	PLEASE CONFIRM YOU HAVE CANCELLED MOM'S HAIR APPT. FOR TODAY FORECASTING SEVERE DANGEROUS THUNDERSTORMS/ TORNADO WATCH THIS MORNING/AFTERNOON I D
3166	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Yes I canceled it
3167	Me	OK, LIKELY TO LOSE POWER TODAY. NO GENERATOR POWER STILL!!!
3168	Me	GEESH!
3169	Me	ALARMS ARE GOING CRAZY OVER HERE NOW!
3170	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Are we doing regular pick up today 2pm?
3171	Me	NOON IS BETTER. STANLEY STEEMER IS HERE NOW. GOING TO DO LOWER PORTION BASEMENT THEN UPSTAIRS WITH FRONT ENTRY AND KITCHEN LAST
3172	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Oh ok. I'm not going to be able to pay them
3173	Me	HAIR APPT TODAY?
3174	Me	NOON PICKUP TO ALLOW THEM TO WORL W/O MOM INTERFERENCE
3175	Me	PLEASE MAKE A 12:30 PM APPT FOR TODAY FOR MOM'S SHAMPOO & DEEP CONDITION & BLOW DRY PRIOR TO DEXASCAN
3176	Me	THE MCLEAN HAIR CUTRERY IS FINE. WOULD BE GOOD TO DO TODAY, INSTEAD OF CLOTGES SHOPPING.
3177	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I had planned on clothes today and hair tumors
3178	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Tomorrow
3179	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	But I had 1pm on my calendar
3180	Me	LIKELY MOST OF THE HOUSE WILL BE DONE BY NOON. LAST WILL BE THE FRONT ENTRY WITY HOSES OUT THE FRONT DOOR.
3181	Me	YOU HAD SAID NOON.

3182	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I said 1pm
3183	Me	WELL 1 PM THEY MAY BE DONE. WE'LL SEE. WILL LET YOU KNOW. PLEASE BRING MOM'S LABS & PERFECT-FIT ESTIMATE, TOO, TODAY OR TOMORROW.
3184	Me	THEY ALREADY STARTED. DIFFICULT TO COORDINATE BECAUSE THEY NEED THEIR HOSES TO CONNECT TO OUR OUTSIDE HOSE SPIGOTS.
3185	Me	YOU MAY NEED TO PICKUP MOM FROM THE BACKYARD DECK, DUE TO KITCHEN FLOOR NOT BEING FINISHED.
3186	Me	WILLET YOU KNOW. AND 2 PM MIGHT BE BETTER OK, FOR PICKUP, SINCE MOM IS GETTING HAIR DONE TODAY
3187	Me	ISN'T GETTING HAIR DONE UNTIL TOMORROW
3188	Me	MOM IS ACCEPTING ALL OF THE COMMOTION SO FAR. THEY ARE MOVING UPSTAIRS NOW TO DO ALL OF THE UPSTAIRS 3RD FLOOR BATHROOMS NOW.
3189	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Do you want me get her some new clothes? I can order Alfred Dunner pants online. I can take her to get tops or I can pick some out?
3190	Me	DON'T NEED ANY PANTS. HAS 4 GREY & 4 TAN. SHE WON'T WEAR ANY OF THE BLACK, NAVY BLUE OR WHITE SLACKS. JUST NEED LIGHT-COLORED AND THIN LONG-SLEEVES TURTLE
3191	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	What size? Medium? Or large
3192	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I can also take half of the pants this weeks and half next week to get them hemmed. I mean the pants she already has
3193	Me	LIKELY LARGE. WILL GIVE YOU THE PINK TURTLENECK TODAY FOR AA EXAMPLE. BUT SHE WILL LIKELY NEED TO TRY ON THE NEW TURTLENECKS TO BE SURE THEY FIT. DON'T THINK
3194	Me	NO NEED TO HEM ANY OF THE PANTS. SHE JUST EASILY ROLLS THEM UP. THEY DON'T INTERFERE WITH HER WALKING AT ALL.
3195	Me	FLOORS ARE LOOKING BEAUTIFUL! HOPE THE KITCHEN WILL ALSO.
3196	Me	MOM WILL BE SO HAPPY!
3197	Me	2 OF EACH LIGHT COLOR TURTLENECK THAT SHE LIKES. SHE CAN TRY ON THE LARGE OR EXTRA LARGE. SIZES THEN SHE CAN PICKOUT ALL OF THE COLORS SHE LIKES. GET 2 OF EA
3198	Me	PLEASE GET AT LEAST 7 NEW TURTLENECKS MIX OF COLORS.
3199	Me	1 PM OR SOONER WOULD BE GOOD FOR MOM PICKUP
3200	Me	1 PM PICKUO PLEASE. BECAUSE IT WILL BE REALLY HARD TO CONTAIN HER AWAY FROM THE GUYS WHEN THEY START ON THE MAIN FLOOR.
3201	Me	WILL NEED THE 1 PM PICKUP TO BE THROUGH THE BACKYARD DECK DOORS
3202	Me	SHE'S GOING TO BE REALLY HUNGRY SO MIGHT BE BEST TO WAIT TO GO CLOTHES SHOPPING UNTIL ANOTHER DAY, MAYBE. JUST COME HOME AFTER THE DEXASCAN.
3203	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I was going to do the shopping first
3204	Me	YOU LIKELY WON'T HAVE ENOUGH TIME. MOM MOVES REALLY SLOW.
3205	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I'm going to push her in the wheelchair

3206	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I'm on my over now
3207	Me	THEY ARE ENTIRELY ON THE MAIN FLOOR NOW. WE ARE BOTH IN THE LARGE FAMILY TV ROOM FOR EXITING THROUGH DOUBLE DOORS. MOM LAST PEED AT 12:30 PM.
3208	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Be there ðŸ"œ
3209	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Will come through the back
3210	Me	JUST FORWARDED THE STANLEY STEEMER BILL. PLEASE ALSO PRINTOUT STANLEY STEEMER RECEIPT, ALONG WITH THE PERFECT-FIT RECEIPT AND ALSO MOM'S LABS TO BRING W
3211	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I have her labs today
3212	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We also got 4 tops today
3213	Me	TURTLENECKS?
3214	Me	WOW! SHOCKED YOU HAD ENOUGH TIME TO MAKE IT FOR THE DEXASCAN
3215	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	No, turtlenecks are not in season. We were lucky to get what we got. If wants turtle necks we will have to order them online
3216	Me	OK, DID SHE TRY THEM ON? DOES SHE LIKE THEM?
3217	Me	I PUT EVERYTHING BACK WHERE IT WAS, SO GARAGE ENTRANCE IS FINE FOR DROPOFF
3218	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Ok the way back now
3219	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We are back
3220	Me	PLEASE GET 1 LARGE TO SEE IF IT FITS MOM Amazon Hanes Womenâ€™s Perfect-T Long Sleeve T-shirt https://www.amazon.com/dp/B01I21GX7W/ref=cm_sw_r_apan_i_NEVYEJHMCY
3221	Me	NOON PICKUP TOMORROW?
3222	Me	5/31/22-(TUE)-1:15-4 PM PICKUP 9 AM-2:15 PM-STANLEY STEEMER MOM BLOUSE SHOPPING 2:45 PM-DEXASCAN APPT-VA. HEART ====
3223	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Yes noon pick up
3224	Me	6/1/22-(WED)-NOON PICKUP 12:45 PM-MAMMO HAIR APPT-SHAMPOO & DEEP CONDITION
3225	Me	PLEASE CHECK ON THE LITHIUM BATTERIES & NEST PROTECTS AND ALSO THE TOILET PAPER. WHEN DID YOU ORDER EVERYTHING?
3226	Me	YOU MAY HAVE ALOT OF PROBLEMS GETTING MOM TO COOPERATE TODAY. SHE IS REALLY REALLY TIRED!
3227	Me	SHE HAD MOST OF HER BREAKFAST AND JUST PEED SO IS READY, BUT IS REALLY DRAGGING. NOT SURE YOU SHOULD PUSH HER TODAY FOR MAMMO. MAYBE JUST DO HAIR.
3228	Me	I CANNOT SEE MOM WILLINGLY COOPERATING FOR THE MAMMO FROM MY PAST EXLERIENCES WITH MOM YEARS AGO.

3229	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We will try
3230	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I'm pulling in now
3231	Me	IF IT DOESN'T ALL WORKOUT, TRY FOR HAIR ON FRIDAY OR NEXT WEEK. ARE THERE ANY JUNE APPTS SCHEDULED FOR MOM SO I CAN UPDATE MOM'S SCHEDULE.
3232	Me	6/1/22-(WED)-166/84-B.P. MOM IS EXHAUSTED AND REALLY DRAGGING! CONCERNED ALL OF THIS OUTSIDE ACTIVITY IS REALLY GETTING TO BE TOO MUCH. HOPEFULLY CAN SLOW I
3233	Me	UH OH! Car Crash Closes Multiple Lanes On I-495 In Fairfax County: Police 21 mins ago
3234	Me	Crash I-495/BeltwayÂ Outer LoopÂ afterÂ I-66 (#49),Â stay alert on right sideÂ by theÂ crash. Reported: 06/01/2022 at 11:52am Updated: 06/01/2022 at 12:35pm
3235	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We took back roads. Waze routed us around the accident
3236	Me	OK, THAT'S GOOD. HAVE NEVER USED WAZE.
3237	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We are waiting to be seen. She perked up and doing well. Will assess how she is doing when are done to see about if hair is a good idea or not today
3238	Me	PLEASE KEEP ME INFORMED IF SHE COOPERATES WITH MAMMO.
3239	Me	WHEN IS DEXASCAN RESULTS RETURNED?
3240	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	48 hours
3241	Me	OK, WILL THEY CALL DR LESSIN TOMORROW?
3242	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	It gets sent directly to him
3243	Me	ON THE PHONE WITH VA HEART NOW ABOUT ELIQUIS
3244	Me	5/26/22: 2:01 PM: CVS Pharmacy: Elaine, Insurance approval for your Rx ELI has not been received. Please call your Dr. for more information. Reply HELP for help ===== 2:06 PM: Your Rx
3245	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We got a limited MAMMO done
3246	Me	WHAT DOES THAT MEAN? LIMITED?
3247	Me	SHE DIDN'T COOPERATE?
3248	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	They could not get all of the images, but they got enough for an exam
3249	Me	3D MAMMO?
3250	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Where was the last one done so they can compare
3251	BHIFFLET T ELIZA-(MOM'S N.	Tyson's location of what?

	N. C. -N. T. B. T.)	
3252	Me	OK, NO IDEA, BECAUSE IT NEVER HAPPENED YEARS AGO.
3253	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Oh they did not get any images ?
3254	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	And she never had one before anywhere?
3255	Me	IF WAS DONE PRIOR TO 2018, I AM NOT AWARE. DR.LESSIN MAY KNOW.
3256	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Oh ok thanks
3257	Me	LEESBURG PIKE WAS IN 2018/ 2019, I THINK.BDR. LESSIN ORDEREDIT OR HER GYNO.
3258	Me	I WILL SEARCH TO TRY TO FIND MORE INFO ON MY PHONE
3259	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	But no images were taken, right?
3260	Me	MOM REFUSED THE MAMMO WITH ME. NOT SURE WHEN ANYMORE
3261	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Ok
3262	Me	CALLING DR. LESSIN TO SEE IF THEY HAVE ANY MAMMO. I ASSUME IT WAS LESSIN WHO GAVE ME THE MAMMO ORDER FOR MOM YEARS AGO.
3263	Me	RESCHEDULE: 1/8/19-(TUE)-2:15 PM-MOM'S MAMMOGRAM-(IMPLANTS) LAST MAMMOGRAM 1/7/15
3264	Me	STILL ON HOLD FOR LESSIN. WILL CONFIRM IF LAST WAS IN 2015
3265	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	If is ok. This mammogram was ok from why they saw
3266	Me	DR. LESSIN FILE SAYS THEY DON'T SHOW WHEN HER LAST MAMMO WAS. DON'T KNOW HOW I HAVE AN EXACT DATE LISTED AS 1/7/15 IF IT WAS NOT TOLD TO ME BY DR.LESSIN. TH
3267	Me	FAIRFAX RADIOLOGY 1/7/15 CHECK IF WAS DONE
3268	Me	ARE YU GOING FOR HAIR APPT NOW?
3269	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	She is getting her hair washed now. Doing great
3270	Me	OK, HOPEFULLY MAMMO IS GOOD.
3271	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	It was. All the images they got we ok
3272	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	The radiologist looked at them before we left
3273	BHIFFLET T ELIZA-(MOM'S N.	The radiologist looked at them before we left

	N. C. -N. T. B. T.)	
3274	Me	OK, WHY WERE ONLY LIMITED DONE? DID SHE NOT COOETATE FOR THE FULL MAMMO IMAGES?
3275	Me	COOPERATE
3276	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	No. It was too hard to position her in the chair
3277	Me	PLEASE HAVE MOM GO TO THE BATHROOM AFTER HAIR APPT
3278	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We are back
3279	Me	DID YOU HAVE A CHANCE TO CHECK MOM'S ANKLES TODAY?
3280	Me	NEVER HEARD ANYTHING BACK FROM VA. HEART. WILL TRY AGAIM TOMORROW. GOING TO NEED ELIQUIS VERY SOON NEXT WEEK.
3281	Me	PLEASE BUY 4-(18-PACK) Charmin Ultra-Strong Toilet Paper (18-Mega Plus Rolls) https://www.homedepot.com/p/Charmin-Ultra-Strong-Toilet-Paper-18-Mega-Plus-Rolls-003700060858/3
3282	Me	AMAZON Energizer Ultimate Lithium AA 12 Battery Super Pack. https://www.amazon.com/dp/B0044P3J2I/ref=cm_sw_r_apan_i_FQ6PE4XHQJWA63AJ185B?_encoding=UTF8&psc=1 **P
3283	Me	VA. HEART GOT INSURANCE APPROVAL AND CALLED CVS. WILL TEXT YOU WHEN IT IS READY. DON'T NEED UNTIL NEXT WEEK.
3284	Me	WHEN IS NEXT VA. HEART APPT? I THINK MOM MAY NEED A HEAET CHECKUP. SHE IS REALLY SLOWED DOWN AND COMPLAINING OF EXHAUSTION.
3285	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Cardinal is 7/11 at 1130 Dentist 7/13 at 230 I will have to check about VA heart
3286	Me	OK, I FEEL IT WOULD BE GOOD TO DO NEXT WEEK FOR VA. HEART
3287	Me	EKG AND ANY FURTHER HEART STUDIES?
3288	Me	IS THERE A MORE IN-DEPTH HEART STUDY?
3289	Me	GOING TO HAVE HER TAKE A NAP TO SEE IF IT HELPS.
3290	Me	ANKLES LOOK GOOD TODAY. DID YOU CHECK THEM OUT YESTERDAY?
3291	Me	Angiogram: Uses, procedure, cost, side effects, and safety https://www.medicalnewstoday.com/articles/326825
3292	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I figured out the issue with the Home Depot stuff. It was flagged due to high cost. I am not allowed to order that high cost without approval. I checked with Cary and she said you have to o
3293	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Va heart not do any angiogram without symptoms like chest pain etc. Her last ekg was normal
3294	Me	CONSERVATOR NEEDS TO ORDER THEN BECAUSE THE $1000 BARELY COVERS FOOD AND I ALSO NEED TO BUY LAUNDRY DETERGENT AND LIQUID SOAP.
3295	Me	MOM IS NOT NORMAL NOW. NEEDS EKG RETEST. COMPLAINING OF PAIN IN HER RIGHT SHOULDER. AND HER LEGS ARE FEELING VERY PAINFUL. ASSUMED SHE SLEPT WRONG, BUT T
3296	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I will call va heart to set up an appt

6/2/22

3297	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	But she is just probably tired from being out 2x this week and pain from the mammogram
3298	BHIFFLET T ELIZA-(MOM'S N N. C. -N. T. B. T.)	There is an aide who can come from 6-8pm. Will that work? I don't have the day of the week yet
3299	Me	WAY TOO LATE. OPTIMUM IS EITHER P.T. 1ST ON THE SAME DAY OR AIDE 1ST ON THE SAME DAY. LATEST WOULD BE 2-4 FOR THE AIDE OR P.T. SAME DAY FOR BOTH
3300	Me	JUST EMAILED YOU 40 YEAR INFLATION & MOM EATS ON AVERAGE. IT IS SO ABSURD THAT I HAVE TO BEG TO GET A SUPPLY OF TOILET PAPER. JUST ONE MORE MARK TO BE HELD A
3301	Me	WEDNESDAY OR FRIDAY IS GOOD FOR BOTH P.T. & AIDE ON THE SAME DAY SO IT DOESN'T TAKE A TOLL ON MOM. I THINK BEST WOULD BE TO HAVE THE P.T. FIRST-(NOONISH-1 PM) A
3302	Me	CVS Pharmacy: Elaine, Your Rx ELI is available for pickup at 4709-A LEE HIGHWAY, ARLINGTON. Questions? 703-522-0011. Reply 'HELP' for help
3303	Me	NO RUSH ON ELIQUIS PICKUP. CAN BE LATER NEXT WEEK. AS THERE IS ENOUGH FOR MORE THAN A WEEK STILL.
3304	Me	GOING TO TRY A SHOWER/BATH FOR MOM TOMORROW. GOING TO DO LOWER LEAVING UPPER FOR A WASH CLOTH SPONGE BATH ON SATURDAY. MAYBE IF I DO 1/2 AND 1/2 SHE W
3305	Me	BY THEVWAY, SHE LIKES HER HAIR.
3306	Me	ANY DEXASCAN RESULTS YET?
3307	Me	ANY DEXASCAN RESULTS YET?
3308	Me	I HEARD FROM JACK-(P.T.). DIDN'T KNOW HE SCHEDULED TODAY TO START. I RESCHEDULED TO: MONDAY
3309	Me	6/6/22-(MON)-2:30 PM JACK MOM'S P.T.-(OUT ON BACKYARD DECK)
3310	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	He told you he was coming today when he left on Monday
3311	Me	NO, NOTHING WAS SCHEDULED THAT I CAN REMEMBER.
3312	Me	ANY DEXASCAN RESULTS? AND DID YOU ORDER THIS? I COULD SLIP IT ON HER EVERY MORNING WHILE SHE IS ON THE TOILET TO SEE IF IT HELPS, TOO. https://knee.getcompressa.cc
3313	Me	NEST PROTECTS AND LITHIUM BATTERIES?
3314	Me	MOM WAS UP EVERY HOUR LAST NIGHT. CAN YOU PLEASE ASK IF MELATONIN WOULD BE OK TO GIVE MOM AT NIGHT WITH HER ELIQUIS AND METROPRLLOL? IF SHE COULD ONLY G
3315	Me	Elaine, Rx EL is ready @ CVS Pharmacy 4709-A LEE HIGHWAY for 12 more days. NOTE We're closed for lunch from 1:30-2PM WON'T NEED IT UNTIL FRIDAY
3316	Me	I AM STARTING MOM WITH TAKING AN HOUR NAP AFTER LATE LUNCH AND BEING BEFORE DINNER AS SHE IS JUST SO NOTICEABLY TIRED. IN THE FUTURE, THINK WOULD BE BETTEI
3317	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	The appt is this wednesday at 2:10 with VA heart
3318	Me	OK, *People over age 50 should be checked for B9 and B12 deficiencies.** â€¢ People taking certain drugs, such as blood thinners, heart medications, steroids or immune suppressants, *
3319	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	She has b12 checked. I have never heard of b9 specifically being checked
3320	Me	VITAMIN K?
3321	Me	ANY DEXASCAN RESULTS YET?

INCOMPETENT AND UNQUALIFIED TO CARE FOR THE ELDERLY

3322	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Clotting factors are not usually checked unless one is on a blood thinner. I can ask at the appt
3323	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I will call Dr. Lessin about the dexascan.
3324	Me	ISN'T ELIQUIS A BLOOD THINNER LIKE WARFARIN?
3325	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Eliquis does not need to be checked because of the way the does it calculated. Only Coumadin needs to be checked that way
3326	Me	IS THE INR A VITAMIN K CHECK?
3327	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	No
3328	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Vitamin k is what impacts the clotting factors
3329	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	It reverses the way coumadin works
3330	Me	OK, SO, IS THERE A BLOOD TEST FOR CHECKING VITAMIN K?
3331	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	K1
3332	Me	EGGS-VITAMIN K
3333	Me	6/8/22-(WED)-2:10 PM Virginia Heart: You have an appt on 06/08/2022 @ 02:10 PM at our Arlington Office. ?ls arrive 15mins early. Call 703-621-4501 w/questions ?PICKUP ?1:30 PM
3334	Me	LET'S PLEASE HAVE MOM GET THE SHINGLES VACCINE
3335	Me	6/8/22-WEDNESDAY, CAN YOU PLEASE PICKUP MOM AT 1:15 PM? MAYBE YOU COULD GO TO LEE HIGHWAY CVS FOR A SHINGLES VACCINE AND PICKUP THE ELIQUIS ON THE WAY TO
3336	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Dexascan shows osteopenia. He wants her to have a 1200mg of calcium/milk per day Take the vitamin d3 every day and walk 30 mins 3x a week
3337	Me	WHAT IS OSTEOPENIA?
3338	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Also thinks a drug called mybetriq may help with the going to the bathroom a lot
3339	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	He said that might be better than taking melatonin
3340	Me	MELATONIN IS TO HELP MOM SLEEP
3341	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	If she is it peeing as much she might sleep better
3342	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Osteopenia is bone loss

3343	Me	I DON'T WANT TO HAVE MOM TAKING ANOTHER DRUG. IS MELATONIN OK WITH METROPROLOL AND ELIQUIS AND FUROSEMIDE?
3344	Me	PLEASE PICKUP MOM AT 1:15 PM TOMORROW. I WILL HAVE HER READY AT 1 PM.
3345	Me	1 milligram (mg) is equal to 1000 microgramsÂ (Î¼g).
3346	Me	1200 MILIIGRAMS IS 1.2 MICROGRAMS??? I AM CONFUAED.
3347	Me	1 CUP MILK=2.5 MCG 2 CUPS=5 MCG
3348	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I will be coming from another doctor appt and will to the house as soon as I can
3349	Me	MAYBE MOM SHOULD TAKE CALCIUM VITAMIN.
3350	Me	PLEASE TODAY ASK VA. HEART REGARDING MELATONIN TO GIVE TO MOM AT NIGHT WITH ELIQUIS & METROPROLOL. ALONG WITH NOTICEABLE TIREDNESS, MOM'S RIGHT SHOULDE
3351	Me	PLEASE TEXT ME WHEN YOU ARE ON THE WAY. I WILL HAVE MOM ALL READY OUT ON THE KITCHEN AREA BACKYARD DECK AT 1:25 PM FOR YOUR PICKUP.
3352	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Kayloe said there was no point in doing the mri since it would not change the treatment. And she would have to lie still flat in her back.
3353	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I don't know what Va heart will do today. It is based on symptoms when she comes in. Likely an ekg. I will ask about the melatonin. Lessin said it was ok
3354	Me	PLEASE ASK ABOUT ECG-(ECHOCARDIAGRAM) & THE CARDIAC ANGIOGRAM TO BE ABLE TO SEE IF MOM'S BLOOD VESSELS ARE NARROWED BLOCKEDVARTERIES POSSIBLY CAUSING
3355	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I don't think they will do that. It is an invasive test that is usually only done with symptoms like chest pain, shortness of breath, and that you would treat with surgery
3356	Me	PLEASE ASK IF THERE ARE ANY BLOOD TESTS FOR CARDIAC MONITORING FOR POSSIBLE BLOCKED ARTERIES?
3357	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I will, but I do not believe there are any
3358	Me	SHINGLES VACCINE FOR MOM & ELIQUIS PICKUP AT CVS TODAY?
3359	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I have to schedule the shingles vaccine. I can't do it as a walk in
3360	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Also you might want to think about it. It is a hard vaccine on the body. It can cause fatigue and discomfort for days. At her age, I am not sure it is worth it
3361	Me	OK, DIDN'T KNOW THAT. PLEASE DO SCHEDULE IT. JACK SAID HE GOT SHINGLES REALLY BAD AS A REDULT OF HAVING COVID IN HIS SYSTEM AND IT LOOKED REALLY BAD!
3362	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I literally got took an 89 year man to a doctor today, and his doctor said it indicated by age, but very hard on the body. He said the Covid and pneumonia vaccine are much more important
3363	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	But Jack is younger and can handle the side effects of the vaccine better
3364	Me	MOM MAY HAVE ALREADY HAD THE PNEUMONIA VACCINE YEARS AGO AS I REMEMBER TAKING HER TO A SAFEWAY SIT-IN PHARMACY FOR A VACCINE FOR MOM THAT WASN'T A FL
3365	Me	What blood tests show plaque in arteries? Coronary Calcium Score is a non-invasive test that uses a low radiation CT (computed tomography) scan without any injected dye (contrast mat

3366	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Be there in 5 mins
3367	Me	DON'T FORGET TO SNAP A PIC OF OUR FRONTYARD AND BACKYARD FORRESTS GROWING.
3368	Me	ARE THEY DOING AN EKG OR ANYTHING FOR MOM TODAY?
3369	Me	ASK ABOUT MELATONIN W/ MOM'S MEDICATIONS
3370	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Cary said they called the landscaper last week to restart the mowing
3371	Me	BACKYARD NEEDS WEEDING BIG TIME. NOT JUST MOWING FRONTYARD
3372	Me	GOING TO END UP WITH SNAKES AND RATS!
3373	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	They did an ekg which was normal Afib. We are the lab downstairs to check routine labs
3374	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	He said no other tests were indicated
3375	Me	SED RATE LAB WOULD BE GOOD! INCOMPETENCE TO NOT DO SED RATE AND URINE CULTURE-DIAGNOSTIC LABS FAILED TO BE ORDERED INCLUDING A CMP
3376	Me	DID YOU ASK ABOUT MELATONIN W/ MOM'S MEDICATIONS?
3377	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We are back
3378	Me	ERICA, (CARE WITH LOVE) WOULD YOU POSSIBLY BE AVAILABLE TO HELP ME WITH MOM-(ELAINE KAPUSTA)? NEED A HELPER FOR 1 HOUR A WEEK TO HELP ME GET MOM SHOWERE ALSO LIKED YOU. ARE YOU AVAOLABLE TO HELP ONCE WK FOR 1 HR/WK? FROM A TIMEFRAME OF SOMETIME BETWEEN 11 AM-4 PM?
3379	Me	GREENHILL SAYS THEY WON'T DO ANYTHING IN THE BACKYARD FOR MOWING OR WEEDING. WHAT THE HELL IS WRONG WITH THIS PERSON. **THEY ARE ONLY DOING THE FRONTYA
3380	Me	THIS IS SO ABSOLUTELY RIDICULOUS THAT OUR BACKYARD IS BEING ENTIRELY IGNORED.
3381	Me	HAVE NOT HEARD ANUTHING FROM ERICA. NOT SURE WHY.
3382	Me	THE FRONTYARD NEEDS GRASS PLACED DOWN. ARE THEY JUST GOING TO NEVER GIVE MOM ANY LAWN OR FLOWERS FOR HER HOME OF 44 YEARS?
3383	Me	THE CONSERVATOR HAS A SCREW LOOSE AND IS ABUSIVE AND NEGLIGENT IN HER CARE OF MOM'S HOME
3384	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I have the knee sleeve. I was going to drop it by today along with a things for your mom and Jack to plant
3385	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	About 230 or so
3386	Me	PLEASE SNAP PICS OF OUR FRONTYARD OF DIRT AND OUR BACKYARD OF WEEDS. WONDER IF YOU OR THE BACKYARD WEEDS ARE THE TALLEST!?
3387	Me	THE STUPIDITY OF THIS CONSERVATORSHIP IS "OFF THE CHARTS"!!!
3388	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I can't tell from this pic. The cord end is supposed to be closer to the elbow

3389	Me	PLEASE KINDLY TEXT ME THE B.P. PIC YOU SNAPPED SOVI CAN BE SURE I DO IT CORRECTLY FOR MOM
3390	Me	I JUST CALLED MERRIFIELD GARDENS TO GIVE LEFT SIDEYARD AND BACKUP YARD WEEDING CLEANUP ESTIMATE FOR FRONTYARD AND BACKYARD PRUNING TREES. SOD PLACEMEI
3391	Me	WHEN MERRIFIELD GARDENS IS HERE FOR WEEDING, I AM GOING TO ALSO ASK FOR HAVING A CONSULTATION FOR ALL OF THE FRONTYARD FLOWER BOXES AND BACKYARD DECK F
3392	Me	PLEASE KINDLY TEXT ME THE B.P. PIC YOU SNAPPED SO I CAN BE SURE I DO IT CORRECTLY FOR MOM
3393	Me	THANK YOU
3394	Me	JACK SAYS THE BACKYARD WEEDS ARE TALLER THAN 6'2" JACK!
3395	Me	MOM'S WEEKLY SCHEDULE: P.T. & O.T -(PRIVATE PAY) MONDAYS-P T. FRIDAYS-O.T. FOR HELPING MOM SHOWERING WITH ME & PLANTING COLORFUL FLOWERS ON MOM'S BALCONY
3396	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I was going to stop by quickly today about 12 to do blood pressure and feet check and go over some other stuff. I will be in the area
3397	Me	SHOULD MOM HAVE ANOTHER U/A TO BE SURE AHE IS OK IN EARLY JULY? DOES DRINKING LESS AND LESS DAMAGE HER KIDNEYS WITH HER NOT FLUSHINGBOUT TOXINS?
3398	BHIFFLET T ELIZA-(MOM'S N N. C. -N. T. B. T.)	I can ask. She will be due to seen soon anyway
3399	Me	OK, AND PLEASE ADD THYROID AND SEDBRATE TO BLOOD TESTS THIS TIME.
3400	Me	SED RATE & THYROID BLOOD TESTS ALONG WITH THE USUAL BLOOD TESTS
3401	Me	FORWARDED YOU TODAY'S STANLEY STEEMER STILL NON-PAYMENT RESPONSE
3402	Me	HAVEN'T HEARD ANYTHING FROM MERRIFIELD GARDENS- (DANNY) YET. WILL CALL AGAIN TOMORROW
3403	Me	WOULD BE GOOD TO HAVE JACI WORK WITH MOM FOR DOING PLANTING FLOWERS WITH HER LIKE YOU DID FOR BUILDING A RELATIONSHIP OF TRUST WITH MOM LIKE YOU HAVE D
3404	Me	NEED YOU TO BUY MORE, BUT DIFFERENT COLORED FLOWERS FOR MONDAY'S JACK P.T. APPT & ALSO FOR JACI. PLEASE DROPOFF BEFORE MONDAY-1 PM.
3405	Me	WHITE, YELLOW FLOWERS
3406	Me	WHEN YOU ARE HERE NEXT, PLEASE LEAVE THE WHEELCHAIR FOR THE O.T. PERSON. SHE CAN WHEEL MOM AROUND THE NEIGHBORHOOD FOR 30 MINUTES TO BUILD TRUST WITH I
3407	Me	NEED YOU TO BUY MORE, BUT DIFFERENT COLORED FLOWERS FOR MONDAY'S JACK P.T. APPT & ALSO FOR JACI. PLEASE DROPOFF BEFORE MONDAY-1 PM. YELLOW & WHITE & LIGHT
3408	Me	PLEASE ORDER: Relish Track Maze Marble Game | Specialist Alzheimer's/Dementia Games & Resources for Improving Skills & Coordination https://a.co/d/h7RpbUo
3409	Me	PLEASE ORDER: Aitey Wooden Jigsaw Puzzles for Kids Ages 2-5 Toddler Puzzles 9 Pieces Preschool Educational Learning Toys Set Animals Puzzles for 2 3 4 Years Old Boys and Girls (6
3410	Me	PLEASE ORDER: RMS Ultra Soft 4-Layer Washable and Reusable Incontinence Bed Pad - Waterproof Bed Pads, 18"X24" (3 Pack) https://a.co/d/gbAR7JU
3411	Me	PLEASE ORDER: Limited-time deal: Compression Leg Massager, Muscle Fatigue Massager for Leg, Calf Air Massager for Circulation, Foot Massager with Heat, Gifts for Women,Men https
3412	Me	PLEASE ORDER: Nekteck Shiatsu Foot Massager Machine with Soothing Heat, Deep Kneading Therapy, Air Compression, Improve Blood Circulation and Foot Wellness,Relax for Home or C
3413	Me	PLEASE ORDER: Toddler Puzzles Games Wooden Toys Montessori Shape Sorting Puzzle Sensory Toys Toddlers Activities Preschool Learning Early Educational Birthday Gift Travel Autisti
3414	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I will come today between 12 and 1230... coming from another appt in McLean at 11

3415	Me	WHAT FOR?
3416	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	You wanted me to come focus before 1pm with the flowers and the wheelchair
3417	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Come today
3418	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	You sent me a bunch of text on Friday
3419	Me	JACK DOESN'T THINK THE WHEELCHAIR IS A GOOD IDEA FOR JACI.
3420	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Ok. Well I have the flowers
3421	Me	YES, PLEASE DROPOFF FLOWERS ON BACKYARD DECK FOR JACK AND MOM.
3422	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I put the flowers on the back deck. Do you want me to check her ankles and blood pressure before I go?
3423	Me	JACK CAN DO IT TOMORROW IS FINE
3424	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Ok
3425	Me	HAVE YOU SCHEDULED Q HAIR APPT YET FOR MOM? WANT TO RECORD IT ON MY CALENDAR. WOULD BE GOOD TO BE ON SAME DAY SCHEDULED FOR DR. LESSIN VISIT FOR U/A & SE
3426	Me	7/1/22-(FRI)-2:30 PM JACI-(O.T.) MOM'S SHOWERTIME
3427	Me	IN FACT SHE HAS FALLWN ASLEEP SITTING IN THE CHAIR W/ CLASSICAL MUSIC PLAYING WHILE I TOOK B.P
3428	Me	DRINKING LESS AND LESS, BUT STILL EATING AND EXTREMELY TIRED. COULD MOM GET FLUIDS INTRAVENOUS AND B12 SHOT TO SEE IF SHE PERKS UP? OUTPATIENT E.R ?
3429	Me	IF MOM DOESN'T PERK UP BEFORE FRIDAY, THERE IS A ZERO PERCENT CHANCE OF HER COOPERATING FOR HAVING A BATH IN SHOWER THIS FRIDAY.
3430	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I can probably come by tomorrow mid- late morning.
3431	Me	OK, LIKELY WILL BE UPSTAIRS. YOU CAN WATCH IF I AM DOING HER B.P. CORRECTLY WITH MOM SITTING IN THE SAME CHAIR. SHE IS REALLY TIRED! ATE B'FST & BACK IN BED. IN THI
3432	Me	MOM HAS PERKED UP. SHE CLEANED HER PLATE EATING LATE LUNCH/DINNER. SHE EVEN HAD "BRAIN POWER" TO DO THE UPSTAIRS PUZZLES BEFORE EATING AND SHE WENT DOW
3433	Me	MOM IS OUT OF ENERGY AGAIN. SHE DID WELL FOR ONLY 3 HOURS. I HOPE SLEEP WILL BE PRODUCTIVE FOR MOM TONIGHT. SEE YOU TOMORROW. MYVPHONE MEMORY IS ALMOST
3434	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Ok
3435	Me	I DEFINITELY THINK INTRAVENOUS FLUIDS WOULD BE GOOD FOR MOM TOMORROW OR FRIDAY. I REMEMBER MANY YEARS AGO, I HAD HEAT EXHAUSTION/DEHYDRATION IN CALIFOR
3436	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I will be there 1130
3437	BHIFFLET T ELIZA-(MOM'S N.	I have other places I have to be in the afternoon

	N. C. -N. T. B. T.)	
3438	Me	OK, 11:30 AM IS GOOD. SHE IS SLEEPING STILL. BUT WOULD BE GOOD FOR HER TO USE THE BATHROOM AT 11:15 AM SO SHE CAN BE AWAKE FOR YOUR CHECKUP. I WILL LEAVEE OPI
3439	Me	MOM DOESN'T WANT TO GET UP SO I AN UPSTAIRS WITH MOM IN BED. SHE IS JUST SO EXHAUSTED & SO AM I. GARAGE IS OPEN NOW PLEASE BE SURE THAT YOU MAKE ARRANGEM
3440	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	We can to when I get there. Closer to 1215
3441	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I am in a little crisis at my prior stop
3442	Me	WELL, SHE USED BATHROOM. B.P. IS NOT CORRECT SINCE STRESSED AND NOT RELAXED. CAN YOU PLEASE TAKE HER TO E.R. TODAY TO GET ADMITTED TODAY?
3443	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I can't today
3444	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	The cardiologist said her labs are good and to check the TSH and T4-- that might explain being tired
3445	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Lessin said to start the ramipril
3446	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	I can get a mobile lab place come to do the labs
3447	Me	DAMMIT! THIS IS RIDICULOUS, SHE NEEDS FLUIDS. SHE IS EXHAUSTED & DISORIENTED. SHE NEEDS TO GO TO THE HOSPITAL. SHE IS NOT DOING WELL. GET HER TO E.R. SO SHE CAN
3448	Me	MOM IS STILL IN THE CHAIR WAITING FOR YOU.
3449	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	On my way
3450	Me	BLOOD DRAW, ALSO CHECK HER SED RATE, TOO
3451	Me	MOM IS VERY AGITATED AND WON'T LET THEM DO ANYTHING FOR HER AND KEEPS WANTING TO GET OUT OF BED. WHEN WILL YOU BE GOING TO THE E.R. TODAY?
3452	Me	THIS IS EXACTLY WHY I WANTED YOU TO TAKE HER FOR YOU TO BE WITH HER. THIS ALL CAUSES HER STRESS. THEY ARE GOING TO HAVE ME TALK WITH HER CALLING ME BACK.
3453	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Lynn I told you I was tied up today. But you were very agitated and I did not feel comfortable leaving her alone
3454	Me	OMG! STUPIDITY. I TELL YOU THAT SHE NEEDS MEDICAL HELP AND YOU ENTIRELY DISREGARD IT UNBELIEVABLE!
3455	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	Your mom does not do well in the ER and they should be avoided. I wanted to call the doctors and follow their instructions
3456	BHIFFLET T ELIZA-(MOM'S N. N. C. -N. T. B. T.)	430/5 is the soonest I get there. But I cannot sit with her all night. We will need to staff an aide
3457	Me	MOM NEEDS TO BE ADMITTED TO THE HOSPITAL AT LEAST OVERNIGHT, POSSIBLY LONGER SO SHE CAN HAVE INTRAVENOUS FLUIDS AND NUTRIENTS AND FORCED SLEEP THROUG
3458	Me	I JUST SPOKE WITH DR. CHARLES-(LADY). THEY GAVE MOM MEDICATION TO CALM HER DOWN. GOING TO DO TESTS, LABS & U/A & CALL ME BACK. THEY ARE NOW GIVING MOM FLU

RAMIPRIL HAS NEVER BEEN GIVEN TO MOM BY ANY DR. EVER BEFORE AND EVER SINCE
CANNOT EAT BANANAS WITH RAMIPRIL

INCOMPETENCE BY LIZ SHIFFLETT TO NEVER DOING PROPER DIAGNOSTIC LABS AND U/A FOR TIREDNESS AND PHYSICALLY WORSENING PAINS AND EXHAUSTION

WHY WAS NO I/A DONE?

NEGLIGENCE

Kapusta, Elaine M DOB: [redacted]
Patient ID:
Specimen ID: 130-706-9406-0
Age: 84
Sex: Female

Patient Report
Account Number: 45050472
Ordering Physician: B LESSIN

labcorp

Ordered Items: **CBC With Differential/Platelet; Comp. Metabolic Panel (14); Vitamin D, 25-Hydroxy; Sedimentation Rate-Westergren; Venipuncture**

5/10/22-5/10/22-DR. LESSIN STATED 1 MONTH FOLLOWUP OR SOONER

Date Collected: 05/10/2022 Date Received: 05/10/2022 Date Reported: 05/11/2022 Fasting: No

CBC With Differential/Platelet

Test	Current Result and Flag		Previous Result and Date		Units	Reference Interval
WBC 01	4.4		5.0	03/10/2022	x10E3/uL	3.4-10.8
RBC 01	4.02		4.39	03/10/2022	x10E6/uL	3.77-5.28
Hemoglobin 01	12.5		13.3	03/10/2022	g/dL	11.1-15.9
Hematocrit 01	37.8		41.0	03/10/2022	%	34.0-46.6
MCV 01	94		93	03/10/2022	fL	79-97
MCH 01	31.1		30.3	03/10/2022	pg	26.6-33.0
MCHC 01	33.1		32.4	03/10/2022	g/dL	31.5-35.7
RDW 01	13.8		13.7	03/10/2022	%	11.7-15.4
▼ Platelets 01	122	LOW	145	03/10/2022	x10E3/uL	150-450
Neutrophils 01	58		50	03/10/2022	%	Not Estab.
Lymphs 01	35		41	03/10/2022	%	Not Estab.
Monocytes 01	5		6	03/10/2022	%	Not Estab.
Eos 01	1		2	03/10/2022	%	Not Estab.
Basos 01	1		1	03/10/2022	%	Not Estab.
Neutrophils (Absolute) 01	2.5		2.5	03/10/2022	x10E3/uL	1.4-7.0
Lymphs (Absolute) 01	1.5		2.0	03/10/2022	x10E3/uL	0.7-3.1
Monocytes(Absolute) 01	0.2		0.3	03/10/2022	x10E3/uL	0.1-0.9
Eos (Absolute) 01	0.1		0.1	03/10/2022	x10E3/uL	0.0-0.4
Baso (Absolute) 01	0.1		0.1	03/10/2022	x10E3/uL	0.0-0.2
Immature Granulocytes 01	0		0	03/10/2022	%	Not Estab.
Immature Grans (Abs) 01	0.0		0.0	03/10/2022	x10E3/uL	0.0-0.1

Comp. Metabolic Panel (14)

Test	Current Result and Flag		Previous Result and Date		Units	Reference Interval
Glucose 01	85		76	03/10/2022	mg/dL	65-99
BUN 01	20		17	03/10/2022	mg/dL	8-27
Creatinine 01	0.97		1.17	03/10/2022	mg/dL	0.57-1.00
▼ eGFR	58	Low	46	03/10/2022	mL/min/1.73	>59
BUN/Creatinine Ratio	21		15	03/10/2022		12-28
Sodium 01	138		142	03/10/2022	mmol/L	134-144
Potassium 02	4.2		4.2	03/10/2022	mmol/L	3.5-5.2
Chloride 01	102		102	03/10/2022	mmol/L	96-106
Carbon Dioxide, Total 02	25		25	03/10/2022	mmol/L	20-29
Calcium 01	9.5		9.9	03/10/2022	mg/dL	8.7-10.3
Protein, Total 01	7.3		7.8	03/10/2022	g/dL	6.0-8.5
Albumin 01	4.4		4.5	03/10/2022	g/dL	3.6-4.6
Globulin, Total	2.9		3.3	03/10/2022	g/dL	1.5-4.5
A/G Ratio	1.5		1.4	03/10/2022		1.2-2.2

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Kapusta, Elaine M
Patient ID:
Specimen ID: 130-706-9406-0

DOB: [redacted]
Age: 84
Sex: Female

Patient Report
Account Number: 45050472
Ordering Physician: B LESSIN

labcorp

Comp. Metabolic Panel (14) (Cont.)

Bilirubin, Total [01]	0.4	0.4	03/10/2022	mg/dL	0.0-1.2
Alkaline Phosphatase [01]	84	93	03/10/2022	IU/L	44-121
AST (SGOT) [01]	14	15	03/10/2022	IU/L	0-40
ALT (SGPT) [01]	7	10	03/10/2022	IU/L	0-32

Vitamin D, 25-Hydroxy

Test	Current Result and Flag	Previous Result and Date	Units	Reference Interval
▼ Vitamin D, 25-Hydroxy [01]	29.3 Low	43.3 03/10/2022	ng/mL	30.0-100.0

Vitamin D deficiency has been defined by the Institute of Medicine and an Endocrine Society practice guideline as a level of serum 25-OH vitamin D less than 20 ng/mL (1,2). The Endocrine Society went on to further define vitamin D insufficiency as a level between 21 and 29 ng/mL (2).

1. IOM (Institute of Medicine). 2010. Dietary reference intakes for calcium and D. Washington DC: The National Academies Press.
2. Holick MF, Binkley NC, Bischoff-Ferrari HA, et al. Evaluation, treatment, and prevention of vitamin D deficiency: an Endocrine Society clinical practice guideline. JCEM. 2011 Jul; 96(7):1911-30.

6/30/22-BOTH AST & ALT DOUBLED SHOWING 6/30/22 DAMAGED KIDNEY & LIVER FROM UNTREATED & UNDIAGNOSED KIDNEY INFECTION REQUIRING EMERGENT MEDICAL CARE

Sedimentation Rate-Westergren

Test	Current Result and Flag	Previous Result and Date	Units	Reference Interval
Sedimentation Rate-Westergren [01]	22	16 11/22/2021	mm/hr	0-40

5/10/22-ELEVATED SED RATE

Disclaimer
The Previous Result is listed for the most recent test performed by Labcorp in the past 5 years where there is sufficient patient demographic data to match the result to the patient. Results from certain tests are excluded from the Previous Result display.

Icon Legend
▲ Out of Reference Range ■ Critical or Alert

5/10/22-DR. LESSIN STATED 1 MONTH FOLLOWUP OR SOONER

Performing Labs
01: BN - Labcorp Burlington 1447 York Court, Burlington, NC, 27215-3361 Dir: Sanjai Nagendra, MD
For inquiries, the physician may contact Branch: 800-859-0391 Lab: 800-762-4344

Patient Details
Kapusta, Elaine M
4136 N RIVER ST, MC LEAN, VA, 22101

Phone: **703-241-1211**
Date of Birth: **12/30/1937**
Age: **84**
Sex: **Female**
Patient ID:
Alternate Patient ID:

Physician Details
B LESSIN
Bruce E Lessin MD PC
1313 Dolley Madison 207 GH, McLean, VA, 22101

Phone: **703-821-1677**
Account Number: **45050472**
Physician ID:
NPI: **1003973165**

Specimen Details
Specimen ID: **130-706-9406-0**
Control ID: **20460613275**
Alternate Control Number:
Date Collected: **05/10/2022 1506 Local**
Date Received: **05/10/2022 0000 ET**
Date Entered: **05/10/2022 1711 ET**
Date Reported: **05/11/2022 0736 ET**
Rte: **V**

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FAILED TO DO A U/A

BRUCE S. LESSIN, M.D., P.C
1313 Dolley Madison Blvd., Suite 207
McLean, Virginia 22101
(703) 821-1677

18.3
Edema
279.899

DATE: 5/10/22

NAME: Elaine Kapus DOB: 78

BP: 170/90 169/100 (later) P:

T: 96.7 WT: 165.5 HGT:

DRUG ALLERGIES: ASA-rash
PCN-rash

CURRENT MEDICATIONS:
Metoprolol Succ ER 25mg ~~1/2 tab~~ QD
Furosemide ~~20~~ mg QD 5 days/wk
Eliquis 5mg 1 BID
Vit D3 2000u 3x/week
Vit B complex 3x/week
Ramipril 5mg 1 QD daughter refused

LAB REQUESTS:
CBC CMET Lipid Panel ~~PT~~ ~~PTT~~ TSH SR 5/2022
PSA UA URINE Culture Throat Culture
CK FERRITIN GLYCOHgb Stool Guaiac
Uric Acid 25-Hydroxy Vitamin D
ECG OXIMETRY
OTHER:

~~I/A SHOULD HAVE BEEN ORDERED~~

FASTING NON-FASTING

PROTHROMBIN TIME:
___ seconds INR: ___

- March 10, 22 Wt; 167 #
- no Covid vaccine

Seen c
Feeling good -

BP - daughter never put her on the Ramipril -

Walk from way to way.
Energy good.
Sleep ok.
GI: Good appetite, no Burn.
GU: no.

Breathes - uses a cane - can walk on stairs

Eliquis No bleeding.

TPAC Edema 2 lbs

weight up

11/22/21	5/10/22
159.0	165.5

BRUCE E. LESSIN, M.D., P.C.
INTERNAL MEDICINE AND NEPHROLOGY
1313 DOLLEY MADISON BLVD., STE 207
MCLEAN, VA 22101

CONT. - 5/10/22

KAPUSTA, Elaine

EXAM: Pt. alert but does not speak in a coherent manor. When asked a question she does not really answer precisely the question answered. She is jovial and alert however. No shortness of breath. Cerv. nodes and thyroid were normal. Lungs totally clear. Heart sounds were regular at 78 with a very faint short systolic murmur along the left sternal boarder. Abd. without organomegaly or tenderness. Trace bilateral leg edema.

INFECTIONAL CONFUSION

IMPRESSION: 102-106 - As listed.

PLAN:
- Her multiple medications and conditions were reviewed.
- Comprehensive lab testing was obtained as shown to follow up on her conditions.
- A note regarding the importance of B/P treatment was written up and a copy is on the chart this was to provide to her daughter so her B/P should be less than 130/80. This was discussed with her caregiver nurse.
- If all is well return in a month for follow up and call sooner p.r.n.
- The daughter increased her Metoprolol 25mg. to 1 daily which will not be adequate for her B/P.
- Dietary modification is important however the pt. does not understand this and will eat excessively.
- Referred for a DEXA scan at Virginia Hospital Center.

BEL/mck

5/18/22-LYNN KAY TEXTTED LIZ SHIFFLETT-"MOM IS NOT FEELING WELL"

6/2/22-LYNN KAY TEXTED LIZ SHIFFLETT-"MOM IS NOT NORMAL NOW."
6/8/22-LYNN KAY TEXTED "SED RATE WOULD BE GOOD

6/29/22-LYNN KAY TEXTED MOM NEEDS TO GO TO THE E.R.-SHE NEEDS IV FLUIDS AND IV NUTRIENTS AND FORCED SLEEP MEDICATION AND A CATHETHER

6/30/22-MOM WOKEUP CRYING AND SCARED SHE WAS DYING AND SHE WAS FROM UROSEPSIS.ELAINE AGREED TO GO TO THE HOSPITAL-SCARED IT WAS BAD-**LIZ SHIFFLETT CALLED LYNN CRAZY DISRESPECTING BOTH MOM AND I AND LI SHIFFLETT THEN LIED TO THE POLICE, THE E.R. AND TO THE CONSERVATOR AND HAS DESTROYED OUR LIVES BY DEFAMATION AND CRIMINAL CONCEALMENTS

6/30/22-DAMMIT! THIS IS RIDICULOUS, SHE NEEDS FLUIDS. SHE IS EXHAUSTED & DISORIENTED. SHE NEEDS TO GO TO THE HOSPITAL. SHE IS NOT DOING WELL. GET HER TO E.R. SO SHE CAN

6/30/22-OMG! STUPIDITY. I TELL YOU THAT SHE NEEDS MEDICAL HELP AND YOU ENTIRELY DISREGARD IT UNBELIEVABLE!

106

6/30/22-MOM NEEDS TO BE ADMITTED TO THE HOSPITAL AT LEAST OVERNIGHT, POSSIBLY LONGER SO SHE CAN HAVE INTRAVENOUS FLUIDS AND NUTRIENTS AND FORCED SLEEP THROUGH

6/30/22-7/2/22-ELAINE "MEDICALLY PROPERLY" BY LYNN'S "GOOD JUDGMENT AND MEDICAL ASTUTENESS"-RECEIVED IV FLUIDS, IV VITAMINS, FORCED SLEEP MEDS, CATHETER AND *FUROSEMIDE WAS DISCONTINUED AND RAMIPRIL WAS NEVER GIVEN* AND ELAINE HAD GROSSLY ABNORMAL LABS AND UROSEPSIS AND NO EDEMA-**ALL CARY CUCINELLU LIES WERE STATED IN EMERGENCY PETITION USING FALSIFIED CARE MANAGER REPORTS-6/8/22 & 6/30/22- AS ALL FIDUCIARIES HAVE CONCEALED ALL OF THEIR CRIMINAL MEDICAL ELDER MEGLECT SINCE 2021**

7/5/22-UNWAREANTED EMERGENCY PETITION AND HEARUNG WAS CONCEALED FROM LYNN KAY TO CONCEAL CARE MANAGER AND CONSERVATOR CRIMINAL ELDER NEGLECT BY FIDUCIARIES

LIZ SHIFFLETT IS AN INCOMPETENT NURSE AND CARE MANAGER AND IS A LIAR AND A CLASS 4 FELON AS SHE IS **GUILTY OF ELDER NEGLECT-18.2-369-B** AND SHE "CRIMINALLY FALSIFIED" THE 6/8/22 AND 6/30/22 CARE MANAGER REPORTS AND THEN "CRIMINALLY CONCEALED IT FROM LYNN KAY AND ALMOST KILLED MY MOM REFUSING MOM MEDICAL CARE AND LEFT MY MOM ROTTING IN THE HOSPITAL FOR A WEEK WITHOUT ANTIBIOTICS-UROSEPSIS-ORGANS SHUTTING DOWN WITH SEPTICEMIA INFECTION ON 6/30/22 IGNORED AND 7/14/22-MOM WAS LEFT UNABLE TO WALK FOR MONTHS OF NEGLECT BY LI SHIFFLETT-PREMIER CARE PLANNING

NO ONE, BUT LYNN KAY, HAS EVER CARED ABOUT THE PHYSICAL HEALTH OF ELAINE MAE KAPUSTA, ONLY MOM AND I

BRUCE E. LESSIN, M.D., P.C
1313 Dolley Madison Blvd., Suite 207
McLean, Virginia 22101
(703) 821-1677

B12 deficiency
B12 9
Shortman / Wood
Z79.899

DATE: 3/10/22

NAME: Elaine Kapusta AGE: 72

BP: 148/80 150/92 (later) P: Regular a missed beat

T: 96.6 WT: 167.7 HGT:

DRUG ALLERGIES: ASA-rash-PCN-rash

CURRENT MEDICATIONS:
Metoprolol Succ ER 25mg ½ tab QD
Furosemide 20 mg qd 5 days/wk
Eliquis 5mg 1 bid
Vit D3 2,000 u 3x/week
Vit B complex 3x/week
Vit D3 2,000 u 3x/week

LAB REQUESTS:
CBC CMET Lipid Panel TSH SR
PSA UA URINE Culture Throat Culture
CK FERRITIN GLYCOHgb Stool Guaiac
Uric Acid 25-Hydroxy Vitamin D
ECG OXIMETRY
OTHER: Vitamin B12 Level
methyl malonic Acid
FASTING NON-FASTING B-Type Natriuretic Peptide

PROTHROMBIN TIME:
seconds INR:

A check up with alot of questions.

Eliquis
No A bruising.
No nose or gum bleeding.

Edema ↓ Leg R > L — wanted to wear velcro leg curare.

Asthma fair — breathing is OK.
— No chest pain
to see Dr. Notarian in 2 weeks.
— No awareness of palpitations.

COVID — vaccine — daughter ?

Normal BM daily

weight

8/3/21	3/10/2022
169.0	167.7

Dementia she doesn't know her birthday or address.

Rel Weight ↔
02 ↔
Cal ↔
Cyan - no symptoms
neuro no focal symptoms

EXAM: Pt. was seen with her caregiver/nurse Liz. Pt. is not able to answer any questions such as her date of birth. She is cooperative and ambulates with a slow but stable gait. Pupillary reactions and EOM's are normal. No facial asymmetry. Cerv. nodes and thyroid were normal. Her lungs are clear and her heart sounds were irregularly irregular averaging 72 without a murmur, gallop or click. Abd. without organomegaly mass or tenderness. She has 2+ edema of her right leg and 1+-2+ of her left leg.

IMPRESSION: 97-101 - As listed.

PLAN:
- The same medications will be continued.
- Comprehensive lab work was obtained as shown.
- She is referred for a screening 3D mammogram at Washington Radiology and a written order was given.
- If all is well she will return in 4 months and her caregiver will call sooner p.r.n.
- It seems to be difficult to get her to reduce her caloric intake to loose weight.

BEL/mck

FILED
CIVIL PROCESSING
2022 SEP 22 P 3:40
JOHN T. FREY
CLERK, CIRCUIT COURT
FAIRFAX, VA

FILED UNDER SEAL PURSUANT TO VA. CODE § 64.2-2002

Callie Bailey

From: Liz Shifflett <l.shifflett@premierlifeplanning.com>
Sent: Wednesday, June 8, 2022 6:13 PM
To: Cary Cucinelli; Callie Bailey
Cc: Suzanne Hanas
Subject: EK 6.8.22

6-8-22-SHIFFLETT-FALSIFIED AND CONCEALED CARE MANAGER REPORT USED FOR CONCEALED 7-5-22 EMERGENCY PETITION

6.8.22
Elaine Kapusta
VA Heart Arlington Office
F/u for fatigue symptoms

Presentation:
Elaine was ready to go when I arrived today dressed in a pink turtleneck, brown pants, and slippers. We went to see Dr. Vlacancich cardiologist to assess increased fatigue that Lynn has observed in her mother. Elaine appeared at her baseline. She did the stairs, walked, and transferred into my car with no difficulty. Jack also reported they had a great session on Monday that she tolerated well. I have also discussed the fatigue with Dr. Lessin. His office has suggested trying a medication called Mybetriq which can help with overactive bladder that could allow her to sleep better by reducing the overnight trips to the bathroom. However, Lynn will not allow any new medications.

Assessment this visit:
-Cardio/pulmonary; mild shortness of breath with exertion at baseline, no dizziness, edema at baseline (4+) right greater than left (3+). Good color. Lungs clear to auscultation. Rhythm is rate controlled atrial fibrillation via office EKG
Vitals; blood pressure 122/55, heart rate 68, respirations 18, weight 151.
-Mood; pleasantly confused. The doctor noted that she "just talks nonsense" and is "out of it"
-Personal care; Griswold cannot staff and aide for 2 hours in the time frame of 11-4. Lynn would like to ask Care with Love if they have any providers for private duty since they know Elaine
-GI/GU; Elaine used the bathroom while we were out to urinate and needed considerable cuing and physical assistance
-Pain; Denied
-Rehab; Jack is now coming every Monday. He has added yard work into the plan of care since Elaine likes to sweep the deck. He would like to plant some small flowers in empty flowers with her to work on motor planning, coordination, transfers, and functional mobility.
Envt; the front lawn is still quite over grown. The back yard could also use mowing. It is getting very tall in the back with weeds.
Supplies; I ordered a knee sleeve brace recommended by Jack
Lynn is still upset about her allowance and the rising foods costs

Interventions this this visit:
-VA Heart appt completed
*CBC, CMP, BNP, TSH, T4 ordered and done in lab downstairs at Labcorp
*no medication changes; encourage Lasix every day
*Elaine is not a candidate for ANY invasive testing or to look aggressively for potential issues since they would not be treated due to comorbidities
*fatigue is a normal part of aging and any intervention is not worth the risk
-Eliquis refill picked up from CVS
-Dexascan showed osteopenia
*take Vitamin D3 2000u every day
*consume 1200mg of Calcium per day
*engage in 30 minutes of walking 3x a week

FALSE STATEMENT! NO BNP OR TSH OR T4 OR CMP WAS SHOWN TO HAVE BEEN DONE ON 6/8/22

THE COMPLETE DISREGARD OF MY MOM FOR NO ONE TO EVER DO ANY PROPER DIAGNOSTIC TESTING IS BEYOND SHOCKING ALLOWING MY MOM TO SUFFER INSTEAD OF BEING PROPERLY DIAGNOSED AND TREATED-FAILURE BY VIRGINIA HEART ALSO DIRECTLY CAUSED 6/30/22 HOSPITALIZATION AS INTERVENTION AND PROPER DIAGNOSTIC TESTING WAS IMPERATIVE A D EVERYONE FAILED TO CARE!

110

EXHIBIT
tabbies
D

Lynn wants her mom to get the Shingles vaccine; Dr. Lessin has approved it. I will provide a CDC fact sheet to Lynn as it is sometimes not well tolerated

Plan:
Monitor CP status
Monitor edema
Monitor personal care
Monitor mood and cognition
Monitor medication mgmt

Next Steps:
F/u with Care with Love re: an aide for 1x a week
F/u on labs
F/u on shingles vaccine
Get a few small plants for Jack to work with Elaine
F/u on front lawn

Liz Shifflett, RN/MPH/CCM

--

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Liz Shifflett, RN/MPH/CCM
Premier RN Geriatric Care
VP of Nursing Services
1300 Crystal Dr, #309
Arlington, VA 22202
571-214-7378

111

Name: Elaine M Kapusta | DOB: | MRN: 13302576 | PCP: Bruce Edward Lessin, MD

ABNORMAL PLATELETS AND GLUCOSE

CBC WITH DIFFERENTIAL

Collected on June 8, 2022 3:17 PM

LIZ SHIFFLETT FAILED TO REQUEST A CMP WHICH WOULD HAVE LIKELY SHOWN THE BEGINNINGS OF KIDNEY FAILURE AS 6/30/22-DOUBLED ALT AND AST SHOWED KIDNEY DISTRESS SINCE 5/10/22 LAST CMP AND ALSO FAILED TO REQUEST A U/A

Lab tests

Results

WBC
Normal range: 3.4 - 10.8 x10E3/uL
4.7
3.4 — 10.8

RBC
Normal range: 3.77 - 5.28 x10E6/uL
4.33
3.77 — 5.28

Hemoglobin
Normal range: 11.1 - 15.9 g/dL
13.3
11.1 — 15.9

Hematocrit
Normal range: 34.0 - 46.6 %
40.6
34 — 46.6

MCV
Normal range: 79 - 97 fL
94
79 — 97

MCH
Normal range: 26.6 - 33.0 pg
30.7
26.6 — 33

MCHC
Normal range: 31.5 - 35.7 g/dL
32.8
31.5 — 35.7

RDW
Normal range: 11.7 - 15.4 %
13.9
11.7 — 15.4

ABNORMAL PLATELETS

Platelets
Normal range: 150 - 450 x10E3/uL

132



Neutrophils
Normal value: Not Estab. %

Value
54

Lymphocytes
Normal value: Not Estab. %

Value
36

Monocytes
Normal value: Not Estab. %

Value
7

Eos
Normal value: Not Estab. %

Value
2

Basos
Normal value: Not Estab. %

Value
1

Neutrophils Absolute
Normal range: 1.4 - 7.0 x10E3/uL

2.5



Lymphocytes Absolute
Normal range: 0.7 - 3.1 x10E3/uL

1.7



Monocytes Absolute
Normal range: 0.1 - 0.9 x10E3/uL

0.3



Eosinophils Absolute
Normal range: 0.0 - 0.4 x10E3/uL

0.1



Baso(Absolute)
Normal range: 0.0 - 0.2 x10E3/uL

0.1



Immature Granulocytes
Normal value: Not Estab. %

Value
0

Immature Granulocytes Absolute

Normal range: 0.0 - 0.1 x10E3/uL



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LIZ SHIFFLETT FAILED TO REQUEST A CMP AS SHE STATED WAS DONE ON HER 6/8/22 ALREADY LYING OR GIVING MISLEADING AND FALSE INFORMATION BEING PROVIDED AS ONLY A BMP WAS DONE ON 6/8/22-(SEE BELOW) UNTIL 6/30/22 HOSPITALIZATION-IN ADDITION LIZ SHIFFLETT-FAILED TO CARE TO PROVIDE PREVIOUS 5/10/22-DR. LESSIN CMP LABS SHOWING A DOUBLING OF PREVIOUS CMP ALT AND AST WHICH SHOULD HAVE RAISED CONCERNS IF THIS WOULD HAVE BEEN PROPERLY PROVIDED AND WAS NOT WHICH ENDANGERED ELAINE'S MEDICAL TREATMENT NOT BEING PROPERLY RECEIVED

BASIC METABOLIC PANEL

Collected on June 8, 2022 3:17 PM

Lab tests

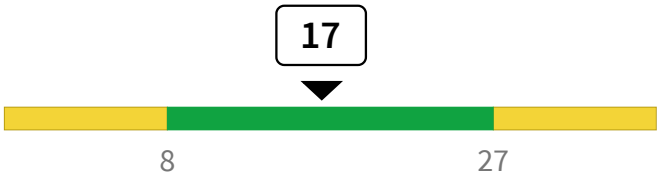
Results

ABNORMAL

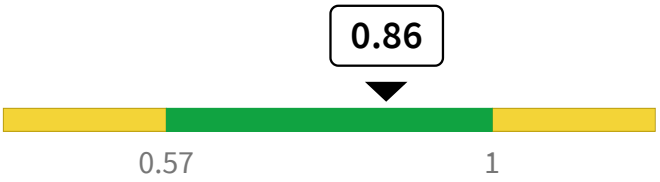
Glucose
Normal range: 65 - 99 mg/dL



BUN
Normal range: 8 - 27 mg/dL



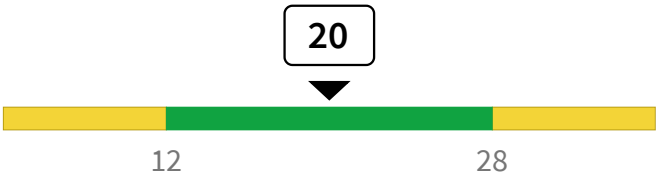
Creatinine
Normal range: 0.57 - 1.00 mg/dL



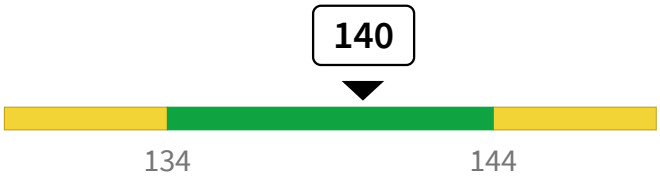
eGFR
Normal value: >59 mL/min/1.73

Value
67

BUN / Creatinine Ratio
Normal range: 12 - 28



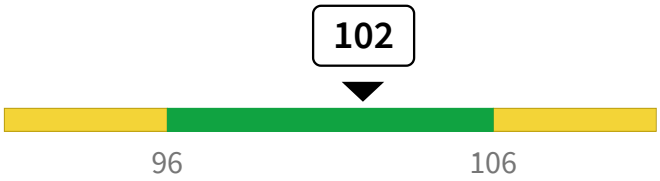
Sodium
Normal range: 134 - 144 mmol/L



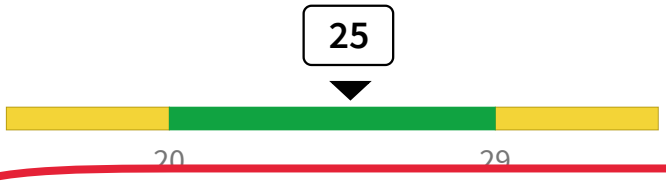
Potassium
Normal range: 3.5 - 5.2 mmol/L



Chloride
Normal range: 96 - 106 mmol/L



CO2
Normal range: 20 - 29 mmol/L



Calcium
Normal range: 8.7 - 10.3 mg/dL



FALSIFIED 6/8/22-CARE MANAGER REPORT DOES NOT MATCH THIS 6/8/22 MEDICAL LABS REPORT

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6/8/22-SHIFFLETT CARE MANAGER REPORT-Interventions this this visit: -VA Heart appt completed *CBC, CMP, BNP, TSH, T4 ordered and done in lab downstairs at Labcorp

FILED
CIVIL PROCESSING
2022 SEP 22 P 3:40
JOHN T. FREY
CLERK, CIRCUIT COURT
FAIRFAX, VA

FILED UNDER SEAL PURSUANT TO VA. CODE § 64.2-2002

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6/30/22-STATEMENTS MADE BY LIZ SHIFFLETT DO NOT MATCH FACTS AS SHOWN BY NESTCAM VIDEOS AND ALSO DOES NOT MATCH MEDICAL FACTS AND ENTIRELY FAILED TO INFORM THAT LIZ SHIFFLETT PREMIER CARE PLANNING FAILED TO SEEK CARE FOR ELAINE SINCE 5/18/22 WHEN LYNN 1ST STATED THAT HER MOM WAS NOT WELL BY DOCUMENTED TEXT. AND 30 MORE TEXTS THEREAFTER INFORMING OF HER MOM'S HEALTH AND HER NEEDS THAT SOMEHING WAS WRONG.

Callie Bailey

ELAINE MAE KAPUSTA ALMOST DIED BECAUSE OF LIZ SHIFFLETT BEING SO INCOMPETENT AND UNCARING AS A NURSE CARE MANAGER-(SHE IS A DEADLY DANGEROUS PERSON FALSIFYING REPORTS)

From: Liz Shifflett <l.shifflett@premierlifeplanning.com>
Sent: Thursday, June 30, 2022 10:35 PM
To: Cary Cucinelli; Callie Bailey
Cc: Suzanne Hanas
Subject: EK 6.30.22

THIS WAS ALSO CONCEALED TO LYNN KAY

LIZ SHIFFLETT FAILED TO EVER INFORM THAT NEGLECT BY CARE MANAGER-(HERSELF) NEGLIGENT ACTIONS BEGAN ON 5/18/22 AND ENTIRELY CAUSED 1 1/2 MONTHS OF SUFFERING BY ELAINE NOT RECEIVING PROPER MEDICAL CARE AS WAS "MEDICALLY PROPERLY REQUESTED BY ONLY LYNN SINCE 6/2/22 KNOWING WHAT WAS "MEDICALLY ASTUTELY CORRECT" AS ELAINE RECEIVED EVERYTHING "LYNN WAS WRONGFULLY CONDEMNED FOR "MEDICALLY PROPERLY REQUESTING AND DOING EVERYTHING THAT THE HOSPITAL DID EVERYTHING REQUESTED BY LYNN WITH THE HOSPITAL THEN CONSULTING WITH LYNN ON 7/4/22 CALLING LYNN TO CONSULT WITH HER ABOUT HER MOM.

6.30.22
Elaine Kapusta
4136 North River Street, Mclean
ER admission

Presentation:
I received a call from Lynn yesterday requesting I take Elaine to the ER since she was "going downhill, delirious, not eating, and not sleeping." She also said she "must have IV fluids and vitamin injections to be fixed." When I arrived today at 12:15, Elaine appeared mostly at baseline, but slightly more tired. Her blood pressure was 155/86, heart rate 68, and respirations 18. She was sitting in a chair dressed in brown pants, a pink turtleneck, and slippers. I observed her walk at baseline. Elaine was eating and drinking, but less than usual. She was also voiding in the bathroom on her own. Elaine was calling out for more help at night, and it was keeping Lynn up.

CARE MANAGER INCOMPETENCE DISREGARDING SINCE 5/18/22 UNWELLNESS

Lynn appeared distraught and visibly upset. She stated she herself only slept 4 hours in the last 5 days. Lynn was irrational and not receptive to feedback that her mother was not in an emergent situation. I had spoken to VA Heart earlier in the day who reported the last set of labs were all good, but we could re-check a TSH and T4. I had an order for home labs. It was also directed we could start the Ramipril which was already ordered by Dr. Lessin. They also reiterated that Elaine is older and will be tired as was stated at the last appt. Lynn did not want to hear any of this. She also reported that she on her own accord stopped giving Elaine the Lasix on Sunday.

THE DISREGARD TO DIAGNOSE BY 2 DOCTORS WAS SHOCKING!

We started to discuss that Lynn cannot make medication changes on her own. We also started discussing that Lynn appears to need more help at the house or Elaine needs a higher level of care. Lynn began yelling and said she was going to hit and smack me several time. She was not receptive to diffusion or my removing myself from the home. She yelled for me to come back and chased after me agitating Elaine who started to cry and begged me not to leave creating a near incident on the stairs.

NESTCAM VIDEOS DO NOT MATCH STATEMENTS MADE BY SHIFFLETT CONCEALMENTS

SHIFFLETT FAILED TO INFORM IN HER ELDER NEGLECT CONCEALED

I expressed concern for Elaine being alone with Lynn and called 911. EMS and the police were called to the home. I spoke with officers MF Colorado and E Kisiel and EMS at the house. Elaine was taken to VHC. Lynn did not accompany her.

SO INCOMPETENT TO CALL THE POLICE FOR HER DISREGARD OF 1 1/2 MONTHS OF MOM'S PHYSICAL SUFFERING AFTER CALLING ME CRAZY FOR SEEKING EMERGENT CARE

6/30/22-E.R. STATES-NO EDEMA

Assessment at the hospital: 5-6pm
Dr. Charles, Molly LCSW, Khalil pharmacist (all in collaboration)
-Cardio/pulmonary; no shortness of breath, no chest pain, 4 + edema bilaterally right greater than left
-Vitals; blood pressure 186/111, heart rate 97, respirations 20, pulse ox 95% on room air, afebrile
-Mood; at baseline confusion. Trying to get out of the gurney. They were going to put on the mittens before I arrived
-Medications; reviewed with the pharmacist. There was a 1x order for Benadryl 12.5mg by mouth x1 for sedation since she was restless in an unfamiliar environment
-Labs; CBC, CMP, sed rate, TSH, T3, and urine collected and all normal. No dehydration. IV fluids of 0.9NS at maintenance were only given to appease Lynn-there was no clinical need. Iv in the right forearm which is at risk of being pulled out

ABNORMAL LABS ON MEDICAL REPORTS SINCE 6/30/22

-Tests; venous doppler to right leg and head CT scan ordered
-GI/GU; Elaine was hooked up to Purewick suction to collect urine

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EXHIBIT C

THIS FELONIOUS REPORT IS ENTIRELY FULL OF LIES AND AND SEEKS TO DEFLECT THE CARE MANAGER NEGLECT AWAY FROM SHIFFLETT BY STATING ALL LIES

-Pain; No apparent distress
-Functional; Lynn requested the doctor give her mom "a catheter, IV medication to sleep, vitamins in the IV, and IV fluids to fix her before she comes home". The doctor said she was not going to do that and asked if more support was need at home. Lynn responded no and the above was only needed.
Misc: The doctor said Elaine would be able to be released if it not for the social services need to admission for placement given that episode that happened at the house corroborating behavior Lynn exhibited on the phone to Dr. Charles

ONLY LYNN KAY STATED EVERYTHING "MEDICALLY PROPERLY BEFORE ELAINE WENT TO E.R.AND RECEIVED ALL STATED BY LYNN

Interventions this this visit:
-EMS and police called for unsafe situation at the home
-ER report and history provided
*detailed concern of neglect and placement needed for a safe discharge
-Contacted Silverado; no beds and has a wait list
-Placed APS referral
-Put PT/OT on hold per placement

THERE WAS NO JUSTIFICATION TO CALL THE POLICE-LIZ SHIFFLETT FAILED TO INFORM THAT SHE ENTIRELY DISREGARDED ELAINE'S PHYSICAL UNWELLNESS PROGRESSING AND THAT SHE CALLED LYNN "CRAZY MULTIPLE TIMES-(NESTCAM VIDEOS) AS "LYNN WAS THE ONLY ONE WHO MEDICALLY CORRECTLY REQUESTED EVERYTHING THAT ELAINE, IN FACT, RECEIVED IN THE HOSPITAL FROM DAY 1 AS MEDICAL FACTUALLY DOCUMENTED

Plan:
Provide for safe discharge plan
F/u on guardianship

Next Steps:
F/u on hospitalization
Find memory care facility; The Kensington
Consider staffing private duty at hospital if Elaine is continued agitated

Liz Shifflett, RN/MPH/CCM

FALLACIOUS AND FALSELY MISLEADINGLY UNTRUE FALSIFIED LIZ SHIFFLETT REPORT

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Liz Shifflett, RN/MPH/CCM
Premier RN Geriatric Care
VP of Nursing Services
1300 Crystal Dr, #309
Arlington, VA 22202
571-214-7378

6-30-22-SHIFFLETT REPORTING LIES TO CONCEAL SHIFFLETT CARE MANAGEMENT ELDER NEGLECT SINCE 5/18/22

LIZ SHIFFLETT-(PREMIER CARE PLANNING) DOCUMENTED BY TEXTS NEGLIGENCE AND LNEGLECT OF ELAINE MAE KAPUSTA DESPITE BEING "MEDICALLY PROPERLY INFORMED BY LYNN DOING AND REQUESTING EVERYTHING MEDICALLY CORRECT" AND "NEVER NEGLECTING HER MOM" DIRECTLY CAUSED 3 YEARS OF HELL FOR "ELAINE AND LYNN BOTH BEING REMOVED FROM THEIR OWN LIVES SINCE 6/30/22" AND SUFFERING EVER SINCE AS A DIRECT RESULT OF ALL FIDUCIARIES LIES TOLD BY ALL OF THEM WITH NO EVIDENCE OF PROOF OF ANY ALLEGATIONS MADE AGAINST LYNN, EVER, AS THE HOSPITAL EVERYTHING AS LYNN DID AND REQUESTED FOR HER MOM. ONLY LYNN "MEDICALLY CORRECTLY" STATED EVERYTHING EVEN BEFORE ELAINE WENT TO THE HOSPITAL."MEDICALLY CORRECTLY"

DEFAMATION-"NOT OF SOUND MIND"

Note From Your Admission on 06/30/22

Progress Notes by Mary Stevens at 6/30/2022 5:54 PM

Author: Mary Stevens
Filed: 6/30/2022 6:19 PM
Service: Care Management
Date of Service: 6/30/2022 5:54 PM
Author Type: Case Manager
Status: Signed

Editor: Mary Stevens (Case Manager)

Case Management Note:

CM met with the doctor, patient and her geriatric nurse case manager Liz Shifflett (703-416-0043) with Premier RN Geriatric care. Pt has dementia so Liz gave all information. She is concerned that the daughter, who is POA, is not taking appropriate care of the pt and that the daughter is not of sound mind. Per doctor the daughter has called her three times already asking for inappropriate medical measures and she is concerned about daughter's state of mind as well. Liz states the daughter is not giving the patient her medications as ordered (not giving some or giving only half) She further states the daughter threatened to hit Liz at the house today. Liz called the police and made a police report. This CM requested she call APS and make a report as well. Liz is working with the pt's attorney to get emergency guardianship from the daughter in order to place the pt in a facility versus staying under the daughter's care. Dr Charles very concerned about patient's safety at home and concerned about pt if she has not been getting her necessary medications. Pt is going to be admitted.

Molly Stevens, LMSW
Case Management
X 8137

LASIX IS HARMFUL TO ELAINE AND VIRGINIA HOSPITAL DISCONTINUED ON 7/2/22

E.R.DR. WRONGFULLY STATED "MY MEDICALLY CORRECT" GUARDIANSHIP REQUESTS AS BEING "INAPPROPRIATE MEDICAL MEASURES" AND ELAINE RECEIVED EVERYTHING LYNN KAY MEDICALLY PROPERLY REQUESTED

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"SHIFFLETT DEFAMATION"-"NOT OF SOUND MIND"

R

Note From Your Admission on 06/30/22

ABNORMAL LABS

H&P by Wint Aye at 6/30/2022 5:59 PM

Author: Wint Aye
Filed: 7/1/2022 2:07 AM
Service: —
Date of Service: 6/30/2022 5:59 PM
Author Type: Physician
Status: Signed

Editor: Wint Aye (Physician)
Related Notes: Addendum by Wint Aye (Physician) filed at 7/1/2022 2:08 AM

Admission History & Physical

PCP: BRUCE E LESSIN, MD
Cardiologist Dr. Vlacacncich
ED Physician: Dr. Charles
Consulting Physicians: none

Reason for admission: dementia

STATED ON 6/30/22-1ST DAY OF HOSPITALIZATION-ABNORMAL LABS-CBC AND CMP AND SED RATE

Assessment/Plan
Principal Problem:
Dementia with behavioral disturbance (CMS/HCC)
-As needed Zyprexa and Haldol
-Physical therapy
-Occupational Therapy

Thrombocytopenia (CMS/HCC) -monitor

Atrial fibrillation (CMS/HCC)
SSS (sick sinus syndrome) (CMS/HCC)
-Continue with metoprolol and Eliquis

HTN (hypertension)
HLD (hyperlipidemia)
Heart failure with preserved ejection fraction (CMS/HCC)
-Daily weight
-Strict I's and O's
-Continue with metoprolol and Lasix
-As needed hydralazine and labetalol

GERD (gastroesophageal reflux disease)
Hyperthyroidism -TSH free T4 normal
History of breast cancer
Mitral insufficiency
Carotid artery stenosis

Diet: Low-salt fluid restricted
DVT prophylaxis: On Eliquis

Full code

History of Present Illness:
Elaine M Kapusta is a 84 y.o. female history of hypertension hyperlipidemia heart failure with preserved ejection fraction atrial fibrillation and sick sinus syndrome GERD hypothyroidism breast cancer and dementia presenting with insomnia.

History was obtained from chart review given patient's advanced dementia.

Ms. Kapusta lives at home with her daughter and has a case manager RN (who is known her for 4 years) named Liz Shifflett who can be reached at 5712147378.

Patient was brought in by EMS after her daughter called for insomnia for 3 days and decreased p.o. intake. No other physical complaints reported and patient unable to cooperate with exam. Chart review does show that she attended a cardiology visit on June 8 and had reported lethargy at that time though they did not this was a cardiac etiology and it indicated she was not a candidate for further ischemic work-up. Per notes from case management Molly Stevens, patient's case manager is concerned that the daughter who is the POA is not taking appropriate care of the patient i.e. not giving her her appropriate medications and that the daughter is not of sound mind. Liz states that the daughter threatened to hit her at the house today and therefore Liz called the police and made a police report. Liz is working with the patient's attorney to get emergency guardianship from the daughter in order to place the patient in a facility.

In the emergency department her vital signs are notable for blood pressure 186/111. Labs notable for platelets 142 BUN 20 creatinine 0.94 calcium 10.3 with normal TSH free T3 magnesium urinalysis COVID-19 and flu. Right lower extremity ultrasound negative for DVT. Chest x-ray shows a large hiatal hernia. She received 1 L normal saline Ativan Haldol and Benadryl in the emergency department. Discussed the case with the ED physician Dr. Charles.

Past Medical History:

Diagnosis	Date
• Atrial fibrillation (CMS/HCC)	
• Carotid artery stenosis	6/30/2022
• Central sleep apnea	
• Dementia (CMS/HCC)	
• GERD (gastroesophageal reflux disease)	6/30/2022
• Heart failure with preserved ejection fraction (CMS/HCC)	6/30/2022
• History of breast cancer	6/30/2022
• HLD (hyperlipidemia)	
• HTN (hypertension)	
• Hyperthyroidism	6/30/2022
• Mitral insufficiency	6/30/2022
• Obesity	
• Ovarian cyst	
• SSS (sick sinus syndrome) (CMS/HCC)	6/30/2022

Past Surgical History:

Procedure	Laterality	Date
• BREAST SURGERY *breast implants*		
• REPLACEMENT TOTAL KNEE	Right	
• TOTAL ABDOMINAL HYSTERECTOMY W/ BILATERAL SALPINGOOPHORECTOMY		09/20/2013

- UVULOPALATOPLASTY

Family History

Problem	Relation	Age of Onset
• Cancer	Mother	
• Heart disease	Father	
• Cancer	Sister	
• Breast cancer	Sister	
• Cancer	Daughter	

Social History

Socioeconomic History

• Marital status:	Widowed
Spouse name:	Not on file
• Number of children:	Not on file
• Years of education:	Not on file
• Highest education level:	Not on file

Occupational History
- Not on file

Tobacco Use

• Smoking status:	Never Smoker
• Smokeless tobacco:	Never Used

Substance and Sexual Activity

• Alcohol use:	Not Currently
• Drug use:	Not on file
• Sexual activity:	Not on file

Other Topics | Concern
- Not on file

Social History Narrative
- Not on file

Social Determinants of Health

Financial Resource Strain: Not on file
Food Insecurity: Not on file
Transportation Needs: Not on file
Physical Activity: Not on file
Stress: Not on file
Social Connections: Not on file
Intimate Partner Violence: Not on file
Housing Stability: Not on file

Allergies:

Allergies

Allergen	Reactions
• Aspirin	

Medications:

Current Medications

cholecalciferol (VITAMIN D-3) 50 mcg (2,000 unit) tablet

cyanocobalamin (VITAMIN B-12) 1,000 mcg tablet
Eliquis 2.5 mg
furosemide (LASIX) 20 mg tablet
metoprolol succinate XL (TOPROL-XL) 25 mg 24 hr tablet

Hospital Medications

---

apixaban (ELIQUIS) tablet 2.5 mg
diphenhydrAMINE (BENADRYL) injection 12.5 mg (Completed)
furosemide (LASIX) tablet 20 mg
haloperidol lactate (HALDOL) injection 2 mg (Completed)
haloperidol lactate (HALDOL) injection 5 mg
hydrALAZINE (APRESOLINE) injection 10 mg
labetalol syringe 5 mg
LORazepam (ATIVAN) tablet 1 mg (Completed)
metoprolol succinate XL (TOPROL-XL) 24 hr tablet 25 mg
OLANZapine (ZyPREXA) injection 5 mg
sodium chloride 0.9 % infusion 1,000 mL (Completed)
haloperidol lactate (HALDOL) injection 2 mg (Discontinued)
LORazepam (ATIVAN) tablet 1 mg (Discontinued)

OVERMEDICATED WITH ANTIPSYCHOTICS, INSTEAD OF PROVIDING ANTIBIOTICS!

Review of Systems
Unable to perform ROS: Dementia

Vitals: BP (!) 186/111 (BP Location: Right arm) Comment: Pt moving during blood pressure reading | Pulse 96 | Temp 36.9 °C (98.4 °F) (Oral) | Resp 20 | Ht 1.626 m (5' 4") | Wt 86.2 kg (190 lb) | SpO2 96% | BMI 32.61 kg/m²

PHYSICAL EXAM:
Gen: NAD, nontoxic appearing
HEENT: normocephalic, atraumatic, EOMI, dry MM
CV: regular rate irregularly irregular rhythm, no mrg, RLE nonpitting edema
Resp: lungs cta, normal breath sounds
Abd: soft, ntnd, bowel sounds present
Neuro: alert and oriented to person only, normal sensation, no facial droop, no tremor
Skin: warm, dry, no lesions
MSK: no obvious deformities
Psych: unable to answer questions or follow commands appropriately

Diagnostic Results:
VL VENOUS DOPPLER LOWER EXTREMITY RIGHT
Final Result
IMPRESSION:

No evidence of deep venous thrombosis in the visualized veins of the right lower extremity as described. Please note, the peroneal veins were not evaluated.

Dictated and electronically signed by Bonnie S Ahn, MD on 6/30/2022 5:12 PM

Xray Chest; 1 View - Portable
Final Result
IMPRESSION:

1. Large hiatal hernia with underlying atelectasis at the left lung base.

Dictated and electronically signed by Judith L Kaplan, MD on 6/30/2022 4:04 PM

US Venous Doppler Leg, Right (Results Pending)
CT Head without contrast (Results Pending)

Pertinent Labs:
Labs Reviewed

COMPREHENSIVE METABOLIC PANEL - Abnormal

Result	Value
Sodium	139
Potassium	4.3
Chloride	104
CO2	28
BUN	20 (*)
Creatinine	0.94
Glucose	111 (*)
Calcium	10.3 (*)
AST	27
ALT (SGPT)	15
Alkaline Phosphatase	87
Total Protein	8.3 (*)
Albumin	4.9
eGFR	56 (*)
Total Bilirubin	0.50

CBC WITH AUTO DIFFERENTIAL - Abnormal

Auto WBC	7.1
RBC	4.55
Hemoglobin	13.9
Hematocrit	42.9
MCV	94.3
MCH	30.5
MCHC	32.4
RDW	15.8 (*)
Platelets	142 (*)
MPV	12.2
nRBC	0
Neutrophils Relative	70.1
Lymphocytes Relative	24.5
Monocytes Relative	3.7

6/30/22-ABNORMAL LABS-(DAY 1)

1ST DAY OF MOM HOSPITALIZED

SEDIMENTATION RATE

Collected on June 30, 2022 3:00 PM

Lab tests - Blood (Blood, Venous)

Results

ABNORMAL SED RATE

Sed Rate

Normal range: 0 - 20 mm/hr



Ordering provider: Dahlia Charles
Collection date: June 30, 2022 3:00 PM
Result date: June 30, 2022 3:26 PM
Result status: Final
Resulting lab:
VHC HOSPITAL LAB
1701 N George Mason Drive
Arlington VA 22205
Cary Poropatich (Lab director)

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Eosinophils Relative	0.7
Basophils Relative	0.7
IG%	0.30
Neutrophils Absolute	4.95
Lymphocytes Absolute	1.73
Monocytes Absolute	0.26
Eosinophils Absolute	0.05
Basophils Absolute	0.05
Immature Granulocytes Absolute	0.02

SEDIMENTATION RATE - Abnormal

Sed Rate	24 (*)

COVID-19/INFLUENZA A/B, LIAT - Normal

SARS-CoV-2, PCR	Negative
Flu A PCR	Negative
Flu B PCR	Negative

Narrative:

----------ADDITIONAL INFORMATION----------

Testing was performed using the cobas SARS-CoV-2 & Influenza A/B Nucleic Acid Test for use on the cobas Liat

System Fact sheet for this Emergency Use Authorization (EUA) assay can be found at the following links:

Fact sheet for health care providers:
https://www.fda.gov/media/142191/download

Fact sheet for patients:
https://www.fda.gov/media/142192/download

Test performed by:
Virginia Hospital Laboratory
1701 N George Mason Drive, Arlington VA 22205
Lab Director: Cary O Poropatich, MD

MAGNESIUM - Normal

Magnesium	1.9

TSH - Normal

TSH	3.260

T3, FREE - Normal

T3, Free	3.36

CBC WITH DIFFERENTIAL

Narrative:

The following orders were created for panel order CBC and differential

Procedure	*Abnormality*
CBC Auto Differential[68800521]	*Abnormal*
Final result	
Slide Review[68800540]	

Please view results for these tests on the individual orders.

URINALYSIS

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Day at a Glance Details

This page displays the details of the individual events of a particular order category for the time of day you've selected. It will show you all of the events in this category that are scheduled to occur or have occurred during this time of day.

Continuous Medications for Friday July 01, 2022

lactated Ringer's infusion

IV
FLUIDS

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DAY 2-(7/1/22)

ABNORMAL LABS

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MEDICAL MALPRACTICE-GROSS MEDICAL NEGLIGENCE-(FAILURE TO DIAGNOSE & FAILURE TO TREAT HEART FAILURE FROM UROSEPSIS)-LIZ SHIFFLETT & PREMIER PLANNING & VIRGINIA HOSPITAL

Result Trends

Nov 28, 2019 - Jul 1, 2022

Elaine M Kapusta Date of Birth:

Nov 28, 2019 - Jul 1, 2022 (Table 1 of 1)

Component	Nov 28, 2019	Jul 1, 2022
NT PRO BNP Normal Range: 11.1 - 1,800 pg/mL	792 pg/mL	1,860 pg/mL High

DOUBLED PREVIOUS 11/28/19

What is a critical NT-proBNP level?

BNP levels over 100 pg/mL may be a sign of heart failure. For NT-proBNP, normal levels are less than 125 pg/mL for people under 75 years old and less than 450 pg/mL for people over age 75. NT-proBNP levels over 900 pg/mL may be a sign of heart failure.

What happens if NT-proBNP is high?

If your provider suspects heart failure, you may have other heart health tests even if your BNP or NT-proBNP levels are normal. Higher than normal levels of BNP or NT-proBNP mean that you could have heart failure. Your provider will probably order other heart health tests to help make a final diagnosis.Dec 4, 2023

NT-proBNP value >1000 pg/mL indicates an increased risk of death or hospitalization; the higher the NT-proBNP level, the greater risk of worse outcomes. NT-proBNP levels may be measured again after treatment. If NT-proBNP level remains ≥ 1000 pg/mL, this indicates greater risk of poor outcomes

Elevated serum brain natriuretic peptide (BNP) levels are associated with cardioembolic stroke mainly because of atrial fibrillation (AF).

Day at a Glance Details

IV POTASSIUM

This page displays the details of the individual events of a particular order category for the time of day you've selected. It will show you all of the events in this category that are scheduled to occur or have occurred during this time of day.

Evening Medications for Friday July 01, 2022

6:34 PM - potassium chloride (KLOR-CON) packet 40 mEq

IV VITAMINS

6:34 PM - thiamine mononitrate (vit B1) (VITAMIN B-1) tablet 100 mg

VITAMIN

6:34 PM - lidocaine (LIDODERM) 5 % patch 1 patch

10:16 PM - apixaban (ELIQUIS) tablet 2.5 mg

10:16 PM - melatonin tablet 3 mg

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MOM WAS GIVEN IV VITAMIN POTASSIUM ON DAY 2 JUST AS I HAD DEMANDED PRIOR TO MOM GOING TO THE HOSPITAL FOR RECEIVING FORCED IV NUTRIENTS-(VITAMINS)

Day at a Glance Details

IV MAGNESIUM

This page displays the details of the individual events of a particular order category for the time of day you've selected. It will show you all of the events in this category that are scheduled to occur or have occurred during this time of day.

Evening Medications for Saturday July 02, 2022

6:25 PM - magnesium sulfate in D5W infusion 1 g

IV VITAMINS

7:58 PM - haloperidol lactate (HALDOL) injection 1 mg

ANTIPSYCHOTICS

8:52 PM - QUEtiapine (SEROquel) tablet 12.5 mg

FDA UNAPPROVED FOR ELDERLY DEMENTIA

8:52 PM - amLODIPine (NORVASC) tablet 2.5 mg

NORVASC CAUSES LYMPHEDEMA

9:18 PM - apixaban (ELIQUIS) tablet 2.5 mg

**😱-VIRGINIA HOSPITAL GAVE MY MOM SEROQUEL-"ILLEGAL ANTIPSYCHOTICS"-AT RISK OF DEATH-(*FDA UNAPPROVED FOR ELDERLY DEMENTIA)*-BLACK-BOXED WARNING AND ALSO NOT FOR ATRIAL FIBRULATION PATIENTS AS IT SPEEDS UP THE RACING OF THE HEART

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MEDICAL MALPRACTIVE-MOM WAS WRONGLY GIVEN FDA UNAPPROVED FOR ELDERLY DEMENTIA-(2004 BLACK BOXED WARNING) ANTIPSYCHOTICS INSTEAD OF ANTIBIOTICS

MEDICAL MALPRACTICE-GROSS MEDICAL NEGLIGENCE-(FAILURE TO DIAGNOSE & FAILURE TO TREAT HEART FAILURE FROM UROSEPSIS)-LIZ SHIFFLETT & PREMIER PLANNING & VIRGINIA HOSPITAL

Progress Notes - Progress Notes (continued)

Progress Notes by Elizabeth S Kim, MD (continued) Version 1 of 1 a 7/2/2022 4:39 PM

tonight. Patient's D-dimer was 523. Patient satting 90% room air and denies any shortness of breath or chest pain. Less likely cardiac etiology per discussion with cardiology. Replete potassium and magnesium. Full code.

infection, sepsis and cancer should be considered in patients with elevated D-dimer above the regular cut-off level of 500 µg/l. 9 In this study the prevalence of cancer and infection/sepsis was 6.3% and 35.9%.

--greater than 50% of time spent in the counseling and coordination of care.
--greater than 35 minutes spent for the counseling and coordination of care. [time in: 9am time out: 10am]

Electronically Signed by Elizabeth S Kim, MD on 7/2/2022 4:44 PM

Progress Notes by Lyndsey Gabriella, RN Version 1 of 1 a 7/2/2022 12:58 PM

Author: Lyndsey Gabriella, RN
Filed: 7/2/2022 1:06 PM
Editor: Lyndsey Gabriella, RN (Registered Nurse)
Service: —
Date of Service: 7/2/2022 12:58 PM
Author Type: Registered Nurse
Status: Signed

RN answered Avasys alarm that patient was getting out of bed. Patient was disoriented but responded to redirection. RN provided pericare because patient was wet, and provided dry linen and reapplied purwick. CATHETER

RN set up patient's tray and opened milk and placed straw and ensured patient was comfortable eating before leaving.

PureWick is a soft, flexible, non-invasive external catheter

-LG, RN

Electronically Signed by Lyndsey Gabriella, RN on 7/2/2022 1:06 PM

Progress Notes by Kathleen H Bubolz, CCC-SLP Version 1 of 1 at 7/2/2022 11:14 AM

Author: Kathleen H Bubolz, CCC-SLP
Filed: 7/2/2022 11:15 AM
Editor: Kathleen H Bubolz, CCC-SLP (Speech and Language Pathologist)
Service: Physical Medicine and Rehabilitation
Date of Service: 7/2/2022 11:14 AM
Author Type: Speech and Language Pathologist
Status: Signed

Speech Language Pathology Evaluation

Patient Name: Elaine M Kapusta
Today's Date: 7/2/2022

SLP Summary: Mild oral dysphagia due to prolonged mastication that appears due to poor attention. Reduced interest in PO intake. No overt s/sx aspiration. Recommend supervision during meals to prompt pt and/or set up tray and initiate meal. Finger foods prefered. No SLP services indicated.

Diet recommendations for safety:
Solids: Regular, Liquids: Thin

Compensatory Swallowing Strategies: Intermittent supervision with meals, Set-up assistance

Other recommendations:

What happens if D-dimer is more than 500?

5 A second study concluded that infection, sepsis and cancer should be considered in patients with elevated D-dimer above the regular cut-off level of 500 µg/l. 9 In this study the prevalence of cancer and infection/sepsis was 6.3% and 35.9%.

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Progress Notes - Progress Notes (continued)

Progress Notes by Snejana K Sharkar, NP (continued) Version 1 of 1 at 7/2/2022 3:59 PM

is unremarkable.
Impression: IMPRESSION: 1. No evidence of deep venous thrombosis in the visualized veins of the right upper extremity as described. Dictated and electronically signed by Judith L Kaplan, MD on 7/1/2022 9:30 PM

Pertinent Labs:
I have personally reviewed labs

Results from last 7 days

Lab	Units	07/02/22 0757
WBC AUTO	10*3/µL	9.2
HEMOGLOBIN	g/dL	12.5
HEMATOCRIT	%	38.6
PLATELETS AUTO	10*3/uL	**120***
SODIUM	mmol/L	142
POTASSIUM	mmol/L	3.5
CHLORIDE	mmol/L	**108***
CO2	mmol/L	27
BUN	mg/dL	**18***
CREATININE	mg/dL	**1.22***
GLUCOSE	mg/dL	**108***
CALCIUM	mg/dL	9.3

IV FLUIDS

Electronically Signed by Snejana K Sharkar, NP on 7/2/2022 4:49 PM

Progress Notes by Elizabeth S Kim, MD Version 1 of 1 at 7/2/2022 4:39 PM

Author: Elizabeth S Kim, MD
Filed: 7/2/2022 4:44 PM
Editor: Elizabeth S Kim, MD (Physician)
Service: Internal Medicine
Date of Service: 7/2/2022 4:39 PM
Author Type: Physician
Status: Signed

I have personally reviewed labs, meds, imaging, physical exam and results of NP. I have discussed plan of care with NP Sharkar.

Patient was aggressive and psychotic overnight for which she spit in the nurse's face. Patient given 1 dose of Haldol. Will place on low-dose Seroquel x1 tonight to see if that will help with her psychosis. Patient's white blood cell count went down to 9.2. Patient afebrile. Right upper extremity doppler for DVT. Right shoulder negative for fracture or dislocation. Creatinine up trended for which discussed with Dr. Berger of Virginia Heart for which she agrees to continue gentle IV fluids for now. We will get MRI of the brain without contrast

CONTINUE IV FLUIDS GIVEN SINCE DAY 1 AS PER LYNN'S PROPER MEDICAL REQUEST FOR HER MOM

Consults - Encounter Notes (continued)

Consults by Caroline Kwon, MD (continued) Version 1 of 1 at 7/3/2022 11:07 AM

SALPINGOOPHORECTOMY
- UVULOPALATOPLASTY

Family History:

Family History

Problem	Relation	Age of Onset
Cancer	Mother	
Heart disease	Father	
Cancer	Sister	
Breast cancer	Sister	
Cancer	Daughter	

Social History:

Lives w/daughter

Allergies:

FUROSEMIDE-LASIX CAUSES HIGH BLOOD SUGAR, LOW THIAMINE AND LOW POTASSIUM

Allergies

Allergen	Reactions
Aspirin	

Medications:

FUROSEMIDE DISCONTINUED-7/3/22

7/2/22-LAST DAY GIVEN

Scheduled Meds:	PRN Meds:
amLODIPine, 2.5 mg, oral, Daily apixaban, 2.5 mg, oral, BID lidocaine, 1 patch, topical (top), Daily metoprolol succinate XL, 25 mg, oral, Daily thiamine mononitrate (vit B1), 100 mg, oral, Daily	acetaminophen, 650 mg, q4h PRN haloperidol lactate, 1 mg, q4h PRN hydrALAZINE, 10 mg, q6h PRN labetalol, 10 mg, q2h PRN
Continuous Infusions:	135

Discharge Summary - Encounter Notes (continued)

Discharge Summary by Aysha Farooqi, MD (continued) Version 1 of 1 at 7/14/2022 4:52 PM

-Abx with zosyn x 5d completed
-dc home w/ foley, attempt voiding trial on 7/18/22 with home RN

 # Hypokalemia
- K 3.7 on 7/11
-improved

#Hyperthyroidism
-TSH free T4 normal

#Vitamin B12 Deficiency
-continue with Vitamin B12

#History of breast cancer

Dispo: home w/ hospital bed and services w/ 24/7 private caregiver. She has a geriatric case manager as above mention. Liz. 30-day supply of medications provided

Discharge Medications:

Discharge Medication List

STOP taking these medications

furosemide 20 mg tablet
Commonly known as: LASIX

metoprolol succinate XL 25 mg 24 hr tablet
Commonly known as: TOPROL-XL

TAKE these medications

	Instructions
acetaminophen 325 mg tablet Commonly known as: TYLENOL	Take 2 tablets (650 mg total) by mouth every 4 (four) hours if needed for mild pain , moderate pain , headaches or fever for up to 10 days
amLODIPine 5 mg tablet Commonly known as: NORVASC	Take 1 tablet (5 mg total) by mouth in the morning and 1 tablet (5 mg total) before bedtime.
cholecalciferol 50 mcg (2,000 unit) tablet Commonly known as: VITAMIN D-3	Take 1 tablet (2,000 Units total) by mouth 1 (one) time each day

Medications

FUROSEMIDE WAS ENTIRELY DISCONTINUED BY VIRGINIA HOSPITAL ON 7/2/22

Current Medications

Please review your medications and verify that the list is up to date. **Call 911 if you have an emergency.**

Eliquis 2.5 mg

Generic name: apixaban

Take 1 tablet (2.5 mg total) by mouth in the morning and 1 tablet (2.5 mg total) before bedtime.

This prescription cannot be refilled through MyChart at this time.

Prescription Details

Prescribed July 14, 2022

Approved by Aysha Farooqi

Refill Details

Quantity 60 tablets

Day supply 30

Pharmacy Details

Virginia Hospital Center Outpatient - Arlington, VA - 1701 N George Mason Dr

1701 N George Mason Dr, Arlington VA 22205-3610

703-717-7750

cholecalciferol 50 mcg (2,000 unit) tablet

Commonly known as: VITAMIN D-3

Take 1 tablet (2,000 Units total) by mouth 1 (one) time each day

This prescription cannot be refilled through MyChart at this time.

Prescription Details

Prescribed July 14, 2022

Approved by Aysha Farooqi

Refill Details

Quantity 30 tablets

Day supply 30

Pharmacy Details

Virginia Hospital Center Outpatient - Arlington, VA - 1701 N George Mason Dr

1701 N George Mason Dr, Arlington VA 22205-3610

703-717-7750

cyanocobalamin 100 mcg tablet

Commonly known as: VITAMIN B-12

Take 1 tablet (100 mcg total) by mouth 1 (one) time each day

This prescription cannot be refilled through MyChart at this time.

Prescription Details

Prescribed July 14, 2022

Approved by Aysha Farooqi

Refill Details

Quantity 30 tablets

Day supply 30

Pharmacy Details

Virginia Hospital Center Outpatient - Arlington, VA - 1701 N George Mason Dr

1701 N George Mason Dr, Arlington VA 22205-3610

703-717-7750

amLODIPine 5 mg tablet

Commonly known as: NORVASC

Take 1 tablet (5 mg total) by mouth in the morning and 1 tablet (5 mg total) before bedtime.

This prescription cannot be refilled through MyChart at this time.

Prescription Details

Prescribed July 14, 2022

Approved by Aysha Farooqi

Refill Details

Quantity 60 tablets

Day supply 30

Pharmacy Details

Virginia Hospital Center Outpatient - Arlington, VA - 1701 N George Mason Dr

1701 N George Mason Dr, Arlington VA 22205-3610

703-717-7750

acetaminophen 325 mg tablet

Commonly known as: TYLENOL

Take 2 tablets (650 mg total) by mouth every 4 (four) hours if needed for mild pain , moderate pain , headaches or fever for up to 10 days

This prescription cannot be refilled through MyChart at this time.

Prescription Details

Prescribed July 14, 2022

Approved by Aysha Farooqi

Pharmacy Details

CVS/pharmacy #1380 - ARLINGTON, VA - 4709-A LEE HIGHWAY AT CORNER OF GLEBE ROAD

4709-A LEE HIGHWAY, ARLINGTON VA 22207

703-522-0097

lidocaine 5 % patch

Commonly known as: LIDODERM

Apply 1 patch topically 1 (one) time each day Remove & discard patch within 12 hours or as directed by MD.

This prescription cannot be refilled through MyChart at this time.

Prescription Details

Prescribed July 14, 2022

Approved by Aysha Farooqi

Refill Details

Quantity 30 patches

Day supply 30

Pharmacy Details

Virginia Hospital Center Outpatient - Arlington, VA - 1701 N George Mason Dr

1701 N George Mason Dr, Arlington VA 22205-3610

703-717-7750

metoprolol tartrate 50 mg tablet

Commonly known as: LOPRESSOR

Take 1 tablet (50 mg total) by mouth in the morning and 1 tablet (50 mg total) before bedtime.

This prescription cannot be refilled through MyChart at this time.

Prescription Details

Prescribed July 14, 2022

Approved by Aysha Farooqi

Refill Details

Quantity 60 tablets

Day supply 30

Pharmacy Details

Virginia Hospital Center Outpatient - Arlington, VA - 1701 N George Mason Dr

1701 N George Mason Dr, Arlington VA 22205-3610

703-717-7750

sennosides-docusate sodium 8.6-50 mg per tablet

Commonly known as: PERICOLACE

Take 1 tablet by mouth in the morning and 1 tablet before bedtime.

This prescription cannot be refilled through MyChart at this time.

Prescription Details

Prescribed July 14, 2022

Approved by Aysha Farooqi

Refill Details

Quantity 60 tablets

Day supply 30

Pharmacy Details

Virginia Hospital Center Outpatient - Arlington, VA - 1701 N George Mason Dr

1701 N George Mason Dr, Arlington VA 22205-3610

703-717-7750

thiamine mononitrate (vit B1) 100 mg tablet

Commonly known as: VITAMIN B-1

Take 1 tablet (100 mg total) by mouth 1 (one) time each day

This prescription cannot be refilled through MyChart at this time.

Prescription Details

Prescribed July 14, 2022

Approved by Aysha Farooqi

Refill Details

Quantity 30 tablets

Day supply 30

Pharmacy Details

Virginia Hospital Center Outpatient - Arlington, VA - 1701 N George Mason Dr

1701 N George Mason Dr, Arlington VA 22205-3610

703-717-7750

OLANZapine 2.5 mg tablet

Commonly known as: ZyPREXA

Take 1 tablet (2.5 mg total) by mouth 2 (two) times a day if needed (agitation) for up to 20 days FDA UNAPPROVED FOR ELDERLY DEMENTIA-BLACK-BOXED WARNING-"AT INCREASED RISK OF DEATH"-STROKE

This prescription cannot be refilled through MyChart at this time.

DEADLY DANGEROUS FDA-UNAPPROVED ANTIPSYCHOTICS-BLACK-BOXED WARNING-AT RISK OF DEATH OF HEART AND STROKE-NOT FOR CARDIAC HEART PATIENTS

Prescription Details

Prescribed July 14, 2022

Approved by Aysha Farooqi

Refill Details

Quantity 40 tablets

Day supply 20

Pharmacy Details

Virginia Hospital Center Outpatient - Arlington, VA - 1701 N George Mason Dr

1701 N George Mason Dr, Arlington VA 22205-3610

703-717-7750

FIDUCIARIES CRIMINAL MEDICATION ABUSE AGAINST DOCTOR RECOMMENDATION AND AGAINST FDA-APPROVAL

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Day at a Glance Details

This page displays the details of the individual events of a particular order category for the time of day you've selected. It will show you all of the events in this category that are scheduled to occur or have occurred during this time of day.

Continuous Medications for Friday July 08, 2022

lactated Ringer's infusion

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MOM RECEIVED CONTINUOUS IV FLUIDS ON DAY 1-4 AND 7/5/22-7/13/22 AT LEAST POSSIBLY 7/14/22-DISCHARGE

Discharge Summary - Encounter Notes (continued)

Discharge Summary by Aysha Farooqi, MD (continued) Version 1 of 1 at 7/14/2022 4:52 PM

#Cerebral Atrophy
#acute metabolic encephalopathy; likely due to uti
-patient received Ativan, Haldol and Benadryl in the ER
-CT head wo contrast negative for acute intracranial findings
-Thiamine level WNL
-Vit D and B12 and folate wnl
-As needed Zyprexa and Haldol IV in house for agitaiton; dc on prn zyprexa 2.5mg bid
-Physical therapy
-Occupational Therapy
-More somnolent after a small dose of Seroquel therefore we will discontinue it
-MRI of brain 7/3/2022 is negative for stroke. MRI is demonstrating global cerebral volume loss with associated chronic small vessel changes and no acute intracranial abnormality
-monitor mental status
- completed abx for uti

ACUTE METABOLIC ENCEPHALOPATHY

#Leukocytosis, resolved
#Atelectasis
 # UTI - s/p Rx
-CT negative for pna
-repeat CXR without infiltrate
-encouraged IS
-negative blood cultures x2
-CT chest without IV contrast 7/3/2022 without evidence of acute pulmonary disease
-Large sliding-type hiatal hernia on CT scan
-Bilateral lower extremity Dopplers negative for DVT
-UA + aerococcus, completed 5d of IV abx, see below

#Thrombocytopenia (CMS/HCC)
-Improving, stable

#Chronic Atrial fibrillation (CMS/HCC)
#HFpEF
#SSS (sick sinus syndrome) (CMS/HCC)
-Continue with metoprolol and Eliquis 2.5 mg p.o. twice daily
-Telemetry atrial fibrillation with rapid ventricular rates around 100
-weight at cardiologist office in 06/08/22 was 151 lb
-Inpatient cardiology consult called with Dr. Berger, appreciate recommendations, no need to repeat echo or ischemic work-up at this time, EKG unremarkable
-Uptitrate metoprolol for rate control
- given succinate formulation cannot be crushed will change to Tartrate

#Right leg swelling
#Chronic Lower Extremity Edema
-negative for DVT

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Discharge Summary - Encounter Notes (continued)

Discharge Summary by Aysha Farooqi, MD (continued) Version 1 of 1 at 7/14/2022 4:52 PM

#HTN (hypertension)
#HLD (hyperlipidemia)
#Mitral insufficiency
#Bilateral Carotid artery stenosis
#Heart failure with preserved ejection fraction (CMS/HCC)
-Daily weight
-Strict I's and O's
-Continue with BB and Lasix
- fasting lipid panel total cholesterol of 115, HDL 47, LDL 55
-hba1c 5.4
-TSH 3.2
-s/p IV fluids
-Norvasc 2.5 mg p.o. twice daily, titrate for blood pressure control
-CT scan of chest 7/3/2022 did not show any evidence of acute pulmonary disease nor did show any calcifications along the coronary arteries therefore per cardiology no need for further testing at this point CT scan significant for large sliding-type hiatal hernia with the entirety of the stomach located in the posterior mediastinum

OBSTRUCTIVE UROPATHY

AEROCOCCUS U.T.I.-UROSEPSIS

CHRONIC KIDNEY INJURY-STAGE 3A

#Tachycardia
#Dyspnea
#Fatigue
-Negative D-dimer
- all resolved at discharge

#Right Shoulder Pain
#Right Upper Extremity pain
-place lidocaine patch , effective; prn tylenol
-right shoulder xray negative for fracture
-right upper extremity doppler negative for clot

#GERD (gastroesophageal reflux disease)
-not on ppi at home

#OSA
-monitor continuous pulse oximetry no sig desat recorded
-Intolerant to CPAP treatment

#AKI due to obstructive uropathy
#Aerococcus UTI
#acute urinary retention
#CKD Stage IIIa
-baseline cr 0.9
-bladder scan with >900 cc on 7/8. Foley inserted with ~1400cc out
-keep foley in for now due to UTI

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Discharge Summary - Encounter Notes (continued)

Discharge Summary by Aysha Farooqi, MD (continued) Version 1 of 1 at 7/14/2022 4:52 PM

-Abx with zosyn x 5d completed
-dc home w/ foley, attempt voiding trial on 7/18/22 with home RN

 # Hypokalemia
- K 3.7 on 7/11
-improved

#Hyperthyroidism
-TSH free T4 normal

#Vitamin B12 Deficiency
-continue with Vitamin B12

#History of breast cancer

Dispo: home w/ hospital bed and services w/ 24/7 private caregiver. She has a geriatric case manager as above mention. Liz. 30-day supply of medications provided

Discharge Medications:

Discharge Medication List

STOP taking these medications

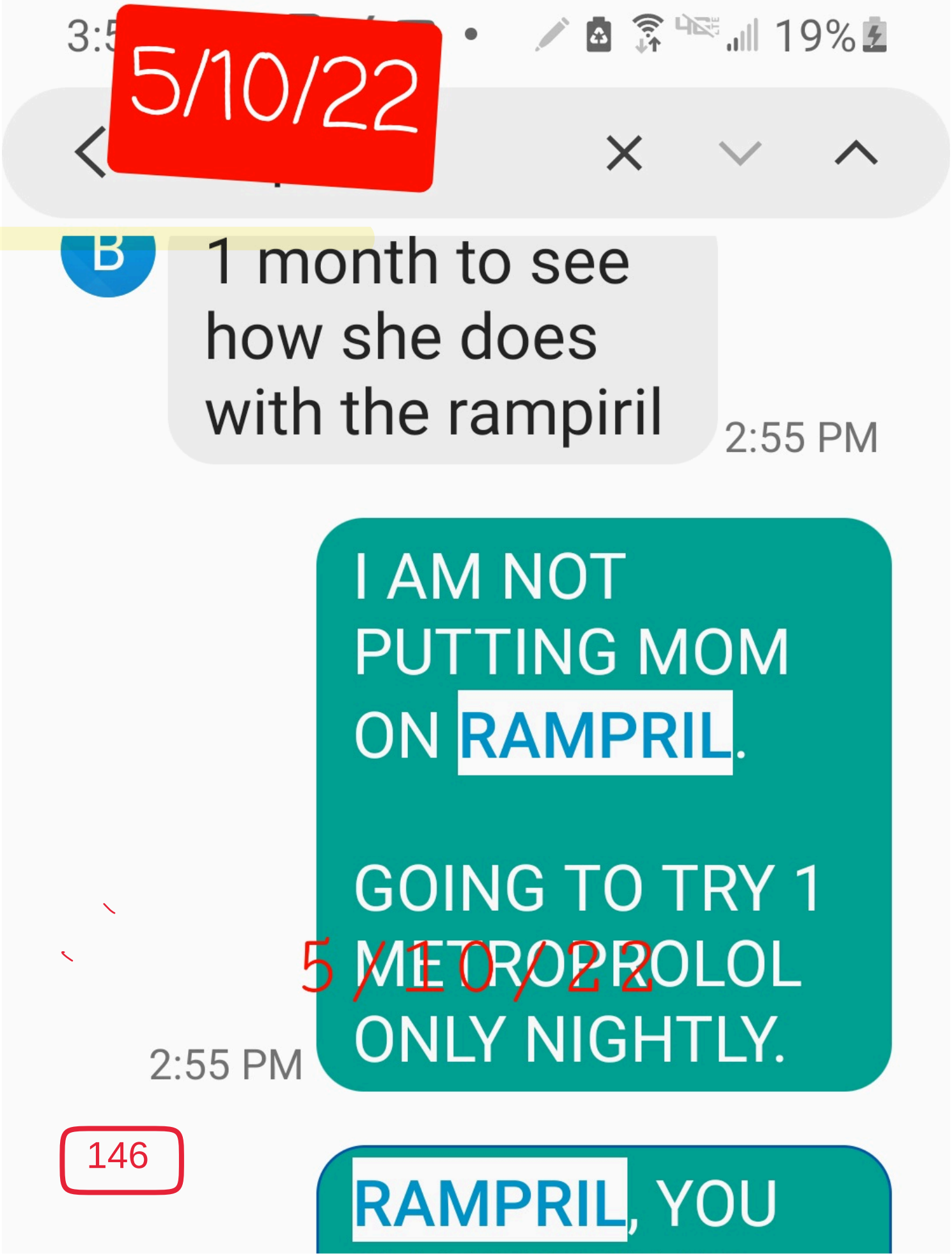
furosemide 20 mg tablet
Commonly known as: LASIX

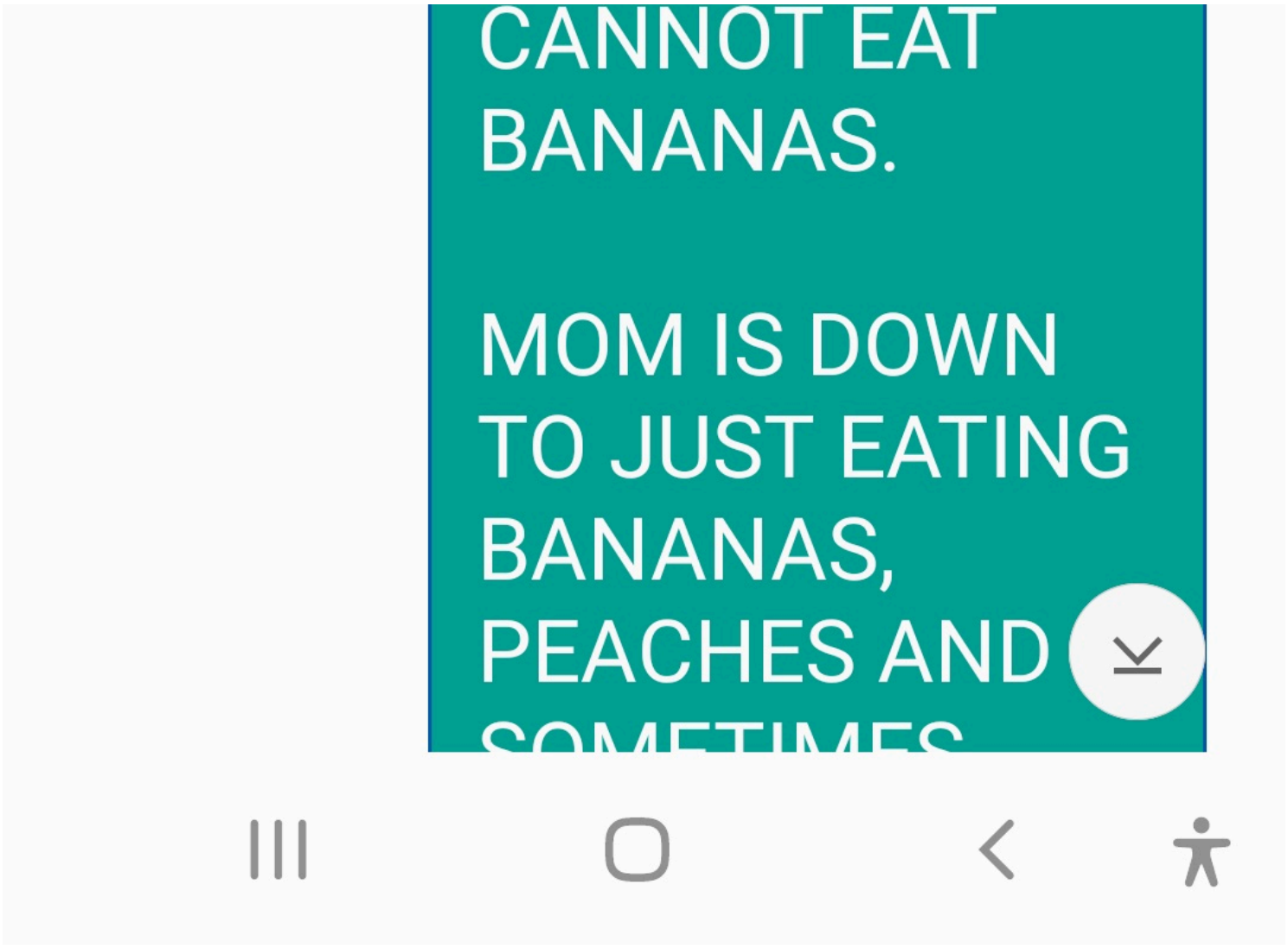
metoprolol succinate XL 25 mg 24 hr tablet
Commonly known as: TOPROL-XL

TAKE these medications

	Instructions
acetaminophen 325 mg tablet Commonly known as: TYLENOL	Take 2 tablets (650 mg total) by mouth every 4 (four) hours if needed for mild pain , moderate pain , headaches or fever for up to 10 days
amLODIPine 5 mg tablet Commonly known as: NORVASC	Take 1 tablet (5 mg total) by mouth in the morning and 1 tablet (5 mg total) before bedtime.
cholecalciferol 50 mcg (2,000 unit) tablet Commonly known as: VITAMIN D-3	Take 1 tablet (2,000 Units total) by mouth 1 (one) time each day

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3:5
19%
5/10/22
B
1 month to see how she does with the rampiril
2:55 PM
I AM NOT PUTTING MOM ON RAMPRIL.
GOING TO TRY 1 METOPROLOL ONLY NIGHTLY.
5/10/22
2:55 PM
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RAMPRIL, YOU


CANNOT EAT
BANANAS.
MOM IS DOWN
TO JUST EATING
BANANAS,
PEACHES AND

ramipril bananas

Individuals taking ramipril, an ACE inhibitor used to treat high blood pressure, heart failure, and reduce the risk of heart attack and stroke, should be mindful of their intake of **bananas and other potassium-rich foods.**

Why?

Ramipril can potentially increase potassium levels in the blood, leading to a condition called hyperkalemia. Bananas are known for their high potassium content. Consuming large amounts of bananas, or other potassium-rich foods, while taking ramipril could exacerbate this effect and cause dangerously high potassium levels.

ramipril bananas

High potassium levels can lead to:

- Irregular heartbeat (arrhythmia)
- Nausea
- Muscle weakness

Recommendations:

- **Consult your doctor:** It's crucial to discuss your diet with your healthcare provider or pharmacist, especially concerning potassium intake, as they can provide personalized guidance.
- **Moderate potassium intake:** While some sources suggest avoiding high-potassium foods altogether, others advise moderation. Your doctor can help determine what "moderation" means for you based on your individual health needs and kidney function.

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placement, in any jurisdiction; and it is further

ORDERED that any and all durable powers of attorney, health care powers of attorney, and advance medical directives executed by Elaine Kapusta are hereby terminated and no longer in effect pursuant to Virginia Code section 64.2-1606(B); and it is further

ORDERED that Cary Z. Cucinelli, Esq. is hereby appointed the Conservator of Elaine Kapusta, with all powers granted, and duties conferred upon a Conservator pursuant to Virginia Code sections 64.2-2021 and 2022, and she shall continue to serve in that capacity until further Order of this Court; and it is further

service in this matter.

ENTERED this 31st day of July 2020.

Circuit Court Judge

Dontaè L. Bugg

7/31/20-CARY CUCINELLI AND ALL FIDUCIARIES BEGAN "THE CRIMINAL TAKEOVER OF OUR LIVES" BY DECEPTIVELY TERMINATING LYNN KAY'S POWER AS GUARDIAN-TERMINATING THE 8 YEAR LONG HELD ADVANCE MEDICAL DIRECTIVE-2013-2020

Note From Your Admission on 06/30/22

Nursing Note by Nurse Haley J at 7/8/2022 12:39 PM

While rounding on pt, this RN found that pt's daughter, Lynn, at bedside. Guardianship hearing is scheduled for today at 1pm, no visitors can be present during meeting. Pt's daughter asked to leave, refused. Security called and escorted pt's daughter out of hospital.

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PHYSICAL THREAT #1

MENTAL AND PHYSICAL TORMENTATION

----- Forwarded Message -----
From: Cary Cucinelli <cary@cucinelligeiger.com>
To: tweetery7 <tweetery7@yahoo.com>
Cc: Valerie Geiger <valerie@cucinelligeiger.com>; Callie Bailey <callie@cucinelligeiger.com>; Liz Shifflett <l.shifflett@premierlifeplanning.com>; Suzanne Hanas <suzanne.hanas@premierlifeplanning.com>
Sent: Friday, July 8, 2022 at 01:11:37 PM EDT
Subject: Re: FIGHTING FOR MOM'S LIFE & FUTURE

Lynn,

THE CUCINELLI THREAT TO OUR LIVES AND THE CRIMINAL TAKEOVER OF OUR LIVES!

A copy of the Court's order of this morning is attached here.

Please note the highlighted language on page 5.

As communicated earlier, Liz Shifflet and Suzanne Hanas will be engaging professional caregivers to provide care to your mother in her home.

care.

CUCINELLI/GEIGER/SHIFFLETT COMMITTED "FRAUD UPON THE COURT" BY KNOWINGLY CONCEALING MEDICAL ELDER NEGLECT

We have authorized Liz Shifflet and Suzanne Hanas to contact the police, should you fail to cooperate and obstruct your mother's caregivers in their duties.

Please call or email with any questions.

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WRITTEN THREAT #1

Kind regards,

Cary

MENTAL AND PHYSICAL TORMENTATION BY FIDUCIARIES AND PHILIP KAPUSTA

Cary Z. Cucinelli

Cucinelli Geiger PC

WRITTEN THREAT #2

ORDERED that Philip Kapusta, Lynn Kay, and any care manager for Elaine Kapusta shall be continue to have a right of access to Elaine Kapusta's protected health information and medical records;

ORDERED that the Co-Guardians, shall have the power and discretion to exercise complete control and custody of the person of Elaine Kapusta, to provide for her admission or retention, even if contrary to her expressed wishes, to any nursing facility, convalescent home, continuing care community, adult care residence, private home, or any other residential or therapeutic placement, in any jurisdiction; and it is further

ORDERED that Lynn Kay shall cooperate with any decision by the Co-Guardians and Co-Conservators to provide 24/7 access for caregivers to Ms. Kapusta's residence for so long as Ms. Kapusta is able to continue living in her home with professional care, and that Ms. Kay's obstruction of any care to be provided to Ms. Kapusta in her home or her failure to abide by this Order in any other way shall result in her loss of any privilege or permission to reside in Ms. Kapusta's house; and it is further

"CUCINELLI LIES" AND CONCEALMENTS OF "MEDICAL ELDER NEGLECT" WITH "MALICIOUS THREATS" TO MY LIFE AND MY WELL-BEING AND MOM'S LIFE AND MOM'S WELL-BEING-*24/7 FORCED HOME INVASION-(7/14/22-6/6/23)

ORDERED that the Co-Guardians and the Co-Conservators shall (i) to the extent feasible, encourage Respondent to participate in decisions, to act on her own behalf, to develop or regain the capacity to manage her own affairs, and, (ii) take into consideration the express desires and personal values of Ms. Kapusta, and it is further

ORDERED that given the nature of Elaine Kapusta's disability, and following appropriate consideration of the factors specified in Virginia Code section 64.2-2007, the Court does not deem appropriate any limitations on this guardianship or conservatorship other than as herein provided; and it is further

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MENTAL AND PHYSICAL TORMENTATION

7/8/22-2025-LYNN KAY & ELAINE MAE KAPUSTA "WRITTEN AND PHYSICAL AND VERBAL THREATS TO OUR LIVES" AND "UNCEASING MENTAL TORMENTATIONS AND MENTAL TRAUMATIZATIONS" BEGAN ON 6/30/22

Cary Z. Cucinelli

Cucinelli Geiger PC

4084 University Drive, Suite 202A

Fairfax, Virginia 22030

tel: 703-481-6464

fax: 703-991-0609

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7/8/22-THE CRIMINAL FIDUCIARY-CARY CUCINELLI WAS INFORMED ON BOTH 7/7/22 AND 7/8/22 WITH EVIDENCE OF CRIMINAL ELDER NEGLECT BY CARE MANAGER AND HAS CRIMINALLY CONCEALED IT ALL FOR 3 YEARS WHILE UNCEASINGLY THREATENING THE LIVES OF BOTH LELAINE MAE KAPUSTA AND YNN KAY

From: tweetery7 <tweetery7@yahoo.com>
Date: Friday, July 8, 2022 at 4:58 AM
To: Cary Cucinelli <cary@cucinelligeiger.com>
Subject: FIGHTING FOR MOM'S LIFE & FUTURE

I HAD INFORMED THE CARETAKER FOR MORE THAN A MONTH BEGINNING ON 6/2/22 THAT MOM WAS NOTICEABLY, ALL OF A SUDDEN, DRASTICALLY SLOWING DOWN AND THE CARETAKER SUMMED IT UP TO MOM BEING TIRED BECAUSE OF THE MULTIPLE DR. APPTS. IN EARLY JUNE.

ON 6/2, I TOLD THE CARETAKER THAT "MOM IS NOT NORMAL." IN ADDITION TO THE NOTICEABLE FATIGUE/EXHAUSTION THAT MOM WAS SHOWING, SOON THEREAFTER, I HAD INFORMED THE CARETAKER THAT MOM WAS ALSO NOT DRINKING AS MUCH AS SHE USED TO AND THAT SHE WAS ALSO COMPLAINING OF HAVING PAIN IN HER RIGHT ARM/SHOULDER. MY 1ST THOUGHT WAS HEART PROBLEMS AND SO MOM WENT FOR A VA. HEART APPT AT MY INSISTENCE TO THE CARETAKER FOR THE CARETAKER

******CRIMINAL FRAUD UPON THE COURT AND CRIMINAL MALICIOUS PROSECUTION WITH PHYSICAL AND WRITTEN THREATS TO OUR LIVES AND OUR HEALTH AND OUR HOME AND OUR WELL-BEING BY CLASS 4 FELONS- (§ 8.01-428)- **CRIMINALLY FALSIFIED COURT FILINGS RELIED UPON- FALSIFIED AND CONCEALED CARE MANAGER REPORTS-*3 YEARS*- **(CRIMINALLY EXECUTED IN ORDER TO CONCEAL CRIMINAL ELDER NEGLECT AND ABUSE-(§ 18.2-369-B)-(7/5/22 TO PRESENT DAY)******

*****LIZ SHIFFLETT AND CARY CUCINELLI BOTH LIED TO THE COURT FILING AN ENTIRELY BASELESS EMERGENCY PETITION TO CONCEAL THEIR ELDER NEGLECT AND ABUSE AND NOT ONLY CONCEALED THIS FROM LYNN-THEY LEFT ELAINE ABANDONED TO DIE IN HOSPITAL WITHOUT RECEIVING ANTIBIOTICS FOR 8 ADDITIONAL DAYS-(SINCE 5/18/22-UNWELLNESS)--AND AFTER 15 DAYS IN HOSPITAL-ELAINE WAS SO BADLY NEGLECTED AND ABUSED-7/14/22-ELAINE WAS LEFT UNABLE TO WALK UPON HOSPITAL DISCHARGE-NEEDING TO RELEARN HOW TO WALK

VIRGINIA:

FILED
CIVIL PROCESSING
2022 JUL -5 P 3:33
JOHN T. FREY
CLERK, CIRCUIT COURT
FAIRFAX, VA

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

6/30/22-LIZ SHIFFLETT IGNORED MOM'S UNWELLNESS SINCE 5/18/22. THEN DISRESPECTFULLY DISREGARDED MOM'S AND MY CONCERNS AND CALLED ME "CRAZY" AND JUST ENTIRELY WALKED AWAY FROM MY MOM IN DANGER OF DEATH FROM UROSEPSIS.

MOM WOKEUP CRYING AND SCARED SHE WAS DYING AND SHE WAS!

PHILIP KAPUSTA,

Plaintiff,

v.

ELAINE MAE KAPUSTA,

Respondent,

and

LYNN KAY,

Defendant

Case No. CL 2018-11871

AFTER MY CONTINUALLY BEING CALLED "CRAZY" IN MY SEEKING CARE FOR MY MOM, I GOT "RIGHTEOUSLY ANGRY" FROM 1 1/2 MONTHS OF MY MOM SUFFERING WITHOUT RECEIVING PROPER CARE

CONSEALED IN SEALED COURT FILING

EMERGENCY PETITION FOR CHANGE OF GUARDIAN

COME NOW, Cary Z. Cucinelli, Esq. ("Ms. Cucinelli"), and Valerie B. Geiger, Esq. ("Ms. Geiger"), Co-Conservators for the Estate of Elaine Mae Kapusta and Co-Trustees for the Elaine Mae Kapusta Revocable Trust ("the Trust"), who respectfully request that this Honorable Court terminate the appointment of Lynn Kay as Guardian for Elaine Mae Kapusta and appoint another person to serve as Guardian for Elaine Mae Kapusta, pursuant to Virginia Code § 64.2-2012, based upon the following:

1. Lynn Kay ("Lynn") was appointed to serve as Guardian for Elaine Mae Kapusta ("Mrs. Kapusta") by this Court's July 31, 2020, Order ("the Order"), a copy of which is attached as **Exhibit A**.

2. Pursuant to this Court's order and the plan of care described therein, professional care managers were retained "to ensure sufficient assistance to allow [Mrs. Kapusta] to safely

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THIS WAS ENTIRELY CONCEALED FROM LYNN KAY BY ALLFIDUCIARIES-NEVER INFORMED LYNN KAY OF THE EMERGENCY PETITION HEARING OR THE PETITION

5/18/22-ELAINE MAE KAPUSTA'S UNWELLNESS INFORMED LIZ SHIFFLETT-LIZ SHIFFLETT IGNORED ALL UNWELLNESS-NEVER INFORMING DR. LESSIN

live in her house until the care manager believes that living in the home, with 24/7 care provided by [Lynn], is no longer safe or appropriate." (See Paragraph 12. of the Order.)

3. For almost two (2) years, Suzanne Hanas, RN, BSN and Liz Shifflett, RN, MPH, CCM of Premier RN Geriatric Care LLC have been providing care management services to Mrs. Kapusta.

4. On June 29, 2022, Liz Shifflett ("Liz") received a call from Lynn who requested that Liz take Mrs. Kapusta to the Emergency Room and who communicated that Mrs. Kapusta was "delirious", was not eating nor sleeping, and needed intravenous fluids and "vitamin injections."

LYNN'S MEDICAL ASTUTENESS AND CARE FOR HER MOM-STATED BEFORE GOING TO HOSPITAL EVERYTHING ELAINE NEEDED AND RECEIVED WITHIN 1ST 2 DAYS OF HOSPITALIZATION

5. On June 30, 2022, Liz visited Lynn and Mrs. Kapusta at the home they share in McLean.

LIZ SHIFFLETT IGNORED UNWELLNESS AND CALLED LYNN "CRAZY" AND WALKED AWAY

6. While Mrs. Kapusta appeared to be well, Lynn appeared distraught and visibly upset. Despite Liz's confirmation that Mrs. Kapusta's vitals were satisfactory, Lynn demanded that her mother needed emergency care.

14 DAYS HOSPITALIZED AND SO BADLY NEGLECTED AND ABUSED AND LEFT ABANDONED TO DIE-7/14/22- WAS DISCHARGED UNABLE TO WALK

7. Lynn reported that her mother was calling out for assistance during the night and Lynn was not able to sleep. Lynn also reported that she stopped giving her mother medication (Lasix) prescribed to reduce extra fluid in the body.

FUROSEMIDE-LASIX CORRECTLY DISCONT'D ALSO BY VHC-LAST DAY-7/1/22

6/30/22-VHC-NO EDEMA

8. Lynn was not receptive to feedback that her mother was not in an emergent situation and, when Liz suggested that Lynn needs to bring in additional caregiving staff for Mrs. Kapusta, Lynn began yelling at Liz and threatening to hit Liz.

14 DAYS HOSPITALIZED

LYNN, AFTER BEING CALLED "CRAZY MULTIPLE TIMESAND SHIFFLETT WALKING AWAY-LYNN EXASPERATED BY HAVING TO BEG FOR EMERGENCY CARE FOR MY OWN MOM, STATED-"I AM ABOUT TO SMACK YOU"-BECAUSE I AM GETTING TIRED OF NO ONE LISTENING TO ME!-MOM WAS DYING OF UROSEPSIS AND SHIFFLETT DID NOT CARE SINCE 5/18/22!

MOM WAS CRYING SCARED!

9. Concerned that Mrs. Kapusta was not safe in the home with Lynn, Liz called 911 and EMS and Fairfax County Police were called to the home.

REBUTTAL EVIDENCIARY PROOF: NESTCAM VIDEOS, TEXT MESSAGES, VIRGINIA HOSPITAL REPORTS

10. Mrs. Kapusta was transported to Virginia Hospital Center, admitted as a patient, and remains there today.

11. Lynn has not left the McLean home in almost two (2) years and has not visited her mother at Virginia Hospital Center. 24/7/365 MOM CARE BY LYNN AT HOME DURING 2 YEAR COVID PANDEMIC

12. Lynn has spoken with her mother's doctors at Virginia Hospital Center and has requested the doctor give Mrs. Kapusta "a catheter, intravenous medication to sleep, vitamins in the IV, and intravenous fluids to fix her before she comes home". Mrs. Kapusta's doctors have denied her requests, as the interventions requested are unnecessary. THE E.R. DR. WAS WRONG MOM RECEIVED ALL OF THAT IN FIRST 2 DAYS

13. Despite repeated recommendations that private caregiving support be brought into the home to support Mrs. Kapusta, Lynn has refused all efforts to engage private caregivers.

14. Lynn has failed to address Mrs. Kapusta's needs for personal hygiene and incontinence care. MOM REFUSED BATH AND AIDE-1 HR DAY WAS SCHEDULED-MOM WAS SUFFERING UROSEPSIS IGNORED BY LIZ SHIFFLETT LIZ SHIFFLETT WAS INFORMED LASIX WAS CAUSING MOM PROBLEMS AND VHC ALSO DISCONT'D AFTER 7/1/22

15. Lynn withholds prescribed medications and changes heart medications without physician approval.

16. Lynn withheld Ramipril, a medication to control high blood pressure, from her mother and, as a result, her mother's edema worsened. 6/30/22-VHC-NO EDEMA

17. Lynn Kay believes that she is uniquely qualified to determine what her mother needs and refuses to comply with her mother's physician's and care managers' care recommendations. 10/3/22-LIZ SHIFFLETT-(PREMIER CARE PLANNING WAS FIRED FOR HER 2 YEARS OF INCOMPETENCE AND ELDER NEGLECT CAUSING MOM'S ALMOST DEMISE

18. Lynn's irrational behavior, lack of judgement, and refusal to participate in her mother's care plan are detrimental and dangerous to her mother's wellbeing.

19. Mrs. Kapusta cannot speak up for herself nor understand how to help herself, due to her advanced dementia. ALL LIES BY CARY CUCINELLI CONCEALMENTS

ALL STATED LIES IN ORDER TO CONCEAL ALL ELDER NEGLECT BY ALL FIDUCIARIES DEPIVATION OF CARE

20. Mrs. Kapusta needs round-the-clock care and Lynn Kay is not able to provide the necessary care for her mother.

LYNN HAS COMPETENTLY CARED FOR HER MOM SINCE 2006-24/7

21. Mrs. Kapusta's professional care managers' assessment is that Mrs. Kapusta cannot safely live in her home with 24/7 care provided by Lynn Kay.

LIZ SHIFFLETT WAS FOUND TO BE A DANGER TO ELAINE AND LYNN AND WAS FIRED-10/3/22

22. Lynn Kay should be removed as Guardian for Mrs. Kapusta and another individual should be appointed to serve as Guardian.

LIES BY FIDUCIARIES TO CONCEAL ELDER NEGLECT

WHEREFORE, Cary Z. Cucinelli, Esq., and Valerie B. Geiger, Esq., respectfully request that this Court enter an Order terminating the appointment of Lynn Kay as Guardian for Elaine Mae Kapusta and appoint another individual to serve as Guardian for Elaine Mae Kapusta, pursuant to Virginia Code § 64.2-2012, and for such other relief as the Court may deem appropriate.

LIES TOLD BY ALL FIDUCIARIES IN ORDER TO CONCEAL THEIR ELDER NEGLECT AND ABUSE AND ABANDONMENT LEAVING MY MOM TO DIE IN THE HOSPITAL AND UNABLE TO WALK UPON 15 DAY HOSPITALIZATION AND DISCHARGED UNABLE TO WALK-NEEDING TO RELEARN HOW TO WALK

Respectfully submitted,

Cary Z. Cucinelli, VSB No. 72102
Valerie B. Geiger, VSB No. 82133
Cucinelli Geiger Thompson Wildhack, PC
4084 University Drive, Suite 202A
Fairfax, Virginia 22030
phone: 703-481-6464
fax: 703-991-0609
Co-Conservators for Elaine M. Kapusta

DEFAMATION AND THREATS TO OUR LIVES-CARY CUCINELLI LYING TO THE COURT TO CONCEAL ELDER NEGLECT AND ABUSE AND MEDICAL ABANDONMENT OF MOM-ALMOST KILLED BY CUCINELLI DENYING MEDICAL AND DENTAL CARE WITH LIZ SHIFFLETT

MAKING A 6/8 APPT, WHICH MOM WAS SEEN.

THE CARETAKER SAID THE RIGHT SHOULDER/ARM PAIN WAS LIKELY DUE TO CONTORTIONING MOM DURING THE 6/1 MAMMO. I ACCEPTED THAT MAYBE WAS POSSIBLE, BUT THE PAIN CONTINUED.

THEN IN THE LAST WEEK PRIOR TO 6/30, SHE BEGAN NOTICEABLY EATING LESS IN NOT HAVING MUCH OF AN APPETITE AS SHE USUALLY HAD AND NOT SLEEPING WHILE IN BED AT NIGHT THROUGH THE EARLY A.M. AND ALSO WAKING ME UP.

SHE WAS CONTINUALLY GETTING UP MULTIPLE TIMES TO PEE AND GETTING VERY LITTLE SLEEP AND WHICH ALSO WOKE ME UP DUE TO ALL OF THIS AS I HAVE BEEN MONITORING MOM ALL NIGHT WITH THE NESTCAM ALL NIGHT TO SEE HOW SHE IS SLEEPING OR NOT SLEEPING, SO I COULD HEAR WHEN SHE GOT UP MULTIPLE TIMES THROUGH THE LATE NIGHT/A.M.

IT WENT ON FOR MULTIPLE NIGHTS, WHICH WAS ENTIRELY DRAGGING MOM DOWN MORE AND MORE EACH DAY.

I HAD INFORMED THE CARETAKER OF EVERYTHING AND SHE ENTIRELY DISREGARDED EVERYTHING.

ON 6/29, I TOLD THE CARETAKER THAT MOM NEEDS IV FLUIDS, MOM NEEDS SLEEP. I TOLD HER THAT MOM IS EATING, BUT IS VERY FATIGUED.

THEN ON 6/30, THE CARETAKER CONTINUED TO REFUSE TO LISTEN TO ME OR TO LISTEN TO MOM'S CRYING BEGGING ON THE NESTCAM FOOTAGE FOR MOM TO GO TO THE HOSPITAL.

THIS CARETAKER NEEDS TO BE IMMEDIATELY ENTIRELY REMOVED AS SHE HAS CONTINUALLY PROVEN TO BE ENTIRELY DISMISSIVE OF MOM'S HEALTH ISSUES AS I HAVE REPORTED EVERYTHING TO THIS CARETAKER AND SHE IS UNCARING AND NEGLIGENT IN CARING FOR MOM AND SHE SHOULD NOT BE ALLOWED TO CONTINUE TO EVER CARE FOR MOM AGAIN AS SHE, ABSOLUTELY, DOESN'T HAVE MOM'S BEST INTERESTS AT HEART AS SHE HAS CONTINUALLY AND ENTIRELY DISREGARDED THE PLEAS OF HELP FROM BOTH MOM AND I, ON MY ADVOCATING ON BEHALF OF MOM.

ON 6/30, THE CARETAKER WAS CONTINUINING TO BE DISMISSIVE OF MY DIRE CONCERNS FOR MOM'S HEALTH AND SHE STARTED TO LEAVE, UNTIL I YELLED AT HER THAT MOM IS ABSOLUTELY BEGGING FOR HELP AND THEN THE CARETAKER FINALLY CALLED 911 TO HAVE MOM GET HOSPITALIZED TO GO TO THE E.R.

AT THE HOSPITAL, THEY GAVE MOM FLUIDS AND SEDATED MOM SO THAT SHE COULD GET SOME SLEEP AND THE HOSPITAL ALSO TOOK MOM ENTIRELY OFF OF THE FUROSEMIDE, LIKELY ALSO DUE TO MOM NOT BEING ABLE TO REST RAISING HER

BLOOD PRESSURE WITH HER CONTINUALLY GETTING UP TO PEE AND NOT BEING ABLE TO REST.

THE DR.S AT THE HOSPITAL FINALLY LISTENED TO MY PLEAS FOR THEM TO DO EVERYTHING THAT I HAD SOUGHT FOR MOM, INCLUDING HAVING A CATHETER. AND THEY ALSO DIDN'T DO FORCED IV NUTRIENTS, WHICH I BELIEVE IS STILL NECESSARY FOR MOM AS SHE IS STILL NOT EATING VERY MUCH WHICH IS NOT GOOD. AND IS DRINKING JUST SIPS OF FLUID THROUGHOUT THE DAY.

THE HOSPITAL ALSO PUT MOM ON ANOTHER BLOOD PRESSURE MEDICINE CALLED NORVASC
WHICH SEEMS TO NOW BE WORKING IN SUCCESSFULLY LOWERING MOM'S BLOOD PRESSURE. BUT IT IS A TABLET THAT IS CRUSHED UP AND PUT IN APPLESAUCE.

IF MOM DOESN'T EAT, SHE DOESN'T GET THIS MEDICINE FOR HIGH BLOOD PRESSURE.

I HAVE FOUGHT FOR MOM FOR 15 YEARS, ENTIRELY SACRIFICING MY LIFE TO MOVE HOME FROM CALIFORNIA AFTER 21 YEARS OF MY LIVING IN CALIFORNIA, JUST TO CARE FOR MY MOM, AS SHE HAD BEGUN BEGGING FOR ME TO DO IN 2004.

I AM ONCE AGAIN FIGHTING FOR MY MOM AND HER FUTURE WELL-BEING.

I HAVE BEEN FORCED TO BECOME MOM'S ADVOCATE IN FIGHTING FOR MOM'S LIFE AND MOM'S FUTURE COMFORT AND WELL-BEING.

MOM WILL DIE IF SHE IS PUT INTO A NURSING HOME. MOM NEEDS TO LIVE IN HER HOME OF 44 YEARS-(1978). SHE HAS EVERYTHING THAT SHE NEEDS AT OUR HOME WITH ME CARING FOR MOM.

MOM HAS A WONDERFUL HOME WITH MY CARING FOR HER AND MOM IS VERY CAPABLE IN ALSO CARING FOR HERSELF, BESIDES PREPARING ALL OF THE MEALS FOR MOM WHICH I DO AND BATHING MOM WHICH I HAD ASKED FOR HELP BECAUSE MOM BEGAN REALLY FIGHTING IT IN THE LAST MONTH FOR HER HAVING TO TAKE A BATH/SHOWER, AS THE CARETAKER ALSO HAD EXPERIENCED THIS WHEN TRYING TO GET MOM INTO THE SHOWER, WITH ME, SO I HAVE BEEN DOING THE LAST MONTH SPONGE BATHS.

I IMPLORE YOU TO NOT THROW MOM'S LIFE AWAY BY SENTENCING MOM TO A NURSING HOME, SHE WILL DIE. IT WILL ABSOLUTELY KILL HER!

MOM HAS BEEN ABSOLUTELY THRIVING AT HOME WITH ME UNTIL THIS PAST MONTH WHEN SHE STARTED NOT FEELING GOOD. AND STILL HAS NOT BEEN DETERMINED WHY? EXCEPT UTI.

I HAD NO IDEA IF I DARE TO ASK FOR MEDICAL HELP FOR MOM'S WELL-BEING THAT

SHE COULD THEN BE PERMANENTLY PUT INTO A NURSING HOME, ENTIRELY AGAINST MOM'S WISHES.

MOM NEEDS TO COME BACK HOME TO HER COMFY HOME OF CARE AND EASE SO THAT SHE CAN FULLY RECOVER AT HER HOME, AFTER SHE IS STABLE AND EATING AND THE UTI HAS CLEARED UP.

IF SHE NEEDS TO GO TO A NURSING HOME FOR HER TO CONTINUE TO RECOVER, IT NEEDS TO BE THE CHERRYDALE HEALTH AND REHAB NURSING HOSPITAL IN CHERRYDALE, ARLINGTON, WHICH SHE HAS BEEN AT BEFORE AFTER HER 3 DIFFERENT SURGERIES MANY YEARS AGO.

Sent from my Verizon, Samsung Galaxy smartphone

**THIS EMAIL DOES NOT INCLUDE THE 7/5/22-EMERGENCY PETITION "FALSE ALLEGATIONS" WHICH WAS DELIBERATELY CONCEALED BY CARY CUCINELLI FOR HER COMMITTING "FRAUD UPON THE COURT" FILING AN ENTIRELY BASELESS EMERGENCY PETITION WITHOUT EVER DOING ANY DUE DILIGENCE EVER AND ENTIRELY ABANDONING MOM TO DIE IN VIRGINIA HOSPITAL WHILE SEEKING TO

"MALICIOUSLY PROSECUTE ME WITH THREATS TO MY LIFE AND MOM'S LIFE AND WELL-BEING**-7/8/22

IF IT WERE NOT FOR CARy CUCINELLI AND LIZ SHIFFLETT AND PHILIP KAPUSTA, AND LAURIE KIRKLAND AND WILFHACK, OUR LIVES NEVER WOULD HAVE BEEN DECIMATEDLY DESTROYED TODAY.

CONVENIENTLY NEVER WAS I INFORMED BY EMAIL, TEXT, PHONE CALL OR MAIL OR CERTIFIED MAIL OR BY HAND DELIVERY SERVICE FOR THE 7/5/22 EMERGENCY PETITION HEARING AND NEVER DID I EVER TO THIS DAY RECEIVE THE 7/4/22 EMERGENCY PETITION EVER.

CARY CUCINELLI CORRUPTLY PRETENDED AS THOUGH THE 7/5/22 EMERGENCY PETITION NEVER EXISTED AND THEN CONCEALED ALL OF THE MYCHART DISPROVING EVIDENCE TO ALL OF THE ALLEGATIONS AND SHE TERMINATED ON THE SAME DAY AS THE 7/8/22 COURT ORDER DEFYING THE COURT EITHIN THE SAME HOUR-**LYNN SHALL NOT BE DENIED ELAINE'S MEDICAL RECORDS AND HEALTH INFORMATION**

AND SHE CONCEALED IT UNTIL NOVEMBER 2022

AND SHE IS GUILTY TO THIS DAY FOR LEGAL MISCONDUCT OF CRIMINAL CONCEALMENT OF CRIMINAL ELDER NEGLECT-DENIAL OF CARE BY LIZ SHIFFLETT ALMOST CAUSING MOM'S DEATH FOR THE VERY 1ST TIME!

To: Lynn Kay <tweetery7@yahoo.com>, "lynnkay7@gmail com" <lynnkay7@gmail.com>
Subject: 7/7/22-EMAILS-Philip Kapusta v. Elaine Kapusta, et al. CL 2018-11871 - Courtesy Copies

7/7/22-EMAILS-Philip Kapusta v. Elaine Kapusta, et al. CL 2018-11871 - Courtesy Copies

----- Forwarded Message -----
From: Lynn Kay <tweetery7@yahoo.com>
To: Cary Cucinelli <cary@cucinelligeiger.com>
Cc: lkirkland@bklawva.com <lkirkland@bklawva.com>; jberger@haleball.com <jberger@haleball.com>; Valerie Geiger <valerie@cucinelligeiger.com>
Sent: Thursday, July 7, 2022 at 09:01:20 PM EDT
Subject: Re: Philip Kapusta v. Elaine Kapusta, et al. CL 2018-11871 - Courtesy Copies

Cary, I just this afternoon at 3 PMish received your entirely shocking emails.

I have been with mom all day encouraging her to eat as I found her today as just being a shocking literal shell of herself with her uppper face bones noticeably protruding out when I arrived earlier this morning and she has been entirely unresponsive and just wanting to sleep.

I spoke with the doctor asking if they could do a feeding tube so she can receive nutrients since she was seemingly, almost comatose and so they tried to do it today, for the first time, but she had absolutely no energy and mom was not at all cooperative in swallowing which was required for a feeding tube through her nose.

Since mom was admitted on 6/30, I have been calling multiple times a day, speaking with nurses and doctors and reading all of the notes and labs, etc. on mom on MYCHART.com to see how mom was doing and they said to me that she hasn't been eating too much, but they never said that mom was entirely wasting away.

Cary, I have been the only one who has cared about mom's life for the past 15+ years, sacrificing 1/4 of my life now to care for mom since 2006 when

she begged me to move back home for me to do so for mom since 2004.

I am fighting to keep my mom alive as she is basically now just a shell of herself from the day of her 6/30 hospital admission, just 8 days ago. That is a very long time not to basically eat! She ate very little for just the 1st few days.

I had been begging the caretaker for over a month via texts since 6/2/22 telling her that Mom was not normal.

The caretaker just ignored most everythhing that I have been reporting to her of mom's condition until I finally yelled at her on 6/30 as she was dismissing my concerns with her just walking away, once again with her entirely dismissing mom's health condition, entirely. Even though the day before, I had informed her that mom needs IV Fluids and sleep for mom to be admitted to the hospital.

The caretaker absolutely refused to listen to my increasingly worrisome pleas for over a month as mom just got worse and worse which the caretaker was being informed of as it occurred.

This afternoon, my mom was finally eating some after 5 days of her absolutely refusing to do so and just because mom wants to be able to go home.

I will email you all of the texts of my begging the caretaker for this last month.

The caretaker only finally listened to me because I yelled at her on 6/30 to take mom to the E.R. as she was walking away. Then she finally called 911.

I will be here with mom until she recovers as she desperately wants to go home. She definitely has a ways to go, but mom is now making very small progresses in her eating and having restful sleep with mom having a catheter.

On 6/22, I had informed the caretaker that maybe mom should have another U/A since mom was drinking so little and she, once again, entirely ignored it.

Mom was finally diagnosed today with a UTI and is receiving medicine now for her healing.

If only in early June, the caretaker had properly heeded mom's sudden tiredness, and mom's drinking of less fluids, I can assure you that mom wouldn't have been on death's door as I had found her just 10 hours ago in this hospital.

Mom is, hopefully, nearing the road of recovery now.

Lynn

On Thursday, July 7, 2022 at 03:04:01 PM EDT, Cary Cucinelli <cary@cucinelligeiger.com> wrote:

Dear Lynn,

I was just made aware that you are using this email (tweetery7@yahoo.com). Please see below and attached.

Having not received a response from you to my emails of Tuesday (and an “undeliverable” message today), I have had the attached letter and copy of the petition sent to you.

Kind regards,

Cary

Cary Z. Cucinelli

Cucinelli Geiger PC

4084 University Drive, Suite 202A

THIS 7/5/22-EMERGENCY PETITION REBUTTALS WAS FILED ON 1/4/24-EMERGENCY PETITION AND WAS ENTIRELY DISRESPECTFULLY DISREGARDED BY ALL "CRIMINAL FIDUCIARIES"-NAMED AS CARY CUCINELLI, VALERIE GEIGER, ELIZABETH WILDHACK, LAURIE KIRKLAND AND GEORGE W. DODGE AND ALSO "THE PSYCHOPATH PHILIP KAPUSTA" WHO HAVE ALL "AIDED AND ABETTED-(18.2-18) IN CRIMINAL ELDER CRUELTY-(18.2-369-B)-(CLASS 4 FELONY) IN "THE DEPRIVATION OF CARE FOR NOW 3 YEARS AGAINST ALL "DOCTORS ORDERS INSTRUCTING TO PROVIDE CAREAND TREATMENT SINCE 2021-2025" AND THE 7/14/22-6/6/23 CRIMINAL ABDUCTION AND THE 6/6/23 TO PRESENT DAY-(ARMED CRIMINAL ABDUCTION AND CRIMINAL KIDNAPPING AGAINST WILL AND AGAINST BEST INTERESTS IN ORDER FOR ALL "CLASS 4 FELONS AS ABOVE NAMED FIDUCIARIES TO ATTEMPT TO ESCAPE CRIMINAL PROSECUTIONS FOR CRIMINAL ELDER CRUELTY CRIMES COMMITTED FORVNOW 3+ YEARS"-ARMED KIDNAPPING IN DESPERATE CRIMINAL ATEMPT TO ESCAPE PRISON FOR CRIMINALLY COMMITTING AND CONCEALING CRIMINAL ELDER CRUELTY CRIMES BY ALL NAMED PERSONS"-(18.2-47)"

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THIS WAS FILED ON 1/4/24-EMERGENCY PETITION AND WAS ENTIRELY DISRESPECTFULLY DISREGARDED BY ALL "CRIMINAL FIDUCIARIES"-NAMED AS CARY CUCINELLI, VALERIE GEIGER, ELIZABETH WILDHACK, LAURIE KIRKLAND AND GEORGE W. DODGE AND ALSO "THE PSYCHOPATH PHILIP KAPUSTA" WHO HAVE ALL "AIDED AND ABETTED-(18.2-18) IN CRIMINAL ELDER CRUELTY-(18.2-369-B)-(CLASS 4 FELONY) IN "THE DEPRIVATION OF CARE FOR NOW 3 YEARS AGAINST ALL DOCTORS ORDERS AND CRIMINAL ABDUCTION AND CRIMINAL ARMED KIDNAPPING-(18.2-47)"

LYNN KAY RESPONSE FOR EMERGENCY PETITION

Your Honor, thank you for allowing me to finally entirely set the record straight.

On 1/7/20, I signed the Settlement Agreement after 3 years of "Kapusta" showing such physically threatening tendencies to both my mom and I from all of his entirely presumed made up assumptive accusations against my mom and I.

This Protective Settlement Agreement after 3 years of dealing with the continual injustices of his entirely deranged actions, was to entirely ensure that both my mom's protection and my own protection from the entirely deranged actions of "Kapusta" in his trying to continually and unjustly and deleteriously remove my mom, who was a highly functional and energetic 85 year old and was entirely highly capable, from her own home.

This Protective Settlement Agreement unjustly gave me only limited Guardianship with there needing to be an "Overseer of all of my mom's medical care and health".

I had assumed that this would be good, but I had also assumed that there would be a competent Overseer and both assumptions were soon shown to have not been reality.

"The Overseer" Shifflett failed entirely for over a month to seek any medical care for my mom since 5/18/22.

Only because I demanded that my mom get a medical appointment with Virginia Heart-6/8/22 did this occur as mom was suddenly on 5/18/22 not feeling well which I immediately reported.

On 6/8/22, "Shifflett" took mom to Virginia Heart, but she did not seek to have a Urine Culture or a SED RATE, which I had requested done and also did not ever properly inform Dr. Lessin of my mom's continual physical medical deterioration.

Shifflett just did not show any care, whatsoever, in her medically overseeing my mom's health. She was a Nurse, so I had trusted her judgment, until things continued getting progressively worse for my mom.

And she ignored 30+ text messages of mom's continual medical deterioration leading to my 6/29/22 requesting mom go to the hospital the next day.

Everything was ignored and on 6/30/22, my mom was doing so very badly that she woke up crying which in my 17 years of my sacrificially devoting my life to my solely caring for my mom and prior to 2006, this had never ever occurred.

Everything was recorded on Nestcam showing how scared my mom was and I again immediately texted stating that mom needed immediate hospital admission for medical care which my mom wanted and had clearmindedly agreed to get as she was so very scared of what was happening to her.-(NESTCAM VIDEOS & DOCUMENTED TEXT TRANSCRIPT)

On 6/30/22, after Shifflett arrived soon after, she verbally attacked me multiple times after her continually disrespecting my mom's deteriorating medical health and disrespecting me by not listening

to me and her disregarding both my mom and I as being unimportant and just entirely walking away.- (NESTCAM VIDEOS)

Shifflett claims that I physically threatened her. My so righteously angrily stating after my being called "CRAZY" multiple times basically was my simply, but strongly saying that I wanted to "smack some sense into her because I' m getting tired of no one listening to me" and it was blown entirely way out of proportion.

I was exhausted after multiple sleepless nights along with mom and I was fully exasperated with my concerns for my mom continually being diminished and ignored and I was also disrespected and disregarded for 1 1/2 months and so was my mom that we both needed to both beg for help for getting my mom immediate medical help was so absolutely ridiculous and I righteously lost my temper with this person as my seeing her as being a continual direct threat to my mom's life and health and my mom's well-being entirely jeopardized as my mom was in desperate need of "Emergent Medical Care".

I was then wrongly defamed and slandered thereafter for my simply righteously angry words after my, entirely disrespectfully, being told multiple times that I was "CRAZY" for my simply strongly advocating for my mom for saving her life in my angrily seeking to get my mom immediate medical care and my "soundness of mind" was entirely so shockingly disrespected continually.

My mom entered Virginia Hospital entirely scared and gravely ill on that day of 6/30/22 because of 1 1/2 months of "the Overseer of all of my mom's medical care" entirely failing to do her job in competently overseeing my mom's health.

I respectfully request that the Court immediately order that all of my mom's labs from 3/10/22 to present day be entirely medically evaluated for the 1 1/2 years to show all of my mom's continued medical health deterioration under everyone else's hands in their medical neglect and medical abuse causing my mom to become so medically destroyed by all parties without my being full and sole Guardian in my impeccably "guarding and protecting" my mom since 2006. This is when I sacrificially agreed to solely care for my mom simply because she was continually begging for help for 2 years prior to 2006, when I moved back home after 21 years of my living in California.

And everything that was submitted on 7/5/22 in "The Emergency Petition" was a "False Narrative" of False Assumptions which has all been entirely verifiably proven as being entirely untrue and were merely accusational allegations against me entirely unjustifiably slandering my character and my name. All MyChart Virginia Hospital documentation and documented texts and documented Nestcam Videos entirely rebuts every single "Accusational allegations" against me.

I was never provided with the "Emergency Petition" ever by "The Conservator" and I did not review it until just a couple of months ago.

In addition, I was only emailed at 3:04 PM the day before 7/8/22 hearing and mom was gravely ill and I was at her hospital bedside comforting my mom for all day.

I emailed "The Conservator" all documented texts showing that my mom was medically deteriorated being neglected and "The Conservator" ignored it all and allowed all of her "FALSE TESTIMONY" to stand in never being withdrawn which continued to unjustly wrongly defame/slander me to everyone thereafter to this very present day.

The simple facts are that "The Estate" entirely failed to protect both my mom and I from all entirely negligent persons, including protection from "Kapusta"'s continually deranged vitriol which entirely materially breached the clearly stated terms of "The Protective Settlement Agreement" with their being only an assumed, not factual "unsafeness" based on everyone's disrespectful false assumptions of both my mom and I, entirely never ever verified by any facts, whatsoever.

Everything which has occurred on and after 6/30/22 should all be entirely seen as a direct result of both my mom and I being so unjustly under continual enormous duress and life-threatening distress as our lives were entirely hijacked and invaded upon with "The 24/7 Forced Home Invasion in the middle of a Pandemic" by entirely negligent and uncaring and incompetent and abusive persons for 1 ½ years now and our lives were continually unjustly decimated entirely as we became "Living Puppets' for everyone else to control with both of our lives physically threatened since 6/30/22 to present day as I have continually sought to rightly protect my mom's life in my solely "Guarding and Protecting my mom" from the continued shocking medical neglect and uncaringness of my mom by all parties, including "Kapusta" as he has been informed for multiple months of my mom's shocking medical neglect and so uncaringly in his continued state of derangement has never sought anything in my mom's best interests ever.

My mom is in need again of an Emergent Hospital Evaluation from the 7 months of continued "medical neglect" and "medication abuse" at Cobbdale as my mom's labs and mind and body were entirely healing on 6/5/23 and now at Cobbdale" away from my entirely impeccable care for my mom, she has lost 30% of her healthy blood cells having been entirely destroyed with the continual absolute unfitness of "Dappen", "Dodge" and "Eldertree" from their withholding monitoring my mom's labs since 5/11/23 and entirely withholding Iron and proper vitamins and antibiotics.

My once entirely healthy 85 year old mom with healthy labs like me has shockingly never ever been treated as a normal healthy person with entirely grossly abnormal labs by everyone.

A normal healthy person's blood cells and bone marrow does not suddenly and continually become grossly abnormal under normal healthy conditions of receiving proper medical care.

I, respectfully request as I have been asking for multiple months now that my mom be immediately evaluated for immediately receiving a blood transfusion from compatible and healthy me for my seeking to entirely restore my mom's infectionally damaged anemic blood back to her healthy blood in 2022.

My healthy blood results entirely match my mom's 9/27/22 and 10/24/22 lab results when my mom's blood cells were entirely finally restored after receiving antibiotics.

I am continually seeking my mom's best interests, as no one else has ever sought for my mom ever, and it will only take my mom having a mild sleep sedative for then very easily receiving my healthy blood for her having lost 52% so far as of 10/26/23 of her healthy blood cells having now been destroyed from 1 1/2 years of everyone's medical neglect for hopefully entirely restoring my mom's entirely healthy blood and hopefully then also restoring her mind from suffering over a year of "Severe Anemia" under everyone's medical neglect.

In addition, I request that my mom finally be medically properly evaluated for all vitamin deficiencies with my mom having not only a complete vitamin panel done, along with a Complete Iron Panel done and for evaluating for an infection and blood cancer and for all Immunodeficiencies in the Virginia

Hospital-(Arlington) immediately to occur to finally allow my mom to receive the proper Standard of Care Medical Care and medical treatment for my mom's health to be entirely restored.

And I also respectfully request that my mom is returned home permanently for her complete recovery after blood transfusion being discharged with mom also receiving IV FLUIDS and IV NUTRIENTS for her hopeful complete restoration without needing any antipsychotics or laxatives or suppositories and the like of which all deleterious and dangerous medication was only given at Cobbdale which has entirely caused so very much Injury, Illness, Disease and Infection to my mom without my solely caring for my mom.

I also respectfully ask that the Court order "The Estate" to pay for Dr. Franco Musio-(Medical Expert Witness) to be hired immediately by "The Estate" to comprehensively evaluate all of my mom's 1 1/2 years of her medical labs to tell the entire story of everyone's "Medical Neglect" from "Shifflett" medical neglect causing my mom to become so gravely ill prior to 6/30/22 Virginia Hospital, including my mom wrongly not receiving any Antibiotics for 8 days after 6/30/22 Virginia Hospital Admission and then also from 9/27/22-present day 10/26/23 labs of my mom losing 52% of her once-healthy 2022 blood cells and bone marrow being destroyed by untreated and ignored bacterial bloodstream infections causing anemia with the destruction of her once-healthy blood cells after suffering through her 2nd bacterial bloodstream infection on 8/11/22 and then her 3rd on 10/7/22 when "Dappen", "Dodge" and "Eldertree" also then continued "Medically Neglecting" my mom.

And documenting how after 10/24/22, "Dappen", "Dodge" & "Eldertree" all medically neglected my mom by giving absolutely no Proper Standard of Medical Care and Treatment and entirely withheld all needed dental and medical appointments and proper labs and proper treatment and gave dangerous FDA-BLACK-BOXED unapproved medications and all of the other extremely harmful wrongly prescribed medications and refusing for 5 months to do anything medically proper for my mom after 5/11/23 having brought my mom to the sickest that my mom has ever been.

I request that the Court order that all of my mom's medical information of all Cobbdale Medication Lists and Paragon daily notes and Cobbdale daily notes and any and all recent November and December labs having been done be immediately provided to me today as my mom's medical information has been withheld from me continually since 6/6/23.

"Dappen", "Dodge, and "Eldertree" medical elder neglect of my mom has entirely destroyed my mom and my mom has been entirely refused to be allowed for her to have any proper medical care for more than an entire year of withholding medical care in none of them ever seeking my mom's "Best Interests" for medically properly caring for my "infectional" and "Severely Anemic" mom which has so very uncaringly and so inhumanely being allowed to occur has as a direct result caused my mom to have an entirely destroyed immune system which has as a direct result now caused my mom to suffer nultiple weeks from an entireoy ignored "upper respiratory infection" sinply because they all did not give my mom any Proper Medica Standard of Care since October 2022.

Anemia causes enlarged heart and brain damage along with antipsychotics also causing brain damage which rhey all will be held legally liable for causing my mom in medical malpractice medical neglect of

withholding medical and dental care and medical and dental treatment also being entirely withheld from my mom continually to this present day.

I request that the Court order an immediate Hospital Evaluation at Virginia Hospital-(Arlington) to occur today, with there being absolutely no further delay, for my mom's "Best Interests" for seeking to fully restore my mom's healthy life that she used to be allowed to enjoy and I can be with my mom also in the Hospital with her and then for my mom to be discharged to come back home where she is solely documentedly proven to be the safest ever under my loving and entirely competent care for my mom's complete recovery with my mom receiving once/week medical labs at home for monitoring my mom's hopeful recovery and for treating all of my mom's medically neglected body entirely and allowing my mom to once-again be solely under my care as documentedly now shown that my mom is entirely "unsafe" under everyone's elses care for almost 1 1/2 years now.

My mom's "Best Interests" are my rightful restoration as Guardian and with mom permanently in her home and with my solely holding the Advanced Medical Directive as never again allowing my mom to ever be medically neglected and medically abused ever again by anyone with my continuing to "Guard and Protect" my mom.

I seek all of this as documentedly in my mom's "Best Interests" as I have dedicatedly and sacrificially and devotedly and competently cared for my mom solely for 17 years without there ever being any INJURY, ILLNESS, INFECTION OR DISEASE without my seeking Immediate Care for my mom. And there is absolutely nothing factually to ever show otherwise.

My mom has been entirely now documentedly shown to have been healthy and happy and thriving solely under my care in our home.

"LYNN KAY RESPONSES TO THE 7/5/22 FILED EMERGENCY PETITION"

1. Lynn Kay (''Lynn") was appointed to serve as Guardian for Elaine Mae Kapusta ("Mrs. Kapusta'') by this Court's July 31, 2020, Order (''the Order"), a copy of which is attached as Exhibit A.-

***(RESPONSE)-TRUE**

2. Pursuant to this Court's order and the plan. of care described therein, professional care managers were retained ''to ensure sufficient assistance to allow [Mrs. Kapusta] to safely live in her house until the care manager believes that living in the home, with

24/7 care provided by [Lynn], is no longer safe or appropriate." (See Paragraph 12. of the Order.)

***(RESPONSE)-Sadly an entirely incompetent & uncaring & negligent nurse/care manager-Shifflett was recommended & was hired as "The Estate appointed required overseer of all of mom's medical health.**

3. For almost two (2) years, Suzanne Hanas, RN, BSN and Liz Shifflett, RN, MPH, CCM of Premier RN Geriatric Care LLC have been providing care management services to Mrs. Kapusta.

***(RESPONSE)-The negligent incompetent overseer entirely ignored and continually diminished my mom suddenly suffering physical deteriorating health, witnessed in person by Shifflett on 6/8/22, 6/15/22, 6/30/22-& Shifflett documentedly also received 30+ multiple informative text messages from me informing her that "mom is not feeling well"-(DOCUMENTED TEXT MESSAGES) all ignored-and **Shifflett also never even informed Dr. Lessin-(Primary Care Doctor) of any of my mom's unwellnness and she also never scheduled mom for any followup appointment for my mom after the documented 5/10/22 Lessin office note stating 1 month followup or sooner p.r.n-as needed. And Lynn is the one who demanded Elaine go to Virginia Heart on 6/8/22, but Shifflett & Virginia Heart both failed entirely to get a SED RATE & a U/A Urine Culture which would have shown clearly that Elaine was suffering from a U.T.I. & mom could have been so easily given antibiotics soon thereafter-Lynn had requested a SED RATE for getting for mom via documented text on 6/8/22.**

4. On June 29, 2022, Liz Shifflett ("Liz") received a call from Lynn who requested that Liz take Mrs. Kapusta to the Emergency Room and who communicated that Mrs. Kapusta was "delirious", was not eating nor sleeping, and needed intravenous fluids and ''vitamin injections."

***(RESPONSE)-It was not a phone call, it was a documented text sent to Shifflett on 6/29/22 and also on 6/30/22 stating everything that I wisely in my "Good Judgment" of what I knew my mom needed the day before mom even going to the hospital.**

6. On June 30, 2022, Liz visited Lynn and Mrs. Kapusta at the home they share in While Mrs. Kapusta appeared to be well, Lynn appeared distraught and visibly upset. Despite Liz's confirmation that Mrs. Kapusta's vitals were satisfactory, Lynn demanded that her mother needed emergency care.

***(RESPONSE)-Mom & I had been having multiple sleepless nights due to our lack of sleep because mom was not feeling well because Shifflett failed to do her job of competently medically overseeing my mom's health for getting her a medical diagnosis & medical treatment.**

7. Lynn reported that her mother was calling out for assistance during the night and Lynn was not able to sleep. Lynn also reported that she stopped giving her mother medication (Lasix) prescribed to reduce extra fluid in the body.)

***(RESPONSE)-Mom was not drinking hardly anything & mom was peeing constantly & Lasix was causing mom extensive sleep problems and she felt even worse after being given Lasix**

so I discontinued it to see if this would help & it did not, but giving it to mom was detrimental to her health and on 7/2/22-Virginia Hospital also realized the same thing as Lasix decreased mom's potassium and magnesium and thiamine and increased mom's glucose and Virginia Hospital entirely discontinued Lasix on Day 2 being the last day given to my mom ever by Virginia Hospital & stated on discharge notes-discontinued Lasix.

8. Lynn was not receptive to feedback that her mother was not in an emergent situation and, when Liz suggested that Lynn needs to bring in additional caregiving staff for Mrs. Kapusta, Lynn began yelling at Liz and threatening to hit Liz.

***(RESPONSE)-On 6/30/22, Shifflett started disrespectfully calling me "CRAZY" multiple times for my simply seeking "EMERGENT MEDICAL CARE" for my "medically neglected scared and suffering mom" after my mom wokeup crying & so very scared and wanting to & clearmindedly agreeing to get immediate medical help-(DOCUMENTED NESTCAM VIDEO) & Shifflett entirely diminished both my concerns & my mom's concerns & Shifflett entirely walked away to leave after calling me "CRAZY" multiple times and I simply angrily stated, to this entirely neglectful and inhumane person who had ignored my mom's health and well-being for over a month, in causing all of my mom's suffering. I stated, "I am about to smack you because I am getting tired of no one listening to me."-(DOCUMENTED CONTINUED NESTCAM VIDEO OF SHIFFLETT) after 1 ½ months of my exasperatedly and exhaustedly and continually informing Shifflett about my mom progressively physically doing worse and worse and Shifflett doing absolutely nothing proper in medically overseeing my mom's health and well-being after**

6/8/22. I was simply exhaustively stating to Shifflett who was a complete danger to my mom's health and well-being in her refusing to do anything for getting my mom any "EMERGENT MEDICAL HELP". I was saying, What is wrong with you? I want to smack some sense into you, what is wrong with you? Basically how can you be so inhumane as to be refusing to get my mom "EMERGENT CARE" as we are both begging you to do?

9. Concerned that Mrs. Kapusta was not safe in the home with Lynn, Liz called 911 and EMS and Fairfax County Police were called to the home.

***(RESPONSE)-This entire "my provoked by Shifflett angry incident" was my being so angry at this extremely neglectful and incompetent person that both mom & I had to beg her to get my mom "IMMEDIATE EMERGENT MEDICAL CARE" in her calling me "CRAZY" and her walking away entirely diminishing my mom's health and well-being and her refusing to get my mom immediate medical help. I was angrily strongly advocating for my mom in my strongly trying to get Shifflett to listen to me in getting my mom to the hospital immediately in my attempt at saving my own mom's life.**

10. Mrs. Kapusta was transported to Virginia Hospital Center, admitted as a patient, and remains there today.

***(RESPONSE)-Mom was admitted on 6/30/22 as being documentedly based on mom's labs as gravely ill with mom's SED RATE HIGH since 5/11/22, indicating infection and on Day 2 WBC HIGH indicating infection and mom's kidneys & liver**

were becoming damaged from the untreated raging bacterial bloodstream infection UROSEPSIS and mom's organs began shutting down on Day 2 & thereafter from the entirely ignored and untreated raging bacterial bloodstream infection-UROSEPSIS ignored entirely by Shifflett refusing for over a month to get my mom any immediate proper medical help since prior to 6/8/22 and thereafter. And because of Shifflett being so absolutely incompetent in doing her job, wrongly informed the E.R. doctor that mom's "sudden delirium" was "baseline" and it clearly was not & because of this incompetence, mom was wrongly given FDA BLACK-BOXED UNAPPROVED DANGEROUS ANTIPSYCHOTICS and mom had, so very shockingly, received absolutely no proper medical treatment of antibiotics for 8 days-7/7/22 after 6/30/22-DAY 1 hospital admission. In addition, Virginia Hospital failed to give my mom a "CATHETER" on Day 1 as I had requested. If this had medically properly occurred "OBSTRUCTIVE UROPATHY" & "U.T.I." would have been diagnosed and mom would have been given ANTIBIOTICS because on (DAY 9)-7/8/22 when mom was finally given a "CATHETER" my mom's bladder has "bloody urine" from the long suffered undiagnosed "UROSEPSIS' & "OBSTRUCTIVE UROPATHY" which has caused "TOXIC ACUTE METABOLIC ENCEPHALOPATHY" and "NONSENSICAL SPEECH". Virginia Hospital also entirely "medically neglected" my mom due to Shifflett informing untruths to the E.R. Doctor on 6/30/22.

11. Lynn has not left the McLean home in almost two (2) years and has not visited her mother at Virginia Hospital Center.-

***(RESPONSE)-Being in the middle of a pandemic which both mom & I had SEVERE COVID, I was so scared of getting COVID so**

severely again and there was no reason to need to leave home. And on (Day 1)-6/30/22, with mom admitted into Virginia Hospital, I setup MYCHART to entirely follow and monitor and research what was daily occurring for my mom at the hospital with my staying up all night the 1st day, in monitoring all of mom's vitals and daily happenings, along with my making multiple calls each day to check on my mom and to speak with the Nurse/Dr. I then visited mom after I learned from the nurse call that mom was not eating anything and I then bravely masked up & went to the hospital to be able to encourage mom to eat & I brought mom healthy fruit smoothies every day which mom enjoyed as I continued to do so thereafter staying with my mom all day at her hospital bedside each day thereafter.

12. Lynn has spoken with her mother's doctors at Virginia Hospital Center and has requested the doctor give Mrs. Kapusta "a catheter, intravenous medication to sleep, vitamins in . . the IV, and intravenous fluids to fix her before she comes home". Mrs. Kapusta's doctors have denied her requests, as the interventions requested are unnecessary.

***(RESPONSE)-The E.R.. doctor wrongly called all of my correct Guardian requests for my mom as "INAPPROPRIATE MEDICAL MEASURES" documented along with "Lynn is not of sound mind" in the MYCHART online hospital records for my mom for then everyone to see which was then entirely slandering and defaming my name and my character. And FYI: If "the Conservator" or "the Overseer" had ever even bothered to check on my mom, they would have easily been made aware and seen that mom was already receiving my requested "FORCED IV FLUIDS"-continuously and also "FORCED IV NUTRIENTS-VITAMINS" on (DAY 2)-7/1/22. They were so**

uncaring and so disrespectful continually to my mom and her well-being in them both of them to have never even bothered to check on the health status of my mom at any time prior to 7/5/22 and even thereafter. Instead, they both chose to continue in their both so disrespectfully and so very wrongly slandering & defaming both my name and my character to all persons, including "Kapusta" by filing an entirely unwarranted EMERGENCY PETITION against me for my simply strongly advocating for my seeking to save my own mom's life as my mom had requested to go to the hospital to get immediate medical help.

13. Despite repeated recommendations that private caregiving support be brought into the home to support Mrs. Kapusta, Lynn has refused all efforts to engage private caregivers.

***(RESPONSE)-Mom & I did not need any caregivers. Mom needed a competent overseer/nurse/care manager to get mom medical help in early June 2022 and thereafter. If that had occurred, mom would have received proper medical care and treatment prior to 6/30/22 and our lives never would have ever been entirely decimated as they are now.**

14. Lynn has failed to address Mrs. Kapusta's needs for personal hygiene and incontinence care.

***(RESPONSE)-Mom was refusing to take baths, just as the overseer also realized when I text documentedly asked her for help to give my mom a shower and she also fought her also while we gave mom a shower with mom screaming while we together bathed my mom. Mom was diagnosed in Virginia**

Hospital with having "OBSTRUCTIVE UROPATHY”-having problems peeing & "UROSEPSIS-AEROCOCCUS U.T.I.) which had quite alot to do with mom's sudden incontinence and bathing issues occurring in May and June 2022.

15. Lynn withholds prescribed medications and changes heart medications without physician approval.

***(RESPONSE)-I had informed the overseer that Lasix was causing mom problems and I was medically correct in my astutely and wisely withholding Lasix because of how deleterious it had been to my mom-so I rightly withheld it just as Virginia Hospital also realized the same thing and entirely discontinued Lasix with 7/1/22-(DAY 2) being the last day given to my mom.**

16. Lynn withheld Ramipril, a medication to control high blood pressure, from her mother and, as a result, her mother's edema worsened.

***(RESPONSE)-I informed the overseer via documented text that Ramipril was not good for my mom because mom could not eat bananas with mom taking Ramipril and Ramipril thereafter to this very present day, Ramipril has never ever been given to my mom ever after. And (DOCUMENTED NESTCAM VIDEO) states "the overseer" saying that mom's legs “looked pretty good”, meaning there was no edema-so that was a documented lie stated against me in "THE EMERGENCY PETITION". One of multiple continual lies that were said by “the overseer about both my mom and I”.**

17. Lynn Kay believes that she is uniquely qualified to determine what her mother needs and refuses to comply with her mother's physician's and care managers' care recommendations.-

***(RESPONSE)-These slanderous & defamatory lies were greatly damaging to me and to my mom & I seemed to have such "good medical judgment" to have exactly stated everything my mom needed prior to my mom even going to Virginia Hospital which Virginia Hospital soon then realized my "good medical judgment" was exactly correct.**

18. Lynn's irrational behavior, lack of judgement, and refusal to participate in her mother's care plan are detrimental and dangerous to her mother's wellbeing.-

***(RESPONSE)-These slanderous and defamatory lies about me were merely disrespectfully opinionated "FALSE ASSUMPTIONS" that entirely were shown to be entirely baseless as I had "such amazing good medical judgment" that I stated multiple times correctly every single medical need for my mom prior to my mom even leaving our home.- (DOCUMENTED TEXTS, MYCHART & NESTCAM VIDEOS).**

19. Mrs. Kapusta cannot speak up for herself nor understand how to help herself, due to her advanced dementia.

***(RESPONSE)-Mom did not have advanced dementia!-Mom was entirely clearminded and being well understanding and was**

entirely suffering from "sudden delirium" due to the untreated UROSEPSIS occurring in my mom because the negligent and incompetent overseer did not do her job for 1 1/2 months in overseeing my mom's health and well-being in her never seeking in my mom's "Best Interests" to get mom's deteriorating physical health properly medically evaluated and just willfully and wrongly chose to diminish and ignore mom's physically deteriorating health causing my mom so much "ABSOLUTELY INCALCULABLE SUFFERING".

20. Mrs. Kapusta needs round-the-clock care and Lynn Kay is not able to provide the necessary care for her mother.

***(RESPONSE)-These lies were "FALSE ASSUMPTIONS" based on the overseer entirely lying in a desperate attempt to cover her entirely neglectful ass in never ever informing that my mom was not medically well, progressively since 5/18/22-(DOCUMENTED TEXTS) which were emailed by me to "The Conservator" on 7/7/22-7/8/22 when I was finally notified about there being a Guardianship Hearing occurring the very next day within less than 19 hours. I had assumed that my emails and all of the documented texts emailed to the Conservator would have halted the entirely unwarranted hearing as my allowing the Truth and Facts to speak loudly for themselves, with my remaining at my mom's hospital bedside. But the negligent Conservator entirely disregarded the truth and facts and ever since our lives have been "Absolutely Pure Living Hell" with both of our lives put entirely in danger for 1 ½ continuous years as she has never withdrawn the "FALSE ASSUMPTIONS TESTIMONY OF THE UNWARRANTED 7/5/22 FILED EMERGENCY PETITION". In the Conservator failing to do so, the Conservator is entirely legally liable for all damages**

having been done to "The Estate", to my mom and to myself for 1 ½ years since 7/5/22.

21. Mrs. Kapusta's professional care managers' assessment is that Mrs. Kapusta cannot safely live in her home with 24/7 care provided by Lynn Kay.-

***(RESPONSE)-There is absolutely no factual proof of mom not being safe with me. Mom was "extremely unsafe" only because of the overseer not doing her "medical overseeing job" & entirely diminished my mom's health & well-being. Due to this occurring unwarrantedly, the 1/7/20 Protective Elder Guardianship Settlement Agreement was entirely "MATERIALLY BREACHED TWICE" on 7/8/22 and also on 6/6/23 when my mom was so unjustly cruelly removed from her home due while she was fully recovering from all of the "medical neglect" occurring by everyone since October 2022 in my mom never receiving the Proper Medical Standard of Care.**

22. Lynn Kay should be removed as Guardian for Mrs. Kapusta and another individual should be appointed to serve as Guardian.-

***(RESPONSE)-These "lies submitted as testimony on 7/5/22 entirely defaming my name and my character" greatly slandered and defamed my name and character and caused great & extensive continual deleterious harm to both my mom & I which continues to present day for both of us.**

WHEREFORE, Cary Z. Cucinelli, Esq., and Valerie B. Geiger, Esq., respectfully request that this Court enter an Order terminating the appointment of Lynn Kay as Guardian for Elaine Mae Kapusta and appoint another individual to serve as Guardian for Elaine Mae Kapusta, pursuant to Virginia Code § 64.2-2012, and for such other relief as the Court may deem appropriate.

***(RESPONSE)-This 7/5/22 Unwarranted Emergency Petition Filing was all based on "FALSE ASSUMPTIONS" of both my mom & I and the Conservator was so negligent in negligibly filing entirely "FALSE ASSUMPTIONS" as testimony and never having withdrawn her testimony after learning the documented truth on 7/7/22-7/8/22 causing both Elaine and Lynn now 1 ½ years of "ABSOLUTE PURE LIVING HELL" due to the negligence of both "the Overseer" and "the Conservator" both to be held entirely legally liable for all substantial damages incurred as a direct result of their combined negligence.**

In summary, ever since May 2022, due to "The Estate" entirely continually failing to uphold "the stated terms" of "The Protective Elder Guardianship Settlement Agreement" and entirely failing to protect both my mom & I from entirely negligent and uncaring persons, both of our lives were entirely unjustifiably decimated for now 1 ½ years.

And this decimation of our lives has occurred due to both my mom and I simply continually strongly pleading for my mom to receive badly needed "Emergent Medical Care" for my badly medically neglected mom and now at Cobbdale also very harmfully suffering 7 continual months of "medication abuse".

And this same scenario has continued to repeat itself in occurring continually now for 1 ½ years to present day of my continually pleading with wholly uncaring and medically negligent persons for my mom to receive proper medical care and proper medical treatment for my mom.

Everyone has continually attempted since 2022 to mask their continual" false and baseless narratives" being shown as simply being conjecture about both my mom & I for giving an excuse in their attempting to justify their blatant medical negligence and medical abuse which has documentedly now been so very clearly shown in entirely decimatedly destroying my mom's once entirely healthy body & mind & well-being so very deleteriously.

I am now respectfully asking that the Court demand the gathering and examining of all of the truth and factually documented evidence to all entirely now very clearly rebut all of their entirely false and baseless narratives which were stated so very wrongly in the entirely unwarranted 7/5/22 emergency petition testimony now being shown very clearly as merely being entirely unverified false conjectural assumptions being stated so very wrongly against both my mom & I in the 7/5/22 petition which has so very wrongly defamed and slandered both my name and my character continually ever since.

Both of our lives have been so entirely decimated, due to their "conjectural false narrative" wholly incorrectly negligently given against both my mom and I on 7/5/22 and thereafter, in greatly damaging both my mom and I.

What will be very clearly shown to everyone by so very simply doing this will be that the previously filed 7/5/22 Emergency Petition will be proved as being negligently and wrongly filed by the entirely disrespectful, uncaring and wholly negligent lawyer conservator against both my mom and I.

All of my documented 7/7/22-7/8/22 emails to the lawyer conservator, when shockingly, 7/7/22-3:30 PM was the very first that I learned about this guardianship hearing wrongly occurring the very next day against mom and I, has stated that this 7/5/22 petition which was also so disrespectfully never ever even provided to me by the lawyer conservator having already been entirely unwarrantedly filed never ever should have ever been filed as has documentedly now been entirely proven as being merely conjecture.

This will all be shown as simply being false narratives of entirely false assumptions never ever having been verified as ever being true and therefore will be shown as being entirely without any merit, whatsoever.

The lawyer conservator was fully aware of all of the truth since 7/7/22 and she shockingly and wrongfully so very disrespectfully chose to continue to submit false testimony to the Court in never ever being retracted in her submitting absolute lies to the Court as her testimony in the petition against mom and I.

I had assumed that a lawyer conservator would not submit false testimony lies in entirely lying to the Court and I chose to stay at my badly medically neglected mom's hospital bedside to continue to comfort my mom and just to simply allow the truth and the facts to

all so very clearly speak for themselves. But, that is, so shockingly, not what occurred ever because the entirely negligent and uncaring lawyer conservator chose to never ever retract any of her false testimony lies which had then set into motion the continual written and physical threats against myself and the entire decimation of both my mom's life and my own life for now 18+ continual months.

What will also be so very clearly shown by doing this detailed examination of the factually documented truth, is my being so very disrespectfully and unwarrantedly wrongly being removed as my mom's sole "Guardian and Protector".

This will all be very clearly shown by all of the factually documented facts and truth entirely rebutting every single accusation that has been so very wrongly spewed against me for 18+ long suffered months now which has entirely decimated both my mom's life and my own life from our once known entirely peaceful and happy and healthy and thriving stressless lives together.

Everyone has treated my mom like a commodity to control, and not like an extremely medically neglected fragile and medically damaged person with flesh and bones and a beating heart like I have solely done with my having shown this very clearly now continually by my entirely sacrificed 17 years of my adult life for my simply impeccably and lovingly caring for and dutifully protecting my mom from all danger with my unburdening everything from my mom's shoulders since 2006.

As my mom has documentedly verifiably never ever suffered under my sole protective care, ever, as she has documentedly only ever

thrived with my solely “guarding and protecting” my mom ever since 2006.

I am respectfully asking the court to immediately today reinstate my full and sole guardianship for my mom with my also now solely holding the Advanced Medical Directive so that never again will either mom or I ever need to beg a negligent person for getting immediate dental or medical care and medical treatment for my mom.

ALL EVIDENTIAL EXHIBITS FOR 1/4/24 FOR MY GUARDIANSHIP RESTORATION IN REBUTTING EVERY SINGLE ACCUSATION

A-O

A. 1/7/20 SETTLEMENT AGREEMENT COURT ORDER YELLOW HIGHLIGHTING "SAFE" AND "CARE MANAGER AND ABUSE AND NEGLECT"

B. ALL OF MY REBUTTALS OF "THE 7/5/22 EMERGENCY PETITION"

C. 5/11/22-DR. LESSIN LABS & OFFICE VISIT NOTES SHOWING MOM NEEDED A 1 MONTH OR SOONER FOLLOWUP VISIT WITH MOM HAVING AN ELEVATED HIGH SED RATE AND LOW PLATELETS

D. THE FIRED ONE'S TEXTS HIGHLIGHTED WITH ALL OF MY 30+ INFORMATIVE TEXTS SINCE 5/18/22-6/30/22 INFORMING THE OVERSEER THAT MY MOM WAS BECOMING CONTINUALLY PROGRESSIVELY WORSE AND ALL OF MY CONCERNS & REQUESTS FOR MY MOM DISREGARDED AND IGNORED

E. 6/30/22-NESTCAM VIDEOS OF MOM WAKING UP CRYING & SO VERY SCARED AND MOM "CLEARMINDEDLY AGREEING TO GO TO THE HOSPITAL" & MY ATTENDING TO EVERY SINGLE NEED OF MY MOM

F. 6/30/22 SHIFFLETT NESTCAM VIDEOS OF MY CALMLY REQUESTING MOM GO TO THE HOSPITAL AND MY THEN BEING DISDAINFULLY CALLED "CRAZY" IN DISRESPECTFULLY QUESTIONING “MY SOUNDNESS OF MIND” MULTIPLE TIMES OF MY TRYING TO SAVE MY OWN MOM'S LIFE WITH BOTH MY MOM & I SO RIDICULOUSLY NEEDING TO DESPERATELY BEG FOR MEDICAL HELP FOR MY MOM FROM THE DANGEROUS PERSON WHO CONTINUED TO DISMISSIVELY ENTIRELY DIMINISH, DISREGARD AND ENTIRELY WALK AWAY TO LEAVE, WITH MOM & I BOTH BEING SCARED FOR MY MOM'S LIFE AND WELL-BEING AND MY FINALLY JUST LOSING MY TEMPER WITH THE NEGLIGENT NURSE/CARE MANAGER/OVERSEER OF ALL OF MY MOM’S MEDICAL HEALTH AS I AM CONTINUALLY PROTECTING AND GUARDING MY MOM'S LIFE AND WELL-BEING.

G. 6/30/22-NESTCAM VIDEOS IN UPSTAIRS HALLWAY & DINING ROOM & GARAGE SHOWING MOM CLEARMINDEDLY UNDERSTANDING SHE WAS GOING TO THE HOSPITAL TO GET MEDICAL HELP.

H. VIRGINIA HOSPITAL ALSO DISCONTINUED FUROSEMIDE-(LASIX) MEDICATION DOCUMENTS DUE TO IT BEING INJURIOUS TO MY MOM IN LOWERING MOM'S POTASSIUM AND MAGNESIUM AND THIAMINE AND RAISING MOM'S GLUCOSE.

I. "SLANDEROUS DEFAMATION" BY THE OVERSEER IN THE E.R.-(MYCHART NOTE) AND THE E.R. DR. WRONGLY STATING "INAPPROPRIATE MEDICAL MEASURES" FOR ALL OF MY GUARDIAN REQUESTED PROPER MEDICAL REQUESTS FOR MY MOM WHICH THE 8TH FLOOR ALSO REALIZED WAS ENTIRELY PROPER AND NEEDED AS THEY DID ALL OF MY PROPER MEDICAL REQUESTS FOR MY MOM.

J. MOM'S VIRGINIA HOSPITAL DAILY SHOWING "IV FLUIDS" & "IV NUTRIENTS/VITAMINS" FROM 6/30/22-(DAY 1) & 7/1/22-(DAY 2) CONTINUAL AND THEN ALL WAS WRONGLY STOPPED AND THEN WAS CORRECTLY RESTARTED BECAUSE MOM GOT WORSE WITHOUT HER RECEIVING "IV FLUIDS" AND "IV NUTRIENTS" FOR SUSTAINING MY MOM.

K. MOM'S LABS SHOWING CONTINUALLY HIGH SED RATE SINCE 5/11/22-(22), 6/30/22-(24), 7/7/22-(23).

L. ANTIBIOTICS & PENICILLIN FINALLY GIVEN-7/7/22-(DAY 8) & 7/8/22-(DAY 9) CONTINUING THRU 7/11/22-(DAY 12).

M. ALL 7/7/22-7/8/22 EMAILS FROM & TO CONSERVATOR

N. CATHETHER BLOODY URINE"-7/8/22-(DAY 9), NEGLIGENTLY NOT GIVEN ON 6/30/22-(DAY 1) AS I HAD CORRECTLY WISELY REQUESTED FOR MY OWN MOM.

O. SEPSIS SCORE RAPID RESPONSE NURSE-7/9/22 A.M.

1-44

1. I am respectfully requesting that the court seek to begin righting all of the multiple wrongs that have continually been so egregiously & deleteriously and uncaringly been done to both my mom & I for 1 1/2+ years now as "The Estate" has continually failed entirely to uphold the stated terms of the court-ordered 1/7/20 Protective Settlement Agreement.

2. I am respectfully seeking for the Court to now today give the correct order entirely in my mom's "Best Interests" to immediately & permanently discharge my mom from Cobbdale where my mom has been so continually badly medically neglected and medically abused now after 7 long-suffered months since 6/6/23 when my mom was wrongly and so cruelly removed from her home because of my continually informing all parties that mom was being continually “medically neglected”. They willfully wrongly chose to do this so they could all so shockingly continue to “medically neglect” and also to “medically abuse” my mom at Cobbdale.

3. My mom was entirely healing in her long-suffered bacterial bloodstream infection finally being treated with antibiotics on 5/8/23 with the long untreated dental gum abscess infection having continually decimated my mom's once entirely healthy blood by entirely having decimated my mom's iron as she was diagnosed as being iron deficient after her blood draw on 5/11/23 as a direct result of the long-suffered and entirely ignored infection. Ignored since October 2022 when my mom was documentedly complaining continuously of teeth pain. And mom still is likely suffering from these continual bacterial bloodstream infections as a direct result of everything failing to still get my mom emergent dental and medical caee as a dental abscess needs to be drained and properly treated which has still not occurred for my mom likely still continually causing bacterial bloodstream infections decimating mom’s iron and immune system causing all of the “severe anemia”.

4.This was ignored for 7 months by all of the entirely unfit and inhumane not medically competent persons who "The Estate" had employed.

5. My mom had become medically abused after 6/6/23 mentally and physically suffering being a "medical guinea pig" at Cobbdale under the abusive care from all of the now documentedly shown to be entirely unfit and inhumane persons of Dodge, Dappen" & "Eldertree" persons who have not ever sought my mom's "Best Interests" ever after previously their all collectively entirely withholding all medical and dental care for 7 months causing so very much suffering of my mom.

6. And now my mom has been medically abused for 7 additional months now with entirely unapproved and entirely unneeded and dangerous medication and my mom has not received any proper and immediate medical care ever and any proper and immediate medical treatment ever and as a direct result my mom's bloodcells have now documentedly been almost entirely destroyed just since 6/5/23 when my mom was healing from the 5/8/23 diagnosed bacterial bloodstream infection which was ignored by the same collective unfit persons so uncaringly having withheld my mom receiving any proper “Standard of Care” after being hired by "The Estate" to care for my mom.

7. They all so very deleteriously failed my mom and failed me in their entirely once again so disrespectfully ignoring my correct health concerns for my mom and I was co-guardian, but again as usual, I was treated so very disrespectfully just the same as the previous estate appointed care manager overseer had also treated me so disrespectfully. This overseer was finally fired and who had also so very disrespectfully chose with disdain for me, for her also choosing to not listen to my then also entirely documentedly correct concerns for my mom's health and my documentedly accurately knowing exactly everything that was medically needed for my mom.

8. I was also then condemned for my knowing and stating this for my seeking this person of "Shifflett" to listen to me to get my mom “Emergent and life-saving Medical Care” for my mom.

9. To the great detriment of my mom's health, everyone for 1 1/2+ years now has continually disrespectfully failed to listen to all of my continually documentedly correct concerns and my so entirely knowing my mom so amazingly well after 17 years in my knowing everything about my mom with my being the sole person who has for 1 1/2 years amazingly and competently foretold when my mom was greatly suffering and also amazingly also documentedly accurately amazingly correctly stating every single thing that was medically correct to do for my mom.

10. This is because after my lovingly and sacrificially caring for my mom for 17 years and knowing my mom so very well and just plain common medical sense, I have documentedly now entirely been shown to be medically correct in my amazing medical judgment for my mom's needed care for now 1 1/2 years without there ever being any factual evidence to ever show otherwise and I have been continually shown disrespect and disdain for my knowingly stating this.

11. On 6/5/23 my mom was documentedly entirely recovering.

12. This was just 1 month after my mom was finally allowed to see a dentist after being withheld from my mom for 7 long-suffered months.

13. On 5/8/23, my mom was finally diagnosed by the dentist as having a painfully long-suffered dental gum abscess which takes 5-7 months to develop an abscess with the bacterial bloodstream infection since October 2022 finally being properly treated with my mom being given Azithromycin antibiotics by the dentist.

14. Then 3 days later on 5/11/23, mom was finally medically properly allowed, after documentedly 3 months of being entirely withheld from my mom, to be able to see a hematologist and with my mom having an entirely shocking "22 grossly abnormal labs & 5 blood disorders" the hematologist also declared my mom as being diagnosed with an iron deficiency and COQ10 deficiency, but Dr. Doku-(hematologist) documentedly wrongly refused to give my mom any further Proper Medical Standard of Care and also defamed my name by him stating slander about me so very wrongly with my vehemently and correctly arguing that he was also entirely “medically neglecting” my mom’s serious health issues as Dr. Ershler has now documentedly stated the Free Chain and Serum immunodeficiencies should have been followed and not ignored as is what occurred for 5 additiona months so very wrongly causing my mom so much incalculable continual sufferings and being removed so unjustly from her home as a direct result of “medical incompetence and medical neglect” by Dr. Doki.

15. Dappen, so absolutely inhumanely and so very medically incompetently, never did any Iron Panel or any Immunodeficiency Panel or any Vitamin Panel ever for my mom as I had documentedly suggested in both October 2022 and also in February 2023. The disrespect for me caused my mom to suffer so very extensively for 7 months of disrespecting both my mom & myself by all guilty parties entirely breaching their “Fiduciary Duty of Care” for my mom.

16. This 5/11/23 hematologist appointment also only occurred at my continued requested pleadings for my mom receiving medical care after being entirely ignored since my documented 1/28/23 request for getting my mom immediate medical care for seeing a hematologist after my mom's once entirely healthy blood platelets had greatly decreased so grossly shockingly by almost 40% in just 2 months since November and as usual was entirely ignored as my hematologist request for my mom to receive immediate medical care and medical treatment was entirely ignored for documentedly 3 more months. Imagine if my mom had been allowed to have seen a dentist in November 2022 and a hematologist thereafter in February 2023 or sooner, my mom would have been diagnosed and treated immediately in her receiving the Proper Medical Standard of

Care. Once again, this did not happen to the great detriment of my mom continually being medically neglected for an additional 3 months.

17. All unfit and inhumane guilty persons of "Dappen" and "Dodge" and "Eldertree persons just continually withheld all medical and dental care for my mom because they simply just did not ever care about my mom.

18. There is only 1 person who has ever documentedly and sacrificially ever cared for my mom and that person is myself.

19. On 5/22/23, where all further of my requests for my being able to have my mom's blood properly monitored was entirely wrongly denied by everyone so continually very shockingly uncaringly towards my mom.

20. As a direct result of this since 10/24/22, documentedly, my mom's blood cells had been as healthy as my own healthy blood cells today,

21. And ever since then when all of these entirely uncaring and inhumane guilty persons began, within just 1 year of my mom's “continual medical neglect and medical abuse” my mom's blood cells on 10/26/23 were documentedly 52% entirely destroyed from my mom being so badly medically untreated and also so badly medically abused

22. And just since 6/5/23 to 10/26/23 my mom's blood cells were 30% entirely destroyed within just 5 months due to all guilty persons continuing to so inhumanely entirely continue to withhold all “Standard of Care” for an iron-deficient person diagnosed with "22 grossly abnormal labs & 5 blood disorders" on 5/11/23.

23. For 5 months of nothing being done by any of them since then to seek to ever give my mom any “proper medical treatment” along with my mom on 9/29/23 suffering entirely extensive bodily injury of a concussion and a black eye after my mom was so very medically neglected and anemic that she fell after standing on her entirely "drug-induced painful lymphedema-tree trunk legs" and my mom suffered extensive bodily damage requiring an emergency visit to the E.R. where my mom suffered through 10+ testings which was suffered upon my mom because "Dappen" was so “medically incompetent” in his so inhumanely very uncaringly giving my mom entirely “FDA Unapproved Black-Boxed dangerous antipsychotics” so very uncaringly by this entirely medically incompetent and inhumane person who continually breached the “Fiduciary Duty of Care” of giving “The Proper Medical Standard of Care” that was owed to my mom.

24. From mom's medical & dental care continuing to be withheld from my mom for 5+ months continuing after 5/11/23-("22 abnormal labs & 5 blood disorders, including iron-

deficiency anemia and COQ10 deficiency) with my having 5/27/23 email documentedly requested giving mom an immediately needed “iron infusion”, this was entirely denied in their continually never ever seeking my mom's "Best Interests" ever and then shockingly unjustly removing my mom from her safe and healing and loving home of 45 years on 6/6/23 with “armed guards” because I have rightly continued to complain how they have “continually medically neglected” my mom since October 2022.

25. They have all, including "Kapusta", in their all having only ever sought their own "best interests" in so shockingly continually entirely “medically neglecting and medically abusing” my mom entirely all breaching their Fiduciary Duty of Care.

26. Their collectively not ever doing anything medically correct in ever giving “The Proper Medical Standard of Care” to my mom ever immediately when it was required to do so.

27. They then shockingly not only never monitored my mom's badly infectionally damaged health for 7 months of their doing absolutely nothing medically proper, they then so shockingly and so negligently entirely withheld giving my mom any “Iron” and any “Thiamine” to their documentedly being informed with mom having been diagnosed as being “Iron-Deficient” which as a direct result of this has entirely decimated my mom's blood cells leaving her severely anemic so uncaringly negligently and inhumanely leaving my mom now as of 10/26/23 to this day with an entirely destroyed immune system and with my mom also suffering from their dangerously caused “Laxative and Drug-Induced Metabolic Acidosis” and “Drug-Induced Lymphedema” and “Drug-Induced High Glucose” and they just chose to mask everything by continually forcibly medically detaining my mom entirely against her will by so egregiously and so uncaringly giving my mom “FDA Unapproved Black-Boxed entirely unapproved dangerous antipsychotics” and dangerous and unapproved daily laxatives and daily suppositories for 6+ months now.

28. None of these drugs and laxatives and suppositories were previously being given to my mom previously at home on 6/5/23 as none were needed in her peaceful and safe and loving and healing home of 45 years where mom was documentedly healing from the entirely ignored bacterial bloodstream infection which had continually uncaringly been destroying mom’s once entirely healthy blood cells.

29. Mom was put on 10 new dangerous medications/laxatives/suppositories at Cobbdale without for 5 months doing any “Proper Medical Standard of Care” medical monitoring of

my mom's health which I had continually warned them about & they absolutely and continually refused to listen to me so very disrespectfully as everyone has shown to me for 1 1/2+ years now.

30. Very simply my mom was unjustly removed from her home because I continued to inform "Dodge" & everyone of their documentedly continually deleteriously “withholding proper dental and medical care and proper medical treatment” from my mom since October 2022 when they all 1st started entirely “medically neglecting” my mom in their “withholding all proper medical and dental care” so very uncaringly causing my mom to suffer for 7 months without my mom ever being allowed to receive any “Proper Medical Standard of Care”.

31. They even then in November 2023 stated in a documented letter afterwards to me, "We are listening to you about medication and blood tests." after my again having so accurately foretold all of the danger that would occur to my mom being on all of these entirely “dangerous and unneeded medications”. I was able to foretell this because the previous entirely incompetent and uncaring and inhumane overseer did the same thing and I am the sole person who again warned what would occur with my mom in her receiving 800 crushed pills in 2 months.

32. Mom stopped eating and was refusing to drink the “toxic drug sludge drink” of all of the crushed antipsychotics and laxatives and other “entirely unneeded and dangerous medication” that mom was being forced to swallow then too.

33. Once again there are multiple many examples of my competently overseeing my mom's health and in my continually advocating to all continually neglectful and abusive persons for my continually seeking "Best Interests" for my mom which every other single person, including "Kapusta" has never ever sought the "Best Interests" for my mom.

34. But sadly ever since then they have entirely failed to listen to me and have refused to not only listen to me, but have also failed to provide my mom's medical information to me.

35. It does not take a medical genius to know that a loss of 52% of my mom’s once entirely healthy blood cells will cause extensive changes to my mom in her becoming “Severely

Anemic and without any working immune system" as a direct result of "medical negligence" in failing to give "The Medical Standard of Care" to my mom.

36. So very shockingly, it took me evaluating my own mom's 3 recent Dappen medical labs through the entire night to then documentedly inform everyone by email of my mom being "Severely Anemic" for them to also realize this and pickup the phone to MyChart documentedly state this to Inova Hospital in making an appointment for a hematologist, which then so uncaringly was not even bothered to be even scheduled for an additional 3 more weeks later for then finally receiving a 12/26/23 Hematologist Appointment being almost 2 months after I had informed everyone on 11/2/23 that based on my mom's labs, my mom was "Severely Anemic" and needed to receive an immediate hospital evaluation which, as usual, was being entirely ignored in their never ever seeking any "Immediate Medical Care" for my mom. They chose, as usual, to do nothing to get my mom, who no longer has a working immune system, and as a direct result caused my mom to develop on 12/17/23 a "severe upper respiratory infection" with my mom never having received any immediate hospital care as I had informed them needed to immediately occur on 11/2/23 and also previously I had requested this multiple times being entirely, as usual, being denied. Mom being so "severely ill" as I had also sounded the alarm on 11/21/23 that mom was in anemic shock from losing 52% of her healthy red bloodcells. On 11/21/23, as usual with my mom not even able to open her eyes laying in bed was "severely ill" and no one, but I cared at all.

37. And during this almost 2 months time, of continually refusing in their all never ever seeking any "Immediate Medical Care" my mom was left with an entirely non-existent "Greatly Damaged Immune System" causing mom to suffer from documented deep congested coughing and "Metabolic Acidosis" HIGH Anion Gap and Low C02 and "High Glucose" because they just simply don't care about my "mom's greatly damaged health" due to all of their "continual inhumane unconscionable medical neglect" for 14+ continual months.

38. Further Documentedly now ever since "Dappen" "Dodge" & "Eldertree" began in October 2022, my mom's health has substantially declined from all of their entirely inhumaneness in so shockingly and uncaringly and incompetently "medically neglecting and medically abusing" and "Medically Withholding all Proper Standard of Care" for my mom in their absolutely entirely documentedly "Reckless Disregard" of "Failing to give any immediate Proper Standard of Care" to my mom since October 2022.

39. And the reason, is because not one single person, besides myself, has ever treated my mom ever like a normal healthy person who became grossly abnormal with entirely and continually grossly abnormal labs.

40. They have all failed my mom, including "Kapusta" who has also shockingly had nothing but vitriol for me for my so devotedly and diligently, without there being any fault whatsoever ever factually documented ever in my being found to not be competently and sacrificially and devotedly solely caring for my mom, even while I lifted every single burden off of my mom's shoulders for devotedly now 17 continual years.

41. The continually deranged actions of "Kapusta" continually entirely so wrongly seeking to remove my mom from my care is also entirely what has so deleteriously led to this very present day of my mom having become so very badly “medically neglected and so badly medically abused” by all guilty persons for now 1 1/2 years of Shifflett and the conservator who had also become an entirely unfit co-guardian in both of them also not ever seeking "My Mom's Best Interests" and Dappen and Dodge and Eldertree with all of these entirely negligent and uncaring persons continually failing to ever give any “Proper Medical Standard of Care” for my mom with all of them entirely documentedly breaching their “Fiduciary Duty Of Care” to do so in none of them ever seeking "Best Interests" of my mom.

42. I have documentedly been the one sole person who has done so ever as I have sacrificially always sought "The Best Interests” of my mom for 17 continuous uninterrupted years of my sacrificially devotedly and competently and lovingly doing so with my absolutely indisputable impeccable care for my mom being made so very crystal clear now as my being the sole competent person in caring for my mom who has kept my mom healthy and happily thriving and entirely safe for 17 years solely under my care.

43. And with my so caringly and tenderly nursing my mom back to health after 3 major surgeries and medical rehab reecovery and all of mom's illnesses, even from flu and COVID while I was severely ill at the same time.

44. Prior to all of the 2022-2023 “continual medical neglect” occurring by all negligent and uncaring and wholly incompetent persons, my mom was entirely healthy & happy and thriving entirely under my sole guardianship care for my mom having now all been documentedly shown as being entirely impeccable for 17 years now, including prior to my becoming guardian in 2020 as I had sacrificially taken on the enormous responsibility of being my mom's P.O.A.. in 2012 with the bookkeeper suggesting this and helping to facilitate this for my mom's protection.*

PAGE 200-ADD

1. Delet

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

FILED
CIVIL PROCESSING
2022 AUG 17 P 2:04
JOHN T. FREY
CLERK, CIRCUIT COURT
FAIRFAX, VA

PHILIP KAPUSTA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	Case No. CL 2018-11871
ELAINE MAE KAPUSTA,	)	
	)	
Respondent,	)	
	)	
and	)	
	)	
LYNN KAY,	)	
	)	
Defendant	)	

LYNN KAY'S PETITION FOR REAPPOINTMENT OF GUARDIANSHIP FOR ELAINE KAPUSTA

Pursuant to paragraph 8 of this Court's July 8, 2022 Temporary Order appointing the current Successor Co-Guardians, Defendant Lynn Kay files this Petition for Reappointment as Guardian for Elaine Kapusta, and states in support as follows.

I. FACTUAL BACKGROUND

1. By way of background, Lynn Kay is the daughter of Elaine Kapusta. For the past 16 years, Ms. Kay has primarily and almost exclusively looked after her mother's home, business interests, and health. This began in approximately 2006, when Ms. Kapusta asked Ms. Kay to move back into Ms. Kapusta's home in McLean, Virginia, and Ms. Kay left her home in California to take care of her mother full-time.

2. Elaine Kapusta is now 84 years old Beginning in 2020, a settlement agreement between the above parties, including Ms. Kapusta's son Philip Kapusta, assigned

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the responsibilities and legal obligations among the parties. Ms. Kay was officially made guardian of Ms. Kapusta, with primary responsibility for her mother's physical health. The conservator in this case, was made primarily responsible for administration of Ms. Kapusta's estate and financial interests.

II. JUNE 30 INCIDENT & EMEGENCY MOTION

3. This allocation of duties proceeded relatively smoothly and without notable incident until June 30, 2022. At that time, regrettably, the conservators filed an emergency petition to appoint themselves as Ms. Kapusta's temporary co-guardians based on a dispute between Ms. Kay and the conservator's supervising care manager, Liz Shifflett, that took place on the morning of June 30 at Ms. Kapusta's home.

3. The June 30 dispute did not happen in a vacuum. Starting in early June 2022, Ms. Kapusta's health started a general and precipitous decline. Ms. Kay sent up to 30 texts to the supervising care manager in June, explaining in detail her mother's current health situation, including Ms. Kapusta's heart condition and related pain in her limbs, inability to sleep for long periods of time, lack of appetite and refusing fluids, agitation, and apparent negative reactions to various medications.

4. Most of Ms. Kay's text messages went unanswered. On one occasion in early June, the supervising care manager responded indicating that perhaps Ms. Kapusta was just tired from being outside of the home a couple times and from recovering from a mammogram. This appears to be the only substantial communication the supervising care manager engaged in until late June.

5. As Ms. Kapusta's condition deteriorated in June, both she and Ms. Kay struggled to obtain adequate sleep. Ms. Kay informed the supervising care manager verbally

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and in writing on a number of occasions that she and her mother were only getting four or five hours of sleep per night, for the last four to five nights prior to the care manager's visit on June 30.

6. The supervising care manager visited Ms. Kapusta on June 30. Both Ms. Kay and Ms. Kapusta were exhausted by lack of sleep. Most of the approximately 25-minute visit was constructive, with Ms. Kay providing the care manager with information about her mother's condition over the previous week. Ms. Kay several times did express significant frustration over the lack of communication in June, her mother's deteriorating condition, whether she should be immediately taken to the ER, and what treatment and medication should be given to Ms. Kapusta. The care manager disagreed with Ms. Kay on a number of occasions, but the discussions were contained and under control.

8. The situation changed after the care manager's disparaging language escalated the situation. As Ms. Kapusta and Ms. Kay sat in chairs in Ms. Kapusta's bedroom discussing next steps in Ms. Kapusta's care, the care manager, who was standing in the middle of the room, abruptly turned to Ms. Kay and stated that Ms. Kay was scaring her, and that Ms. Kay "was a little bit crazy right now." This unexpected pejorative greatly exacerbated the situation. Ms. Kay immediately responded with agitation, noting she and her mother got very little sleep for the last four or five nights. The argument quickly escalated, with the care manager several more times repeating that Ms. Kay " was acting a little bit crazy," which only served to further increase the tension. The argument culminated with the question of whether Ms. Kapusta should immediately go to the hospital. At one point in time, Ms. Kay became so frustrated with the situation, including her perception that her concerns were not being listened to and repeatedly being accused of being crazy, that she

asked the care manager what was wrong with her and pointed out that Ms. Kapusta was begging to go to the hospital. When this was ignored, Ms. Kay exclaimed in frustration that she was "about to smack" the care manager "for not listening to [Ms Kay.]." However, she never raised her hands in a threatening manner to the care manager and immediately moved away from the care manager and sat down across the room after making this statement. At no point in time did Ms. Kay raise her hands or move towards the care manager in a threatening manner. During this entire exchange, Miss Kay was simply advocating as best she could for her mother. She was operating on very little sleep and had been provoked by the care manager' comments, in addition to the frustration of having a lack of communication with the care manager in response to her multiple concerns about her mother throughout the month of June. The care manager still felt threatened by this exchange, and after again accusing Ms. Kay of "acting a little bit crazy," she called 911. This call was primarily not to report Ms. Kapusta's condition, but to report that Ms. Kay had physically threatened her. Ms. Kapusta was taken to the hospital on that day.

9. After this incident, the conservator's supervising care manager continued to escalate false and disparaging commentary toward Ms. Kay. On June 30 at 6:19 p.m., the care manager stated in a case management note that Ms. Kay was "not of sound mind." Upon information and belief, the care manager has continued to tell other of Ms. Kapusta's caretakers since June 30 that Ms. Kay is crazy or using similar disparaging descriptions.

10. This brief June 30 incident and argument between Ms. Kay and the care manager forms the basis of the conservator's emergency motion to be named the temporary guardian. That motion was heard on July 8. Ms. Kay was provided notice of the motion on July 7, less than 24 hours before the hearing. Unfortunately, she had no counsel of record at

the time. Ms. Kay was extremely concerned with her mother's condition who had, in fact been hospitalized on June 30 and was eating and drinking very little. Ms. Kay was staying with her as much as possible throughout the day and evenings, and made the decision to be with her mother rather than attend the court hearing on July 8. The unopposed July 8 emergency motion was granted. It should be noted that Ms. Kay wrote several detailed emails to the conservator prior to the July 8 hearing and provided the conservator with her communications to the care manager in June that were mostly unanswered. To Ms. Kay's knowledge, the conservator made no attempt to contact her to discuss the matter, or to take any perspective into account other than the care manager's, leading to the drastic and unwarranted emergency motion to terminate Ms. Kay's guardianship.

11. It is Ms. Kay's position that the June 30 incident was an unfortunate mix of numerous conditions which led to the escalating exchange. Words and actions were taken by both parties in frustration and anger, and led to mutual words and decisions that were not warranted. But given the fact that Ms. Kay had been her mother's guardian for 2.5 years prior to June 30 without any such incident, and has lived with and almost exclusively taken care of her mother for the past 16 years, it is Ms. Kay's firm position that she should be reinstated as guardian, perhaps with adjustment of the 2020 settlement and guardian terms, to the mutual agreement of the conservator and Ms. Kay. This one aberration and incident does not define Ms. Kay's ongoing relationship and many years of sacrifice for her mother.

12. Ms. Kay has spent 16 years devoting her life to caring for her mother's health. A mere disagreement and exchange of unpleasant words by both parties on one occasion does not warrant the drastic action of termination of her guardianship. Ms. Kay believes she can continue to work with the conservator and staff, as long as they treat her

with mutual respect and cease disparaging commentary. This situation should require mutual listening and acknowledging each party's concerns, rather than attempting to force Ms. Kay out of her mother's life. No one knows Ms. Kapusta better than her daughter, and no one has worked harder to insure Ms. Kapusta's care and protection than her daughter.

III. PHIL KAPUSTA'S GUARDIANSHIP REQUEST

13. Ms. Kay also addresses her sibling Philip Kapusta's guardian petition. Philip Kapusta's July 7, 2022 request to be appointed as guardian should be denied as not in the best interest of Elaine Kapusta. Mr. Kapusta has shown no commitment to Ms. Kapusta. He has spent virtually no time and had little communication with his mother for at least 16 years. Despite living in Fredericksburg, Mr. Kapusta almost never visits his mother, never writes her letters, never corresponds with her on special events such as her birthday or at practically any other time. Unlike Ms. Kay, Mr. Kapusta has almost never assisted Ms. Kapusta in her business, home, or health needs, and in general, exhibits a lack of care and interest in her. Based on his past behavior, he knows virtually nothing about his mother's current needs. A number of witnesses, including other family members, are expected to attest to Ms. Kay's constant care, attention, and devotion to her mother, and to Mr. Kapusta's lack of commitment, care, time, or interest in his mother.

14. Mr. Kapusta's lack of care and commitment was most recently demonstrated on Sunday, August 7, 2022. After visiting his mother once in early July while she was hospitalized, Mr. Kapusta finally reached out to arrange a visit to her at home for the first time in many years. His attorneys arranged his visit with undersigned counsel to take place on Sunday, August 7 from 1:15 PM to 2:30 PM. Mr. Kapusta's attorneys asked that Lynn Kay vacate her home during this visit, but was told that in accordance with the settlement

agreement, Ms. Kay would be in her room in the upper level of the home and nowhere present during his visit with Ms. Kapusta on the main level of the home. Mr. Kapusta and his attorneys did not respond to this, and Mr. Kapusta subsequently failed to visit his mother on August 7. He has made no effort to visit since then. He never notified Ms. Kay, nor notified, to the best of Ms. Kay's knowledge, the conservator/temporary co-guardians that he had decided to cancel his visit. Instead, with no notice or explanation to anyone, Mr. Kapusta simply failed to come to the visit he had scheduled with his mother, once again demonstrating his unfitness to serve as her guardian.

Accordingly, Ms. Kay asks this Petition for Reappointment be set for October 12, 2022 along with Mr. Kapusta's Petition for Guardianship, and that Ms. Kay's Petition for Reappointment as Guardian be granted and Mr. Kapusta's request for guardianship to be denied. Ms. Kay also seeks all of her salary from July 8 until her guardianship is reappointed.

Dated: August 17, 2022

Respectfully submitted,

Stephen J. Stine, Esq.
(VSB No. 66738)
The Stine Law Firm, PLLC
3900 Jermantown Rd., Suite 300
Fairfax, VA 22030-4900
Office Phone: 703-934-4647 Ext. 326
Cell Phone: (703) 201-5075
Fax: (703) 991-6559
Email: stine@stinelaw.com

Counsel for Defendant Lynn Kay

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DEFAMATION EVIDENCE OF CRIMINAL THREATS TO MOM'S AND MY LIVES
WHILE ALL FIDUCIARIES COMMITTING CRIMINAL ELDER CRUELTY CRIMES AND CRIMINAL ILLEGAL DETENTION BY COMMITTING CRIMINAL FRAUD AND CRIMINAL MEDICAL ABANDONMENT AND CRIMINAL ABUSE OF CONFINEMENT IN PLACE OF PROVIDING CARE AND TREATMENT AND COMMITTING AIDING AND ABETTING IN CRIMES OF ELDER CRUELTY OF ALL WHO FAILED TO INFORM AUTHORITIES AND THE COURT

NOTICE OF RESTRICTION BY GUARDIAN Case No. 2018-1107, FI-2020-0001049

Commonwealth of Virginia VA. CODE § 64.2-2019.1

FRAUD UPON THE COURT

In the Circuit Court of the [ ] City [X] County of Fairfax

4110 Chain Bridge Road, Fairfax, VA 22030
CIRCUIT COURT CLERK'S MAILING ADDRESS

George W. Dodge
NAME OF GUARDIAN

Elaine Mae Kapusta
NAME OF INCAPACITATED PERSON

MALICIOUS PROSECUTION

Lynn Kay
NAME OF RESTRICTED PERSON

GEORGE W. DODGE FRAUDULENTLY LIED UNDER OATH TO FRAUDULENTLY OBTAIN THIS COURT RESTRICTION TO CRIMINALLY CONCEAL CRIMINAL ELDER CRUELTY CRIMES COMMITTED BY GEORGE W. DODGE

4136 North River Street
ADDRESS OF RESTRICTED PERSON

McLean, VA 22101
ADDRESS OF RESTRICTED PERSON

NOTICE TO RESTRICTED PERSON: This notice is mailed or delivered to you as required by Va. Code § 64.2-2019.1 because the guardian who has signed this notice has restricted your ability to communicate with, visit or interact with the incapacitated person listed above. This notice is to tell you that you and/or the incapacitated person may challenge this restriction by filing a petition and paying all applicable fees and costs pursuant to Va. Code § 64.2-2012 in the circuit court clerk's office listed above.

Your ability to communicate with, visit, or interact with the incapacitated person listed above has been restricted as follows:
Visitations are restricted in their entirety.

DEFAMATION BY GUARDIANSHIP FRAUD AND THREATS TO LIVES BY ALL CLASS 4 FELONS-(FIDUCIARIES REMAINING SILENT AND COMMITTING ELDER CRUELTY SINCE 10/16/22)

The guardian who has signed this notice believes this restriction is necessary because:

The Restricted Person continues to interfere with the care that Elaine Mae Kapusta is receiving. The Restricted Person violated visitation protocol on October 2, 2023, when she arrived unannounced and unscheduled to the assisted living facility Mrs. Kapusta resides in. She also violated the wellness check-in protocol at the AL facility, putting staff and other residents at risk. It is at the direct request of the Owner of the AL facility that the Restricted Person be banned from visitation. The Guardian agrees. The Owner of the AL facility has advised the police that the Resticted Person is not allowed to enter the AL facility property.
The Guardian believes this restriction should be put in place for the best interest of Mrs. Kapusta, assisted living facility staff, other residents at the assisted living facility, care providers, and care managers.

I, the undersigned guardian, certify that I have provided notice to the following:

1. Restricted Person:

   ☒ I have provided a copy of this notice to the restricted person.

2. Incapacitated person:

   [ ] I have informed the incapacitated person of this restriction and have provided a copy of this notice to the incapacitated person.

   OR

   ☒ I have not informed the incapacitated person of this restriction and have not provided a copy of this notice to the incapacitated person due to a good faith belief that such information would be detrimental to the health or safety of the incapacitated person.

3. A hospital, convalescent home, or certified nursing facility licensed by the Virginia Department of Health pursuant to Va. Code § 32.1-123, an assisted living facility as defined in Va. Code § 63.2-100 or any other similar institution:

   ☒ I have provided a copy of this notice to the hospital, home, facility or institution where the incapacitated person is currently located.

   OR

   [ ] The incapacitated person is not currently located in a hospital, home, facility or institution.

4. Department of Social Services:

   ☒ I have provided a copy of this notice to the local department of social services of the jurisdiction where the incapacitated person resides.

October 11, 2023
DATE

SIGNATURE OF GUARDIAN

VIOLATION OF RIGHTS AGAINST BOTH MOM AND I WHILE ALL FIDUCIARIES ARE COMMITTING ELDER CRUELTY CRIMES-18.2-369-B & 63.2-1606

9:53 •

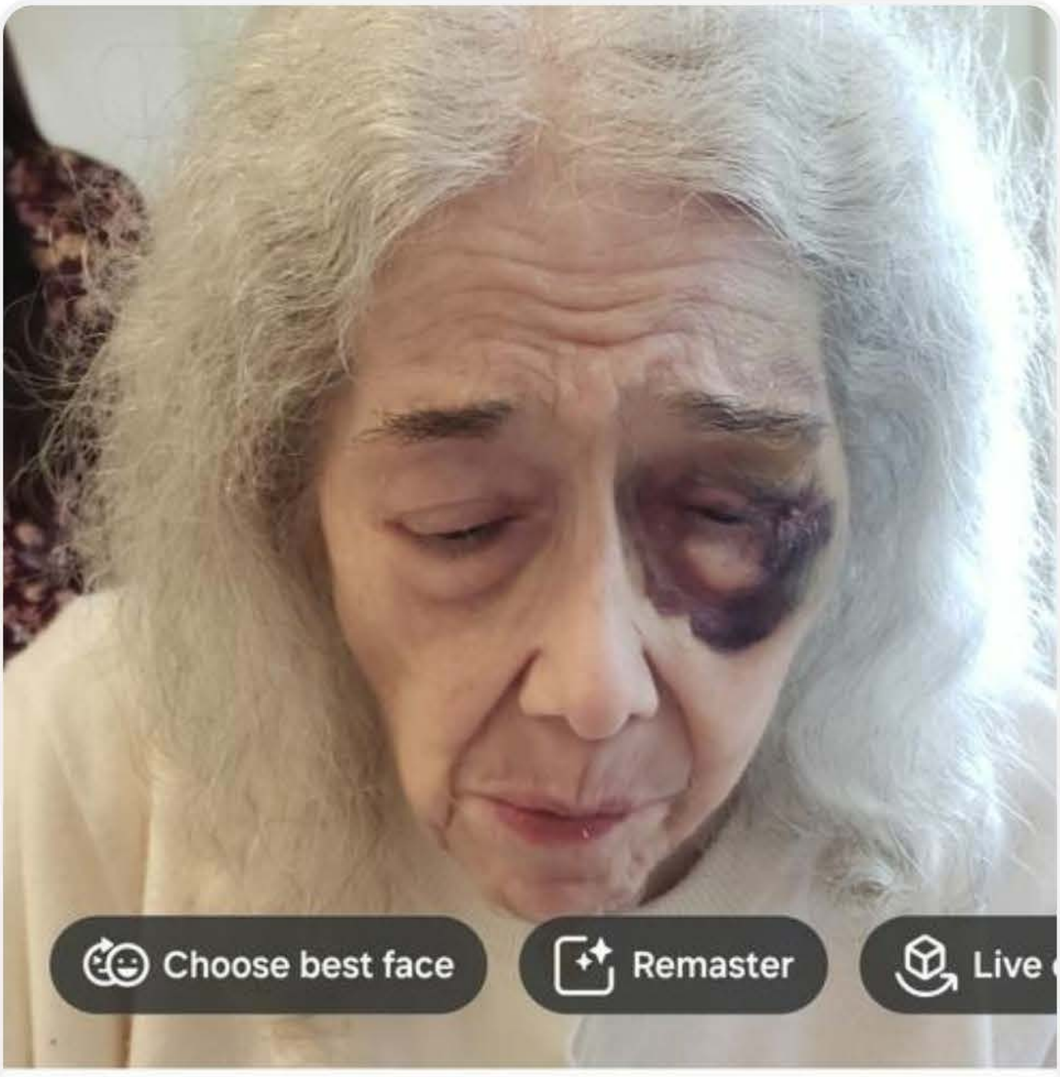
100

user

PREDATORY CONSERVATORSHIP AND GUARDIANSHIP WEBSITE...

http://
wearefightingforourlives.org

About user posted content on NewsBreak



Tuesday, October 3, 2023 Edit

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3800 Fairfax Drive, Suite 7
Arlington, Virginia 22203

Tel: (703) 525-1200
Fax: (703) 525-0067

www.shercummingsandellis.com

SHER CUMMINGS ELLIS

David E. Sher *+
Mark D. Cummings *+
John P. Ellis (Ret.)
Adam M. Collins*

*Admitted VA
+ Admitted D.C.

DRUG-INDUCED LYMPHEDEMA

October 2, 2023

Via Electronic and US Mail to:
tweetery7@yahoo.com

MEDICAL ELDER NEGLECT AND MEDICAL ELDER ABUSE GRAVE INJURIES TO ELANE MAE KAPUSTA

Lynn Kay
4136 North River Street
Mclean, Virginia 22101

Re: Elaine Kapusta INOVA Fairfax Visit

Dear Ms. Kay,

Please be advised that on September 29, 2023, Elaine Kapusta sustained a fall from her bed and hit the left side of her head. The Guardian approved her transportation to INOVA Fairfax where she was monitored over the next several hours. She returned to Cobbdale around midnight on September 30, 2023.

At the hospital Mrs. Kapusta had an EKG and lab testing completed. The doctor found that an increased swelling to Mrs. Kapusta's legs is caused due to her lymphedema. Mrs. Kapusta's Lasix prescription was doubled for the following three days to help with this swelling.

Also completed at the hospital was a scan of Mrs. Kapusta's head and pelvis. According to the hospital, the head scan came back with no concerns and the pelvis scan came back okay as well.

Mrs. Kapusta is being monitored at Cobbdale assisted living and has sustained only a black eye. You will be updated should anything change.

Sincerely,

Mark D. Cummings

MDC/teb
cc: George W. Dodge

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ED Provider Notes - Notes From Your Visit

Alan C Hsu at 9/29/2023 4:16 PM

INOVA EMERGENCY DEPARTMENT
ATTENDING PHYSICIAN HISTORY AND PHYSICAL EXAM

Patient Name: KAPUSTA,ELAINE M
Department:FX EMERGENCY DEPT
Encounter Date: 9/29/2023
Attending Physician: Hsu, Alan C, MD

Age: 85 y.o. female
Patient Room: S 14/S 14
PCP: Lessin, Bruce Edward, MD

Diagnosis/Disposition:

Final diagnoses:
Contusion of face, initial encounter
Lymphedema

ED Disposition

ED Disposition	Condition	Date/Time	Comment
Discharge	--	Fri Sep 29, 2023 10:26 PM	Elaine M Kapusta discharge to home/self care. Condition at disposition: Stable

Follow-Up Providers (if applicable)

Lessin, Bruce Edward, MD
1313 Dolley Madison Blvd
207
Mclean VA 22101
703-821-1677

Schedule an appointment as soon as possible for a visit

New Prescriptions

FUROSEMIDE (LASIX) 20 MG TABLET	Take 1 tablet (20 mg) by mouth 2 (two) times daily for 3 days

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Medical Decision Making:

Pt presents s/p witnessed fall. Caretaker is endorsing subacute increase in LE edema which is present bilaterally. Pt on eliquis. Pt on baseline O2 usage here. Intermittently confused which per caretaker at bedside is baseline as well. Contusion noted to face. CT obtained without acute traumatic abnormality. Did have episodes of intermittent agitation here necessitating medication for anxiolysis particular to obtain imaging. Given her swelling, labs were obtained, proBNP for age does not indicate CHF, did attempt to obtain duplex however patient became increasingly agitated only able obtain right side however after discussion with her caretaker she is on anticoagulation and given subacute nature of duplex at present suspicion for DVT is low. We will give extra dose of Lasix in addition to 3 days of double her dose of Lasix. Otherwise advise close follow-up with PMD. We will plan discharge back to nursing facility.

ED Course as of 09/29/23 2333
Fri Sep 29, 2023
2120 Discussed with case manager and caretaker, given agitation here and that patient is on Eliquis, and worsenign agitationg with trial of ultrasound risks of injury outweight benefit as patient is on Eliquis. Labs not suggestive of CHF exacerbation, XR without pulmonary edema. As on lasix will give one dose here and advise doublling of dose (40 mg) x 2 days and follow up with PMD. Will plan dc back to ALF. [AH]

ED Course User Index
[AH] Hsu, Alan C, MD

Medical Decision Making
Amount and/or Complexity of Data Reviewed
Labs: ordered.
Radiology: ordered.

Risk
OTC drugs.
Prescription drug management.

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History of Presenting Illness:

Nursing Triage note: *BIBA from nursing home r/t witnessed fall where patients leg gave out and pt hit face on ground. Presents w/ goose egg to left eye. Per EMS, hx of dementia*

and pt normally a01; presents as a01 at this time. Pt present with rapid speech and flight of ideas. Per ems, pt states she has been more agitated recently. hx of fluid overload and presents with 2+ pitting edema on legs. hx of 02 use'; on 3L NC at this time. moving all ext.

Chief complaint: Fall and Eye Injury

Elaine M Kapusta is a 85 y.o. female PMHx dementia, HTN, hyperthyroidism, PVC, a-fib, CHF, BIBA with caretaker for sudden fall at nursing home today. Caretaker reports Pt is ambulatory however has some difficulty. Today Pt fell after her leg gave out, witnessed by caretaker who called EMS.

Review of Systems:

Caveat ROS: dementia

Review of Systems

Positive and negative ROS per above and in HPI. All other systems reviewed and negative.

Physical Exam:

Pulse 83 | BP 183/73 | Resp 18 | SpO2 95 % | Temp 97.8 °F (36.6 °C)

Physical Exam

Vitals and nursing note reviewed.

HENT:
Head: Normocephalic.
Comments: **L sided supraorbital swelling and bruising. No laceration**

Eyes:
Extraocular Movements: Extraocular movements intact.
Conjunctiva/sclera: Conjunctivae normal.
Pupils: Pupils are equal, round, and reactive to light.

Cardiovascular:
Rate and Rhythm: Normal rate and regular rhythm.
Pulses: Normal pulses.

Pulmonary:
Effort: Pulmonary effort is normal.
Breath sounds: Normal breath sounds.

Abdominal:
General: Abdomen is flat.
Palpations: Abdomen is soft.

Musculoskeletal:
General: Normal range of motion.
Cervical back: Normal range of motion and neck supple.
Right lower leg: Swelling present.
Left lower leg: Swelling present.

Skin:
General: Skin is warm.

Neurological:
Mental Status: Mental status is at baseline.
Comments: **Baseline of dementia, disorientated, intermittent following commands**

Psychiatric:
Mood and Affect: Mood normal.

Interpretations, Clinical Decision Tools and Critical Care:

O2 Sat: The patient's oxygen saturation was 95 % on room air. This was independently interpreted by me as Normal.
EKG: I reviewed and Independently interpreted the patient's EKG as atrial fibrillation at 101. Normal axis, no stemi.

US Venous Duplex Doppler Leg Right

Result Date: 9/29/2023
1. Limited evaluation as described. 2. No sonographic evidence for right lower extremity deep venous thrombosis. Nakul Jerath, MD 9/29/2023 9:42 PM

Pelvis Portable

Result Date: 9/29/2023
1. No fracture of the hips or pelvis. If the patient is unable to bear weight due to hip pain, then further assessment with MRI or CT is recommended to assess for occult fracture. 2. Lumbar spondylosis. Amit Malhotra, MD 9/29/2023 8:16 PM

XR Chest AP Portable

Result Date: 9/29/2023
1. No acute traumatic injury detected. 2. Severe scoliosis and multilevel disc degeneration. 3. Mild basilar scarring or atelectasis. J Cullen Ruff, MD 9/29/2023 6:11 PM

CT Head WO Contrast

Result Date: 9/29/2023
1. No hemorrhage or acute intracranial abnormality is detected. Brian Goldstein, DO 9/29/2023 6:08 PM

CT Maxillofacial Bones

Result Date: 9/29/2023
1.Suspected nondisplaced nasal fractures. 2.Left periorbital soft tissue swelling. No orbital fracture is detected. Brian Goldstein, DO 9/29/2023 6:03 PM

CT Cervical Spine WO Contrast

Result Date: 9/29/2023
1.No cervical spine fracture is detected. Brian Goldstein, DO 9/29/2023 5:56 PM

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Procedures:

Procedures

Attestations:

Scribe Attestation:

I was acting as a scribe for Hsu, Alan C, MD on KAPUSTA,ELAINE M
Treatment Team: Scribe: Collier, Sasha

I am the first provider for this patient and I personally performed the services documented. Collier, Sasha is scribing for me on KAPUSTA,ELAINE M. This note and the patient instructions accurately reflect work and decisions made by me.
Hsu, Alan C, MD

Documentation Notes:

- Parts of this note were generated by the Epic EMR system/ Dragon speech recognition and may contain inherent errors or omissions not intended by the user. Grammatical errors, random word insertions, deletions, pronoun errors and incomplete sentences are occasional consequences of this technology due to software limitations. Not all errors are caught or corrected.
- My documentation is often completed after the patient is no longer under my clinical care. In some cases, the Epic EMR may pull updated results into the above documentation which may not reflect all results or information that were available to me at the time of my medical decision making.
- If there are questions or concerns about the content of this note or information contained within the body of this dictation they should be addressed directly with the author for clarification.

Hsu, Alan C, MD
09/29/23 2339

ED Notes - Notes From Your Visit

RN Parker K at 9/29/2023 11:58 PM

DISCHARGE SUMMARY

Chief Complaint
Patient presents with
- Fall
- Eye Injury

- Provided patient/family with discharge instructions/prescriptions.
- Patient/family denied any further questions/concerns
- IV removed - catheter intact.

Vitals:

	09/29/23 2342
BP:	154/71
Pulse:	
Resp:	20
Temp:	
SpO2:	97%

Patient transferred via MMT.
Report given to MMT tech

RN Parker K at 9/29/2023 10:54 PM

Patient to DC back to facility.
MMT ordered.
Facility social worker at bedside. This RN requested for the facility phone number to call report. Social worker stating she will notify the facility and relay report.

RN Shawnna B at 9/29/2023 7:59 PM

Spoke with ultrasound - requested bedside US due to patient's baseline dementia and previous need for medications/assistance.

Maria D Van Winkle at 9/29/2023 3:37 PM

I am not the primary provider for this ED visit. I have put in labs, meds, radiology orders only for the purpose of expediting care.

Van Winkle, Maria D, MD
09/29/23 1537

ED Triage Notes - Notes From Your Visit

RN Joyce N at 9/29/2023 5:53 PM

Pt arrives to the ED with c/o L eye bruising s/p fall. Per caregiver, pt's legs gave out and patient fell, hitting her face on the ground. Pt with hx dementia. Pt with increased anxiety. Caregiver at bedside

Discharge Instructions - Notes From Your Visit

Alan C Hsu at 9/29/2023 10:25 PM

For next 3 days double dose of Lasix to 40 mg daily (20mg in morning and evening). Return if worsening shortness of breath, chest pain, confusion, or other concerning symptoms. Apply compression stockings and keep legs elevated at night.

IF YOU DO NOT CONTINUE TO IMPROVE OR YOUR CONDITION WORSENS, PLEASE CONTACT YOUR DOCTOR OR RETURN IMMEDIATELY TO THE EMERGENCY DEPARTMENT.

OBTAINING A PRIMARY CARE APPOINTMENT

Primary care physicians (PCPs, also known as primary care doctors) are either internists or family medicine doctors. Both types of PCPs focus on health promotion, disease prevention, patient education and counseling, and treatment of acute and chronic medical conditions.

If you need a primary care doctor, please call the below number and ask who is receiving new patients.

Inova Medical Group
Telephone: 855-464-3627
Inovamedicalgroup.org

DOCTOR REFERRALS
Call **(855) 694-6682 (available 24 hours a day, 7 days a week)** if you need any further referrals and we can help you find a primary care doctor or specialist. Also, available online at: http://inova.org/healthcare-services/

YOUR CONTACT INFORMATION
Before leaving please check with registration to make sure we have an up-to-date contact number. You can call registration at 703-776-3114 to update your information. For questions about your hospital bill, please call 571-423-5750. For questions about your Emergency Dept Physician bill please call 1-800-355-2470.

FREE HEALTH SERVICES
If you need help with health or social services, please call 2-1-1 for a free referral to resources in your area. 2-1-1 is a free service connecting people with information on health insurance, free clinics, pregnancy, mental health, dental care, food assistance, housing, and substance abuse counseling. Also, available online at: http://www.211virginia.org

ORTHOPEDIC INJURY
Please know that significant injuries can exist even when an initial x-ray is read as normal or negative. This can occur because some fractures (broken bones) are not initially visible on x-rays. For this reason, close outpatient follow-up with your primary care doctor or bone specialist (orthopedist) is required.

MEDICATIONS AND FOLLOWUP
Please be aware that some prescription medications can cause drowsiness. Use caution when driving or operating machinery.

The examination and treatment you have received in our Emergency Department is provided on an emergency basis, and is not intended to be a substitute for your primary care physician. It is important that your doctor checks you again and that you report any new or remaining problems at that time.

ASSISTANCE WITH INSURANCE

Affordable Care Act (ACA)
Call to start or finish an application, compare plans, enroll or ask a question.
1-800-318-2596
TTY: 1-855-889-4325
Web: Healthcare.gov

Help Enrolling in Medicaid

Cover Virginia
(855) 242-8282 (TOLL-FREE)
(888) 221-1590 (TTY)
Web: Http://www.coverva.org

Local Help Enrolling in the ACA
Northern Virginia Family Service
(571) 748-2580 (MAIN)
Email: health-help@nvfs.org
Web: Http://www.nvfs.org
Address: 10455 White Granite Drive, Suite 100 Oakton, VA 22124

SEDATING MEDICATIONS
Sedating medications include strong pain medications (e.g. narcotics), muscle relaxers, benzodiazepines (used for anxiety and as muscle relaxers), Benadryl/diphenhydramine and other antihistamines for allergic reactions/itching, and other medications. If you are unsure if you have received a sedating medication, please ask your physician or nurse.
If you received a sedating medication: DO NOT drive a car. DO NOT operate machinery. DO NOT perform jobs where you need to be alert.
DO NOT drink alcoholic beverages while taking this medicine.

If you get dizzy, sit or lie down at the first signs. Be careful going up and down stairs. Be extra careful to prevent falls.

Never give this medicine to others.

Keep this medicine out of reach of children.

Do not take or save old medicines. Throw them away when outdated.

Keep all medicines in a cool, dry place. DO NOT keep them in your bathroom medicine cabinet or in a cabinet above the stove.

MEDICATION REFILLS
Please be aware that we cannot refill any prescriptions through the ER. If you need further treatment from what is provided at your ER visit, please follow up with your primary care doctor or your pain management specialist.

Discharge Attachments

Contusion (English)
LE Edema Etiology Unknown - No Ultrasound (English)

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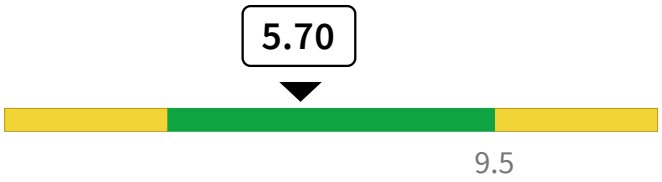
CBC WITH DIFFERENTIAL

Collected on September 29, 2023 7:14 PM

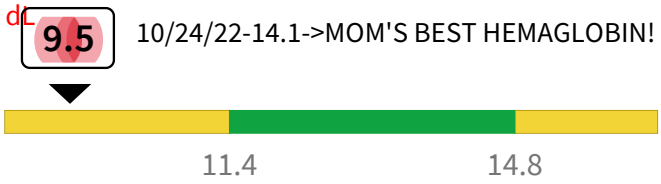
Lab tests - Blood

Results

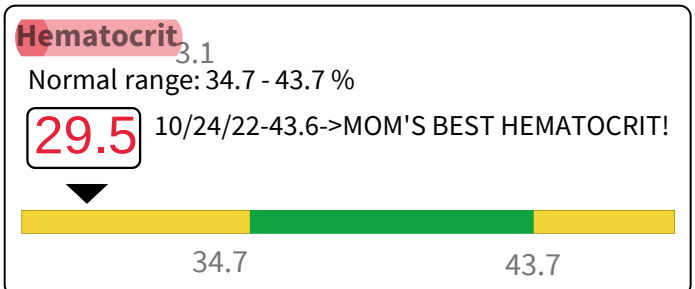
WBC
Normal range: 3.10 - 9.50 x10 3/uL



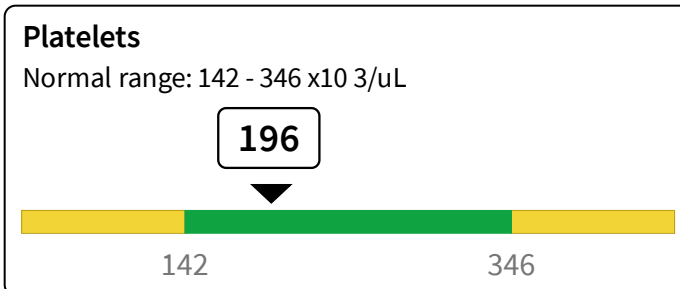
Hgb
Normal range: 11.4 - 14.8 g/dL



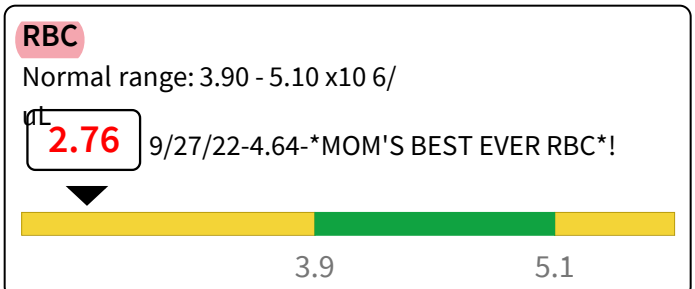
Hematocrit
Normal range: 34.7 - 43.7 %



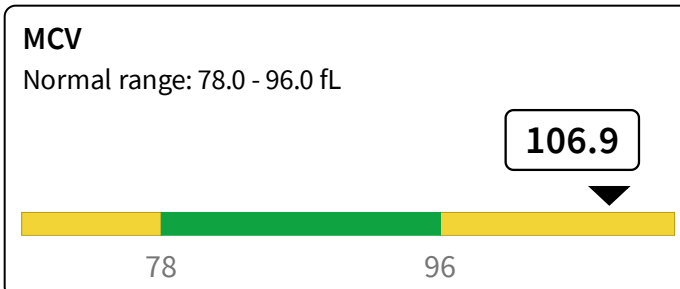
Platelets
Normal range: 142 - 346 x10 3/uL



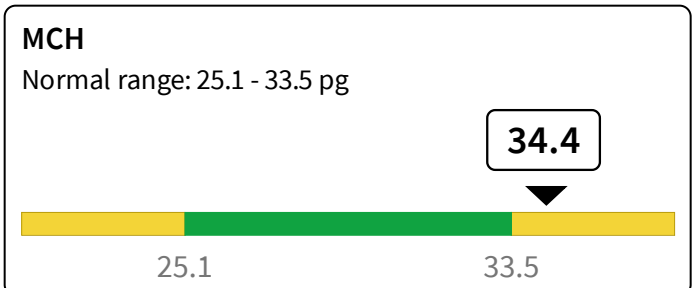
RBC
Normal range: 3.90 - 5.10 x10 6/uL



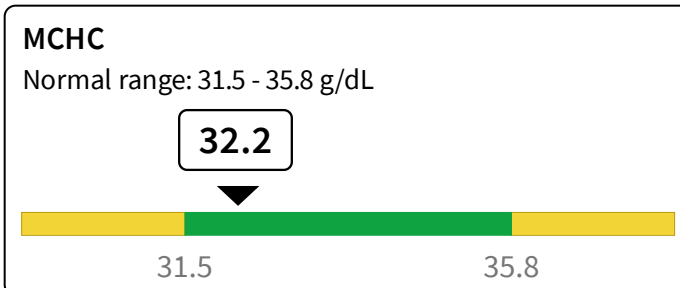
MCV
Normal range: 78.0 - 96.0 fL



MCH
Normal range: 25.1 - 33.5 pg



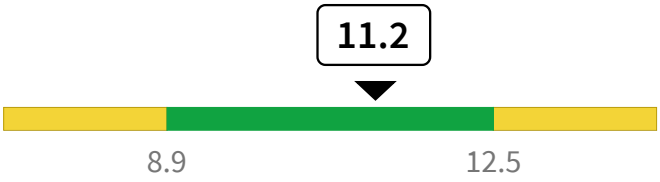
MCHC
Normal range: 31.5 - 35.8 g/dL



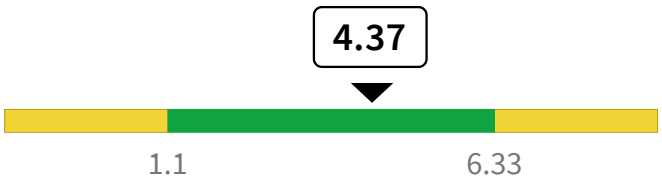
RDW
Normal range: 11 - 15 %



MPV
Normal range: 8.9 - 12.5 fL



Instrument Absolute Neutrophil Count
Normal range: 1.10 - 6.33 x10 3/uL



The IANC is a preliminary result.
Final absolute neutrophil count may differ.

Neutrophils
Normal value: None %

Value
76.7

Lymphocytes Automated
Normal value: None %

Value
18.2

Monocytes
Normal value: None %

Value
2.6

Eosinophils Automated
Normal value: None %

Value
0.2

Basophils Automated
Normal value: None %

Value
0.9

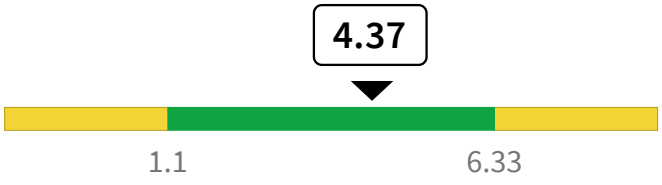
Immature Granulocytes
Normal value: None %

Value
1.4

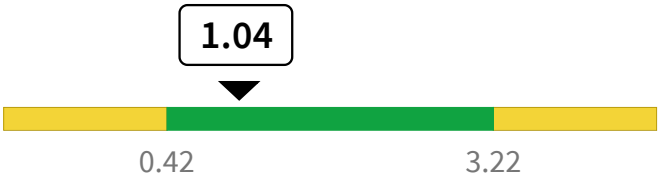
Nucleated RBC
Normal range: 0.0 - 0.0 /100 WBC

Value
0.0

Neutrophils Absolute
Normal range: 1.10 - 6.33 x10 3/uL



Lymphocytes Absolute Automated
Normal range: 0.42 - 3.22 x10 3/uL



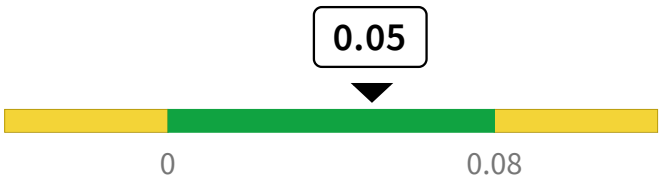
Monocytes Absolute Automated
Normal range: 0.21 - 0.85 x10 3/uL



Eosinophils Absolute Automated
Normal range: 0.00 - 0.44 x10 3/uL



Basophils Absolute Automated
Normal range: 0.00 - 0.08 x10 3/uL



Immature Granulocytes Absolute
Normal range: 0.00 - 0.07 x10 3/uL



Absolute NRBC
Normal range: 0.00 - 0.00 x10 3/uL

Value
0.00

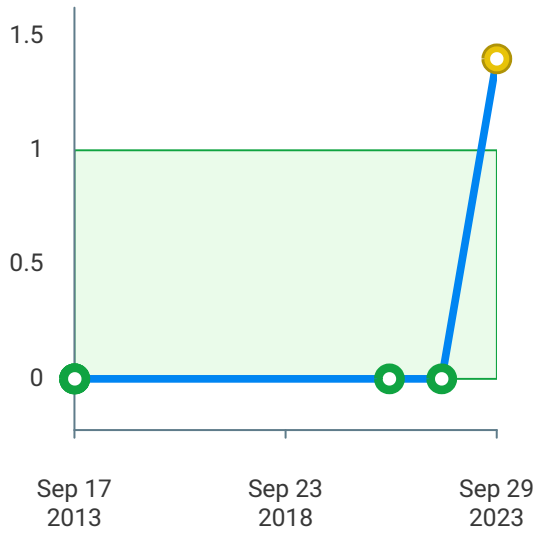
Ordering provider: Alan C Hsu
Collection date: September 29, 2023 7:14 PM
Result date: September 29, 2023 7:42 PM
Result status: Final
Resulting lab:
FAIRFAX HOSP LAB

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Result Trends

Showing up to 10 most recent results

Immature Granulocytes
Normal value: None %



Date Ordered	Value	Normal Range
Sep 29, 2023	**1.4** %	None %
Jun 8, 2022	**0** %	Not Estab. %
Mar 12, 2021	**0** %	Not Estab. %
Sep 20, 2013	**0** %	0 - 1 %
Sep 19, 2013	**0** %	0 - 1 %

1 - 5 (of 7)

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COMPREHENSIVE METABOLIC PANEL

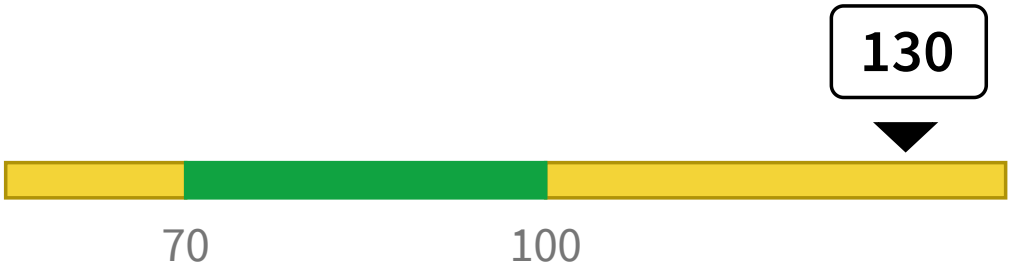
Collected on September 29, 2023 7:14 PM

Lab tests - Blood

Results

Glucose

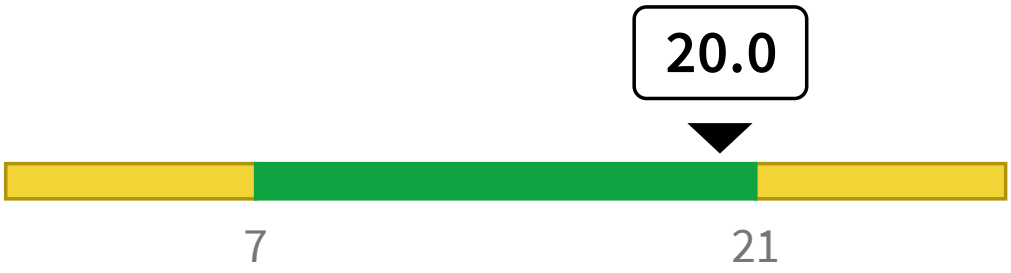
Normal range: 70 - 100 mg/dL



ADA guidelines for diabetes mellitus:
Fasting: Equal to or greater than 126 mg/dL
Random: Equal to or greater than 200 mg/dL

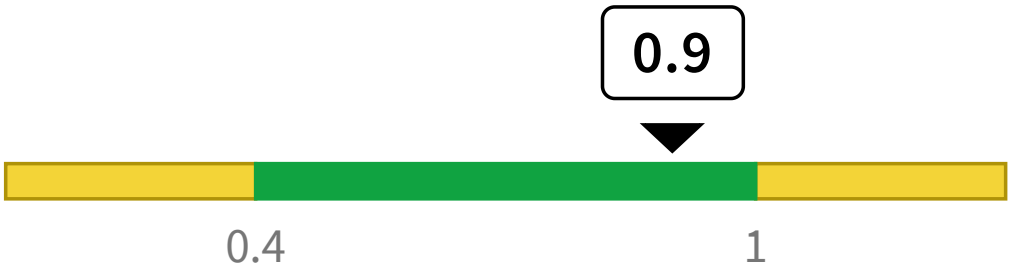
BUN

Normal range: 7.0 - 21.0 mg/dL

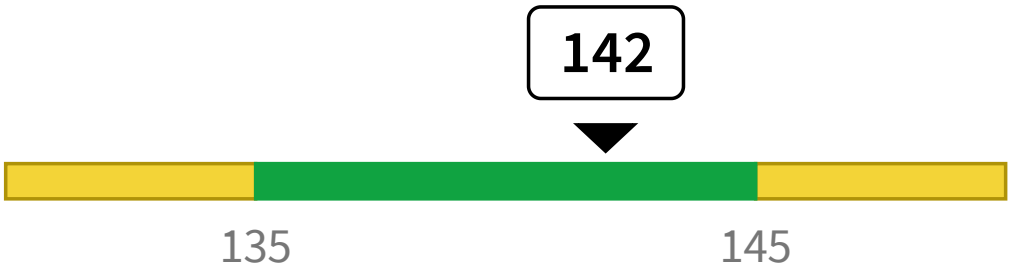


Creatinine

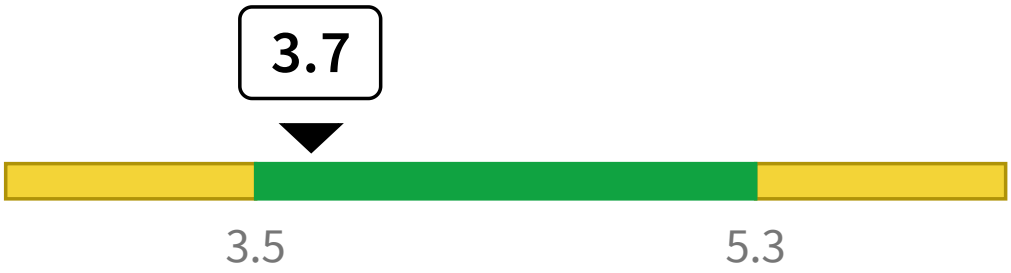
Normal range: 0.4 - 1.0 mg/dL



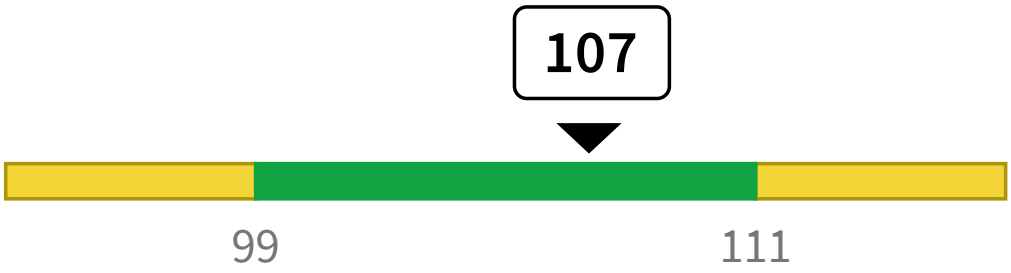
Sodium
Normal range: 135 - 145 mEq/L



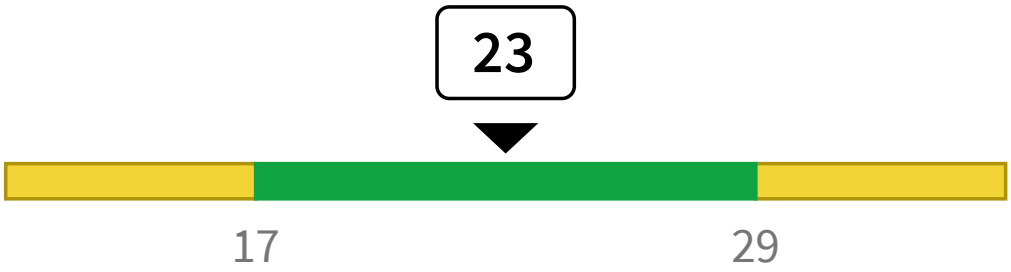
Potassium
Normal range: 3.5 - 5.3 mEq/L



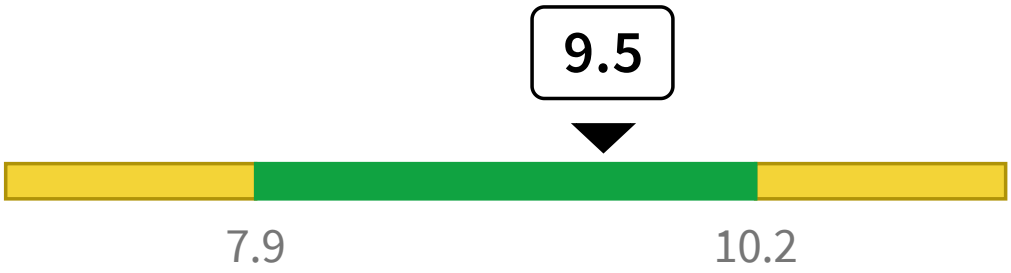
Chloride
Normal range: 99 - 111 mEq/L



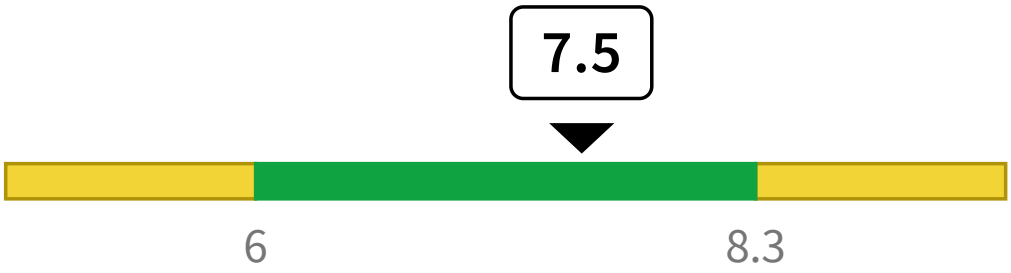
CO2
Normal range: 17 - 29 mEq/L



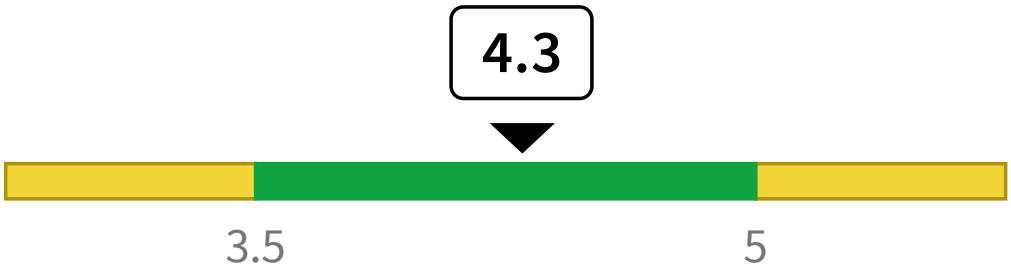
Calcium
Normal range: 7.9 - 10.2 mg/dL



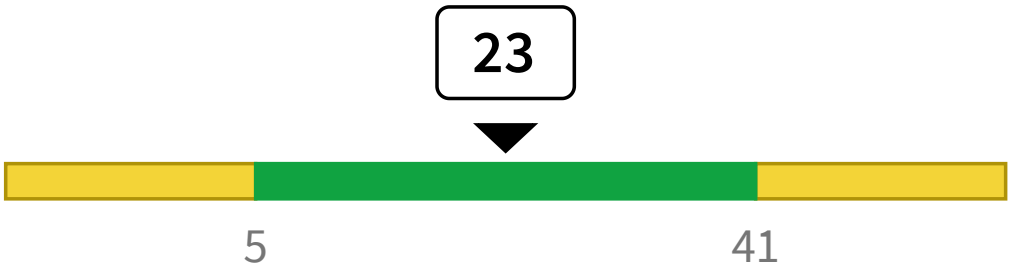
Protein, Total
Normal range: 6.0 - 8.3 g/dL



Albumin
Normal range: 3.5 - 5.0 g/dL

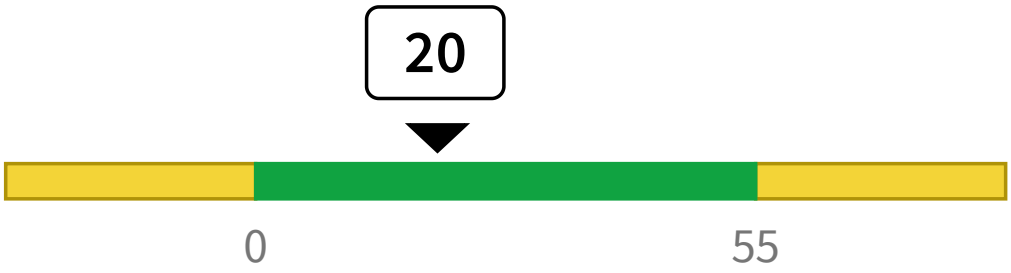


AST (SGOT)
Normal range: 5 - 41 U/L



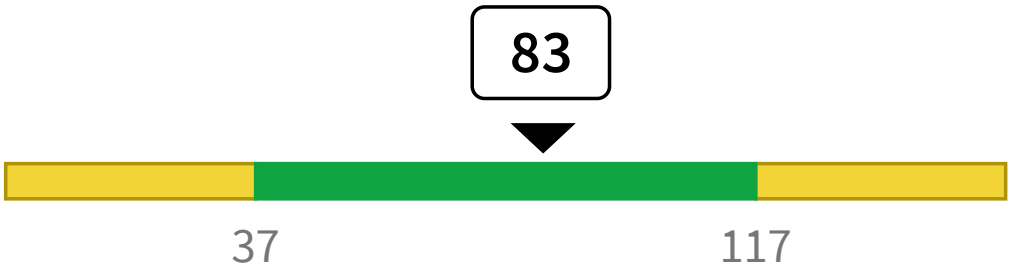
ALT

Normal range: 0 - 55 U/L



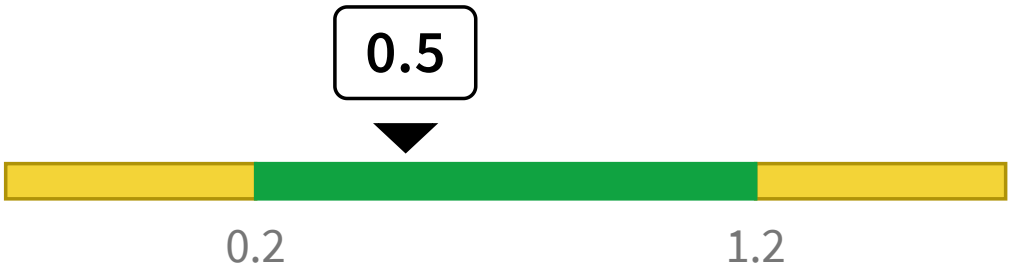
Alkaline Phosphatase

Normal range: 37 - 117 U/L



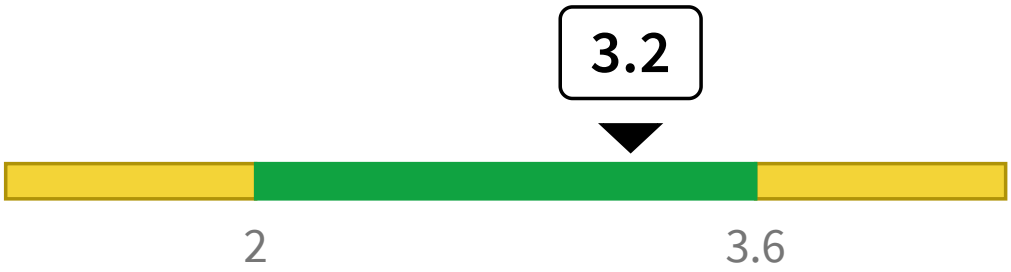
Bilirubin, Total

Normal range: 0.2 - 1.2 mg/dL



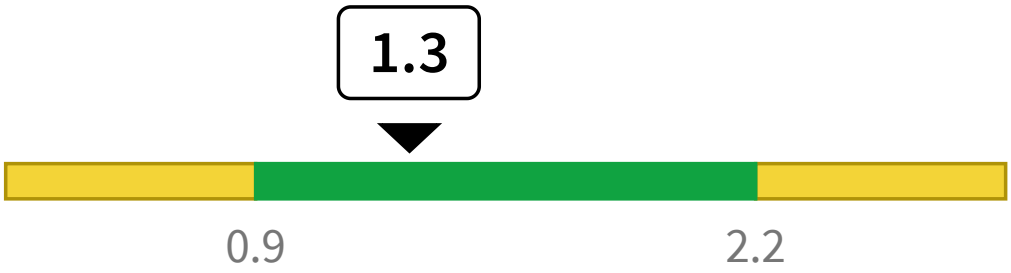
Globulin

Normal range: 2.0 - 3.6 g/dL



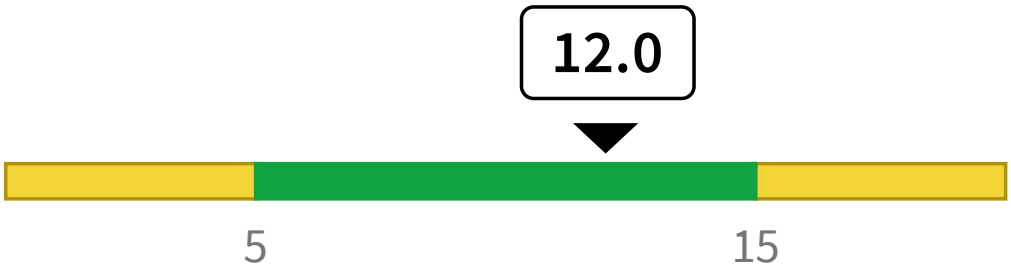
Albumin/Globulin Ratio

Normal range: 0.9 - 2.2



Anion Gap

Normal range: 5.0 - 15.0



Calculated AGAP = Na - (CL + CO2)
Interpret with caution; calculated AGAP may not
reflect patient's true clinical status.
This is a calculated value and platform-dependent.
A value >12.0 has been recommended for the management of
Hyperglycemic Crises: Diabetic Ketoacidosis and Hyperglycemic
Hyperosmolar State. Med Clin North Am. 2017;101(3):587-606.
doi:10.1016/j.mcna.2016.12.011

eGFR

Normal value: >=60 mL/min/1.73 m2

Value

>60.0

Reported eGFR is based on the CKD-EPI 2021 equation that
does not use a race coefficient. This equation is used for
all patients (both Black and non-Black), and old and new GFR
estimates may differ by more than 10%, particularly at higher
eGFRcr values and at younger ages. For eGFR of 45-59 mL/min/1.73 m2
with uACR <30 mg/g, please check NKF KDOQI and KDIGO guidelines:
https://www.kidney.org/professionals/kdoqi

GFR estimates are unreliable in patients with:
Rapidly changing kidney function or recent dialysis,
extreme age, body size or body composition(obesity,
severe malnutrition). Abnormal muscle mass (limb
amputation, muscle wasting). In these patients,
alternative determinations of GFR should be obtained.

Ordering provider: Alan C Hsu
Collection date: September 29, 2023 7:14 PM
Result date: September 29, 2023 7:54 PM

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EXHIBITS OF PREDATORY FIDUCIARIES IGNORING ALL DOCTOR-ORDERED AND EMAIL REQUESTS FOR BOTH DENTAL AND MEDICAL CARE SINCE 9/20/22

Virginia CRIMINAL LAW SECTION-Va. Code § 18.2-369 (Abuse and Neglect of Incapacitated Adults)-(CLICKABLE ELDER NEGLECT AND ABUSE LINK TO THE VIRGINIA LAW WEBSITE) -www.

VIRGINIA CRIMINAL LAW SECTION-Va. Code § 63.2-1606 (Mandatory Reporting of Adult Abuse, Neglect, or Exploitation)-(CLICKABLE MANDATED REPORTING LINK TO THE VIRGINIA LAW WEBSITE)-www.

CONCEALED FROM THE COURT

Coverage Information (for Hospital Account #10115738518) (continued)

F/O Payor/Plan		Precert #
UNITED HEALTHCARE/UHC UMR 39026 CHOICE		
Subscriber		**Subscriber #**
Kapusta, Elaine M		Y15268202
Address	**Phone**	
PO BOX 30541 Salt Lake City, UT 84130		

PCP and Center

Primary Care Provider	Phone	Center
Bruce Edward Lessin, MD	703-821-1677	FAIRFAX WOMEN & CHILDREN

Patient Contacts

Name	Relation	Home	Work	Mobile
Dodge,George	Other	703-524-9700		**571-414-7732**

Insurance Information

MEDICARE/MEDICARE PART A AND B		**Phone:**	--
Subscriber:	Kapusta, Elaine M	**Subscriber#:**	7TV4C52AN94
Group#:	--	**Precert#:**	--
UNITED HEALTHCARE/UHC UMR 39026 CHOICE		**Phone:**	--
Subscriber:	Kapusta, Elaine M	**Subscriber#:**	Y15268202
Group#:	76411449	**Precert#:**	--

Visit Summary

Diagnoses

	Comments
Late onset Alzheimer's dementia with behavioral disturbance - Primary	
Long term (current) use of anticoagulants	
Iron deficiency anemia, unspecified iron deficiency anemia type	

Problem List

Reviewed: **6/12/2024 by Ershler, William B, MD**

	ICD-10-CM	Priority	Class	Noted - Resolved
Immunodeficiency	D84.9			2/9/2024 - Present
Thrombocytopenia	D69.6			2/9/2024 - Present
Late onset Alzheimer's dementia with behavioral disturbance	G30.1, F02.818			6/8/2022 - Present
Longstanding persistent atrial fibrillation	I48.11			10/21/2019 - Present
Osteoarthritis of right knee	M17.11			9/2/2014 - Present
Arthritis of knee, right	M17.11			8/26/2014 -

MEDICAL MALPRACTICE & CONTEMPT OF COURT

Encounter-Level Documents on 02/07/2024: (continued)

CONCEALED FROM THE COURT

INOVA Schar Cancer Institute

AFTER VISIT SUMMARY

Elaine M. Kapusta DoB: 12/30/1937
2/7/2024 12:00 PM Fairfax Inova Schar Cancer Institute - Hematclogy Oncology 571-472-1390

Instructions from William B Ershler, MD

Your medications have changed today
See your updated medication list for details.

Pick up these medications at CVS/pharmacy #1380 - ARLINGTON, VA - 4709-A LANGSTON BLVD AT CORNER OF GLEBE ROAD
Cyanocobalamin B-12 PRESCRIBED, BUT NEVER TESTED-😱

Address: 4709-A LANGSTON BLVD, ARLINGTON VA 22207
Phone: 703-522-0011

Today's Visit



You saw William B Ershler, MD on Wednesday February 7, 2024. The following issues were addressed:
- Late onset Alzheimer's dementia with behavioral disturbance
- Immunodeficiency
- Thrombocytopenia
- Iron deficiency anemia, unspecified iron deficiency anemia type
- Other vitamin B12 deficiency anemia

What's Next

You currently have no upcoming appointments scheduled.

IMMUNODEFICIENCY

Allergies

Aspirin	Other (See Comments)
unknown	
Penicillins	Rash
Liz, client's caregiver does not know when the reaction happened	
Lactose	Diarrhea

No results for this visit

4/5/24 & 4/18/24-"LYING BY OMISSION-FAILURE TO DISCLOSE)-GEORGE W. DODGE, DR. DAPPEN, JEANNE BLUE

1/4/24-EMERGENCY PETITION SEEKING EMERGENT MEDICAL HOSPITAL EVALUATION

1/31/24-MYCHART ACCESS TERMINATED BY GEORGE W. DODGE TO CONCEAL FROM THE COURT AND A.P.S. MOM'S HEALTH INFO DIAGNOSIS ANDFILING KNOWINGLY BASELESS COURT FILINGS IN MARCH 2024, APRIL 2024 & AUGUST 2024

Kapusta, Elaine M (MRN 13302576) DOB: [redacted] Encounter Date: 06/12/2024

BOTH GEORGE W. DODGE & JEANNE BLUE & DR. ALAN DAPPEN -ALL KNOWINGLY CONSPIRED TO CONCEAL AND ALL LIED BY OMISSION-UNDER OATH-FAILURE TO DISCLOSE-**STEPHEN HALL-FRAUD UPON THE COURT**-4/18/24-COURT HEARING-**MALICIOUS PROSECUTION**

Kapusta, Elaine M

MRN: 13302576



Ershler, William B, MD
Physician
Hematology

Progress Notes
Signed

Encounter Date: 6/12/2024

CONCEALED MEDICAL RECORD

Signed

HEMATOLOGY
VIRTUAL CONSULTATION

Date:2/7/2024
Patient Name: KAPUSTA,ELAINE M

Reason for Consultation:
Anemia

4/18/24-LIED BY OMISSION UNDER OATH DURING COURT HEARING FAILING TO DISCLOSE IMMUNODEFICIENCY

History:
Elaine M Kapusta is a 86 y.o. female resident in an assisted care facility for whom evaluation of anemia was recommended. The circumstances of this visit were unusual. The patient has dementia and is currently battling with an upper respiratory infection. She remains at the nursing facility and the consultation was with her legal guardian Mr. George–and her Eldertree care manager Jeanne Blue. They report that patient has moderate dementia and cannot respond or communicate well. Currently she is having an upper respiratory infection which is made interaction even more difficult. She has a heavy cough but no fever. She tested COVID-negative.

She had been admitted to VHC in Spring 2023 with metabolic encephalopathy. Once stabilized she was send home for a short while but management was difficult there and she was admitted to her current assisted living facility. She was seen by Dr. Naveen Doki for hematology consultation. A comprehensive laboratory analysis revealed a polyclonal increase in gamma globulin fraction and SPEP and a little balance with kappa lambda light chains in the serum. Free kappa light chains were in slight excess of the normal range and so the kappa lambda ratio was skewed (2.09 with a normal kappa lambda ratio being up to 1.65). Iron profile did reveal some degree of iron deficiency (TSAT 8%) at a time when her hemoglobin was 11.4 g/dL. Peripheral blood flow cytometry revealed no diagnostic immunophenotypic abnormality or evidence for lymphoproliferative malignancy or myelodysplasia.

In September her hemoglobin had fallen to 9.5 g/dL. On December 11, 2023 another blood sample was drawn which revealed hemoglobin of 9.6 g/dL with an MCV of 103 fL and an RDW of 12.6%. The platelet count was 143,000 with 65% neutrophils. Serum creatinine is at the high range of normal and her estimated creatinine clearance was 61 mL/h.

INTERVAL NOTE:
2/7/2024 Visited in clinic with legal guardian who appraised me of current clinical status- advancing dementia. He also had recent labs that were not previously available in epic. Labs drawn on January 31, 2024: Hb 10.1 g/dL, MCV 104 fL, ferritin 80 ng/mL, plts 109 K/uL, WBC 4.1 K/uL (normal dif). SPEP was drawn but report was not available.
6/12/2024 - Virtual visit with legal guardian present. Patient relocated to Vienna Manor (group home). Some stress with the move. Cognitive function remains low. Remains very sensitive to touch - often induces screaming. Labs from 3/8 reviewed. Hemoglobin was 9.8 g/dL with an MCV of 104 fL. Platelet count 116,000 the white blood count and differential were normal. Serum electrolytes and creatinine were also normal and the sed rate was 9 mm/h.

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MEDICAL MALPRACTICE & 4/18/24-"LYING BY OMISSION", "FAILURE TO DISCLOSE"

"CRIMINALLY CONCEALED"

GEORGE W. DODGE, DR ALAN DAPPEN & JEANNE BLUE ALL "LIED TO THE COURT"-UNDER OATH-"FAILING TO DISCLOSE"

4/18/24-LIED BY OMISSION UNDER OATH

09/02/24 17:5[illegible]F:7039384618|Kapusta, Elaine DOB:12/30/37|1/{totalpage

Talk to your doctor
doctalker
A doctalker Company
www.doctalker.com

DocTalker Family Medicine
370 Maple Ave West, Suite V
Vienna, VA 22181
Tel: (703) 938 4600
Fax: (703) 938 4618

RE: ELAINE KAPUSTA

DATE: 02/09/2024

TO
To: William Ershler , MD
FAX 571-472-1391

RE
Elaine Kapusta
DOB - 12/30/1937
3503 Burrows Ave
Fairfax VA, 22030
Tel- 571-523-2464

FROM: DocTalker Family Medicine - *Alan Dappen*
Number of Pages: 1

MESSAGE: To: William Ershler , MD
FAX 571-472-1391

RE: Elaine Kapusta DOB 12/20/37

Dear Dr Ershler

Thank you so much for seeing Elaine Kapusta today (2/924).
I'm sorry if we didn't get all the labs to you on Elaine to you on time.

As you know she has had a stable macrocytic mild anemia of uncertain cause along with mild pancytopenia for the past 4-5 months. I stopped several meds (Seroquel, Zyprexa and Lasix) that could have a bone marrow suppression effect in Nov, 2023 . The RBC and WBC counts were stable after this and marginally improved but it's unclear if these were actually causative.

Other tests that you might not have had available during your consult:
multiple B12 tests the most recent 10/26/24 that are consistently elevated around 2000
folate normal range 13.6
stable Iron level 68 on several occasions, most recent 1/31/24
stable ferritin level= 80, most recent 1/31/24
serum protein electrophoresis = normal w no M-spike done 1/31/24 and normal in 2023

I was not sure if you had seen these results but wanted to be sure that you were aware of them.

Two weeks ago at her last lab draw I ordered a sIFE test but this was evidently not run, I assume since the M protein was normal.

At this point my assumption is that she has a myelodysplastic condition but your continued oversight into this condition remains very useful.

4-5 MONTHS-PANCYTOPENIA
MYELODYSPLASTIC SYNDROME

Thanks again for your expert advise and I will continue to monitor Elaine until her next consult with you.

Sincerely,

KAPUSTA, ELAINE - 12/30/1937

CONCEALED FROM THE COURT

DR. ALAN DAPPEN AND GEORGE W. DODGE AND JEANNE BLUE-(ELDERTREE) "CONCEALED" ELAINE MAE KAPUSTA'S 10/24/22-HEALTHY NORMAL LABS

AND ALSO FULLY CONCEALED 10/12/23, 10/26/23, 11/14/23, 12/8/23 LABS "CONCEALED" FROM DR. ERSHLER ENTIRELY MISRRPRESENTING CONCEALING ELAINE MAE KAPUSTA'S GRAVELY ILL CONDITION DIRECTLY CAUSED FROM "THEIR COMBINED "CRIMINAL MEDICAL ELDER CRUELTY"-MEDICAL ABANDONMENT-DENIAL OF CARE SINCE 10/16/22-"TEETH PAIN-SCHEDULE DENTAL X-RAYS" IGNORED DR. CUSUMANO WRITTEN ORDER FOR SEDATION DENTAL AND FOLLOWUP TREATMENT

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FRAUD UPON THE COURT-OMITTING MATERIAL FACTS-LYING BY OMISSION

Fw: Petition for a Rule to Show Cause and Motion to Modify

1 message

Lynn Kay <tweetery7@yahoo.com> Thu, Nov 7, 2024 at 11:31 AM
To: Lynn Kay <tweetery7@yahoo.com>, lynnkay7@gmail com <lynnkay7@gmail.com>

THIS WAS DONE TO ATTEMPT TO "CRIMINALLY CONCEAL" THE "BLOOD CANCER DIAGNOSED BY DAPPEN AND ERSHLER"

----- Forwarded Message -----
From: Stephen Hall <stephen@kingcampbell.com>
To: "tweetery7@yahoo.com" <tweetery7@yahoo.com>
Sent: Tuesday, March 5, 2024 at 02:31:48 PM EST
Subject: Petition for a Rule to Show Cause and Motion to Modify

Ms. Kay,

I hope you are well! My name is Stephen Hall, and I represent Elaine's Guardian, Mr. George Dodge. **I am not your attorney, and I cannot advise you**.

A lot has happened with your mother recently, and we intend to file a Petition for a Rule to Show Cause and a Motion to Modify the Guardianship order. Before I file, I am happy to see whether we can work this out some other way--namely, if you are willing to sign an order agreeing to the relief we request in the Petition, then we are willing to not ask that you be found in violation of the January 17, 2023 and January 4, 2024 orders. Please let me know by e-mail by tomorrow at 10:00am. If not, then we intend to file.

I will also be sending you a separate e-mail to schedule this matter for a calendar control at 8:00am on Thursday, March 7, 2024. I intend to ask that this case be heard on an emergency basis--or at the very least expeditiously--given the circumstances. Please let me know whether you agree, whether you have any bad dates, or whether Thursday, March 7, 2024 at 8:00am is not workable for you. Thank you!

Best,

Steve

p.s. I attached drafts of our documents to this e-mail for your review.

Stephen D. Hall, Esq.
King, Campbell, Poretz, and Mitchell PLLC
118 North Alfred Street
Alexandria, Virginia 22314
703.719.8885 (Cell)
703.683.7070 (Office)
703.652.6010 (Fax)
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CONFIDENTIALITY NOTICE – CLIENT PRIVILEGED: This e-mail transmission, and any documents, files, or previous e-mail messages attached to it may contain confidential information that is legally privileged. DO NOT read this e-mail if you are not the intended recipient. If you are not the intended recipient, or a person responsible for delivering it to the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of any of the information contained in or attached to this transmission is strictly prohibited. If

you have received this transmission in error, please immediately notify us by reply e-mail and destroy the original transmission and any attachments from your hard drive and servers.

THIS WAS TO SEEK TO CONCEAL 2/7/24-2/9/24 ELDER CRUELTY CRIMES OF DEPRIVATION OF CARE SINCE OCCURRING 10/16/22 WITH DIAGNOSIS OF IMMUNEODEFICIENCY AND PANCYTOPENIA AND MYELODYSPLASTIC SYNDROME BEING DIAGNOSED AND CONCEALED

4/18/24 FRAUD UPON THE COURT AND PERJURY BY STEPHEN HALL, GEORGE W. DODGE, HEANNE BLUE & DR. ALAN DAPPEN-**PERJURY UNDER OATH-LYING BY OMISSION-FAILURE TO DISCLOSE CONCEALED MEDICAL ELDER NEGLECT MEDICAL DIAGNOSIS OF 2/7/24 & 2/9/24

NOTICE OF RESTRICTION BY GUARDIAN

Commonwealth of Virginia VA. CODE § 64.2-2019.1

Case No. 2018-1107, FI-2020-0001049

CONTINUAL THREATS & HARASSMENT BY STEPHEN HALL AND GEORGE W. DODGE

In the Circuit Court of the [ ] City [X] County of Fairfax

4110 Chain Bridge Road, Fairfax, VA 22030
CIRCUIT COURT CLERK'S MAILING ADDRESS

DEFAMATION OF LYNN KAY FROM 4/18/24 FRAUD UPON THE COURT BY GEORGE W. DODGE PERJURY

George W. Dodge
NAME OF GUARDIAN

Elaine Mae Kapusta
NAME OF INCAPACITATED PERSON

FRAUDULENTLY SOUGHT BY GUARDIAN TO PREVENT CRIMINAL MEDICAL ELDER NEGLECT EVIDENCE GATHERING BY LYNN KAY

Lynn Kay
NAME OF RESTRICTED PERSON

4136 North River Street
ADDRESS OF RESTRICTED PERSON

McLean, VA 22101
ADDRESS OF RESTRICTED PERSON

NOTICE TO RESTRICTED PERSON: This notice is mailed or delivered to you as required by Va. Code § 64.2-2019.1 because the guardian who has signed this notice has restricted your ability to communicate with, visit or interact with the incapacitated person listed above. This notice is to tell you that you and/or the incapacitated person may challenge this restriction by filing a petition and paying all applicable fees and costs pursuant to Va. Code § 64.2-2012 in the circuit court clerk's office listed above.

Your ability to communicate with, visit, or interact with the incapacitated person listed above has been restricted as follows:

Visitations by Lynn Kay are restricted in their entirety.
Phone calls between Lynn Kay and Elaine Kapusta will be restricted in their entirety.

The guardian who has signed this notice believes this restriction is necessary because:

Lynn Kay is hostile towards the care managers who conduct the phone calls between her and Ms. Kapusta. Ms. Kay is accusatory towards the care managers and interrogates them during calls. Ms. Kay does not speak more than a couple sentences to her mother before going silent on these calls.
Ms. Kay admitted that she told a former care manager "I hope you die" on a call dated February 13, 2024. Following this incident the care management team resigned.
There is no one left to conduct these calls and these calls are not benefitting Ms. Kapusta in any way.

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I, the undersigned guardian, certify that I have provided notice to the following:

1. Restricted Person:

   ☒ I have provided a copy of this notice to the restricted person.

2. Incapacitated person:

   [ ] I have informed the incapacitated person of this restriction and have provided a copy of this notice to the incapacitated person.

   OR

   ☒ I have not informed the incapacitated person of this restriction and have not provided a copy of this notice to the incapacitated person due to a good faith belief that such information would be detrimental to the health or safety of the incapacitated person.

3. A hospital, convalescent home, or certified nursing facility licensed by the Virginia Department of Health pursuant to Va. Code § 32.1-123, an assisted living facility as defined in Va. Code § 63.2-100 or any other similar institution:

   ☒ I have provided a copy of this notice to the hospital, home, facility or institution where the incapacitated person is currently located.

   OR

   [ ] The incapacitated person is not currently located in a hospital, home, facility or institution.

4. Department of Social Services:

   ☒ I have provided a copy of this notice to the local department of social services of the jurisdiction where the incapacitated person resides.

April 25, 2024
DATE

Steven W. Dodge, Attorney
SIGNATURE OF GUARDIAN

FRAUD UPON THE COURT BY RHE CONCEALMENT OF "MATERIAL FACTS"

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Progress Notes - All Notes (continued)

Progress Notes by Ershler, William B, MD at 6/12/2024 10:30 AM (continued)

Review of Systems:

HEMATOLOGY FOCUSED ROS:

Patient could not provide a symptom review due to mental status (cognitive impairment). She is reported to have cough, no fever and stable mood.

Physical Exam:

Not examined (as noted above).

Assessment/Recommendations:

86-year-old female with a complicated medical and social situation precluding an onsite visit for full evaluation. It does appear she has chronic anemia which in part is secondary to iron deficiency of unknown cause and possibly B12 deficiency as well. She has been receiving B12 sublingually and currently without evidence for iron deficiency she is not on supplemental iron. She remains on apixaban 2.5 mg twice daily. I suspect that her macrocytic anemia and marginally low platelet count are a reflection of an underlying myelodysplasia and not due to deficiency of any nutrients. At the current levels there is no intervention required. However it would be reasonable to follow her heme parameters every 6 months or so. If she were to experience more profound fatigue, recurrent infection, bleeding or bruising a CBC should be checked to rule out any significant change.

Specific Recommendations:

- Vitron c daily
- SL vitamin B12 1000 mcg
- Revisit in 3 months.

Signed by:

William B. Ershler, MD
HEMATOLOGY

INOVA
Schar Cancer Institute

Encounter-Level Documents on 06/12/2024:

Document on 6/12/2024 11:38 AM by Ershler, William B, MD: After Visit Summary (below)

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ALL FIDUCIARIES HAVE ALL COMMITTED CRIMINAL MEDICAL ELDER CRUELTY-MEDICAL NEGLECT AND ABUSE SINCE EVEN PRIOR TO 10/16/22

ED Notes (continued)

ED Provider Notes by Shah, Aman A, MD a 8/2/2024 1:07 PM (continued)

Elaine M Kapusta is a 86 y.o. female with history of A-fib on Eliquis, hypertension and diastolic heart failure who presents to the emergency department via EMS after syncopal episode while at her group home. Patient was noted to go unconscious while sitting at the chair, no seizure-like activity reported. Per EMS, when they got there, the patient was unresponsive but did have a carotid pulse. They noted her to be bradycardic so they attempted pacing after which the patient promptly woke up. The patient's severe dementia precludes further history taking.

Review of Systems:

Review of Systems
Unable to perform ROS: Dementia

Positive and negative ROS per above and in HPI. All other systems reviewed and negative.

Physical Exam:

Triage Vitals: Pulse 78 | BP 110/55 | Resp 12 | SpO2 97 % | Temp 97.7 °F (36.5 °C)

Physical Exam

Constitutional:
Appearance: Normal appearance.
HENT:
Head: Normocephalic and atraumatic.
Nose: Nose normal.
Mouth/Throat:
Mouth: Mucous membranes are dry.
Cardiovascular:
Rate and Rhythm: Normal rate. Rhythm irregular.
Pulmonary:
Effort: Pulmonary effort is normal. No respiratory distress.
Breath sounds: Normal breath sounds.
Abdominal:
General: Abdomen is flat.
Tenderness: There is no abdominal tenderness.
Musculoskeletal:
General: No tenderness or signs of injury.
Skin:
General: Skin is warm and dry.
Capillary Refill: Capillary refill takes less than 2 seconds.
Neurological:
General: No focal deficit present.
Mental Status: She is alert. Mental status is at baseline. She is disoriented.

Interpretations, Clinical Decision Tools and Critical Care:

EMS Agency Name: Fairfax County Fire and Rescue
PSAP Call Date/Time: 08/02/2024 12:09:15

Incident Number: E242151248
Patient Name: Kapusta, Elaine M

Headquarters (PSHQ)
12099 Government Center Pkwy
City of Fairfax, VA 22035

Prehospital Care Report

Patient Information

Name: Kapusta , Elaine M
D.O.B.:
Social Security Number:
Age: 86 Years
Gender: Female
Address: ,
Weight: 59 kg
Race: White

Medical Record Number (MRN)	13302576
Contact Specific Number (CSN)	13225118935

Provider Impression

Primary Impression: Neuro - Unconscious

Secondary Impression: CV - Hypotension; CV - Cardiac Arrhythmia/Dysrhythmia

Narrative

Narrative: M401E responded to 86 yo F (PT) at an assisted living facility who reportedly went unconscious. Arrived on-scene to find E429M assessing the PT. The PT was seated upright in a chair and unresponsive.

Medical staff on-scene report PT was seated at the table when they observed her suddenly go unconscious; negative falls or trauma.

12 lead shows bradycardia; negative ST elevation, depression or ectopy. PT is hypotensive, no palpable radial pulse. Carotid pulse is strong, slow and irregular. Pacing initiated at 70bpm. IV established and 1mg Midazolam administered. PT's heart rate increases and on-demand pacing discontinues; BP improves. PT becomes more responsive and begins yelling and flailing her arms. Medical staff report PT's behavior is consistent with her baseline dementia with agitation. PT moved to the floor and onto a Reeves, then onto the stretcher. Attempt to administer O2 via NC but PT repeatedly removes the cannula. Saline drip administered via IV, BP improves and radial pulse is palpable. BGL 112 and temperature 96.9 degrees. Monitor shows run of Affib. PT is on blood thinner/Eliquis.

ALS provider and Intern from E429M accompanied M401E for transport. PT transported to INOVA Fairfax ED, room 17. PT care transported to nursing staff. (**Wrong hospital destination initially entered into CAD; corrected to INOVA Fairfax ED.**)

Past Medical History

Patient Medications

Medication	Dosage	Route
See List		

Medication Allergies

Medication Allergies
aspirin
Allergy status to sulfonamides (Sulfa)

Environment Allergies

Environmental/Food Allergies

ED Notes (continued)

ED Notes by Cheng, Blossom, RN at 8/2/2024 6:11 PM (continued)

Pt refusing to keep blood pressure cuff on, pt states "it is hurting me, please let me go home, I want to go home". Will reassess vitals prior to departure. MD Myers aware.

Electronically signed by Cheng, Blossom, RN at 8/2/2024 6:11 PM

ED Triage Notes by Cheng, Blossom, RN at 8/2/2024 1:08 PM

Author: Cheng, Blossom, RN
Filed: 8/2/2024 1:08 PM
Status: Signed
Service: —
Date of Service: 8/2/2024 1:08 PM
Editor: Cheng, Blossom, RN (Registered Nurse)
Author Type: Registered Nurse
Creation Time: 8/2/2024 1:08 PM

See quick triage note.

Electronically signed by Cheng, Blossom, RN at 8/2/2024 1:08 PM

Hospital Encounter Notes

EXHBIT FOR EMERGENCY MOTION

"CRIMINAL CONCEALMENT" OF 1000 DAYS OF "CRIMINAL ELDER CRUELTY" WITH ALL "CRIMINAL FIDUCIARIES" AS "MANDATED REPORTERS" COMMITTING "CRIMES OF CONCEALMENT". AND "ATTEMPTED MURDER" OF "THE LIFE OF ELAINE MAE KAPUSTA ENTIRELY DISREGARDED" AND "INHUMANELY PHYSICALLY SUFFERING" IN "AN IMPRISONMENT OF SADISTICAL HORROR"!

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ALL OF THE LISTED BELOW EMAIL INFORMED "MANDATED REPORTERS CONCEALED "ATTEMPTED MURDER OF ELAINE MAE KAPUSTA IN NEVER INVESTIGATING "CRIMINAL MEDICAL ELDER NEGLECT EVER!"-AS **ATTESTED TO BY DR. EDWARD MALLORY-MEDICAL EXPERT-2/7/25-NOTARIZED AFFIDAVIT STATING THAT ELDER CRUELTY CRIMES HAVE BEEN AND STILL ARE BEING COMMITTED!**

8/2/24-MOM HAD AN INOVA FAIRFAX HOSPITAL EMERGENCY ROOM VISIT ENTIRELY CONCEALED FROM ME & FURTHER COMMITTING CONTEMPT OF COURT SOUGHT AGAIN "ABUSING THE COURT SYSTEM FOR MALICIOUS USE TO CONCEAL FURTHER "GEORGE W. DODGE" MEDICAL NEGLECT AND ABUSE" ON 8/2/24 LYNN KAY RECEIVED THIS EMAIL THE SAME DAY AS THE E.R. VISIT-8/2/24 & FAILED TO DISCLOSE EMERGENCY ROOM VISIT INFORMATION AND IMMEDIATELY SOUGHT TO THEN CONCEAL WITH PETITION TO MODIFY FURTHERING CONTEMPT OF COURT ORDER SINCE 10/16/22 IN FAILURE TO PROVIDE CARE & IN CONCEALING HEALTH INFO FOR SELF-PROTECTION & SELF-PRESERVATION!

Re: Petition to Modify January 17, 2023 Order

1 message

Lynn Kay <tweetery7@yahoo.com> Sat, Aug 3, 2024 at 9:04 PM

To: George Dodge <gdodge@georgedodgelaw.com>, Alan Dappen <alan.dappen.md@doctokr.com>, Stephen Hall <stephen@kingcampbell.com>, Cary Cucinelli <cary@cucinelligeiger.com>, Valerie Geiger <valerie@cucinelligeiger.com>, Chairman <chairman@fairfaxcounty.gov>, bryan.hill@fairfaxcounty.gov <bryan.hill@fairfaxcounty.gov>, Samantha A. Renner <samantha.renner@fairfaxcounty.gov>, Elizabeth Wildhack <elizabeth@mwmlegalgroup.com>, elizabeth@twplc.com <elizabeth@twplc.com>, Laurie Kirkland <lkirkland@bklawva.com>, Justin B. Berger <jberger@haleball.com>, philipkapusta@gmail.com <philipkapusta@gmail.com>, Michelle Ritter <michelle.ritter@fairfaxcounty.gov>, lynnkay7@gmail com <lynnkay7@gmail.com>, tweetery7 <tweetery7@yahoo.com>

CORRECTION:

ALONG WITH ALL UNNEEDED AND DANGEROUS MEDICATION GIVEN TO MY MOM AND MOM WAS LEFT ENTIRELY MEDICALLY UNMONITORED SINCE 6/6/23-PRESENT DAY CAUSING HORRENDOUS BODILY SYSTEM DAMAGE TO MY NOW GRAVELY INJURED BY "DR DEATH DAPPEN" & "THE INHUMANE CLASS 4 FELONY DODGE" AND "THE COBBDALE DEATHTEAP" AND "THE UNCARING ELDERTREE"

On Saturday, August 3, 2024 at 08:51:25 PM EDT, tweetery7 <tweetery7@yahoo.com> wrote:

THESE CONTINUALLY "KNOWINGLY BASELESS COURT FILINGS" IS CONSIDERED:

🔴- "ABUSE OF THE COURT-FOR HARRASSMENT

🔴-KNOWINGLY MISLEADING THE COURT BY WITHHOLDING EVIDENCE" IN FILING BASELESS COURT ACTIONS

🔴-CONTINUED KNOWINGLY "MALICIOUS PROSECUTION FOR HARRASSMENT AND CONCEALMENT"

🔴-LEGAL MISCONDUCT TO BE SANCTIONED AND POSSIBLE DISBARRMENT

🔴-CONTINUAL KNOWINGLY CONCEALING AND ALSO "DOCTORING CHANGING FALSIFYING MEDICATION LISTS" AND ALL MEDICAL INFORMATION AND ALL MEDICAL REPORTS AND ALL OF MOM'S LABS ALL BEING DENIED TO ME IN PART OR IN WHOLE AGAINST "COURT ORDER" SINCE MAY 2023 AGAINST COURT ORDER

🔴-CONTEMPT OF COURT-DEFYING COURT ORDER OF "NOT DENYING ME ANY ACCESS TO MOM'S MEDICAL HEALTH INFORMATION"

🔴-CONCEALING THIS DAMNING CRIMINAL EVIDENCE OF 2/7/24-2/9/24 DIAGNOSIS BY BOTH DR. DAPPEN & BY DR. ERSHLER OF THE RESULT OF "22 MONTHS NOW OF WITHHOLDING CARE TO MY MOM WHICH IS AGAINST THE LAW FOR A GUARDIAN-PLEASE SEE ATTACHED

🔴-CRIMINAL MEDICATION ABUSE-GROSSLY NEGLIGENTLY GIVING MOM FDA UNAPPROVED BLACK-BOXED WARNING NOT FOR ELDERLY, NOT FOR DEMENTIA AT RISK OF DEATH OF STROKE

🔴-Is Seroquel safe for heart patients?

Cardiac Issues: Seroquel, especially when combined with other medications, can result in heart rate abnormalities, which may result in cardiac emergencies.Apr 23, 2024

🔴- FACTUALLY DOCUMENTED CRIMINAL EVIDENCE OF "22 MONTHS OF CRIMINAL MEDICAL ELDER NEGLECT" IN "22 MONTHS OF CONTINUAL DENIAL OF CARE-WITHHOLDING AGAINST THE LAW

🔴-"BREACH OF FIDUCIARY DUTY OF CARE INILLEGALLY WITHHOLDING ALL DENTAL CARE AND ALL DENTAL TREATMENT AND WITHHOLDING ALL MEDICAL CARE AND ALL MEDICAL TREATMENT. ALONG WITH DENIAL OF NEEDED VITAMINS AND IRON AND COQ10 SUPPLEMENTS AND DENIAL OF VIRGINIA HEART APPTS SINCE 1/25/23u

🔴-FAILING TO SEEK BEST INTERESTS OF MY MOM

🔴-DEPRIVING MOM & I OF OUR 17 YEARS+ WELL-ESTABLISHED MOTHER-DAUGHTER RELATIONSHIP BOND AGAIN AGAINST COURT ORDER "CONTEMPT OF COURT"

🔴-2/20/23-7:21 PM-"LYNN, I LOVE YOU, I LOVE YOU, BECAUSE YOU TAKE CARE OF ME, I LOVE YOU!-(JULIETTE TOLD ME MOM SAID THIS TO ME)-(MOM'S MASTER SUITE NESTCAM)

🔴-MEDICALLY FORCIBLY DETAINING MY MOM AGAINST HER WILL AND HER BEST INTERESTS

🔴-LYING WITH DOCUMENTED CONCEALMENT OF CRIMINAL BEHAVIOR DOCUMENTED INFORMATION WITHHELD FROM THE COURT, ADULT PROTECTIVE SERVICES AND TO THE POLICE IS ALSO A CRIME AS IS PERJURY AND FAILING TO DISCLOSE INFORMATION AND PROVIDING MISLEADING INFORMATION AND WITHHOLDING PERTINENT INFORMATION IN ORDER TO CONCEAL.

🔴-DODGE WITHHOLDING INFORMATION FROM THE COURT SINCE JANUARY 2023 WHEN HE ALSO LIED THEN TOO TO THE COURT STATING THAT MOM DID NOT NEED ANY MEDICAL CARE WHICH WAS DOCUMENTEDLY DENIED TO MOM THEREAFTER UNLESS I MADE THE APPOINTMENTS WHICH THEN DISCOVERED ON 5/8/23-DR. CUSUMANO "DENTAL GUM ABSCESS BACTERIAL BLOODSTREAM INFECTION-7 MONTHS OF DOCUMENTED TEETH PAIN SINCE REPIRTED ON 10/16/22" AND DENTIST RECOMMENDATIONS WERE THEREAFTER TO PRESENT DAY ENTIRELY IGNORED AND DENIED TO MY MOM AGAINST DR. RECOMMENDATIONS FOR 15 MONTHS SINCE 5/8/23-DR. CUSUMANO

🔴-DODGE HAS BEEN IN "CONTEMPT OF COURT" SINCE MAY/JUNE 2023 IN DENYING MY REQUEST FOR MOM'S DR. DOKI MEDICAL REPORT OFFICE VISIT NOTES AND THEREAFTER IN THE CONTINUAL CONCEALMENT OF MOM'S UNTREATED DRUG-INDUCED LYMPHEDEMA PICS OF LEGS AND THEN NOVEMBER 2023 LABS CONCEALED AND 1/31/24 TERMINATING MY FULL ACCESS TO MYCHART WHICH I HAVE REQUESTED THE USERNAMES AND PASSWORDS OF THE MYCHARTS MULTIPLE TIMES WHICH I SETUP BOTH MYCHARTS FOR MY MOM IN 2022. AND AGAIN THIS WAS DONE TO CONCEAL THE 2/7/24-2/9/24 DAMNING MEDICAL REPORTS OF DR. DAPPEN & DR. ERSHLER

ALSO FALSIFYING IN THIS BY STATING THAT DODGE WAS NOT NOTIFIED ON 1/5/24 ABOUT MY 8 EMAILS OF REQUESTS FORWARDED TO HIM AFTER OUR 1/5/24 PHONE CALL OF WHICH I BOTH VERBALLY AND IN WRITING STATES THAT MOM NEEDED AND I WOULD SCHEDULE LAB TESTS FOR MY MOM AT COBBDALE. DODGE WAS INFORMED OF THIS ON 1/5/24 BY PHONE & BY EMAIL AFTER HE TOLD JOHN BURTON ON 1/4/24 EMERGENCY PETITION THAT HE WAS WLING TO WORK WITH MRME AND PAUL KAPUSTA IS MY WITNESS TO JOHN BURTON TELLING ME THAT AFTER HE SPOKE WITH DODGE.

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IN ADDITION THE 1/4/24 EMERGENCY PETITION WAS WRONGLY DISMISSED 7 MONTHS AGO WITHOUT THERE EVER BEING ANY INVESTIGATION INTO THE DOCUMENTEDLY CORRECT CLAIMS OF BOTH MEDICAL ELDER NEGLECT AND MEDICAL ELDER ABUSE AND MEDICATION ABUSE AT COBBDALE AS EVERYTHING I WARNED ABOUT FROM BLOOD AND PLATELETS AND BONE MARROW DESTRUCTION AND POSSIBLE BLOOD CANCER WAS IN FACT DOCUMENTEDLY DIAGNOSED BY BOTH DAPPEN & BY ERSHLER JUST 1 MONTH LATER WHICH DAPPEN DIAGNOSED AS MOM HAVING SINCE 10/12/23 4 MONTHS OF PANCYTOPENIA LEFT UNTRATED AND UNMONITORED SHOWING "THE MEDICAL

INCOMPETENCY OF DAPPEN" AND "FAILURE TO DIAGNOSE", "FAILURE TO TREAT" "FAILURE TO REFER TO A QUALIFIED MEDICAL PROFESSIONAL", "FAILURE TO GIVE VITAMINS AND IRON AND COQ10" AND LAXATIVE ABUSE FOR OVER A YEAR ALONG WITH ALL UNNEEDED AND DANGEROUS MEDICATIIN GIVEN LEFT ENTIRELY MEDICALLY MONITORED SINCE 6/6/23-PRESENT DAY CAUSING HIRRENDOUS BOSILY SYSTEM DAMAGE TO MY MOM.

SO ONCE AGAIN FILING VERIFIABLY FALSE AND MISLEADING INFORMATION AND WITHHOLDING CRIMINAL BEHAVIOR EVIDENCE FROM THE COURT IN KNOWINGLY FILING A COURT ACTION FOR SEEKING THE CONTINUED CONCEALMENT OF DODGE AND DAPPEN CRIMINAL CONCEALMENT OF MOM'S MEDICAL INFORMATION..

==========

ONCE AGAIN I AM HEREBY REQUESTING:

PLEASE PROVIDE BOTH USERNAMES AND BOTH PASSWORDS FOR MYCHART IMMEDIATELY IN RESPONSE TO THIS EMAIL AS THIS HAS BEEN CONTINUAL "BLATANT CONTEMPT OF COURT IN ORDER TO CONCEAL ALL OF DODGE'S RESULTING CRIMINAL BEHAVIOR"

IN ADDITION, PLEASE IMMEDIATELY PROVIDE ALL OF MOM'S DENTAL AND ALL OF MOM'S DR. AND VIRGINIA HEART APPTS AND ALL OFFICE VISIT NOTES AND PLEASE PROVIDE ALL 2024 MOM'S MEDICATION LISTS AS "CONTEMPT OF COURT HAS BLATANTLY CONTINUED SINCE MAY/JUNE 2023, WHICH BOTH THE BAR ASSOCIATION AND THE COURT AND ALSO ADULT PROTECTIVE SERVICES AND THE POLICE HAVE BEEN INFORMED OF THIS.

IN ADDITION, PLEASE IMMEDIATELY BRING MOM HOME AS THE GRAVE INJURIES CAUSED BY DODGE'S CRIMINALBMEDICAL ELDER NEGLECT AND ELDER ABUSE AS A RESULT OF BODILY INJURY FROM NEGLECT AND MEDICATION ABUSE IF MY MOM DIES WILL BE EVEN HIGHER CLASS 3 FELONY THAN THE CLASS 4 FELONY THAT DODGE IS ALREADY FACTUALLY DOCUMENTEDLT GUILTY OF NOW.

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MOM'S BEST INTERESTS IS TO BE HOME ENJOYING HER HOME OF 45 YEARS WHICH I REBUILT FOR HER COMFORT OF MOM & I TOGETHER WITH MOTHER AND DAUGHTER FOR OUR NOE IMMEDIATELY RESTORING THE WRONGLY SEVERED MOTHER-DAUGHTER RELATIONSHIP SINCE 6/6/23 AFTER MOM BEING UNJUSTIFIABLY REMOVED WITH ARMED GUARDS AGAINST HER WILL SCREAMING "NO, YOU'RE GOING TO KILL ME" WHICH IS SAVED GARAGE NESTCAM VIDEO AS EVIDENCE OF "DODGE" CRIMINAL MALFEASANCE HAVING NOW DIRECTLY CAUSED FACTUALLY DOCUMENTED INJURY, ILLNESS, INFECTION, DISEASE & DISEASED CONDITIONS TO MY MOM AS A DIRECT RESULT OF WITHHOLDING MEDICAL AND DENTAL CARE FOR NOW 22 MONTHS SINCE 1ST REPORTED AND REQUESTED 10/16/22.

🔴-THIS IS ALSO CONTINUED DEFAMATION AND SLANDER OF ME BY DODGE KNOWINGLY COMMITTING PERJURY FILING COURT ACTIINS OF FALSE STATEMENTS AGAINST ME KNOWIBGLY ALREADY HAVING THE MEDICAL DIAGNOSIS OF MY MOM & KNOWINGLY CONCEALING IT AND LYING TO AND MISLEADING A.P.S., THE POLICE AND TO THE COURT AND AS A RESULT CONTINUING TO DAMAGING MY GOOD NAME AND DAMAGING MY GOOD CHARACTER SINCE JANUARY 2023 WHEN DODGE LIED TO THE COURT WITH MY PROPERLY REQUESTING MEDICAL AND DENTAL CARE FOR MY MOM SINCE 10/16/22 WITH MOM SUFFERIBG SINCE THEN ALMOST 2 YEARS AGO FROM THE CONTINUAL FACTUALLY DOCUMENTED WITHHOLDING OF BOTH DENTAL CAEE AND MEDICAL CARE WITH MOM SCREAMING FOR HELP-(SAVED NESTCAM VIDEO)

**PLEASE EXCUSE ALL CAPS, I HAVE MACULAR DEGENERATION*

----- Forwarded Message -----
From: "stephen@kingcampbell.com" <stephen@kingcampbell.com>
To: "lynnkay7@gmail.com" <lynnkay7@gmail.com>; 'tweetery7' <tweetery7@yahoo.com>
Sent: Friday, August 2, 2024 at 04:15:47 PM EDT
Subject: Petition to Modify January 17, 2023 Order

8/2/24-MOM HAD AN INOVA FAIRFAX HOSPITAL EMERGENCY ROOM VISIT ENTIRELY CONCEALED FROM ME & FURTHER COMMITTING CONTEMPT OF COURT SOUGHT AGAIN "ABUSING THE COURT SYSTEM FOR MALICIOUS USE TO CONCEAL FURTHER "GEORGE W. DODGE" MEDICAL NEGLECT AND ABUSE" ON 8/2/24 LYNN KAY RECEIVED THIS EMAIL THE SAME DAY AS THE E.R. VISIT-8/2/24 & FAILED TO DISCLOSE EMERGENCY ROOM VISIT INFORMATION AND IMMEDIATELY SOUGHT TO THEN CONCEAL WITH PETITION TO MODIFY FURTHERING CONTEMPT OF COURT ORDER SINCE 10/16/22 IN FAILURE TO PROVIDE CARE & IN CONCEALING HEALTH INFO FOR SELF-PROTECTION & SELF-PRESERVATION!

Ms. Kay,

I hope you are well! I understand you are no longer represented by counsel. As before, I represent Elaine's Guardian, Mr. George Dodge. **I am not your attorney, and I cannot advise you**.

A lot has happened recently, and we intend to file a Petition to Modify the Court's January 17, 2023 Order. I attached a draft copy of the petition to this e-mail (I will let you know if anything changes). Before I file, I am happy to see whether we can work this out some other way--namely, if you are willing to sign an order agreeing to the relief we request in the Petition. Please let me know by e-mail by Monday at 9:00am. If not, then we intend to file.

"8/2/24-LEGAL MISCONDUCT BY GEORGE DODGE-**FURTHER CRIMINAL CONCEALMENT & "CONTEMPT OF COURT"

Thank you again, and I hope you have a great weekend!

FRAUD UPON THE COURT & FAILURE TO INFORM AND DISCLOSE & ABUSE OF THE COURT SYSTEM & MALICIOUS PROSECUTION W/ THREATS-4/5/24 & 4/18/24-LYING BY OMISSION UNDER OATH-DODGE, DAPPEN & JEANNE BLUE

Best,

Steve

Stephen D. Hall, Esq.
King, Campbell, Poretz, and Mitchell PLLC
118 North Alfred Street

Alexandria, Virginia 22314
703.719.8885 (Cell)
703.683.7070 (Office)
703.652.6010 (Fax)
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ALL "CRIMINAL FIDUCIARIES KNOWINGLY AND WILLFULLY CONCEALED" IN ALL "COLLUDING TO CONCEAL ALL OF THE "CRIMINAL ELDER CRUELTY" OCCURRING SINCE 2022 NEVER REPORTED TO AUTHORITIES OR TO THIS COURT"!

PREVIOUSLY "ABUSE OF THE COURT SYSTEM BY STEPHEN HALL AND GEORGE W. DODGE IN ORDER TO SEEK TO CONCEAL" AND "MALICIOUS PROSECUTION WITH THREATSAGAINST LYNN KAY" OCCURRED BY STEPHEN HALL AND GEORGE W. DODGE IN MARCH TO APRIL 2024 WITH THE SAME COMMENT BY STEPHEN HALL "ATTEMPTING TO CONCEAL CRIMES OF ELDER CRUELTY OF DEPRIVATION OF CARE CAUSING "BLOOD CANCER". THIS WAS CONCEALED BY ALL FIDUCIARIES KNOWING SINCE 2/7/24-2/9/24 DIAGNOSIS BEGINNING AND STATED ON MULTIPLE DOCTORS REPORTS DURING THAT TIME AND 6/12/24 AND THEREAFTER, ENTIRELY CONCEALED WITH MYCHART TERMINATION AROUND 2/1/24.

REVISED VERIFIED EXPERT OPINION ACCORDING TO

FLORIDA LAW

STATE OF FLORIDA

COUNTY OF BREVARD

GEORGE W. DODGE AND "AS ALL OTHER PREDATORY FIDUCIARIES" ALSO DEFIED AND IGNORED ALL DR'S ORDERS & ALL EMAILED REQUESTS FOR URGENT DENTAL AND MEDICAL CARE-9/20/22 & 10/16/22 & 1/16/23, 1/28/23, 5/8/23, 5/22/23, 5/24/23, 5/27/23, 5/29/23, 6/5/23, 6/17/23, 10/3/23-BLACK EYE GRAVE INJURY AT COBBDALE, 10/18/23, 11/2/23, 1/4/24, 1/5/24, 1/23/24-ATTACHED EXHIBITS

1. I am a medical expert as defined by Florida law, and that I am regularly engaged in the practice of my profession, hold a Doctor of Osteopathy degree from A. T. Still University in Missouri and have completed an Emergency Medicine residency program from

Delaware Valley Medical Center in Pennsylvania. I possess special health care knowledge and skills about the subject upon which I provide this opinion. I have practical knowledge of what is usually and customarily done in this case. I am board-certified in Emergency Medicine and licensed to practice in the state of Florida. I am currently actively practicing Emergency Medicine in the state of Florida.

2. . I have reviewed the following records pertaining to Ms, Elaine Kapusta:

a . Lab results from Quest labs, and LabCorp labs.

3. . It is my medical opinion that after reviewing the medical records you sent me, Ms. Elaine Kapusta was diagnosed with Myelodysplastic Syndrome-(MDS) by Dr. Wiliam Ershler, MD. in February 2024. Her labs show:

On September 27, 2022, Ms. Kapusta's complete blood count was the following:

WBC = 4.9

RBC= 4.64

HGB 13.9

HCT - 43.6

Platelets = 176

On January 25, 2023 her complete blood count results were:

WBC= 4.9

RBC = 3.85

HGB = 12.1

HCT: 38.1

Platelets = 107

On October 26, 2023, her complete blood count results were:

WBC = 3.0

RBC=2.26

HGB 8.0

HCT = 23.8

Platelets = 118

On August 2, 2024, her complete blood count results were:

WBC = 5.74

RBC = 2.32

HGB = 8.2

HCT = 25.5

Platelets = 125

4. These values are consistent with Myelodysplastic Syndrome-(MDS) according to hematologist Dr. Ershler: From September 2022 to August 2024, Ms. Lynn Kay reported that Ms. Elaine Kapusta received no medical care and medical treatment for Myelodysplastic Syndrome-(MDS) from a physician. If a patient has Myelodysplastic Syndrome-(MDS), that patient needs a bone marrow biopsy and treatment by a hematologist. Treatment options include blood transfusions, growth factors, medications to suppress the immune system, and possibly bone marrow transplants. This would require numerous outpatient visits, and possibly an inpatient stent in hospital.

5. Based on the review of the medical records, and testimony from Ms. Lynn Kay, Ms. Elaine Kapusta went nearly two years with the disease of Myelodysplastic Syndrome-(MDS) and did not receive any medical treatment. It is my opinion, that this meets the criteria for medical elder neglect as per Virginia Criminal law under section 18.2-369-B.

6. I have further reviewed numerous emailed medical records sent to me from Ms. Lynn Kay regarding her mother and her medical care. Below are my opinions after reviewing them that I attest to.

a. I have reviewed all 30 emails or articles numbered on the associated pages.

b. I agree Ms. Lynn Kay was correct in requesting an anemia workup looking for the possible diagnosis of Myelodysplastic Syndrome-(MDS) in her mother in 2023 and 2024.

c. I agree that Ms. Kay was correct in requesting a dental evaluation in 2022 and 2023 to look for a dental abscess in her mother's mouth. Dr. Cusumano eventually diagnosed Ms. Kapusta with one on 5/8/23. Also Dr. Cusumano recommended sedation dentistry, Comprehensive Evaluation and follow-up Treatment.

d. I agree that Ms. Kay was correct in requesting blood cultures be drawn on Ms. Kapusta when Ms. Kapusta was suffering from multiple recurring urinary tract infections in 2022 and 2023.

e. I agree that in 2023 and 2024 and 2025, Ms. Kay was correct in requesting an iron panel testing for evaluation for Ms. Kapusta being evaluated for receiving an iron infusion as she has suffered since December 2022 with Myelodysplastic Syndrome-(MDS) and was eventually

diagnosed with iron deficiency anemia on 5/22/23. Additionally, she was eventually diagnosed with Myelodysplastic Syndrome-(MDS) in February 2024 by both Dr. Dappen and Dr. Ershler.

f. I agree that Ms. Kay correctly and necessarily informed all fiduciaries since 1/28/23, including Dr. Dappen and Jeanne Blue- Eldertree regarding this very concerning occurrence of platelets and red blood cell destruction. This request for a hematologic evaluation should not have been ignored.

g. I agree that Myelodysplastic Syndrome-(MDS) is a "blood cancer" recognized by Cancer.org as being so.

7. These were Ms. Kapusta's last normal CBC values on 10/24/22. The lab results since then have all been abnormal in one way or another.

WBC-3.3

RBC-4.60

HGB-14.1

HCT-43.6

PLT-167

8. Ms. Kapusta has a history of Myelodysplastic Syndrome-(MDS) since December 2022. If she has not had an evaluation for red blood cell transfusion, and iron infusion to treat this disease, I recommend that she have this evaluation by a hematologist. The evaluation should include a bone marrow biopsy for confirming Myelodysplastic Syndrome-(MDS), and then beginning the proper treatment. .

9. Ms. Kapusta has a history of a dental abscess requiring a dental evaluation and antibiotics. However, an oral surgeon has to perform an incision and drainage procedure to fully treat the dental abscess properly. If Ms. Kapusta has not had this evaluated by a dentist or oral surgeon, to fully resolve the abscess diagnosed in May 2023, I recommend she have this done. She may require sedation for the evaluation and treatment to be done.

10. In both 2023 and 2024 Ms. Lynn Kay had concerns regarding her mother needing to be evaluated for "blood cancer and immunodeficiency". Ms. Kapusta was eventually diagnosed with "immunodeficiency" on 2/7/24 by Dr. Ershler, and Myelodysplastic Syndrome-(MDS) on 2/9/24 by Dr. Dappen.

III: CONCLUSION:

1. Finally, there is a downward trend in comparing laboratory results from September 27, 2022 to August 2, 2024. Ms. Kapusta maintained lower hemoglobin, lower hematocrit, and lower platelet levels during this period. Although the white cell count remained normal, this trend is consistent with her diagnosis of Myelodysplastic Syndrome-(MDS).

2. Ms. Elaine Kapusta received antibiotics for a dental infection on May 9, 2023, from Dr. Cusumano.

3. Based on lab values, Elaine Kapusta has only deteriorated outside of her home from 6/5/23 to 8/2/24, the last available lab values, and without receiving any medical care suffering myelodysplastic syndrome since December 2022.

4. Ms. Kapusta failed to ever be provided any proper medical care. This shows that elaine living away from the care of Ms. Lynn Kay and being away from home has been detrimental to Elaine's health.

5. Thank you for the opportunity to help you in this medical situation.

FURTHER AFFIANT SAYETH NAUGHT

G Edward Mallory, D. O.
February 6, 2025

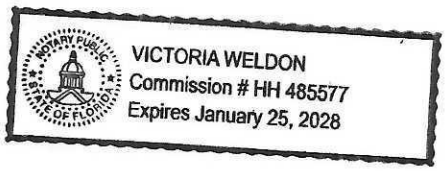
The foregoing Affidavit was acknowledged before me, an officer duly authorized in the State and County aforesaid, to take acknowledgment, this 7th day of February in the year 2025, by G. Edward Mallory D.O., who is personally known to me or has produced FL DL as identification.

Signature: Victoria Weldon

Printed name of notary: Victoria Weldon

Notary Public, State of Florida

My commission expires 1/25/2028



GEORGE W. DODGE AND "AS ALL OTHER PREDATORY FIDUCIARIES" ALSO DEFIED AND IGNORED ALL DR'S ORDERS & ALL EMAILED REQUESTS FOR URGENT DENTAL AND MEDICAL CARE-9/20/22 & 10/16/22 & 1/16/23, 1/28/23, 5/8/23, 5/22/23, 5/24/23, 5/27/23, 5/29/23, 6/5/23, 6/17/23, 10/3/23-BLACK EYE GRAVE INJURY AT COBBDALE, 10/18/23, 11/2/23, 1/4/24, 1/5/24, 1/23/24-ATTACHED EXHIBITS

CRIMINAL FILES REVIEWED BY DR. MALLORY

1. 10/10/22-4:25 PM EMAIL-DENTAL X-RAYS

2. 10/16/22-10:41 AM EMAIL-TEETH PAIN-DENTAL X-RAYS

3. 12/2/22-12-20-22 EMAIL-***MOM IS ABSOLUTELY BEGGING FOR HELP!** **PLEASE SAVE MY INNOCENT MOM!-**SHE DESSERVES A CHANCE TO LIVE AND TO THRIVE AND TO MAKE IT TO 85! **-**MOM NEEDS TO BE ADMITTED TO THE HOSPITAL IMMEDIATELY SO THAT MOM'S LIFE CAN BE SAVED* *1 THINK 911 NEEDS TO BE CALLED

4. 12-31-22-PANIC MOM WOKEUP-230 AM IN A PANIC & WITH SWEATS ON FOREHEAD AND HEAD AND HAIR AND CLAMMY HANDS AND CHILLS AND CONFUSION DISORIENTED AND SOMEWHAT SLURRED SPEECH AND WARM SKIN, BUT FEELING CHILLS AND FEELING WEAK NOT GRASPING MY HAND.pdf

5. 1-3-23-12-3-22-DR. INCOMPETENT-MOM'S KIDNEY FAILURE ISSUES & NOW SLIGHTLY LOWERED-(105-95) GLUCOSE-LEVELS STILL BEING AT TOP OF HIGH RANGE, WITH ALSO CONTINUED HIGH TOP OF RANGE FOR AIC.pdf-DAPPEN **IGNORES ALL ABNORMAL LABS**

6. 1/16/23-9:26 AM-EMA1L-TEETH PAIN-DENTAL X-RAYS-DENIAL OF CARE

7. 1/28/23-10:20 AM-EMAIL-HEMATOLOGIST

8. 2/14/23-TEXT-IRON DEFIENCY AND IMMUNODEFICIENCY BLOOD TESTING, MPV BONE MARROW PLATELTS DESTRUCTION

9. 3/15/23-5:50 PM-EMAIL-BLOOD CULTURE, IRON, FOLATE, MPV, BLOOD TYPE TESTING FOR BLOOD TRANSFUSION OF PACKED RED BLOODCELLS

10. 3/27/23-12:32 PM EMAIL-Re: MOM'S MULTIPLE U.T.I.'S CAUSED PLATELET DESTRUCTION BY BLOOD INFECTION-(HISTORY)

11. 3/29/23-6:51 PM EMAIL-^-MOM'S 2 BROKEN CAPILLARIES-(3-6-23 & 3-28-23)!!!!!!!!!!-NEVER IN 16 YEARS HAVE I EVER HAD THIS HAPPEN TO MY M OMI.pdf

12. 3/29/23 EMAIL-●-IGNORED-3-29-23-TEETH PAIN-DENTAL CLEANING & ABNORMAL PLATELETS-Action Items.pdf

13. 4-2-23-DENTAL APPT-Better communication-scheduling the dental cleaning for Elaine this week.pdf

14. 5-8-23-EKapusta-DR. CUSUMANO clinical notes & 5-9-23-AZITHROMYCIN ANTIBIOTICS.pdf

15. *5/19/23-LYNN TEXT TO RACHELLE--MYELODYSPLASTIC SYNDROME NEEDS TO BE RULED OUT

16. 😱-5-24-23-THREATS LETTER-TO LYNN KAY AND ELAINE KAPUSTA INSTEAD OF PROVIDING MEDICAL CARE-Letter from MDC to Stine.pdf

17. IRON-DEFICIENCY ANEMIA-12-2-22 BEGAN FOR MOM UNTIL 5-11-23-THEN CONTINUED AGAIN.pdf

18. *5/27/23-6:16 PM EMAIL-IRON INFUSION

19. *5/29/23-8:37 AM EMAIL-DENTAL CLEANING AND SEDATION X-RAYS

20. *6/5/23-6:25 PM EMAIL-SUBSTANTIAL LIKELIHOOD MOM WILL DETERIORATE!-Cummings Letter re Dodge, Kapusta

21. 😱-9-29-23-DEADLY DANGEROUS.pdf-**THE LAST TIME I SAW MY MOM BECAUSE I TOOK THE BLACK EYE PIC- (CRIMINAL MEDICAL ELDER NEGLECT AND ABUSE EVIDENCE)

22. *10/18/23-3:36 PM EMAIL-HOSPITAL EVALUATION FOR IRON INFUSION & IV FLUIDS & IV NUTRIENTS

23. 😱-10-20-23-HOSPITAL ADMISSION DENIED-MOM NEEDS HOSPITAL ADMISSION A.S.A.P..pdf

24. *11/1/23-4:19 PM EMAIL-HOSPITAL EVALUATION-MY MOM'S BONE MARROW AND BLOODCELLS HAVE BEEN DESTROYED! MOM NEEDS IMMEDIATE HOSPITAL EVALUATION TODAY OR TOMORROW

25. -11-2-23-5:09 AM EMAIL-WARNING IGNORED-BONE MARROW DAMAGE-ENDANGERING MOMS LIFE!.pdf

26. 11-2-23-MOM'S SEVERE ANEMIA.PDF

27. 11-28-23-10-18-23- - -IGNORED-IRON INFUSION & HOSPITAL EVALUATION REQUESTED & ENTIRELY IGNORED-IMMEDIATE URGENT MEDICALLY PROPER STEPS FOR MY MOM'S HOPEFUL RECOVERY.pdf

28. *1/4/24-(EMERGENCY PETITION COURT SUPPLEMENT)-BLOOD CANCER HOSPITAL EVALUATION FOR COMPLETE VITAMIN PANEL AND IRON PANEL AND INFECTION

29. -1-5-24-5-8-23-DENTAL GUM ABSCESS BACTERIAL BLOODSTREAM INFECTION-FOLLOWUP TREATMENT NEEDED-Referral and Clinical Notes Elaine Kapusta-1-5-24- -.pdf

30. 1-23-24-DENTAL DENIAL AND DENIAL OF LABS-Letter.Burton-1-23-24.pdf

GEORGE W. DODGE AND "AS ALL OTHER PREDATORY FIDUCIARIES" ALSO DEFIED AND IGNORED ALL DR'S ORDERS & ALL EMAILED REQUESTS FOR URGENT DENTAL AND MEDICAL CARE-9/20/22 & 10/16/22 & 1/16/23, 1/28/23, 5/8/23, 5/22/23, 5/24/23, 5/27/23, 5/29/23, 6/5/23, 6/17/23, 10/3/23-BLACK EYE GRAVE INJURY AT COBBDALE, 10/18/23, 11/2/23, 1/4/24, 1/5/24, 1/23/24-ATTACHED EXHIBITS

1/4/24-IGNORED MY WARNING TO GET MY MOM ADMITTED INTO HOSPITAL IN OCTOBER/NOVEMBER 2023 & 1/4/24 & MOM WAS DIAGNOSED WITH MYELDYSPLASTIC SYNDROME ON 2/7/24-2/9/24 BY THE INCOMPETENT DR. ALAN DAPPEN AND DR. ERSHLER AND I TEXTED ON 5/19/23-"NEED TO RULEOUT MYELDYSPLASTIC SYNDROME"!-HOW DID I KNOW? BECAUSE I AM THE ONE SOLE PERSON WHO KNOWS EVERYTHING ABOUT MY MOM AND I HAVE BEEN DISRESPECTED AND DISREGARDED AND CO,NDEMNED AND THREATENED FOR 32 MONTHS WHICH MUST END TODAY!

In addition, I request that my mom finally be medically properly evaluated for all vitamin deficiencies with my mom having not only a complete vitamin panel done, along with a Complete Iron Panel done and for evaluating for an infection and blood cancer and for all Immunodeficiencies in the Virginia Hospital-(Arlington) immediately to occur to finally allow my mom to receive the proper Standard of Care Medical Care and medical treatment for my mom's health to be entirely restored.

And I also respectfully request that my mom is returned home permanently for her complete recovery after blood transfusion being discharged with mom also receiving IV FLUIDS and IV NUTRIENTS for her hopeful complete restoration without needing any antipsychotics or laxatives or suppositories and the like of which all deleterious and dangerous medication was only given at Cobbdale which has entirely caused so very much Injury, Illness, Disease and Infection to my mom without my solely caring for my mom.

I also respectfully ask that the Court order "The Estate" to pay for Dr. Franco Musio-(Medical Expert Witness) to be hired immediately by "The Estate" to comprehensively evaluate all of my mom's 1 1/2 years of her medical labs to tell the entire story of everyone's "Medical Neglect" from "Shifflett" medical neglect causing my mom to become so gravely ill prior to 6/30/22 Virginia Hospital, including my mom wrongly not receiving any Antibiotics for 8 days after 6/30/22 Virginia Hospital Admission and then also from 9/27/22-present day 10/26/23 labs of my mom losing 52% of her once-healthy 2022 blood cells and bone marrow being destroyed by untreated and ignored bacterial bloodstream infections causing anemia with the destruction of her once-healthy blood cells after suffering through her 2nd bacterial bloodstream infection on 8/11/22 and then her 3rd on 10/7/22 when "Dappen", "Dodge" and "Eldertree" also then continued "Medically Neglecting" my mom.

And documenting how after 10/24/22, "Dappen", "Dodge" & "Eldertree" all medically neglected my mom by giving absolutely no Proper Standard of Medical Care and Treatment and entirely withheld all needed dental and medical appointments and proper labs and proper treatment and gave dangerous FDA-BLACK-BOXED unapproved medications and all of the other extremely harmful wrongly prescribed medications and refusing for 5 months to do anything medically proper for my mom after 5/11/23 having brought my mom to the sickest that my mom has ever been.

I request that the Court order that all of my mom's medical information of all Cobbdale Medication Lists and Paragon daily notes and Cobbdale daily notes and any and all recent November and December labs having been done be immediately provided to me today as my mom's medical information has been withheld from me continually since 6/6/23.

"Dappen", "Dodge, and "Eldertree" medical elder neglect of my mom has entirely destroyed my mom and my mom has been entirely refused to be allowed for her to have any proper medical care for more than an entire year of withholding medical care in none of them ever seeking my mom's "Best Interests" for medically properly caring for my "infectional" and "Severely Anemic" mom which has so very uncaringly and so inhumanely being allowed to occur has as a direct result caused my mom to have an entirely destroyed immune system which has as a direct result now caused my mom to suffer nultiple weeks from an entireoy ignored "upper respiratory infection" sinply because they all did not give my mom any Proper Medica Standard of Care since October 2022.

AFFIDAVIT OF PAUL KAPUSTA

I, Paul Kapusta, being duly sworn, depose and say as follows:

1. **Attendance at Hearing:** I attended an Emergency Petition Court hearing on January 4, 2024, alongside my cousin, Lynn Kay, concerning allegations of medical neglect and abuse involving Elaine Mae Kapusta.

2. **Observations During Court Hearing**: During this hearing, I witnessed Lynn Kay inform all relevant fiduciaries present of her concerns regarding the medical neglect and abuse of Elaine Mae Kapusta. Lynn specifically raised the issue that her mother may have been suffering from "possible blood cancer." which was also stated in the Supplement filed for the Court Hearing with Lynn seeking Hospital Admission for Evaluation.

3. **Response of Fiduciaries and Legal Representatives**: I witnessed the fiduciaries, in attendance fail to do anything to request medical care as well as George W. Dodge's attorney, refute Lynn's claims, denying any concerns regarding Elaine Mae Kapusta's health. I further attest that George W. Dodge's attorney stated that "she was fine," effectively dismissing Lynn's assertions regarding her mother's medical condition.

4. **Dismissal of Case with both Laurie Kirkland and Elizabeth Wildhack failing to investigate to protect Elaine Mae Kapusta and failed to provide care also denying this right of Elaine's to receive medical and dental care.**

5. **Without Investigation**: Despite Lynn's statements and concerns of "documented medical neglect and medical abuse" presented for the hearing, the case was dismissed without any court-ordered investigation into the claims of neglect and abuse regarding Elaine Mae Kapusta.

6. **Subsequent Medical Confirmation**: Within approximately one month following the dismissal of this case, Lynn Kay's assertions were substantiated. Both Dr. Ershler and Dr. Dappen subsequently confirmed the diagnosis of pancytopenia-4-5 months and immunodeficiency and myelodysplastic syndrome-"blood cancer" in Elaine Mae Kapusta, thereby validating Lynn's claims. This confirmation suggests a failure to properly address or investigate the claims initially presented and as a result Elaine has suffered to thisday being denied life-saving care.

7. **Witness to Statements Denying Neglect**: I further attest to my personal knowledge of statements made by George W. Dodge's legal representative denying that Elaine Mae Kapusta had any medical issues or concerns at the time, in direct contradiction to the later confirmed medical diagnosis which on 1/31/24-George W. Dodge terminated Lynn Kay's

MYCHART ACCESS in order to seek to conceal these "damning medical reports" which Lynn then sought via a court order for her mom's records.

I affirm under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

Date: NOV 12 2024

Signature: Paul Kapusta

Paul Kapusta

Notary Public:

Subscribed and sworn to before me this 12 day of November, 2024

Notary Public

PETER FUREY NOTARY PUBLIC TALBOT COUNTY, MD

Peter Furey. Notary Public of Talbot County, Maryland

EXP: 02/15/2028 (PF)

CASE #CL-2018-11871

Code of Virginia
Title 18.2. Crimes and Offenses Generally
Chapter 8. Crimes Involving Morals and Decency

1/17/25

§ 18.2-369. Abuse and neglect of vulnerable adults; penalties.

A. It is unlawful for any responsible person to abuse or neglect any vulnerable adult. Any responsible person who abuses or neglects a vulnerable adult in violation of this section and th abuse or neglect does not result in serious bodily injury or disease to the vulnerable adult is guilty of a Class 1 misdemeanor. Any responsible person who is convicted of a second or subsequent offense under this subsection is guilty of a Class 6 felony.

B. Any responsible person who abuses or neglects a vulnerable adult in violation of this section and the abuse or neglect results in serious bodily injury or disease to the vulnerable adult is guilty of a Class 4 felony. Any responsible person who abuses or neglects a vulnerable adult in violation of this section and the abuse or neglect results in the death of the vulnerable adult is guilty of a Class 3 felony.

C. For purposes of this section:

"Abuse" means (i) knowing and willful conduct that causes physical injury or pain or (ii) knowing and willful use of physical restraint, including confinement, as punishment, for convenience or as a substitute for treatment, except where such conduct or physical restraint, including confinement, is a part of care or treatment and is in furtherance of the health and safety of the vulnerable adult.

"Neglect" means the knowing and willful failure by a responsible person to provide treatment, care, goods, or services which results in injury to the health or endangers the safety of a vulnerable adult.

"Responsible person" means a person who has responsibility for the care, custody, or control of vulnerable adult by operation of law or who has assumed such responsibility voluntarily by contract or in fact.

"Serious bodily injury or disease" includes but is not limited to (i) disfigurement, (ii) a fracture, (iii) a severe burn or laceration, (iv) mutilation, (v) maiming, or (vi) life-threatening internal injuries or conditions, whether or not caused by trauma.

260

"Vulnerable adult" means any person 18 years of age or older who is impaired by reason of mental illness, intellectual or developmental disability, physical illness or disability, or other causes, including age, to the extent the adult lacks sufficient understanding or capacity to make

communicate, or carry out reasonable decisions concerning his well-being or has one or more limitations that substantially impair the adult's ability to independently provide for his daily needs or safeguard his person, property, or legal interests.

D. No responsible person shall be in violation of this section whose conduct was (i) in accordan with the informed consent of the vulnerable adult that was given when he was not vulnerable a person authorized to consent on his behalf; (ii) in accordance with a declaration by the vulnerable adult under the Health Care Decisions Act (§ 54.1-2981 et seq.) that was given when he was not vulnerable or with the provisions of a valid medical power of attorney; (iii) in accordance with the wishes of the vulnerable adult that were made known when he was not vulnerable or a person authorized to consent on behalf of the vulnerable adult and in accord with the tenets and practices of a church or religious denomination; (iv) incident to necessary movement of, placement of, or protection from harm to the vulnerable adult; or (v) a bona fide recognized, or approved practice to provide medical care.

1992, c. 551; 1994, c. 620; 2000, c. 796; 2001, c. 181; 2004, c. 863; 2007, cc. 562, 653; 2012, cc. 476, 507; 2019, c. 234; 2022, cc. 259, 642.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired. 11/27/20

Virginia Law Library

The Code of Virginia, Constitution of Virginia, Charters, Authorities, Compacts and Uncodified Acts are now available in EPub eBook format.

Helpful Resources

Virginia Code Commission

Virginia Register of Regulations

U.S. Constitution

For Developers

The Virginia Law website data is available via a web service.

2-7-25-MALLORY-AFFIDAVIT-FIDUCIARIES-CRIMINAL MEDICAL ELDER NEGLECT AND ABUSE OF CONFINEMENT & ISOLATION & DETERIORATION AWAY FROM LYNN'S CARE AND HOME

GEORGE W. DODGE AND ALL OTHER PREDATORY FIDUCIARIES CONTINUALLY DEFIED AND IGNORED DR'S ORDERS-9/20/22 & 5/8/23, 5/22/23, 1/5/24

Respectfully,



Lynn Kay

NOTICE OF SERVICE

I hereby certify that on the below date OF 3/14/25, a copy of this will be filed and paper copied to be brought to JUDGE'S CHAMBER'S OFFICE and was also EMAILED on 3/14/25 TO ALL PERSONS

INCLUDING counsel for George W. Dodge-(ALONG WITH Alexis Smith-(Judge Tran's Court Clerk) in the same email.

Respectfully,



Lynn Kay

EXHIBITS OF PREDATORY FIDUCIARIES IGNORING ALL DOCTOR-ORDERED AND EMAIL REQUESTS FOR BOTH DENTAL AND MEDICAL CARE SINCE 9/20/22

Virginia CRIMINAL LAW SECTION-Va. Code § 18.2-369 (Abuse and Neglect of Incapacitated Adults)-(CLICKABLE ELDER NEGLECT AND ABUSE LINK TO THE VIRGINIA LAW WEBSITE) -www.

VIRGINIA CRIMINAL LAW SECTION-Va. Code § 63.2-1606 (Mandatory Reporting of Adult Abuse, Neglect, or Exploitation)-(CLICKABLE MANDATED REPORTING LINK TO THE VIRGINIA LAW WEBSITE)-www.

CUCINELLI GEIGER NOTARIZED AFFIDAVIT OF ADMISSION OF GROSS MALFEASANCE AND “BREACH OF FIDUCIARY DUTY OF CARE” AND "MATERIAL BREACH OF THE 2020 LYNN KAY GUARDIANSHIP SIGNED AGREEMENT CONTRACT" -(2020-2025)

AS LAWYERS BEING "OFFICERS OF THE COURT" WITH OUR HAVING A DUTY TO BE FORTHRIGHT.

As officers of the court, attorneys licensed in the Commonwealth of Virginia bear a solemn and continuous duty to uphold the integrity of the judicial process by acting with honesty, candor, and forthrightness in all matters before the court. Pursuant to the Virginia Rules of Professional Conduct, a lawyer is not merely an advocate for their client but also a public citizen with a special responsibility for the quality of justice.

This includes a duty to avoid misrepresentation, to disclose material facts when necessary to avoid assisting a client in a criminal or fraudulent act, and to refrain from conduct involving dishonesty, fraud, deceit, or misrepresentation. The lawyer’s obligation to the court and the legal system transcends personal or client interests, ensuring that justice is pursued with transparency and ethical fidelity at all times.

UNDER OATH NOTARIZATION OF CARY CUCINELLI AND VALERIE GEIGER-
(CONSERVATORS) BEING AT RISK OF PENALTY OF PERJURY:

We, Cary Cucinelli and Valerie Geiger, hereby declare under oath to all of the following:

1. WE, WRONGFULLY, FAILED TO DO ANY DETAILED QUARTERLY FINANCIAL REPORTS FOR FINANCIALLY PROPERLY AND TRANSPARENTLY ACCOUNTING FOR EVERY SINGLE PENNY SPENT AND RECEIVED.

2. WE, WRONGFULLY FAILED TO PAY LYNN KAY HER ANNUAL GUARDIANSHIP SALARY IN 2020, 2021, 2022-(1/2 YEAR PAID SALARY DEDUCTING TAXES), AND WRONGFULLY PAID NOTHING TO LYNN KAY IN 2023 AND 2024 AND 2025 CAUSING LYNN UNDUE DETRIMENTAL FINANCIAL HARM TO LYNN'S FUTURE SOCIAL SECURITY RATE AND LYNN'S SAVINGS AND INVESTMENT FUNDS AND LYNN'S TAXES

3. **LYNN RECEIVED AN ESTATE GIFT OF $180,000 IN LATE 2022 FOR HER AGREED UPON $90,000 ANNUAL GUARDIANSHIP SALARY FOR YEARS 2020 AND 2021*

4. WE, WRONGFULLY SUED LYNN KAY FURTHER BURDENING LYNN IN 2020-2021 FOR AN ALREADY ONGOING 4134 NEIGHBOR LAWSUIT WHICH WAS THE ESTATE'S RESPONSIBILITY AND NOT LYNN'S AS THIS WAS OCCURRING SINCE 2018 PRIOR TO CONSERVATORSHIP AND LYNN WAS AT NO FAULT, WHATSOEVER, FOR ANYTHING AND SHOULD NOT, IN ANY WAY, HAVE BEEN BURDENED BY OUR WRONGFUL MERITLESS LAWSUIT AGAINST LYNN KAY.

5. WE, FAILED TO DO REAL ESTATE APPRAISALS.

6. WE, WRONGFULLY AND UNNECESSARILY SOLD 6 LONG HELD RENTAL PROPERTIES LOSING MULTI-MILLIONS IN ESTATE VALUE FROM UNNECESSARY TAX LOSSES, LOSS OF 5+ YEARS OF FUTURE RENTAL INCOME-($1,000,000/3 YEARS) AND FOREVER LOST REAL ESTATE VALUE EQUALLING MULTI-MULTI MILLIONS IN THE GROSS FINANCIAL MISMANAGEMENT OF THE ENTIRELY UNNECESSARY LIQUIDATION AND GROSS FINANCIAL MISMANAGEMENT CAUSING THE DETRIMENTAL DEPLETION OF ESTATE FUNDS. **LYNN KAY HAD STATED IN 2020 THAT SHE WANTED THOSE ARLINGTON PROPERTIES AS HER INHERITANCE AS SHE HAD MORE THAN 20 YEARS INVESTMENT OF HER TIME AND MONEY IN THOSE PROPERTIES SINCE HER CHILDHOOD-THE 1960'S.**

7. WE, FAILED TO EVER REPLACE THE 4136 BROKEN POWER GENERATOR

8. WE, FAILED TO PAY FOR 4136 WINDOW AND DOOR BLINDS AND FAILED TO DO ANY YEARLY ONGOING 4136 MAINTENANCE WORK AND FAILED TO PAY STANLEY STEEMER FOR STEAMCLEANING THE FLOORTILES.

9. WE, FAILED TO EVER FOR 5 YEARS DO ANY FINISHING WORK AT THE 4136 ESTATE HOME AND FAILED TO EVER PROVIDE FUNDS FOR CLEANING AND FOR THE UPKEEPING OF THE 4136 ESTATE HOME, BOTH INSIDE AND OUTSIDE ENTIRELY FAILING TO PROVIDE PROPER MAINTENANCE OF THE ESTATE HOME FOR THE ENTIRETY OF 2020-2025..

10. WE, FAILED TO EVER NOTIFY LYNN KAY OF THE JULY 2022 EMERGENCY PETITION FILINGS AND THE EMERGENCY PETITION COURT HEARING WITH OUR WRONGFULLY ONLY NOTIFYING LYNN KAY 2 DAYS LATER ON THE LATE AFTERNOON OF 7/7/22.

11. WE, ALSO FAILED TO NEVER PROVIDE LYNN KAY WITH ANY OF THE 7/5/22 EMERGENCY PETITION FILINGS.

12. WE, FAILED TO EVER CALL LYNN KAY TO DO ANY PROPER "DUE DILIGENCE" FOR VERIFICATION OF ALLEGATIONS IN JULY 2022 PRIOR TO FILING AN UNWARRANTED EMERGENCY PETITION WHICH WE ENTIRELY FAILED TO EVER NOTIFY LYNN OF THIS OCCURRING, ENTIRELY DENYING LYNN HER RIGHT FOR DUE PROCESS TO DEFEND HERSELF WITH THE ESTABLISHED AND DOCUMENTED TRUTH.

13. WE, FAILED TO PAY ATTENTION TO LYNN KAY'S 7/7/22 & 7/8/22 EMAILED INFORMATION DOCUMENTING LIZ SHIFFLETT'S CARE MANAGER NEGLECT SINCE MAY 2022. CARE MANAGER NEGLECT HAVING DIRECTLY CAUSED ELAINE'S NEED FOR "EMERGENT HOSPITALIZATION FOR 15 DAYS-(6/30/22-7/14/22)"

14. WE, BY NEGLIGENT NEGLECT CAUSED ELAINE TO SUFFER BY NOT ASSURING THAT SHE RECEIVED PROPER MEDICAL CARE PRIOR TO AND IN THE 6/30/22-7/14/22 VIRGINIA HOSPITAL CENTER-(VHC) IN OUR ENTIRELY ABANDONING HER WHILE UNKNOWINGLY SUFFERING UROSEPSIS AEROCOCCUS KIDNEY INFECTION WITH ELAINE'S ORGANS ALREADY BECOMING DAMAGED AND SHUTTING DOWN ON DAY 1 AND ALL BEING IGNORED BY ALL FIDUCIARIES, EXCEPT FOR LYNN.

15. WE, FAILED TO AS "MANDATED REPORTERS" TO EVER PROPERLY INFORM AUTHORITIES AND THE COURT REGARDING THIS DOCUMENTED CARE MANAGER AND FIDUCIARIES NEGLECT AND DEPRIVATION OF CARE AND MEDICATION ABUSE OF ELAINE MAE KAPUSTA IN 2022-2025

16. WE, NOW ACKNOWLEDGE THAT BASED ON THE PROVIDED "VHC MEDICAL RECORDS", FACTUAL DOCUMENTATION PROVIDED BY LYNN KAY ON HER 1ST WEBPAGE ON HER WEBSITE www.wearefightingforourlives.org, LYNN SHOWED "AMAZING MEDICAL ASTUTENESS AND GOOD JUDGMENT" IN HER KNOWING HER MOM BETTER THAN EVEN THE NURSE CARE MANAGER AND THE DOCTORS FOR LYNN KAY "MEDICALLY PROPERLY" STATING AND DOING EVERYTHING "MEDICALLY PROPER FOR HER MOM" EVEN PRIOR TO 6/30/22 AS "ALL TEXTS TO LIZ SHIFFLETT AS NURSE/ CARE MANAGER AND AS ALL MEDICAL RECORDS INDICATE THAT *THE VIRGINIA HOSPITAL CENTER-(VHC) ENTIRELY FOLLOWED ALL OF "LYNN'S 6/29/22 & 6/30/22 MEDICALLY ASTUTE INSTRUCTIONS" FOR "PROVIDING ALL OF THE PROPER REQUESTED CARE FOR HER MOM".**

17. WE, ADMIT THAT *WE WERE WRONG TO STATE THAT LYNN SHOWED "IRRATIONAL BEHAVIOR AND LACK OF JUDGMENT, ETC." HAVING NOW ALL BEEN PROVEN FALSE BY "MATERIAL FACTS AS ALL ALLEGATIONS ARE FOUND TO ALL BE "FALSE AND MISLEADING STATED ALLEGATIONS OF OPINION ONLY" WITH "ABSOLUTELY NO MERIT TO ANY OF THE 7/5/22 CONCEALED EMERGENCY PETITION ALLEGATIONS EVEN BEING TRUE".

18. WE, ALLOWED ELAINE TO SUFFER FROM NEGLECT AND ABUSE BY CARE MANAGER AND VIRGINIA HOSPITAL CAUSING ELAINE TO BE UNABLE TO WALK UPON HOSPITAL DISCHARGE ON 7/14/22 WITH ELAINE NEEDING TO RELEARN HOW TO WALK CAUSING WEEKS OF SUFFERING PHYSICAL INCAPACITATION DUE TO NEGLECT CAUSED UNDER OUR CARE.

19. WE, WRONGFULLY SUPPORTED AND APPROVED THE UNJUST REMOVAL BY "PRIVATE ARMED GUARDS WITH GUNS" FORCING THE UNJUST AND WRONGFUL REMOVAL ABDUCTION AND KIDNAPPING OF ELAINE MAE KAPUSTA FROM HER OWN HOME OF 45 YEARS ON 6/6/23 WITH HER BEING PROPERLY CARED FOR BY LYNN 24/7/365 FOR 17 YEARS SINCE 2006. ELAINE AND LYNN WERE BOTH TRAUMATICALLY AFFECTED AS WE WRONGFULLY REMOVED ELAINE WITH THERE BEING NO LEGAL JUST CAUSE WHILE ELAINE WAS BEING DENIED BOTH DENTAL AND MEDICAL CARE FOR 8+ MONTHS SINCE 9/20/22. WHILE CAUSING HORRENDOUS LIFE-ALTERING HARM TO ELAINE SUFFERING FROM "DELIBERATE DEPRIVATION OF CARE BY ALL FIDUCIARIES NEGLIGENCE IN FAILING TO PROTECT ELAINE FROM NEGLECT AND ABUSE AND EXPLOITATION" SINCE 2022.

20. WE,THEREAFTER FAILED TO PAY THE 2023-2025 4136 HOME UTILITIES AS WE WRONGFULLY BURDENED LYNN WITH THIS.

21. WE, DENIED AND FAILED TO PROVIDE AND FAILED TO REPORT THAT ELAINE HAD BEEN DEPRIVED OF 883 DAYS OF DENTAL X-RAYS-(3/2/22-8/1/24) AND 681 DAYS OF QUARTERLY DENTAL CLEANINGS- (9/20/22-8/1/24) WHILE ELAINE WAS DOCUMENTEDLY SUFFERING "SEVERE GUM DISEASE AND TEETH PAIN" SINCE 3/2/22 AND NEEDING DOCTOR-ORDERED ROOT CANALS WHICH WERE WRONGFULLY DENIED IN PART OR IN WHOLE TO ELAINE SINCE 2021.

22. WE, CONCEALED TO THE AUTHORITIES AND TO THE COURT THAT ELAINE ALMOST DIED ON 8/2/24 AS SHE NEEDED TO BE REVIVED BY 911 PARAMEDICS AS SHE WAS ONCE AGAIN FOR 3 YEARS WRONGFULLY BEING GIVEN FDA-UNAPPROVED ANTIPSYCHOTICS CAUSING ENLARGED HEART-(QT PROLONGATION) AND LYNN HAD PREVIOUSLY INFORMED TO STOP GIVING HER MOM ANTIPSYCHOTICS CONTINUALLY WARNING OF DEATH AND ALL FIDUCIARIES IGNORED LYNN'S WISDOM SINCE 2022 IN ALL FIDUCIARIES AND PHILIP KAPUSTA CONDEMNING LYNN AND SUPPORTING THE THREATENING OF LYNN KAY, INSTEAD OF RESPECTFULLY AND PROPERLY LISTENING TO LYNN.

23. WE, WRONGFULLY NEVER DID ANY DUE DILIGENCE TO EVER SEEK TO VERIFY ANY OF THE CARE MANAGER'S ALLEGATIONS AGAINST LYNN KAY IN JULY 2022 AS "WE ASSUMED AND DID NOT EVER SEEK TO VERIFY" THAT THERE WAS ANY "MATERIAL CORROBORATING FACTS TO BACKUP ANY OF THE ALLEGATIONS. NOW DETERMINING ALL ALLEGATIONS WERE OPINIONS AND NOT FACTUAL.

24. WE, NOW BEING ATTESTED TO HAVING NOW BY FACTUAL DOCUMENTATION PROVIDED BY LYNN KAY ON HER 1ST WEBPAGE ON HER WEBSITE www.wearefightingforourlives.org HAVE NOW DETERMINED THAT ALL ALLEGATIONSAGAINST LYNN KAY BEING FALSE AND MISLEADING ALLEGATIONS WITH THERE BEING NO MATERIAL FACTS" TO SUPPORT ANY OF THE JULY 2022 EMERGENCY PETITION FALSE AND MISLEADING STATEMENTS OF "MERE CONJECTURAL OPINION" STATED AND REPORTED IN THE "FALSE 6/30/22 LIZ SHIFFLETT REPORT WHICH WE ENTIRELY FAILED TO EVER VERIFY AND ENTIRELY CONCEALED THIS FROM LYNN ALONG WITH THE 7/5/22 EMERGENCY PETITION COURT FILING.

25. WE, NOW HEREBY PROPERLY RETRACT ALL ALLEGATIONS AGAINST LYNN KAY AND SEEK BASED ON THIS THAT ALL 2022-2025 COURT JUDGMENTS AGAINST LYNN KAY ALL BE OVERTURNED AND VACATED AND EXPUNGED FROM THE COURT RECORDS AS ALL BEING FALSE ALLEGATIONS WITH THERE BEING "NO MATERIAL FACTS", AT ALL TO SUPPORT ANY OF THE FALSE AND MISLEADING ALLEGATIONS AS WE ADMIT NOW THAT LYNN DID NOTHING WRONG.

26. WE, WRONGFULLY THREATENED BOTH ELAINE'S AND LYNN'S LIFE SINCE 2022 BY OUR WRONFFUL ACTIONS OF FAILING TO ASSURE ELAINE THE PROVISION TO PROVIDE ELAINE WITH PROPER AND TIMELY DENTAL AND MEDICAL CARE AND FAILED TO ASSURE THE FOLLOWING OF 7 DOCTOR'S ORDERS OF DR. HU-(MCLEAN DENTAL-2021) AND DR. LESSIN-(5/10/22 & 12/13/22) AND DR. CUSUMANO-(9/20/22 AND 5/8/23 AND 1/4/24) AND DR. DOKI-(5/22/23).

27. WE, THREATENED LYNN'S LIFE ON 7/8/22 BY UNDUE WRONGFUL WRITTEN AND PHYSICAL THREATS REALIZED CAUSING UNDUE PSYCHOLOGICAL HARM TO LYNN UNJUSTLY FOR 3 CONTINUAL YEARS DUE DIRECTLY TO OUR WRONGFUL ACTIONS IN JULY 2022.

28. WE, WRONGFULLY CAUSED THE 24/7 FORCED HOME INVASION IN THE MIDDLE OF THE COVID PANDEMIC ENDANGERING BOTH ELAINE'S AND LYNN'S LIVES AND ENTIRELY VIOLATING THEIR RIGHTS TO NOT FEEL THREATENED AND BEING IN DANGER IN THEIR OWN HOME-(7/14/22-6/6/23).

29. WE, AS TEMPORARY CO-GUARDIANS AND LATER AS CONSERVATORS WRONGFULLY ALLOWED ELAINE TO RECEIVE FDA-UNAPPROVED ANTIPSYCHOTICS OF ZYPREXA AND SEROQUEL THAT ARE EBLACK-BOXED WARNING NOT FOR ELDERLY AND NOT FOR CARDIAC PATIENTS AS STATED AT RISK OF DEATH OF HEART ATTACK AND STROKE AS LYNN HAD WARNED SINCE JULY 2022 THAT THEY WERE DESTROYING HER MOM AND WE WRONGLY AND UNCARINGLY JUST SIMPLY IGNORED IT ALL

30. WE, WRONGFULLY TERMINATED MYCHART ACCESS AGAINST COURT ORDER ON 7/8/22 FOR 4 MONTHS. THE TERMINATION OF MYCHART ACCESS TO MEDICAL RECORDS PREVENTED THE DISPROVING EVIDENCE FROM BEING SEEN AND WE ADMIT THIS WRONGLY CAUSED HARM TO BOTH ELAINE AND LYNN.

31. WE, CONCEALED AS MANDATED REPORTERS ON 1/17/23 THAT GEORGE W. DODGE AND JEANNE BLUE AND ELDER TREE AND DR. ALAN DAPPEN AND ALL FIDUCIARIES HAD ALL DENIED ELAINE DENTAL AND MEDICAL CARE WHILE ELAINE WAS SUFFERING AND BEGGING FOR CARE. FOR 3 MONTHS-(10/10/22-1/17/23 TO PRESENT DAY BY "DEPRIVATION OF LIFESAVING RESTORATIVE DENTAL AND MEDICAL CARE" AS LYNN HAS "MEDICALLY PROPERLY BEEN BEGGING FOR 3 YEARS FOR HER MOM-ELAINE MAE KAPUSTA AND WE HAVE IGNORED IT ALL CAUSING GRAVE INJURIES AND DISEASE TO ELAINE BY ALL FIDUCIARIES AND PHILIP KAPUSTA ALSO IGNORING IT ALL IN FAILING TO EVER CARE.

32. WE, ALSO AGAIN FAILED TO REPORT THE NEGLIGENCE AND NEGLECT ON BOTH 1/4/24-EMERGENCY PETITION HEARING AND 10/23/24-CALENDAR CONTROL 8 MONTHS AGO WHEN IT WAS WRONGLY CONCEALED FROM THE COURT THAT ELAINE WAS IN DESPERATE NEED OF CARE AND WE REMAINED SILENT AND AS ALL FIDUCIARIES ALSO DID, FULLY CONCEALED FROM LYNN THE ALMOST DEMISE OF ELAINE-(LYNN'S MOM) ON 8/1/24.

33. WE, HAVE FAILED TO PROTECT ELAINE AND LYNN AND THE ESTATE FROM HARM AND HAVE CAUSED THEM BOTH "LIFE-ALTERING IRREPARABLE HARM" UNDER OUR NEGLIGENT CONSERVATORSHIP FOR 5 CONTUNUAL YEARS SINCE 2020 BREACHING OUR FIDUCIARY DUTY OF CARE.

34. WE, NOW CLEARLY RECOGNIZE THAT OUR GROSS MALFEASANT ACTIONS SINCE 2020 HAVE CAUSED TREMENDOUS LIFE-ALTERING IRREPARABLE HARM TO BOTH ELAINE AND LYNN AND ALSO TO THE ESTATE.

35. WE, RECOMMEND THE REINSTATEMENT OF LYNN KAY AS FULL GUARDIANSHIP AND ALSO TO HER PRIOR POSITION OF FULLY AND SOLELY HOLDING LEGAL P.O.A. AND ADVANCE MEDICAL DIRECTIVE-(2013-2020) AS WE ACKNOWLEDGE, WITH NO JUST CAUSE, THAT WE NEGLIGENTLY ENTIRELY HAVE MATERIALLY BREACHED THE CONSERVATORSHIP/GUARDIANSHIP COURT ORDERED AGREEMENT SINCE 2020 IN DEFYING ALL COURT-ORDERED TERMS, GIVING LYNN THE RIGHTFUL PRIOR POSITION OF FULL CUSTODY OF HER MOM AND THE ESTATE WITH NO FIDUCIARIES INVOLVEMENT AT ALL.

36. WE, HAVE ENTIRELY, IN ALL WAYS, BEEN RESPONSIBLE AS CONSERVATORS FOR THE BREACH OF OUR FIDUCIARY DUTY OF CARE TO ELAINE MAE KAPUSTA SINCE 2020-2025 AND AS SIGNER AS FIDUCIARY

HAVE ALSO WRONGLY "MATERIALLY BREACHED THE 2020 LYNN KAY GUARDIANSHIP SIGNED AGREEMENT CONTRACT" –(2020-2025), WITH THERE BEING NO JUST CAUSE.

WE, CARY CUCINELLI AND VALERIE GEIGER, NOW HEREBY RESIGN AS CONSERVATORS IMMEDIATELY FOR OUR NOW PROPERLY FULLY RECOGNIZING ALL OF "THE HORRIFIC HARM CAUSED TO THE ELAINE MAE KAPUSTA ESTATE AND PERSONALLY TO BOTH ELAINE MAE KAPUSTA AND TO LYNN KAY UNDER OUR NEGLIGENCE AND GROSS MALFEASANCE ACTIONS TAKEN SINCE JULY 2020."

_____

_____

I, affirm under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

CARY CUCINELLI

VALERIE GEIGER

Notary Signature

_____

_____

DATE:_____

Notary: Subscribed and sworn to before me 0n this _____ day of June 2025

9 DOCTORS ORDERS IGNORED AND CRIMINALLY DEFIED

DOCUMENTED MEDICAL ELDER NEGLECT-ALL FIDUCIARIES:

9 DOCTORS ORDERS DEFIED AND PLATELETS/BLOODCELLS DESTRUCTION IGNORED:

1. APRIL 2021-DR. HU
2. 5/10/22-DR. LESSIN
3. 9/20/22-DR. CUSUMANO
4. 12/2/22-DR. LESSIN
5. 1/25/23-VIRGINIA HEART
6. 5/8/23-DR. CUSUMANO
7. 5/22/23-DR. DOKI
8. 1/4/24-DR. CUSUMANO
9. 2/7/25-DR. MALLORY

*1. APRIL 2021-DR. HU-(MCLEAN DENTAL) INFORMED LIZ SHIFFLETT-(PREMIER PLANNING) THAT MOM NEEDED 3 ROOT CANALS AND TO CHECK TO REPLACE OLD FILLINGS

*2. 5/10/22-DR. LESSIN INFORMED LIZ SHIFFLETT 1 MONTH FOLLOWUP VISIT OR SOONER IF NEEDED P.R.N., DUE TO LOW PLATELETS AND DECREASED BLOODCELLS AND ELEVATED SED RATE

*3. 9/20/22-DR. CUSUMANO INFORMED LIZ SHIFFLETT DUE TO SEVERE GUM DISEASE AND "TEETH PAIN" MOM NEEDS "QUARTERLY DENTAL CLEANINGS" AND THIS WAS IGNORED BY ALL FIDUCIARIES FOR 681 DAYS- (9/20/22-8/1/24)

4. 10/16/22-ALL FIDUCIARIES IGNORED REQUEST FOR DENTAL X-RAYS-SUFFERING TEETH PAIN-IGNORED 883 DAYS WITHOUT DENTAL X-RAYS-(3/2/22-8/1/24)

5. 11/18/22-THE DESTRUCTION OF PLATELETS AND BLOODCELLS IGNORED BY DR. DAPPEN- (DOCTALKER)

*6. 12/2/22-DR. LESSIN ADVISED TO MONITOR FOR CONTINUAL DROP IN BLOODCELLS AND PLATELETS- (IGNORED BY DR. DAPPEN AND ALL FIDUCIARIES)

7. 12/13/22-IGNORED PLATELETS AND BLOODCELLS DESTRUCTION

8. DECEMBER 2022-REOIRTED SIGNS OF UROSEPSIS AND SUFFERING- (IGNORED BY DR. DAPPEN AND ALL FIDUCIARIES)

*9. 1/25/23-VIRGINIA HEART RECOMMENDATION FOR FOLLOWUP WITH PLATELETS AND BLOODCELLS DESTRUCTION DETERIORATIONAND BONE MARROW DAMAGE-(IGNORED BY DR. DAPPEN AND ALL FIDUCIARIES)

10. 1/28/23-LYNN REQUESTED HEMATOLOGIST-(IGNORED BY DR. DAPPEN AND ALL FIDUCIARIES)

*11. 5/8/23-DENTAL GUM ABSCESS SEPTICEMIA-(DR. CUSUMANO WRITTEN ORDERS: SEDATION DENTAL, COMPREHEMSIVE EVALUATION AND FOLLOWUP TREATMENT)-(IGNORED BY DR. DAPPEN AND ALL FIDUCIARIES)

12. 5/11/23-"22 GROSSLY ABNORMAL LABS AND 5 BLOOD DISORDERS"-(IGNORED BY DR. DAPPEN AND ALL FIDUCIARIES)

*13. 5/22/23-DR. DOKI AND DR. DAPPEN AND ALL FIDUCIARIES REFUSED TO PROVIDE ELAINE MAE KAPUSTA ANY FURTHER MEDICAL CARE AND MONITORING-*GAVE IRON PILL AND COQ10 SUPPLEMENTS ONLY FOR 2 WEEKS AND REFUSED TO GIVE LONGER THAN 2 WEEKS AND NEVER RECHECKED THE LAB VALUES) AND **REFUSED TO PROVIDE IRON SUPPLEMENTS AFTER 6/5/23 WHILE SUFFERING URON-DEFICIENCY

(10/26/23-10-24-22)-

**51% DESTRUCTION OF BLOODCELLS-(4.60-2.26) AND

**41% DESTRUCTION OF PLATELETS-(167-118) AND

60% DESTROYED IMMUNE SYSTEM-(MONOCYTES #)-(.014-.08)-

(IGNORED BY DR. DAPPEN AND ALL FIDUCIARIES)- PANCYTOPENIA-(8.0. HEMOGLOBIN)-NEEDING BLOOD TRANSFUSION AND IRON AND MY MOM RECEIVED NOTHING!

10:22 •

*15. 1/4/24-DENTAL GUM ABSCESS SEPTICEMIA-*5/8/23-FOLLOWUP ORDER*-(DR. CUSUMANO 2ND WRITTEN ORDERS: SEDATION DENTAL, COMPREHEMSIVE EVALUATION AND FOLLOWUP TREATMENT)-(IGNORED BY DR. DAPPEN AND ALL FIDUCIARIES)

8/2/24-SO BADLY NEGLECTED AND ABUSED AND "MEDICALLY ABANDONED" AND "MEDICALLY ABUSED" AND "IMPRISONED AND ISOLATED" AND DEPRIVED OF SIMPLE BASIC DENTAL AND MEDICAL CARE-**911 PARAMEDICS NEEDED TO REVIVE MY MOM'S HEART** AND AT THE HOSPITAL MY MOM BEGGED "PLEASE LET ME GO HOME, I WANT TO GO HOME" AND THAT WAS 302 DAYS AGO AND 725 DAYS SINCE 6/6/23 THE DAY MY MOM WAS "CRIMINALLY ABDUCTED AND KIDNAPPED FROM OUR HOME".

2/7/25-DR. MALLORY NOTARIZED AFFIDAVIT

681 DAYS DENIED "QUARTERLY DENTAL CLEANINGS WHILE SUFFERING TEETH PAIN AND DENTAL GUM ABSCESS-(9/20/22-8/1/24)

883 DAYS DENIED DENTAL X-RAYS SUFFERING SEVERE GUM DISEASE WITHOUT TREATMENT-(3/2/22-8/1/24)

NOTICE OF SERVICE

I hereby certify that on the below date OF:

7/12/25, ALL PARTIES were emailed copy of:

URGENT 7-12-25 JUDICIAL LETTER TO JUDGE TRAN-FRAUD UPON THE COURT-DECEPTION DECLARED FOR VACATING ALL 2020-2025 COURT AGREEMENTS AND COURT ORDERS AND COURT JUDGMENTS.pdf

7-12-25-PETITION OF EMERGENCY DEMAND FOR THE IMMEDIATE JUDICIAL RULING ON THE 7-5-22-7-8-22 FRAUD UPON THE COURT FOR DISSOLUTION OF CONSERVATORSHIP AND GUARDIANSHIP FOR ALL CRIMES COMMITTED FOR 3 CONTINUAL YEARS.pdf

JUNE 2022-LIZ SHIFFLETT-CRIMINALLY FALSIFIED EVIDENCE USED FOR THE 7-5-22-7-8-22 FRAUD UPON THE COURT BOGUS EMERGENCY PETITION.pdf

FOR RULING OF FRAUD UPON THE COURT-OVERTURNING AND VACATING AND EXPUNGING ALL 2020-2025 COURT JUDGMENTS.pdf

was emailed to all persons including counsel for George W. Dodge

ALEXIS SMITH WAS ALSO EMAILED THESE 7/12/25 COURT FILINGS IN THE SAME EMAIL

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PREVIOUS RELATED PDFS WERE EMAILED 6/17/25-:

URGENT LETTER TO JUDGE TRAN-NEWLY DISCOVERED LIZ SHIFFLETT-(PREMIER CARE PLANNING)-2022 CRIMINAL EVIDENCE-FRAUD UPON THE COURT-JULY 2022 LEGAL MISCONDUCT AND CONCEALMENTS WITH THREATS TO OUR LIVES.pdf

*COURT AMENDMENT FOR JULY 2022-2025 RETRACTIONS OF ALL ALLEGATIONS WRONGLY MADE AGAINST LYNN KAY-PAGED-EMAILED.pdf

*CUCINELLI GEIGER-NOTARIZED AFFIDAVIT ADMISSION OF GROSS MALFEASANCE-2020-2025-EMAILED.pdf

*LYNN KAY DEFAMATION-DEMAND LETTER TO CUCINELLI GEIGER FOR COURT AMENDMENT WITH FALSE ALLEGATIONS RETRACTION-EMAILED.pdf



*LYNN KAY
7/12/25

Tweetery7@yahoo.com
571-421-6813