

Office of Administrative Hearings, WA State

Jennifer E. Roach, Director
ParkinsonSchoolForChange.org

Plaintiff/Petitioner

vs.

Michael Edwards -DSHS representative.

Defendant/Respondent

No. 06-2013-L-1479

Final Argument about the False Accusations
of Jennifer E. Roach

The following pages are devoted to the Final Argument about the False Accusations of Jennifer E. Roach by APS and DSHS agents who refused to properly investigate the case of Larry, VA. It is the hope of Ms. Roach that this is the beginning of a new way to consider all those poor care-givers who have been unjustly sentenced to be illegally placed on the WA state wide abuse list without fair representation and to help those in charge understand that Parkinson's is NOT an excuse to place a handicapped person in a dementia ward.

Sincerely,

Jennifer E. Roach
Director,

Parkinson School For Change
(Advocating for the Rights of Parkinson's patients and those who understand them.)

Parkinson School For Change
Jennifer Roach, Director 206-920-1151
A non-profit advocating for the rights of Parkinson's patients



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Table of Contents:	i
Larry before APS “helped” him	iii
I... INTRODUCTION	1
Basic Events:	2
II... Basic knowledge and definitions	5
TAX terms	6
Medical Terms:	8
Other Terms:	9
III...Medical conditions	11
SLEEP APNEA-PARKINSON'S	12
Balance:Freezing and Festering Gait:	13
Urinary Urgency:ULNER NERVE	14
BACK pain	15
IV...Problems with Witnesses -	16
V... ACCUSATIONS	19
ACCUSATION A-	19
You were the VA's live-in paid provider. You claimed to be the VAs Health Care attorney-in-fact but did not provide a copy of the DPOA.	
ACCUSATION B:	20
Kitsap Superior Court grant a 5-year VAPO against you Nov 30, 2012. The presiding judge determined that you had mentally abused, exploited, neglected and financially exploited the VA	
ACCUSATION C-	24
You were hired as a caregiver for the VA and lived with him. You failed to address tripping and falling hazards around the house such as over flowing boxes, piles of clothing and paperwork on the floor, counters and furniture. There were also mice droppings, black mold, and leaking ceilings in the house.	
ACCUSATION D-	29
On Sept 24, 2012 the VA was hospitalized after tripping over a box on the stairs, falling down about 3 steps. The VA suffered a compression fracture and a scalp contusion.	
ACCUSATION E	33
APS states: On Sept 28, 2012 you refused to allow the hospital nurse to give the VA his “prescribed” blood pressure medications.	
ACCUSATION F-	35
On Oct 6, 2012 you refused to allow the hospital nurse to give the VA his prescribed medication of Sinemet which is for Parkinson's stating, “He doesn't need it.”	
ACCUSATION G-	36
On October 6, 2012 you refused to allow the hospital nurse to place a sequential compression	

device(SDC) which is to reduce blood clot formation.

ACCUSATION H

37

-- On Oct 6, 2012 you acting as attorney-in-fact had the VA discharged from hospital AMA despite being informed of the risks if discharged too soon.

ACCUSATION I-

40

During October 2012 you supervised the VA in exercising vigorously for hours at a time while he was recovering from a compression fracture and shunt replacement in his head. Medical recommendations had been for use of walker and wheelchair and bed-rest. There were also recommendations for LIMITED exercise. Over exercising was a factor in significant sleep disturbances he experienced in Oct 2012. He had to go to the Emergency Room on 10/20/2012 regarding this.

ACCUSATION J--

43

In October of 2012 you utilized your status as DPOA to cancel and change the VA's medical appointments though you were in King County and he was in Kitsap County where you would not take him to his appointments.

ACCUSATION K-

46

The VA was asked to move from the facility he was living in partially based on your actions. You tried to sabotage his placement by having people contact the facility about the VA because of the VAPO in place

ACCUSATION L-

48

In a 2 week period in Oct 2012, 3 collateral witnesses heard you yell at the VA.

ACCUSATION M-

52

On Nov 18, 2012 while the temp VAPO was in effect, the VA wanted to go to his own home and you were asked to leave temporarily so that he could access his own home. However, you refused to do so which prevented the VA from going to his own home.

ACCUSATIONS N-O

54

N- You were aware of the VAs cognitive deficits when you met him in 2009. Shortly thereafter, you began helping him and became his paid caregiver.

O- You later moved onto the VA's home. The VA however, viewed you as his girlfriend.

ACCUSATION P--

57

Between Sept 23, 2012 ad Oct 03, 2012 while the VA was hospitalized you used the VAs bankcard to make purchases and take cash withdrawals from ATM machines without the permission of the VA or attorney-in-fact. The total amount of unauthorized purchases and ATM cash withdrawal made by you on the VAs bankcard is approx. \$2000.

OTHER POSSIBLE FAULTS

and additional information

62

Thankyou

65

VI.. CONCLUSION

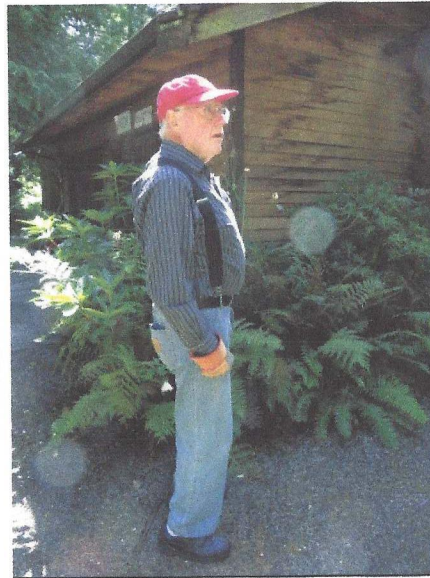
66

This man did not have balance problems and was not a vulnerable adult until APS agent Debbie Mark-Corpolongo helped Richard Sutherland turn him into one.

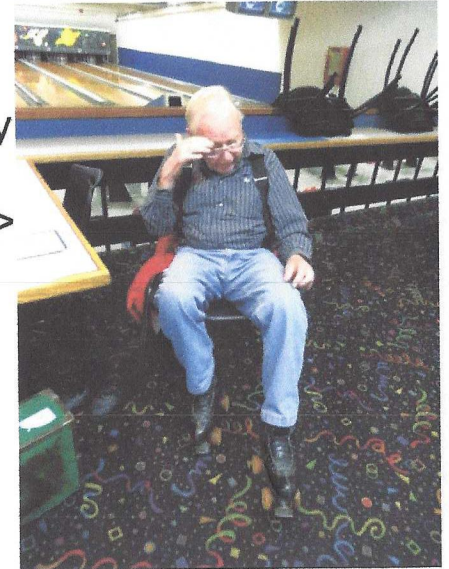
A. Larry mowing his large front yard
Sept 02, 2012 ▼



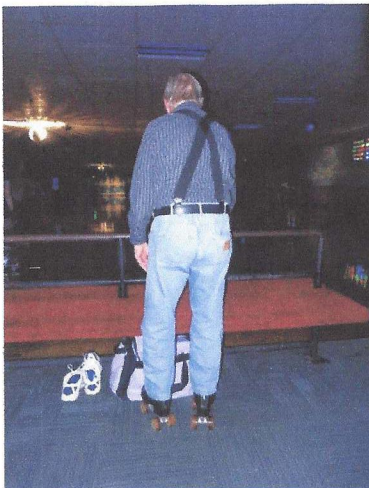
B. Larry after his daily walk
- usually 2 miles
Sept 10, 2012 ▼



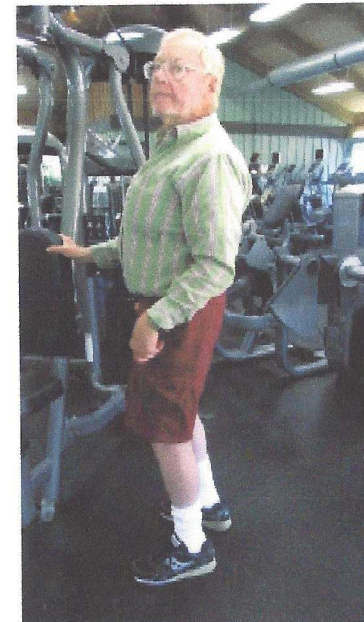
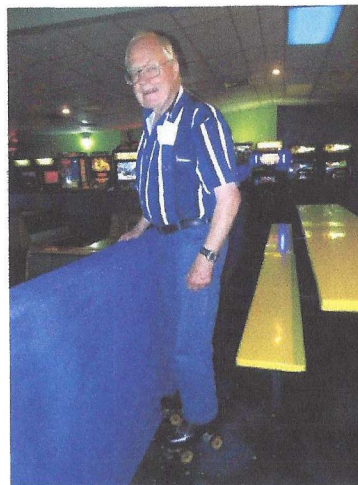
C. Larry getting ready to roller skate
Sept 10, 2012 >



D. Larry ready to go out on the skating floor
▼ Sept 12, 2012

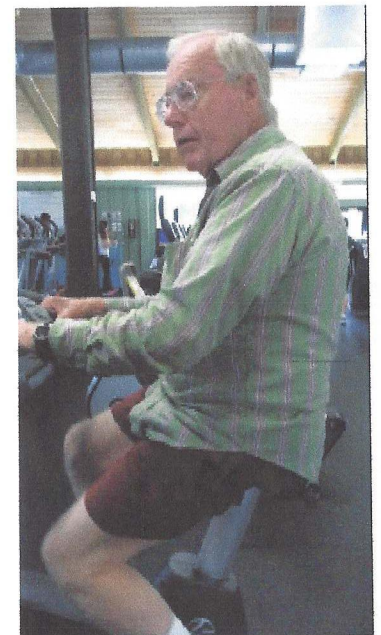


E. Roller skating >
Sept 19, 2012

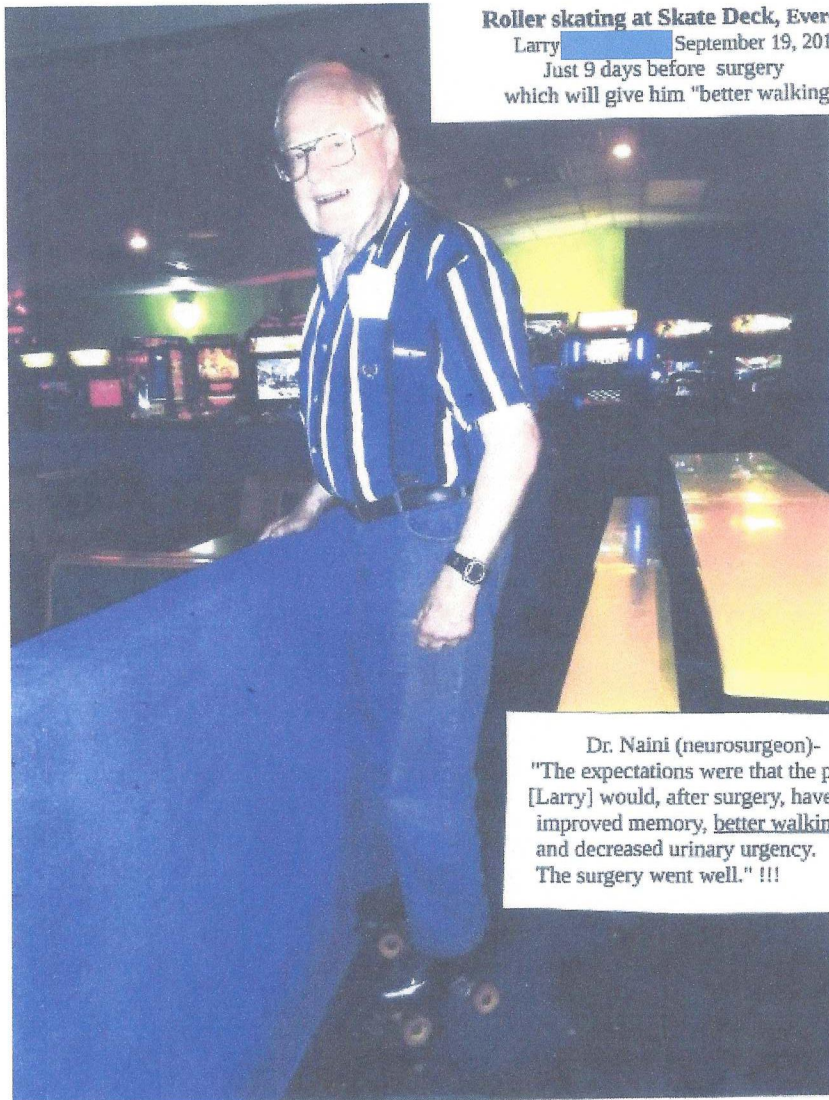


F. Larry changing weight machines
Sept 11, 2012 YMCA

G. Sept 13, 2012 YMCA on the bike >

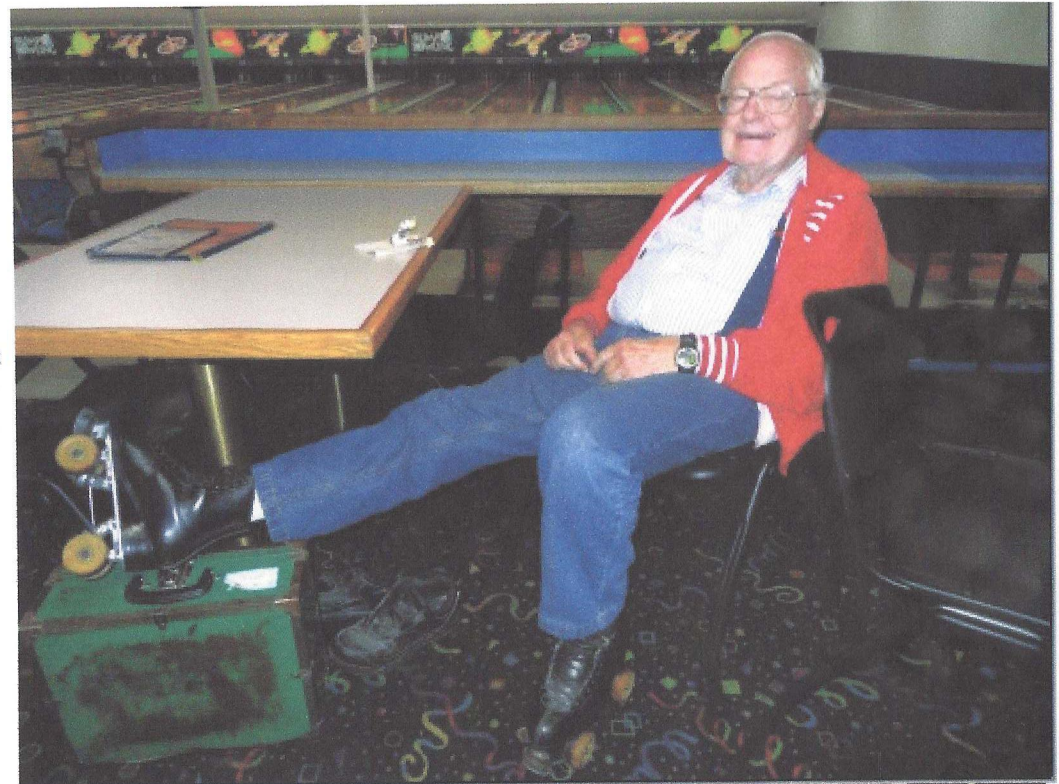


Happy Larry **ROLLER SKATING**
just one month before APS
decided to "help" Larry.
That is "help kill him."



Roller skating at Skate Deck, Everett
Larry [redacted] September 19, 2012,
Just 9 days before surgery
which will give him "better walking"

Dr. Naini (neurosurgeon)-
"The expectations were that the patient
[Larry] would, after surgery, have
improved memory, better walking
and decreased urinary urgency.
The surgery went well." !!!



^

Sept 17, 2012

<Sept 19, 2012

Sept 21, 2012>

**This man does
NOT have
balance issues.**



Roller skating at Skate Deck, Everett
Larry Christensen, September 19, 2012,
Just 9 days before surgery
which will give him "better walking"



Dr. Naini (neurosurgeon)-
"The expectations were that the patient
[Larry] would, after surgery, have
improved memory, better walking
and decreased urinary urgency.
The surgery went well." !!!

INTRODUCTION

In this document of Argument I will go over every single accusation as written in the Nov 25, 2014 Amended Accusations one by one and actually prove innocence, one of the hardest and sometimes impossible ways to show a person not guilty especially with insufficient medical records. That is why our laws are supposed to be based on the Constitution which provides for innocent UNTIL proven without a shadow of a doubt guilt. Ms. Roach has been proving her innocence for 3 years in courts which have assumed guilt even without any evidence to show guilt.

The Purpose of APS is to be doing public good, to protect the vulnerable, yet these proceedings against Ms. Roach have done nothing but hurt Ms. Roach and Larry, both by definition vulnerable adults. We have already agreed that Larry is a vulnerable adult, but by definition 74.34.020 17(f)(g) so is Ms. Roach. She was diagnosed as having severe anxiety and depression by a DSHS physiologists and was put of DSHS aide for her disability which was caused by "situation in life." As per the cross-examining of Ms. Roach by Mr. Edwards we can all agree that the point of the start of Ms. Roach's anxiety disorder was indeed Sept 24, 2012. Ms. Roach has written many times in these proceedings that she has been abused by Ms. Mark-Corpolongo, the Sutherlands, the Pichers and Judge Dalton. These are the same people who have been abusing Larry these last 3 years yet, Mr. Edwards (who is supposed to be protecting the vulnerable) continues to hound Ms. Roach. All these proceedings and the working of the Superior court of Kitsap county has done is to hurt 2 vulnerable adults (two of the nicest, kindest people around) and let the real VA abusers have a free and easy time continuing to hurt Larry.

VA ---Ms. Roach meets the definition of being a VA (74.34.020 17(f)(g) from Sept 24, 2012 to Aug 31, 2014. Aug 31, 2014 DSHS ended her aide because she could not (because of her severe anxiety condition) go through the process to sue SSI for more money. It was a catch 22 situation. If Ms. Roach could work through finding legal representation and getting the money to pay for such legal representation then she by definition would not have an anxiety disorder that was effecting her ability to live a normal life and carry on a normal job.

I am young enough still to recover and I know that God helps the innocent, but Larry is in the last years of his life. He has no way to recoup the money that is being taken from him under the pretense of guardianship. It is now in testimony that he is being imprisoned (locked up illegally) and over drugged under the pretense of "protecting" him from the "evil" Ms. Roach. I cannot understand it. It must just be a sick and heartless mind that could do such things to an old man in the name of justice.

Now that Ms. Roach is not afraid of Mr. Edwards and Judge Peterson and the bulk of the stress is over she can look at this more reasonable and not so emotionally. She also now has a lot of facts that she didn't have before the hearings and can start to really look at this from an investigative point of view and come at it as a 3rd party would. I have changed my mind about several aspects of this whole event. I no longer think that Mr. Sutherland contrived the whole thing, but that he just took advantage of Ms. Roach's bad luck in order to hide his own abusive actions. I had thought that Ms. Mark-Corpolongo was

just merely a sucker for Mr. Sutherland, but now see that she has really neglected her duties to Larry and to do a proper investigation. So with a whole lot of new information and new perspectives brought forth by the hearings I will possibly contradict some previous statement. One thing I really did wrong was assume that the photos taken of Larry's home were exactly what was there on the date of the accident. That was really dumb of me as there had been a month between the accident and the photos and why would I believe that a man who had already planned to get rid of Ms. Roach wouldn't plant false evidence and stage photos. So I may contradict my previous brief as I have new evidence too.

I will be looking at this like a police investigator would and say: Is this medical report possible as interpreted? Does this accident make any sense physically? Could that really had happened as the witnesses stated and why are witnesses which are supposed to be against Ms. Roach making contradictory statements?

Basic Events:

Ms. Roach has been accused of being Larry's care-giver and actually the title "care-giver" would be quite an honor. A good care-giver is a special type of personality who can be patient and kind and does not consider that there is ever a hurry in life. Serving another person's needs is their top priority, just like a super Mom taking care of her child. Ms. Roach is much more qualified as a "personal assistant." Personal Assistants make things happen. Not for themselves, but for others. They are helpers in the sense of making sure everything is in place so that the client can do for themselves- not do everything for them. Yes, Ms. Roach started out just being house-keeper, organizer, and handyman in 2010 and was still operating under a house-cleaning business, but Ms. Roach was never limited by a job description as you in your government jobs are. There's nothing wrong with a job with a set job description, but as a self-employed person, those restrictions don't apply. I could do what a client asked or choose not to. Sometimes I did shopping and cooking and yard work for my "house cleaning" clients. I have always been a helper. If the client didn't like my choices they could just not call me back and if I didn't like what the client wanted I could just refuse to return. There was never any firing or reporting of failure to do a job to a superior. It's a very pleasant way to work. So Ms. Roach started off doing odd jobs and cleaning for Larry a few days a week.

Ms. Roach accompanied Larry to a medical appointment first in Dec 2009 because they were friends and it's nice to have company for such trips. That was on top of the 4-5 hours of home projects she would do for that day. In January 2010, Larry got diagnosed with Parkinson's while at the neurologist trying to get some help with his back pain. It was a wonderful thing that he did have Ms. Roach with him as he took the Parkinson's diagnosis so hard. Ms. Roach drove him back to his house. He walked around for weeks just mumbling "I'm going to die of Parkinson's disease." It was heart breaking, so Ms. Roach did as she always did and that was to start trying to find a way to help her friend. In about May of 2010 Larry was diagnosed with severe sleep apnea and given a Bi-PAP (a fancy C-PAP costing twice the regular as his sleep apnea was so severe.) He tried for many months to use the machine, but couldn't

really succeed with it because of his crippled hands from the ulnar nerve damage (Dr. Roberts confirmed this.) In late Nov 2010, Larry decided that he couldn't handle the Bi-PAP without help and asked Ms. Roach to stay over and help him. That job alone would have cost him \$176 a night according to Ms. Fitzgibbon of Synergy home assistance care. So as of late Nov 2010, Ms. Roach was already saving Larry \$176 a day by just being there through the night and being available when he needed to have his C-PAP put back on his face which happened 2-4 times a night. That is why this idea of Ms. Roach over charging Larry is so ridiculous as she left her own life behind to help Larry and instantly saved him \$176 a night and then there was all that work she did during the day on top of that. If Ms. Roach slept all day long and did nothing she still would have been saving Larry \$176 a night.

Ms. Roach and Larry had adapted to a pleasant life together working to keep Larry's Parkinson's disease under control and just letting Larry live the last years of his life the way he wanted; doing those things which he enjoyed most. She worked in his garden and helped with home repair saving him an enormous amount of money besides keeping the house nice and occasionally diving into the garage to get that disaster back into a usable work place. Ms. Roach was fulfilled knowing that she was making such a huge difference in that man's life and she didn't need a lot of money, but enough to pay her bills and save a little for purchases like a car and getting her teeth fixed and emergencies. Larry was getting a good deal at by paying only \$100 a day for freedom to do what he pleased and Ms. Roach was just happy helping. It was a good and satisfying life for both.

The sense of guilt is immense when someone you care about gets hurt or dies. It is part of human nature. Normal people have a tendency to blame themselves for an accident. We don't have to jail Ms. Roach just because she made the fault her own when she actually had not done anything wrong. It just means she cared. An uncaring person would have instantly blamed someone or something else for the accident. It doesn't mean she was right in blaming herself and the doctor didn't condemn her nor did he ask for a police investigation to see if her statement was correct. He just wanted to know what sort of injury he was to be looking for. If the doctor had been told that Larry had fallen onto the couch he may have not done the MRI which showed the hydrocephalus.

At the Sutherlands, Ms. Roach was pushed into a situation of all night and day care plus bath-rooming which she had no experience in. That was not what Mr. Sutherland offered to her the many times he stated, "Just let me know when Larry wants to leave the hospital and we'll get you out of there. You can come to our house and we'll do the care-giving and you can continue helping him with his exercise." When Larry asked to leave Virginia Mason, it was a no brainer. Mr. Sutherland, "Larry's best friend in the whole world," would surely support Larry's efforts to get back to a normal life. So the real accident wasn't falling down the stairs, it was throwing ourselves into the hands of a sociopath who decided that he could retire early at Larry's expense. Then the horror story started for Larry and Ms. Roach.

Port Orchard House

Ms. Roach had never been there. Mr. Sutherland assured me that there was plenty of room. 912 sq foot house is not enough room for 5 people, especially a man who has a 4000 sq foot house. Sutherland's told me that they were well experienced with care-giving. Ms. Roach had no experience handling bathroom

problems with anyone older than 3 years old and was not intending to have to become the bathroom person. She was pushed into that. If they had been at Larry's house, Larry would have hired a regular care-giver for night care and bathing. Ms. Roach requested a night person at the Sutherland's and they refused. Larry had plenty of money to hire night help so everyone could sleep. Care-givers are never part of the budget. Almost everyone dips into savings to pay for them. Ms. Roach was never hired by Larry for doing toileting and was forced into it without any pay. At that time Ms. Roach had not received a dime for helping Larry at the Sutherland's and the \$4506 covered travel expenses Larry owed me NOT care-giver costs. Ms. Rytter had sent a check for her part of the car rental to Larry and that check should have been written to Ms. Roach as she paid for the car rental which would NOT have been necessary if Larry wasn't traveling with them.

This idea that care-givers give a reduced fee based on income is not sound. Care-giver often get paid minimum wage. No one gives reduced fees. It's not fair to the care-giver. The government is the one who gives aide to the person needing care-giving to defray costs. If Larry had a low enough income he could have applied for government aide to pay the care-giver fee. Larry was not even qualify as a low income person. It was none of Ms. Roach's business what amount of money Larry made. If he couldn't make his own choices about money, it was up to Sutherland to tell Larry he couldn't afford \$100 a day, not Ms. Roach.

Events:

1. Larry and Ms. Roach had a healthy nice life together giving Larry the capability of maintaining his independence.
2. Larry fell and was admitted to Evergreen hospital -Sept 24, 2012
3. Larry had hydrocephalus surgery, Sept 28, 2012
4. Larry transfered to Virginia Mason because Group Health wouldn't pay for Evergreen rehab, Oct 3, 2012
5. Larry is dismissed from Virginia Mason to go "recover" at his "best friend on the whole world's house" -Oct 6, 2012
6. Lady doctor at Silverdale was supposed to be Larry's temporary general physician, but she did nothing for Larry. Oct 9, 2012
7. Jerry Rathman refuses Larry Physical Therapy based on his "diagnosis" and never refers to the surgeon. Oct 9, 2012
8. Larry and Ms. Roach do their best.
9. Sutherlands and Pilcher kick Ms. Roach out- Oct 21, 2012
10. Larry's C-PAP taken away - Oct 21, 2012
11. Larry's Parkinson's therapy and visits with Dr. Roberts canceled by Sutherland, Oct- Nov 2012
12. Larry institutionalized permanently, Oct 23, 2012
13. Larry transfered to dementia unit with help of Ms. Mark-Corpolongo, Dec 2012.
14. Ms. Roach starts training for a Parkinson's School, March 2013

Argument showing without a doubt that Jennifer E. Roach has never harmed Larry, but the DSHS has. Page 4

15. Ms. Roach's Parkinson's School gets it's 501c3 status, June 2015.

Basic knowledge and definitions.

How care-givers get paid.

Now Ms. Roach didn't call myself a care-giver and Larry didn't call me a care-giver. APS agent Mark-Corpolongo called her a care-giver. Dalton called her a care-giver and the accusations are about care-givers. Care-givers are one of the lowest paid groups there are, so if Ms. Roach was getting low pay for a care-giver, she's getting really pay. Personal secretaries get \$25 or more an hour and house keepers get \$25 or more per hour. I have already explained all this many time before and it is in my brief page 16.

Here I shall start with a basic outline of how a caregiver gets paid. I start with that because there are few jobs that pay lower than a care-giver. It is astounding that APS representatives don't understand what it means to "work" as a care-giver. A care-giver is NOT a 9 to 5 desk job like government jobs. Mr. Edwards has to be "working" for 8 hours in order to clock in 8 hours. A care-giver gets paid the same way a fireman gets paid. Firemen sleep on the job. They play cards and watch TV. They read the paper and eat and talk to their friends. They could actually go for days without any actual fireman "work." They do some practice and exercise for their job also that they get paid for, but they don't have to be fighting fires 24 hours a day to get paid for a 24 hour shift. They just have to be available. A care-giver may have certain tasks to do, but they aren't required to be moving a vacuum or cooking all day and all night.

A babysitter is a care-giver. The sitter comes over and cooks and cleans up after herself for about 30 minutes and helps the little tot dress for bed and tucks him in. That's less than an hour of work and she might be at your house for 4 hours or more watching TV or "playing" with the kid. Do you pay her for one hour or 4? You pay her for 4. Why do you pay her less than minimum wage? Because you are breaking the law. It is illegal to pay your "house hold employee" less than minimum wage.

What work did Ms. Roach do?

In 2010 mostly cleaning and organizing and projects of that sort including some gardening and she got paid \$100 for 4-5 hours of physical labor and then the doctor's visits were just freebies. Ms. Roach worked from 2-5 days a week for Larry for most of 2010.

In 2011 and 2012, Ms. Roach was doing night duty with his C-PAP which would have cost Larry \$176 a night for someone to help him with that alone. Then she did some cleaning and projects or appointments and exercise, starting with the morning stretch which lasted about 40 minutes. It didn't matter if Ms. Roach did nothing for the rest of the day, Larry was already saving money by having her there at night.

\$100 a day is not a lot of money for 4 hours or 24 hours. Mr. Edwards makes about \$25 an hour or \$200 a day for 8 hours. The garbage man gets much more than that. There was no need for Ms. Roach to clock every minute as she did more than was required for anyone in any position at \$100 a day and Larry did not require her to account for every minute as he knew she did plenty of work for her money.

Larry would do a lot for himself.

Larry would carry his laundry to the basement and start the washer and Ms. Roach would carry it back up and fold it and put it away. (I don't think Larry wanted me to see his dirty laundry as that would embarrass him as his underwear was old and stained.) Larry did other things for himself also including: cleaning his own bathroom and bedroom, filling his own car with gas, mowing the lawn, raking leaves, cooking his own hotdogs and sweeping the deck. He was not an invalid or a dementia patient, but just needed some assistance at times.

Minimum wage law

The only way Larry could get away with paying Ms. Roach without violating minimum wage law after she had closed her cleaning business was to have her as a TAX dependent. Companions who do nothing but sit around and be company get \$10 an hour in this state. It's the law. You can't pay them less just because you are in the middle income bracket with income of \$55,000 a year. No one gives a person earning incomes as high as \$55,000 a year discounts. That's the same salary Mr. Edwards earns.

TAX TERMS

"House Hold Employee" is a tax term that means you have hired help that doesn't own a business through which they pay taxes or work for a business which will pay their taxes. According to the IRS your baby-sitter and the kid who mows your yard are "house hold employees." A care-giver hired through an agency is NOT a "House hold employee" according to the IRS. They are employees of another business. When you hire that kid who mows your yard or your babysitter you are required by law to declare them as "house hold employees" on your taxes and pay the IRS their SSI and Medicare taxes and withholding whether you took that money out of the kid's pay or not. Most people cheat on their taxes, but in general the IRS isn't going after that kind of tax fraud, unless they just happen to be doing a random audit and your name is drawn. They will fine you if they find out you haven't been paying taxes on your babysitter.

A **"dependent."** to the IRS is: (1) someone who lives in your home during the tax year. It doesn't matter if they own 50 other properties, AND (2) does not earn more than \$500 from any other source during the tax year, AND (3) is not declared on anyone else's taxes- including their own.

Example: Your neighbor has a niece, Susie, from afar who has a house in LA where her sister will be staying for free for a year. Susie wants to go to school at UW and wants a free room and you have just the spot in your basement. You meet Susie and you don't see her again for a year as she is away at school or volunteers at the local night club and sleeps during the day. Susie is living off her savings for

Argument showing without a doubt that Jennifer E. Roach has never harmed Larry, but the DSHS has. Page 6

that year. At the end of the tax year you ask Susie if you can use her as a tax deduction as a dependent. She agrees to NOT declare herself on her tax form which she will file as she has earned \$105 in interest on her savings. That is perfectly legal. The IRS doesn't care if you hate each other or are madly in love. They just want to know in what house your body is sleeping.

If you paid Susie for odd jobs she can still be called a "dependent" legally for IRS purposes.

I learned all that through Larry's tax man who suggested that Ms. Roach be declared as a dependent to save Larry money. It is a disadvantage to Ms. Roach to be declared a "Dependant" as then there is no SSI paid out and she loses some of her retirement. It was only to help Larry.

"Medical deductions" --The IRS is real picky on what they will let you deduct as medical. Even "care-givers" coming from a licensed care-giving company may not qualify. I don't know all the rules, but I do know that a man with a driver's license who roller-skates will not qualify under IRS rules for deducting a care-giver as a medical expense. If he did, everyone would hire a "care-giver" to vacuum, dust and shop and drive them around and the IRS wouldn't like that. The IRS can get real mean if you try to deduct your house cleaning and home repairs as medical expenses. I really hope the Pilchers didn't talk Mr. Sutherland into declaring Ms. Roach as a medical expense for 2012 as that would be tax fraud and Larry's accounts will suffer for it.

TAX LAW

Dealing with Mr. Tax man. Mr. Tax man uses Mr. Calculator to prove what is right and what is wrong. Mr. Calculator doesn't lie. A 4 isn't nearly a 4 or maybe a 5. It is only a 4-you can't argue that there is some instance where it is a 5. TAX law is not like most law where you have to argue definitions and "interpret" a meaning. Mr. Tax man's rules are black and white. You answer YES and NO questions to determine deductions and tax levels and classifications. If there is a error on Larry's 2011 taxes that were done by Larry's tax man, then Larry's tax man has a problem with the IRS. Larry's 2012 taxes were done by Mr. Sutherland, not Larry's tax man for 40 years. We don't know if Mr. Sutherland signed his own name or had Larry sign his name (as the guardianship was not in place yet.) If there is a tax error in 2012 Larry or Mr. Sutherland will be dealing with the IRS for tax fraud. Any taxes owed on Ms. Roach was the legal responsibility of Larry or his financial DPOA or Trustee. If Mr. Edwards, who is so obsessed with proving Ms. Roach did something wrong calls the IRS to report tax fraud, Larry or Mr. Sutherland will go to jail. Ms. Roach is totally free from fault according to IRS rules and laws.

Mr. Edwards was so obsessed with this I am afraid that he will cause Larry to loose more money. APS had done nothing but make choices that harm Larry, so this would be par for the course.

B&O Taxes: This has nothing to do with accusations against Ms. Roach other than Mr. Edwards' obsession with trying to find something wrong with Ms. Roach. Mr. Edwards, B&O taxes are always, ALWAYS, ALWAYS the responsibility of the EMPLOYER. If there are B&O taxes to be paid they had to be paid by Larry. In 2011 Larry was not required by law to pay B&O. In 2012, I don't know what Mr. Sutherland did with Larry's taxes, but whatever he did it would be the fault of Larry or Mr. Sutherland,

Argument showing without a doubt that Jennifer E. Roach has never harmed Larry, but the DSHS has. Page 7

not Ms. Roach. If you want to cause Larry a lot of trouble (wouldn't be anything new) than call the IRS. It will ALL fall back on Larry and if Mr. Sutherland frauded Larry's taxes, Larry will have to pay the fines. Everything that has been done during this whole time is hurting Larry. I am really worried that with all Mr. Edward's interest in taxes that he might report Ms. Roach (who has no tax issues) and she would have to explain that it was Mr. Sutherland who filed and failed to pay and then Mr. Longyear will use that excuse to use Larry's money to attack the IRS and drain Larry of every last penny to support Mr. Longyear's law practice. Think that is far-fetched? Who in there right mind would spend a vulnerable adult's money to fight the appeal in a restraining order when the VA is locked in a dementia ward and not allowed visitors? That same man stated in the Appeal's court that it would cost Larry \$100,000 to fight the appeal. Mr. Misner said correctly at the Appeal : "Anyone who would spend \$100,000 fighting an appeal on a restraining order should be shot."

Medical Terms:

Mentally Impaired--Diagnosis of Dementia

Oct 29, 2012 Jessica Sutherland signed a statement that Larry is unfit to take care of his financial and health care needs, so that Mr. Sutherland could take over as successor trustee on Larry's Trust. On Oct 31, 2012 (Ex 12 page 5) Larry signs a change in DPOA which Mr. Sutherland prepares for him. Mr. Sutherland stated in testimony that Larry was mentally sound at that time and therefore had the ability to change his DPOA for health care. Sutherland also stated in testimony that his wife and daughter (Jessica) "diagnosed" Larry with "dementia" in order to for him to take over the Trust. Dementia doesn't come one day and go 2 days later and then come again. It cannot be diagnosed as "dementia" unless it has lasted more than 6 months. There are several types of "dementia" which includes Alzheimer. Mr. Fast stated under oath "Larry has a 'special' kind of Parkinson's dementia that comes and goes." There is no such thing. It takes a specialists to diagnose dementia. Dr. Roberts never diagnosed Larry with dementia. No doctor has ever diagnosed Larry with dementia. Just Mr. Fast and the Sutherlands. Ms. Sutherland and daughter were not qualified in 2012 to diagnose Larry with dementia. That is dementia of convenience. The law is very strict on violating rights with a layperson "diagnosis." Many older people and women used to get forced into dementia wards (like what happened to Larry) because of this kind of layman's diagnosis. What Mr. Fast was describing was over-dosing; not dementia.

Dementia- Dementia is caused by degeneration in the cerebral cortex, while Parkinson's effects the cells in the substantia nigra. Having Parkinson's never guarantees "dementia" they are diseases of different parts of the brain. One of the symptoms of dementia is Language and comprehension disturbances. However, Mr. Fast stated in his testimony that Larry had exceptionally good vocabulary and language usage, thus NO dementia. Untreated sleep apnea can be confused with dementia Ex C pages 12-14

Cognitive Impairment- Is normal with aging. It does not mean that a person has lost the ability to take care of them selves or to take care of their money. Anyone over 50 has some cognitive impairment, diagnosed or not. A person with the abnormally high intelligence of Larry might actually still be smarter than the average person with his cognitive impairment. You will notice Dr. Roberts reported that "Larry

is below baseline." He was below HIS baseline, not your baseline, Mr. Edwards. Larry is, I am sure, still smarter than all of us in many aspects.

Scheduled drug- ADDICTIVE drug. Medical usage is addictive drug. It is not when a medication is to be taken. There are 5 classes of "scheduled drug." A "scheduled hypertension drug" is an additive medication which reduces blood pressure and blood clotting. Old people get large purple bruises on them from taking "scheduled hypertension drugs." They cause problems with healing of even minor impacts to the skin. A scheduled drug "May lead to dependence."- Wiki -Controlled Substance ACT.

Charting- Nurses "chart" the patient's "medication." They don't "schedule drugs."

Administering medication- Nurses in hospitals "administer charted medication." Doctor's don't "administer" or "schedule" "drugs." The patients don't take "drugs" in the hospital. They take "medication."

Legal terms:

ARBITRARY and CAPRICIOUS Judgment.

-Why is it OK for Mr. Sutherland to pay out \$300 for care-givers Ex A page 7T that don't even clean the house and it is "at the exorbitant rate of \$100 a day" Ex I page 5 item 3-4 amount for Ms. Roach to charge \$100 a day and work at additional jobs that care-givers would never do, saving Larry at least \$141 a day? Page 58.

-Why can Larry magically "afford" for Mr. Longyear to be charging Larry \$500 (Ex K page 32) a day for care-giving and NOT afford Ms. Roach when "he can't possibly afford \$100 a day to a care-giver." Ex I page 5 item 2

- Why does Mr. Sutherland do nothing when Larry can't hardly walk to the dance floor and is recovering at home by himself after almost dying with Legionella in a house FULL of tripping hazards and Ms. Roach helps Larry improve him physical, mental and house hold environment and she gets called abusive for possibly leaving on box on the stairs?

Other Terms:

Tracking Pattern:

People tend to walk in certain areas of the floor consistently. That consistent usage of certain areas of the floor makes those area dirtier and on a carpet it will press the carpet flat. The parts of carpets that don't get walked on much stay fluffy and the places where they get used regularly get squished flat and are dirtier. That are of higher use is the "tracking Pattern." No one walks within 6 " of the wall. You can't as your upper body needs space. Most tracking patterns are at least 12 inches from the walls. Going up and down the stairs everyone walks in the middle of the stairs. In a house up and down are the same path. In a large building there may be an up and a down path. In old building you can see that wood and stone floors will actually be indented where the people walk.

“Over-exercising” -This term was never defined and was not confirmed as having any basis in fact.

Old men are not like puppies that you can drag around on a leash and exhaust. Ever try getting a teenage boy to do something that he didn't want to do? Old men are a lot more stubborn and they can't be threatened with taking away their allowance or scrubbing the garage as punishment for not cooperating. Larry was a strong 170 pound man who wasn't going to get out of a chair if he didn't want to, but even a man in a wheel chair can't be “forced” to exercise. You can exhaust yourself by trying to talk them into exercising, but it won't cause their body to do a thing.

Medical conditions

"Forcing" exercise on elders.

There is a misnomer that I think causes a lot of problems. Kathryn "Nan" Little is a Parkinson's patient and now author of "If I can Climb Kilimanjaro why can't I brush my teeth." She wrote a testimony for Ms. Roach's Nov 30, 2012 VAPO hearing (Ex G page 39-47.) She talks about "forced" exercise. The experiments with rats were actually "forced." The little buggers were placed on a treadmill and zapped if they started drifting to the back of the treadmill. OK, you can't do that with people. If you stick a zapper on a person (old or not) they are going to punch you or hit you with their cane. You can't get an old person to exercise if they don't want to. Try going into an assisted living where there are hundreds of people who definitely need more exercise and you will find you can't get 10 of them convinced to exercise. Can you "force" an old man to walk when he doesn't want to? Think of a teenage boy. It takes a gun to get him to cooperate if he doesn't want to. Now think of a man 10 times as stubborn and resistant to doing what others think is best and you have an older version of that teenager. Put a gun to an old man's head and he will say "go ahead and shoot, I only have a few years left anyway." If there were anyway at all to get old people to exercise the government would have already done it, as it costs us Billions of dollars a year to support old unhealthy people who could benefit by exercise.

The "forced" exercise that is being referred to is actually "assisted" exercise like 2 people on a bike. Larry did the stationary tandem bike program at the YMCA. His cardiologist, also a Parkinson's patient, signed him up for it. If Larry had an itch and stopped pedaling WE weren't pedaling. He had much more ability to stop us than I had to make us go.

Old people are not puppies. They can't be "forced" to exercise to exhaustion. Try getting a child who you can lift to do go somewhere that they don't want to. Now imagine that person weighs more than you do. If Larry didn't want to walk there was no way in the world we were going walking. If he didn't want to get out of bed. There was nothing I could do to force him out of bed. It is impossible to "over Exercise" a man by force. If he was too tired to exercise he wasn't going to exercise. Try getting your husband to mow the lawn or take the garbage out when he doesn't want to and then imagine at age 80 he's going to be 10 times worse.

Mentally Impaired--Diagnosis of Dementia

Mr. Fast: "Larry has a special type of Parkinson's dementia." There is not such thing. Unless he is referring to the Sinemet overdosing he helped force on Larry to try to make him appear like a dementia patient in Port Orchard. Forced dementia by overdosing is illegal.

On Oct 29, 2012 Jessica Sutherland declares that Larry is unfit to take care of his financial and health care needs, so that Mr. Sutherland can take over as successor trustee on Larry's Trust. But, on Oct 31,

2012 Larry signs a change in DPOA which Mr. Sutherland prepares for him. Mr. Sutherland stated in testimony that Larry was mentally sound at that time and therefore had the ability to change his DPOA for health care. Sutherland also stated in testimony that his wife and daughter (Jessica) "diagnosed" Larry with "dementia" in order to for him to take over the Trust. Dementia doesn't come one day and go 2 days later and then come again. It cannot be diagnosed as "dementia" unless it has lasted more than 6 months. There are several types of "dementia" which includes Alzheimer. Mr. Fast stated under oath "Larry has a 'special' kind of Parkinson's dementia that comes and goes." There is no such thing. It takes a specialists to diagnose dementia. Ms. Sutherland and daughter are not qualified to diagnose Larry with dementia. That is dementia of convenience. The law is very strict on violating rights with a layperson "diagnosis." Many older people and women used to get forced into dementia wards (like what happened to Larry) because of this kind of layman's diagnosis.

Dementia is caused by degeneration in the cerebral cortex, while Parkinson's effects the cells in the substantia nigra. Having Parkinson's never guarantees "dementia" they are diseases of different parts of the brain.

SLEEP APNEA-

Stopping breathing over 20 times in an hour is classified as "severe" sleep apnea. Larry stopped breathing 80 times an hour. Larry really couldn't control his Parkinson's while his sleep apnea wasn't being treated as he was sleepy all day long. Once he started treating his sleep apnea with the help of Ms. Roach he instantly had increased energy. Sleep apnea is extremely prevalent in older men and can mimic dementia, Ex C 11. Untreated sleep apnea of Larry's severity can cause heart failure.

What happens at night is as the neck muscles relax. As we go into deep sleep they relax to the point of cutting off the airway in the neck and the person actually starts to suffocate. The heart therefore increases and starts pounding to make up for the lack of air. Somewhere in this process the person wakes to a less deep sleep and takes a breath. Soon the cycle starts over again so that this could happen continually every few minutes. Larry suffocates 80 times an hour and his heart goes into over drive every time. This stresses the heart and the brain and he never gets enough sleep. A person thinks he was sleeping all night and doesn't understand why he is so tired.

PARKINSON'S

PD patients don't do well institutionalized. Any form of stress (things that the ordinary person wouldn't consider stressful) negatively effects Parkinson's symptoms. Larry's symptoms included: Urinary urgency when stressed, resting hand tremor, festering and freezing gait, mild lower jaw tremor, lower back pain. These symptoms could change throughout the day and would definitely change based on the situation.

A relaxing walk in the neighborhood could mean that he didn't appear to have any walking issues and

Argument showing without a doubt that Jennifer E. Roach has never harmed Larry, but the DSHS has. Page 12

didn't have any urinary urgency. Being in a home where the occupants are already mad at you for urinating on their couch could initiate more urinary urgency and really increase the festering and freezing gait which would make it harder to get to the toilet.

Balance:

Dr. Roberts testified that not all PD patients have balance issues and that he knew Larry was rollerskating. Ms. Schaefer testified that Larry had gait issues, but his balance was good. There is a huge difference. So Larry's house is a disaster (many tripping hazards) Ex B Pages 3, 4 and his walking/gait is horrible, but he does not fall. Then Ms. Roach arrives to help and Larry improves his walking (gait) and Larry improves his balance to the point of rollerskating. THEN Ms. Roach gets blamed for causing Larry to fall: For "negligence." Can we see that this is just stating what is convenient in order to accuse Ms. Roach. It is NOT accepting the FACTS.

One of the issues with Parkinson's is dizziness from the medication. Larry never had dizziness.

Balance: The ability to keep oneself from falling. Could a tight rope walker fall while walking down the street? YES. Does that mean that they have bad balance? Larry fell getting into a chair while I was with him. That means he wasn't paying attention to where his butt was going-not that he had bad balance and tripped over a curb-people do that. I have done that and I don't have PD or bad balance. Tripping over a curb means that the feet weren't lifted high enough.

Balance and Gait problems : What's the difference?

Balance is the ability of a person to keep himself upright and standing. Falling because you miss a chair is not a balance problem. Falling because you failed to lift your feet high enough and kick a curb is not a balance problem. The last time Larry fell was Dec 29, 2011 (Ex C page 15) prior to falling at the stairs. Someone with balance issues cannot roller-skate or ski.

Larry stated Ex A page 5 #1; "I need no help and get none for bathing, dressing or walking up and down my 40 plus stairs in my house."

Freezing and Festering Gait:

That is the PD symptom that most people think of when they think Parkinson's. Michael J. Fox does NOT have freezing or festering gait. Larry did until he reduced his symptoms with exercise. If you had seen him when his feet would "Freeze" you would know he had great balance. Imagine walking along and someone looping a rope around your feet. That is "freezing." Your body still has forward momentum so it's hard not to fall, yet he didn't. That is the problem with lack of information about PD. There are lots of things that work correctly for PD patient's, but sometimes the brain messages just don't get to the feet. I train PD patient how to get the proper information to their feet. It's not hard, they just have to be aware of the problem and how to fix it. Now that I know more, freezing and festering gait are really easy to fix. Reminder: Larry was dancing in 2012 and was on his way to rollerskating when he fell.

Argument showing without a doubt that Jennifer E. Roach has never harmed Larry, but the DSHS has. Page 13

When Larry was doing well, (well exercised and in good physical condition) he did not have freezing and festering gait. That is common in Parkinson's. Many very irritating symptoms just go away when the patient is in better physical condition. Keeping a Parkinson's person from exercise is equivalent to taking away essential medical equipment or his medications. Larry had pretty much eliminated the freezing and festering gait by Sept 2012.

But what is it?

Freezing and Festering gait are bad signals from the brain to the feet. The brain is telling the Parkinson's patient to pick up a foot which he has his body weight still on. Many people say that it feels like their feet are glued to the floor. Yes, it is hard to lift a foot with half your body weight on it. Try to walk with 50-100 pounds on top of your foot and you will also have freezing gait.

Festering gait is like freezing gait, but you're actually moving forward, inching forwards, with both toes still on the floor. The heel tries to lift, but there is still weight on the foot, so it can't come off the floor. Many Parkinson's patients can overcome freezing and festering gait just by learning what it is. Then you actually tell your right foot to lift and force the body weight onto the left leg. Once standard walking is initiated the patient can continue on with large steps and walk normal.

What causes it?

A car approaching could initiate a festering gait. Another person crossing the direction of travel. Basically the brain gets distracted from the effort of walking and forgets to tell the legs to shift the body weight. Once that happens body weight gets on both legs at the same time and the Parkinson's person can't move until they reset and initiate proper walking again. It's something that is on auto pilot for the rest of us.

Urinary Urgency:

Larry never had urgency for Ms. Roach while they were at the YMCA together. Larry didn't have Urinary Urgency at Harrison hospital for 5 hours. He didn't pee once. Larry never peed on the furniture while she was there.

Parkinson's patients especially, but anyone gets urinary urgency with anxiety. Mr. Edwards may have noticed that Ms. Roach took many trips to the restroom during the 15 minutes prior to the start of our hearings. That was urinary urgency due to anxiety.

ULNER NERVE damage

Larry had damage to the nerve in his elbow that goes to the hand to control the fingers. In Ex B page 1 and 2 you can see that his hand is curled in an unnatural fashion.

Ms. Roach helped him "write" checks- as in put the numbers Larry told her to in the blank spots so that the bank could actually read the numbers. She "filled out" the check, she did not do his checking for

Argument showing without a doubt that Jennifer E. Roach has never harmed Larry, but the DSHS has. Page 14

him. Damage to one's hand does not mean mental impairment.

BACK pain

Larry was being treated for long term back pain till Oct 2012 with exercise and the medication, Tramadol. Mr. Sutherland took both of those away and without it Larry has a hard time standing for more than a few minutes. If Larry didn't have the back pain, I know he would have walked home from Stafford Suites to his home in Woodinville and he had every right to do that. The Sutherland's did not tell the Port Orchard doctors about the Tramadol and exercise for Larry's back, so that they could blame the back pain on Ms. Roach and also so that they could more easily control Larry.

Problems with Witnesses - friends of Sutherland.

Loretta Sutherland- Everyone knows which side of the house the sun rises on, but somehow Ms. Sutherland didn't want to let everyone know how close the bathroom was to the front door and the neighbor's property. When Mr. Cook was questioned he had apparently been told that she said that the bathroom was on the East and didn't want to contradict "Mom" so he said he didn't know directions very well.

That was just a little thing gone weird with her.

We know that she testified under oath that she worked 2900 hours a month for Larry and she said it 4 times. That last being "twenty nine HUNDRED hours a month." Someone forget to tell her that there are at most 744 hours in a month and she cannot work 97 hours a day. She was also driving 8000 miles a month on Larry's behalf as she lived less than 10 miles from the assisted living that would be 800 trips to see Larry a day or spending 12 hours a day in the car driving or the equivalent of 2 full time jobs driving for Larry. This is the woman whom Mr. Sutherland testified was taking care of Larry's finances. That is scary. That wasn't all.

She totally shocked me by stating something bad about Larry's wife Pearl. No one has ever said anything bad about Pearl. Larry worshiped her and was still crying over her death in 1996 when I met him. Everyone, except Ms. Sutherland, has described Pearl as an absolute angel. No one has ever put one negative or even less than angelic word with the name Pearl. I was totally shocked, but then she said that Kaare's sister Lillian told her that Kaare drowned in the tub. Lillian never told her that. Ex N shows that the whole family signed Kaare's remains over to Ms. Roach. Kaare's brother Magne did the report to the police. That was horrible to make up such a story. Then on top of that after claiming to be working 97 hours a day for Larry she had the nerve to tell a story that Larry stole her diamond ring. No one would ever accuse Larry of stealing. That's bad enough then she covers it up by talking about him as if he was some little animal. "The poor dear, he just likes collecting little shiny things." The only problem with that is she did ALL Larry's laundry and ALL Larry's baths and controlled ALL Larry's belongings. Where is Larry going to put that diamond ring while she baths him? Up his nose? I lost ALL respect for that woman from her "testimony" and can't see why I ever thought that we would have been friends.

Mr. Sutherland- That man has \$1 Million in Larry's assets to try to keep possession of. He's not going to knowingly say anything that might give Ms. Roach a chance to help Larry correct that Trust. Yet he testified that the \$4506 was a bribe to get rid of Ms. Roach. What responsible DPOA would be bribing someone with Larry's money? He also said that he let his wife and daughter "diagnose" Larry with "dementia." How are they going to determine if there is degeneration in the cerebral cortex? Only a competent neurologist can diagnose dementia.

Then 2 days after letting his wife and daughter "diagnose" Larry with "dementia," he testified that Larry was mentally competent to sign for a change in DPOA? Really? How convenient that Larry was cured

of his "dementia" that day and back to demented the next so that Mr. Sutherland could continue to control Larry and his money.

Mr. Sutherland has repeatedly changed the situation for his convenience. On Oct 29, 2012 (Ex H page 4) he states Ms. Roach needs more money, the next day she stole money, the next day she deserves more. What is he up to? You can't look honest by paying your debt and accuse the same person of stealing at the same time, but that seems to be what he is trying to do.

He even threatens Larry's lawyer, Carla Colengero and then changes his mind again. EX K page 20

Mr. Sutherland was also spreading lies about Larry's condition. He states "severe brain injury" in a letter to friends (Ex F-4) and told his sailing friend, Dr. Moore, the same thing. In conversations with Larry Karen Schaefer (Ex I pages 43-44) was told \$16,000 was stolen and he had a cracked skull and Kathryn Little was told \$60,000 was stolen. Ex I pages 37-38.

We cannot trust Mr. Sutherland.

Mr. Cook-Everyone knows which side of the house the sun rises on. He obviously had some conversation with his in-laws during the time between their testimony and his, but I give him credit as it seemed like he was determined not to lie, he just wasn't going to "remember" anything which conflicted with his in-laws.

Ms. Mark-Corpolongo - She testified specifically that she was trying to block Larry from seeing Ms. Roach during the hearing. That would indicate bias and prejudice before she "finished" the investigation. Her perjury signed document to court certainly did not give the court the idea that Ms. Mark-Corpolongo thought Ms. Roach anything other than guilty.

She also never went to see Larry's house and never looked at the photos provided by Ms. Roach "Well, you didn't print out copies like Mr. Sutherland did." That would be copies of the DVD she stated originally that she never got and was never placed in her hand by Ms. Roach. She never talked to Larry's doctors of many years and really just took what documents other people handed her and made up a story without doing any research. A lot of her accusations she admitted herself weren't even abuse although she stated that they were in the Feb 27, 2013 Allegations document. Some of them aren't even in proper grammar.

Mr. Fast: He testified that Larry would pretty much say anything that would help Ms. Roach, so we can assume that Larry would have stated that he did give Ms. Roach permission to withdraw from the ATM. It shows that even with all the false evidence that has been fed to him he still trusts Ms. Roach

Argument showing without a doubt that Jennifer E. Roach has never harmed Larry, but the DSHS has. Page 17

immensely and doesn't believe that she took money from him that wasn't due. Mr. Fast also connected a Roberta Malow with Ms. Roach simply because they were in the same newspaper article about a parade with some 17,000 people attending. He also stated that Ms. Roach and Ms. Schaefer go to the same church when Ms. Schaefer lives in Idaho and they don't even go to the same denomination. He seemed bent on blaming someone somewhere for being bad just by pure association with Ms. Roach. Mr. Fast has had significant contact with Mr. Sutherland and seems to have picked up his technique of blaming and framing everyone else to cover up the awful way Larry is being treated now. Ex K

Dr. Moore : She knows Mr. Sutherland. She testified that they sail together and although she came up with some twisted way which anyone who fell would have "severe brain injury," it is obvious that she had gotten that information from Mr. Sutherland and was just trying to justify a very wrong statement she put in Larry's records. She has no training for "diagnosing" brain injury. She is a rehabilitation doctor. They work with a diagnosed condition. They don't do the diagnosing. She is not a neurologist who could diagnose a brain condition. The neurologist, Dr. Roberts, and neurosurgeon, Dr. Naini, both testified very specifically that Larry had NO brain injury at all. There was nothing she could say about Ms. Roach that simply wasn't a repeat of what the Sutherland's had told her.

The Pilcher's:

It became pretty obvious that the Pilchers were not regular visitors prior to Ms. Roach helping Larry. Unfortunately, they seem to have arrived to make themselves known to dear uncle Larry once they found out he wasn't doing that well. They sure were eager to remove his belongings as soon as he was out of the house. Ex F pages 21, 23. They had no idea of how awful Larry's house was prior to Ms. Roach helping. I know Larry hadn't talked to their mother for at least 10 years and that only happened in spring 2012, because Ms. Roach made the contact and arranged the trip.

Collette Pilcher (Marlin nearby) helped Larry call Ms. Roach after the temp VAPO was filed and apparently didn't tell Larry what the half sheet that they handed him was. (He only read the top of the first sheet over and over, so it was sure that they didn't give him the rest of the front page which would have told Larry that Mr. Sutherland had filed the VAPO.) That seems real cruel to leave their uncle in the dark and pretend "the court" was checking on Ms. Roach. And if they were concerned about this "awful" Ms. Roach why would they help their uncle make the call to her? That seems really bizarre.

I was totally surprised that they had actually invited themselves to the Sutherland's. I thought that the Sutherland's had made that up, but the Pilcher's actually showed up uninvited to the house of someone they didn't know? That is so rude. Then they stayed the night? That's even worse.

SECTION V--ACCUSATIONS

ACCUSATION A-

You were the VA's live-in paid provider. You claimed to be the VAs Health Care attorney-in-fact but did not provide a copy of the DPOA.

ARGUMENT

Did not provide a copy to Whom?

The DPOA had to be on file with Virginia Mason or Ms. Roach would not have been able to sign the AMA form. This claim makes no sense at all. If anyone was at fault it would be the people who never asked for a copy of the DPOA. It is the full responsibility of the hospital or clinic to ask to have a copy on file. Evergreen had a copy on file. Virginia Mason had a copy on file. Group Health Seattle and Bellevue had a copy on file and Group Health Port Orchard should have been able to retrieve that copy as they are all on the same computer system. If Ms. Mark-Corpolongo had asked for a copy of the DPOA she certainly would have gotten a copy, but Ms. Roach wasn't even given a clue that Ms. Mark-Corpolongo was investigating her. This just all shows that Ms. Mark-Corpolongo did not do her job and did not even do the smallest amount of investigating of Ms. Roach's or Larry's situation.

It is really inappropriate to be using a DPOA that was 16 years old and was signed while Larry was very distressed about the death of his wife (disqualifying him from signing a DPOA form.) That 16 year old DPOA was never filed with Group Health and to usurp a new DPOA with an old one is not legal. It was not Sutherland's choice who Larry had as DPOA and Larry did not need their approval for changing it.

Mr. Sutherland testified that the doctors were confused with 2 DPOAs on file. He is wrong. There is never any confusion among the medical profession about which DPOA is the one to use. The law takes care of that just like a WILL. The latest signed form is the effective one. The old one becomes void the second that the new one is signed.

Mr. Sutherland having Larry sign that he doesn't want Ms. Roach as DPOA does not make the old DPOA effective. It just takes Ms. Roach off the list on the new one. That is FACT. The only DPOA legally in effect right now is still the July 2, 2012 health care DPOA.

We also have to question the Oct 31, 2012 revision. Larry was clearly not in a condition to be signing a new DPOA. Oct 29 Ms. Sutherland and Miss Sutherland signed that Larry was incapacitated, yet Mr. Sutherland testified that Larry was capable of signing a new DPOA 2 days later. How could the DPOA be in effect and the Trust go to the successor Trustee, yet Larry be cognitively well enough to sign for a DPOA change? Not legally possible. Mr. Cook testifies that Larry was "loopy" for all of October and November and was peeing on the furniture during all this time and Mr. Sutherland testified on Nov 30,

2012 that on Nov 23, 2012 Larry had been moving into assisted living because "he's urinating on my furniture"(Ex 5 page 20 line 23-24)

Seems to be a double standard here.

FACT:

-Mr. Sutherland uses a health care DPOA that is not valid and usurps the current one while Ms. Roach gets in trouble for using a valid health care DPOA.

CONCLUSION

Arbitrary and Capricious Judgment. Ms. Roach did nothing wrong.

ACCUSATION B:

Kitsap Superior Court grant a 5-year VAPO against you Nov 30, 2012. The presiding judge determined that you had mentally abused, exploited, neglected and financially exploited the VA

ARGUMENT

The "Assignment of Error" Ex J Page 5 of Mr. Misner's Appeal brief really states the legal issues here, and I will go through the additional argument. It's copied below (Item A) for easy reading.

II. ASSIGNMENTS OF ERROR

ITEM A

1. The trial court erred by not conducting a trial as permitted by RCW 74.34 135(1) instead of a hearing based solely on Respondent's unsworn and often unsigned declarations;
2. The trial court erred by not entering Findings of Fact and Conclusions of Law in its Vulnerable Adult Protection Order ("VAPO");
3. Mr. Sutherland is prima facie disqualified as attorney in fact for Mr. Christensen because of conflict of interest and potential for pecuniary gain resulting from said conflict of interest;
4. Kitsap County was the improper venue for this proceeding as at all times material hereto, Larry Christensen was a resident of King County.

Anyone reading the letter to court by Ms. Mark-Corpolongo (Ex D-5) can see that it is not standard legal wording for "just **beginning** an investigation" which she never really did **ANY** investigation. It was pretty clear whose side she was on by that page (not submitted to attorney Gates) and her behavior in front of a judge that had known her to be the local APS agent for some time. If APS is backing one person, why would a judge not just assume that she was right? Why would a judge go against APS? She would look pretty stupid if APS was judging Ms. Roach to be guilty and she, with possibly not as much evidence, judged Ms. Roach innocent. The APS agent clearly caused the VAPO for while she would later try to put Ms. Roach on an abuse list for.

Inability to comprehend that a judge (or now several) perjured herself (Ex I) has been an issue for these 3 years. Where is this "Finding of Facts" document that is required by law to produce within 30 days of the closing of a case? It is probably stored with that invisible Flomax prescription? It seems that the judicial system doesn't want to believe that a judge would purger herself, because then every part of the WA justice system falls under scrutiny.

APS making a "criminal" judgment (state wide abuse list) based on a "civil" suit (VAPO) is a violation of Ms. Roach's Constitutional rights. To enforce a law or rule contrary to the Constitution is a federal crime. A VAPO is a "civil" case that is why it is so hard to appeal. It doesn't matter whether one is guilty or not, one can only Appeal the hearing based on violation of **procedure** of a fair hearing.

Placing someone on a state wide abuse list is a criminal action. A court cannot violate a person's Constitutional right to work where they please at what they please without criminal charges. Each person in the USA has the right to a trial as a defendant, before being sentenced with criminal charges. Placing a person on an abuse list without a hearing or trial is a Constitutional violation. Fighting to "stay off" the list is not Constitutionally correct. It violates our basic right to be considered innocent until **PROVEN** guilty.

Ms. Mark-Corpolongo helped (encouraged) the Sutherlands to fill out the temp VAPO even before contacting Ms. Roach at all. Ms. Mark-Corpolongo then had a stake in making sure that Ms. Roach appeared guilty, so she didn't look bad. Mr and Ms. Sutherland testified that she helped fill the VAPO but Ms. Mark-Corpolongo said NO in testimony. All I can do is question: Why would the Sutherlands get the idea that Ms. Mark-Corpolongo DID help them, if she had not and we do know that Ms. Mark-Corpolongo met with them Oct 31, just 2 days before filing the VAPO on a Friday, Nov 2.

We also have many problems with what Judge Dalton actually accused Ms. Roach of. These are discussed in Ex I in a less than pleasing style. I again apologize for the severity and mood of that document, but it is a good representation of the mental state of an innocent kind person who had just been unjustly accused of what Ms. Roach would consider hideous crimes. Making a decision based on known mis-conduct of a judge would make the new judgment criminal. CJC requires all acting judges to report suspected mis-conduct. I will just go over a few of the weirdnesses below.

(I know the court system has closed their eyes to a judge who seems to knowingly produce an unjust sentence, but the public will know when elections come up what happened and those refusing me justice

based on Dalton's report will fall under scrutiny also. The public doesn't want judges who lie or refuse to correct an unjust sentence in office.)

1. Ms. and Mr. Sutherland and Mr. Cook all said that Ms. Roach and Larry came straight to their Port Orchard house from the hospital and could walk and talk. This was entirely different from what the court stated. Ex I 19 #3 from court transcript states "After he got out of the hospital and before he came to live with you, Mr. Sutherland, there was a significant decline from his medical reports that were produced" which appears to have come from Jo Loudon's letter, Ex F 7-8, not from a medical report.

2. Judge Dalton states that Larry "fell face down" (Ex I -20 #7) No one ever said such a thing and it didn't happen.

3. Then we have the obvious \$100 a day for care-giving. Ex I Page 5. This is a no brainer. Larry got a great deal and everyone knew it. Judge Dalton has a business background, she knows how to use Mr. Calculator. She knows Ms. Roach was receiving much less than minimum wage.

4. The infamous Flomax prescription which still has not materialized. Even Mr. Edwards couldn't make it appear. In Ex I page 8 from the court transcript Ms. Roach stated: "No, He never had Flomax." and almost got jailed for stating the truth. But Dalton continues on that she "makes that Finding" of a Flomax prescription that still cannot be produced.

5. Then we have the letter stating that Sutherland was communicating with Judge Dalton about the case out of court prior to Feb 2013 when the case was closed. Ex H page 2- 4 full paragraph.

NOTE: There was never a financial reconciliation on Feb 1- something else Sutherland invented.

6. Where is this "Finding of Facts"? Why isn't it entered into the court documents? Ex H Page 5. Because it never happened as the judgment was not based on facts at all. To continue on with this harassment of the VA, Ms. Roach, just because one judge made an error is not what our judicial system is supposed to be doing. The reason we have appeal systems is that faults are made. Misjudgments happen. Our WA state system is at fault that it didn't correct a judicial error. I am afraid WA state under it's current system is not safe for vulnerable adults. With some hard work right now we might be able to get that changed by the time we are 65 and may need the "protection" of APS and the court system. I am personally considering moving to another state before that time. I am definitely not going into Kitsap County again.

It is estimated that 90% of all restraining orders are used for malicious purposes and because they are not criminal charges judges just tend to grant them not really caring about the consequence. Mostly they are used as an attack on fathers during a divorce proceedings to get the children without contest. Restraining orders although seemingly useful at times are not Constitutionally legal.

Argument showing without a doubt that Jennifer E. Roach has never harmed Larry, but the DSHS has. Page 22

FACTS:

1. Ms. Roach wasn't even in the same county and not seen Larry for months when the VAPO was filed. It had no useful purpose.
2. The court Judge actually invented evidence against Ms. Roach, but since it is a civil case it can't be appealed on that basis.
3. Ms. Mark-Corpolongo gave a misleading document to the court Judge prior to the issuance of the VAPO and did not provide that same document to Ms. Roach or her attorney, Mr. Gates.
4. Ms. Mark-Corpolongo and her boss were huddling behind Mr. Sutherland (leaning forward as Ms. Mark-Corpolongo testified in a manner to block Larry from seeing Ms. Roach.) This would give anyone the impression that Ms. Mark-Corpolongo would be backing Mr. Sutherland as she leaned towards him.
5. It was pretty obvious by Ms. Mark-Corpolongo's testimony that she had made no effort to verify any of the information that she received about Ms. Roach and was indeed concluding Ms. Roach to be guilty prior to issuing the VAPO.
6. Judge Dalton would have been well aware that Ms. Mark-Corpolongo was the APS agent and taken account of who Ms. Mark-Corpolongo's preferences were.
7. Even if Ms. Roach were to violate the VAPO (which would be criminal charges) she would be allowed to go in front of a jury before being committed of criminal charges.

CONCLUSION:

The VAPO was a result of Ms. Mark-Corpolongo obviously appearing to back Mr. Sutherland and not because Ms. Roach did anything wrong. Ms. Roach was a framed and WA state refuses her justice. The VAPO is a civil suit with a possible criminal punishment. That is Unconstitutional.

One cannot be refused work opportunity (a Constitutional right) except for a criminal offense.

Making any criminal judgment, a judgment that would alter Ms. Roach's ability to provide good Parkinson's care at no cost in WA state, based on a civil suit violates the Constitutional rights of Ms. Roach and hurts Parkinson's patients. The VAPO cannot be legally used as a means for criminal punishment of Ms. Roach.

ACCUSATION C-

You were hired as a caregiver for the VA and lived with him. You failed to address tripping and falling hazards around the house such as over flowing boxes, piles of clothing and paperwork on the floor, counters and furniture. There were also mice droppings, black mold, and leaking ceilings in the house.

ARGUMENT

The only exhibit we have that we absolutely know that Larry is in the house at the time of the photo is Ex B Page 3B. That photo looks like a good clean house. Ms. Roach had assumed that she was going to go home with Larry on Nov 30, 2012 and had not the knowledge that she would later be framed by APS, so there is really no time for Ms. Roach to have stages photos, so ALL of Ms. Roach's photos have to have been taken at the time period noted on the photos.

I went over the APS photos Ex 12 in detail in my brief pages 20-25

I really have a hard time understanding why APS representatives do not understand basic duties of care-giving. Care-giver's don't have to be pushing a broom all day long in order to be paid for care-giving. A doctor on call could have a night where he sits and reads all night and still gets paid as if he was "working." Dr. Roberts was getting paid, "on call," during our first session with him even though he was not doctoring during that hour.

The "he **IS** and **IS NOT** impaired" theme.

It seems that if there is something for which Mr. Sutherland would be responsible, Larry becomes NOT cognitively impaired, but if there is something one could blame Ms. Roach for, Larry IS cognitively impaired.

If anyone other than Larry is responsible for those things listed in this accusation B, it would be the financial DPOA, but Mr. Sutherland and APS Mark-Corpolongo both declared that Larry was mentally sound at that time, so it wasn't Sutherland's fault. Ms. Mark-Corpolongo then stated it would have to fall on the care-giver. The care-giver of a man who they are stating doesn't need a DPOA or care-giver from Mr. Sutherland's perspective, because he is NOT cognitively impaired, but does need a care-giver if you want to blame Ms. Roach and IS therefore cognitively impaired?

Care-giver's don't do mice, sheet-rock repair and fix ceilings

Everyone knows that you don't hire care-givers for capturing mice, repairing sheet rock with black mold or leaking ceilings. Ms. Roach is never at any price going to do sheet rock repair over her head. Ms. Roach hates sheet rock repair. Ms. Roach is also not at any price going to repair someone's roof especially when it doesn't leak. We can safely say that Ms. Roach would be incompetent to repair a roof and totally afraid of being up as high as 30 foot off the ground. And why would Ms. Roach be authorized to spend Larry's money to hire someone to fix a roof which wasn't leaking? Ms. Roach had no authority to hire anyone at all to work at Larry's house.

We have no contract, no listed duties, no "has to do" list, so there could be no "duties" to neglect. We do know that Ms. Roach helped Larry with his C-PAP which would have cost Larry \$22 an hour or a minimum of \$176 a night much more than she was getting paid. She saved him \$176 a night just for sleeping over.

Ms. Roach's Health care DPOA states specifically --"This power is effective only when you lose the capability to make informed health care decisions for yourself." Ex 23 page 15- first bullet point.

Overflowing boxes and piles of clothing?

Those upstairs hall boxes which appear to be misplaced in the hall are actually there to save Larry from harm. I have produced a roughly to scale drawing of Larry's bedroom/bathroom and hall. Those boxes **were** in position A of (EX B Page 12) the drawing. After Ms. Roach moved in with Larry she would hear a clunk in the middle of the night and find that he had run into the boxes on his way to the bathroom. He occasionally fell over, because of them. Those boxes stored his underpants, under shirts and socks. That's how he wanted to store them, so she had the idea of just moving them to the hall (position B of Ex B Page 12) where they would **not ever** be in the way and it worked. He did not fall over during the night again.

Larry not wanting his underwear in the dresser-

Larry has crippled fingers (Seen in photo Ex B 2F) and it is hard for him to open a dresser. Not only does he have every right to put his clothes where he wants, but it actually was more useful and saved him a lot of time and pain to use those boxes instead of a dresser. You can't just go into an old man's house and take over and make things the "normal" way just because you younger people think you have some higher standard of living than the old people. That is very disrespectful. So what looks to be neglect to the uninformed bias by-stander, is really just the opposite.

Why are the items flowing out of the boxes? Because that is the day that Mr. Sutherland and Mr. Pilcher went over and "collected" some of Larry's things. The same day that they kicked Ms. Roach out of Sutherland's house. Pilcher and Sutherland pawed through Larry's things and left a mess and then took a photo of it. It was the full intention of Mr. Sutherland at that time to frame Ms. Roach and that's the worse photo they can come up with-the mess they made? Even if those boxes did regularly flow over the top, that is not abuse. They aren't snakes. No one would get hurt because of disordered clothes.

Arbitrary and Capricious judgment:

Sutherland is DPOA for both health care and financial while Larry has a hazardous house full of "tripping hazards" and Larry's walking is horrible prior to 2011. During the year of 2011 and 2012 Ms. Roach makes the living area "as neat as a pin" (Ron Dartnell) and Larry's walking improves dramatically. By Sept 2012, Larry is no longer concerned about "tripping hazards" because his walking is normal, so good that he is, in fact, rollerskating. Then Ms. Roach is nailed for possibly leaving ONE box on the stairs- Arbitrary and Capricious. I don't know legal terms well, but I sure know that APS

Argument showing without a doubt that Jennifer E. Roach has never harmed Larry, but the DSHS has. Page 25

accusations sure fits that definition. All my cleaning clients left stuff on the bottom step that they wanted to go up. It's normal. It's not a hazard as it is always off to the side and NO ONE walks within 6 inches of a wall. It can't be done. We don't know how many times Larry fell over while Mr. Sutherland was DPOA, but we do have records of at least once and Mr. Sutherland did NOTHING to change the situation.

Ms. Roach heard Larry fall at night while the clothes boxes were in a walking path (Ex B Page 12-bedroom boxes) and she immediately took care of the problem. Larry falls because of the lack of a good handrail and Ms. Roach asks the Financial DPOA to take care of the problem immediately. Ms. Roach seems very responsible while the financial DPOA is waiting for Larry to have "dementia" before he does anything to help and then 2 days after his wife "diagnoses" Larry with "dementia" Mr. Sutherland testifies that Larry was fine and could sign for a new DPOA.

BALANCE issues:

Ms. Schaefer testified that she saw Larry navigate his stairs with ease in 2012 (prior to falling) at his Woodinville house and her house in Idaho. She also testified that Larry did not have balance problems that he had gait problems. (Look under MEDICAL CONDITIONS section for difference.) Dr. Roberts testified that Parkinson's patients do not of necessity have balance issues. Dr. Roberts testified that he knew Larry was roller-skating and was not doubtful of that.

We can all agree that Larry was in worse shape now and anytime after he fell than before he fell. I know you feel that observations after 2012 aren't relevant, but that is not really true based on our agreement in the previous sentence. Karen Schaefer testified that she saw Larry navigating his stairs by himself when he was staying at his house when she visited in 2014. We can all agree that Larry was under guardianship in 2014 and therefore was in poorer condition in 2014 than on Sept 24, 2012 prior to falling. His care-giver in 2014 was not helping him traverse up and down the stairs even though Larry was using a walker to walk at that time. Larry stated Ex A page 5 #1; "I need no help and get none for bathing, dressing or walking up and down my 40 plus stairs in my house."

The basic assumption by most (including doctor's who do not work with Parkinson's) is that they can not get better: That Parkinson's symptoms cannot be reversed and controlled. Ms. Rock, physical therapists, testified specifically that "Larry had met his goals." What were those goals? Better balance and walking. If he is walking better that means he has reversed his symptoms. Now Ms. Rock was very reserved on her comments which was not her way when she was seeing Larry as a patient, but you must remember that when APS gets involved that the automatic assumption is that Ms. Roach must have done something bad to Larry. All the doctors would assume that Ms. Roach was in error in some way and that would taint their testimony against her.

Dr. Roberts testified clearly and in his medical records that Larry's condition was improving because of his exercise. He had no reason to doubt that Larry was roller-skating. Can you have balance issues and roller-skate?- not likely.

Pilcher's comments

If the Pilchers had seen Larry's house prior to 2011 then they would have commented about how awful the house was then. They were very elusive about when the last time their mother had seen Larry (which

had been at least 10 years) and I wonder if they had not visited Larry prior to finding out that he was getting assistance from Ms. Roach and therefore had never seen the condition of Larry's house prior to Ms. Roach. Ms. Roach saw them about 3 times prior to Port Orchard in 2012. They would show up at Larry's house with little warning. They were not given a tour of the while house while Ms. Roach was there. We all did go out to dinner once when they visited and Larry paid for their food too. I am sure that Mr. Pilcher had never been in Larry's bedroom while Larry was living there as the door was ALWAYS closed and locked and he never invited anyone in there.

It is for sure that the Pilchers (or for that matter even Mr. Sutherland) had never been in Larry's bathroom. Ms. Roach had NOT actually stepped foot in Larry's bathroom before being accused of the "dangerous mold." Larry would not let Ms. Roach even in his room until he accepted her to help with his C-PAP and only then would he let her vacuum the carpet. A few times Ms. Roach saw Larry cleaning his own bathroom, but he would not let her do it. He would clean the tub and the toilet and wipe the floor. He did not want Ms. Roach to work in his room.

Mr. Pilcher testified "Piles of mail on the table." Why aren't there photos of the "piles of mail?" In fact the photo Ex 22 pages 2-3 were taken above the kitchen table and we can't see anything on the table. They took 2 photos right there. Why don't we see the "piles of mail on the table?"

They said they took video: Video can be transferred to photos. Why would they only take a few photos? This is the digital age- why not take hundreds if there was a problem? Because there was not a problem at Larry's house.

Mr. Pilcher testified "There were rat and mouse droppings **ALL over**." When questioned further he stated that he found them "under the bed with magazines and boxes," "in the garage," "in the basement," and "under the sink." ALL over?? Who knows how many years that had been there. It is not a caregiver's "duty" to clean in those places. The house was clean and orderly where is mattered. Mr. Pilcher made no negative comments about the order or cleanliness of the house when he was visiting while Larry was actually living there.

Overflowing boxes and piles of clothing

As stated before those boxes in the hall were to save Larry from falling during the night. See Ex B Page 12. Ms. Roach wasn't the one pulling Larry's clothes out of the boxes in the hall on Oct 21, 2012, so it is not her fault that Mr. Pilcher and Sutherland messed the clothes up and then took a photos of it. Having those clothes hanging out of the boxes wouldn't hurt Larry anyway, but having the boxes in his bedroom did. I remind you that the handrail on the box side of the hall was unusable because Larry preferred his Christmas decorations to remain there year round, so he never walked on that side of a wide hall.

Paperwork on the floor?

No one has said anything about paperwork on the floor during testimony. Mr. Pilcher testified to papers on the table. I can make out a few papers near the piano, but those weren't in the area were one would

walk. Larry can do what he wants with his own mail. It wasn't up to Ms. Roach to tell Larry how to live or where to place his mail.

There seems to be some thoughts here that an older person is a lesser individual and of necessity needs to be controlled and behave as the younger person wants them to. Are Mr. Edwards, Mr. Pilcher's and Ms. Mark-Corpolongo houses immaculate without a paper out of place? I know that the Sutherland house wasn't spotless. Why would Ms. Roach, as an employee or a friend, be wanting to tell Larry where to put his paperwork or mail and how he MUST handle it to do it RIGHT? That is an insult to a man's intelligence. It was not her business to tell Larry how to live. Ms. Roach just did her best to make it as happy a life as possible. They didn't get along well because Ms. Roach nagged him about how he did things. No one at 80 or even 40 wants a nag to come in and force the man to change in order to conform with some imaginary unwritten standard of what is the correct way to live and keep a house.

FACTS:

1. Roller skating takes good balance
2. Care-givers and in fact no one is "required" to clean mold off the 8 foot ceiling of a man's home just because they are employed by him.
3. Care-givers are not required to clean under the bed or under the sink especially when the client doesn't want her to- mouse dropping there or not.
4. Mr. Picher made no negative comments about the order or cleanliness of the house when he visited while Larry was actually living there prior to Sept 2012.
5. Larry was not living in Woodinville at the time that Mr. Sutherland took his possibly staged photos.
6. Ms. Mark-Corpolongo NEVER saw the Larry's Woodinville house and never asked a local agent to look at it for her.
7. We know that Ms. Roach saved Larry \$176 a night just for sleeping over to help him with his C-PAP.
8. We know that we have lots of good quality photos that show how nice Larry's house was kept.
9. We have testimony from Mr. Darnell, Ms. Gaw and Ms. Schaefer that the house was clean and orderly in the living areas.
10. We have 4 photos Ex 22 that are possibly staged and especially well cropped to show small areas that had some disorder and we know that Larry was not in his house at that time.
11. We know that this is the digital age and there was no reason not to take more photos or transfer the video images to photo.
12. Larry had the right to decide what was and was not going to be done in his own home.
13. Ms. Roach had no authority to hire anyone to work on Larry's house.

CONCLUSION

The house was "neat as a pin" where it mattered and a work in progress else where. Care-givers are not required to do heavy house and garage cleaning or to trap mice and especially not to repair ceilings. Ms. Roach did what she was asked to do and did as good a job as any care-giver or house cleaner in

"addressing tripping hazards" even though Larry never asked her to "address tripping hazards."

The only conclusion is that of false accusations by Mr. Sutherland who Mr. Cook testified was trying to keep Ms. Roach and Larry apart AND that Larry couldn't have had a better house-keeper for twice that price.

ACCUSATION D-

On Sept 24, 2012 the VA was hospitalized after tripping over a box on the stairs, falling down about 3 steps. The VA suffered a compression fracture and a scalp contusion.

I am so proud to announce that one of my Parkinson's students in my exercise class won 2nd place in a local senior Olympics balance competition of several hundred seniors. She only placed behind the winner by less than 3 seconds for standing on one foot. She also won second place with her team in the fast walk relay. Isn't that wonderful, Mr. Edwards, to know that a Parkinson's patient can do better than other seniors? Aren't you proud of her?

ARGUMENT

Ms. Roach appears to have made a story up for the doctor, because she didn't see Larry fall. The doctor wants to know what to look for when he asks for a report of the accident. He did not require Ms. Roach to sign a perjury statement, nor does he care about the exactness of the description. He just wants to know where to start checking Larry for injuries. "Falling down stairs" requires more testing than "falling on the couch." Over estimating the accident does not hurt the patient. In fact the hydrocephalus was diagnosed because of the extra brain scans.

Judge Dalton states that Larry "fell face down" (Ex I -20 #7.) No one ever said such a thing and it didn't happen. She wasn't in the room either and no one ever stated that Larry "fell face down." Why would she state that? Larry had no facial injury, but APS isn't accusing Dalton of inventing stories.

The sense of guilt is immense when someone you care about gets hurt or dies. It is part of human nature. Normal people have a tendency to blame themselves for an accident. We don't have to jail Ms. Roach just because she made the fault her own when she actually had not done anything wrong. It just showed she cared. An uncaring person would have instantly blamed someone or something else.

Examining the scene of the accident

As an intendant investigator (which a lawyer representing Ms. Roach would be) I must state that I have concluded that Ms. Roach was incorrect in her guess of why Larry fell down the stairs, if he fell "down" the stairs at all.

1. Based on photo Ex B page 8, the Foyer photo, we can construct Diagram A. Video tapes, Steps, plastic buckets and tables are of a standard height and length (and Mr. Edwards hasn't proved it differently) so we will take all the items in the photo as standard when constructing our diagrams of the scene of the accident from Ex B pages 7, 8 and 9. Diagram A shows very clearly that Larry could have never fallen from the third step. If falling from the 3rd step, he could have contacted the table on the T-8 and no lower. That's the lowest he could have hit, if he was fully straight when he fell. The T-12 at the waist (4 inches lower) would have gone totally undamaged. If falling while stepping onto the first step he would have contacted the table below the T-12, which would have been against the jeans and done little damage. He would have slide down by the force of gravity and the table slid up his pants hanging up on his leather belt and taking a jump over the belt right onto the T-12. Then it would have lifted his shirt and skidded up his back as Ms. Roach described in testimony. He then with butt on the floor fell over and hit his head to create a small bump which went away in a day. That is truly the only way he could have had the injuries he did. Ms. Roach was wrong by stating that he fell on the 3rd step. It is just Physically Impossible.

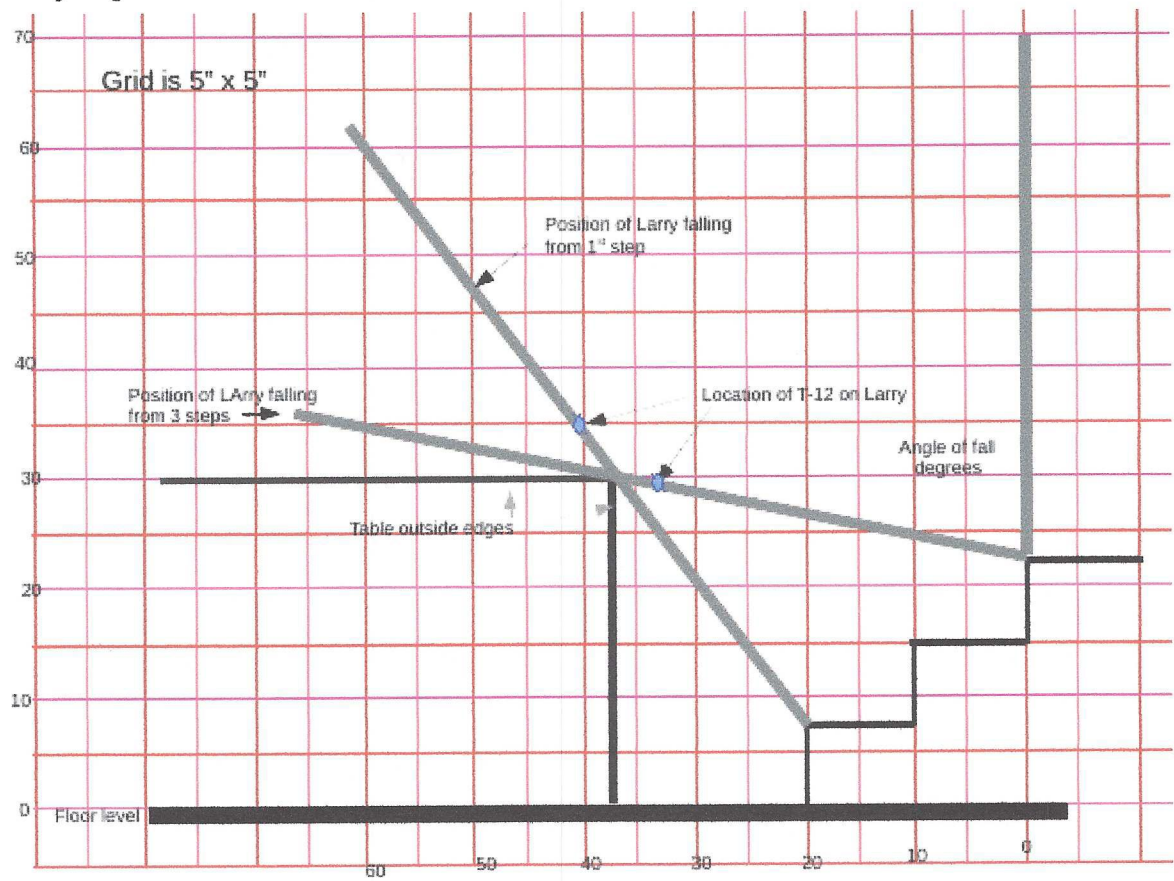


Diagram A
Positioning of Larry if he had fallen from the third step and first step

2. The second part is still was there a tripping hazard on the steps. Ms. Roach did not stare at the step before helping Larry and following the ambulance to the hospital. When she came back to the house at 4AM she was too tired to think anything about the stairs. The only "evidence" that there was anything on the stairs is from Ex B Page 7 which is Ex 22 Page 1 and Ms. Roach has already proved in her brief that those items could not have tripped Larry, but Diagram B will make it more clear. So we will take Sutherland's photos taken one month after the accident and probably not what the stairs were like at that time, just to show that there is absolutely NO evidence that would prove that Larry fell because of anything other than ...He just fell.

Balance is the ability of a person to keep himself upright and standing. Falling because you miss a chair is not a balance problem. Falling because you failed to lift your feet high enough and kick a curb is not a balance problem. The last time Larry fell was Dec 29, 2011 (Ex C page 15) prior to falling at the stairs. Larry stated Ex A page 5 #I; "I need no help and get none for bathing, dressing or walking up and down my 40 plus stairs in my house."

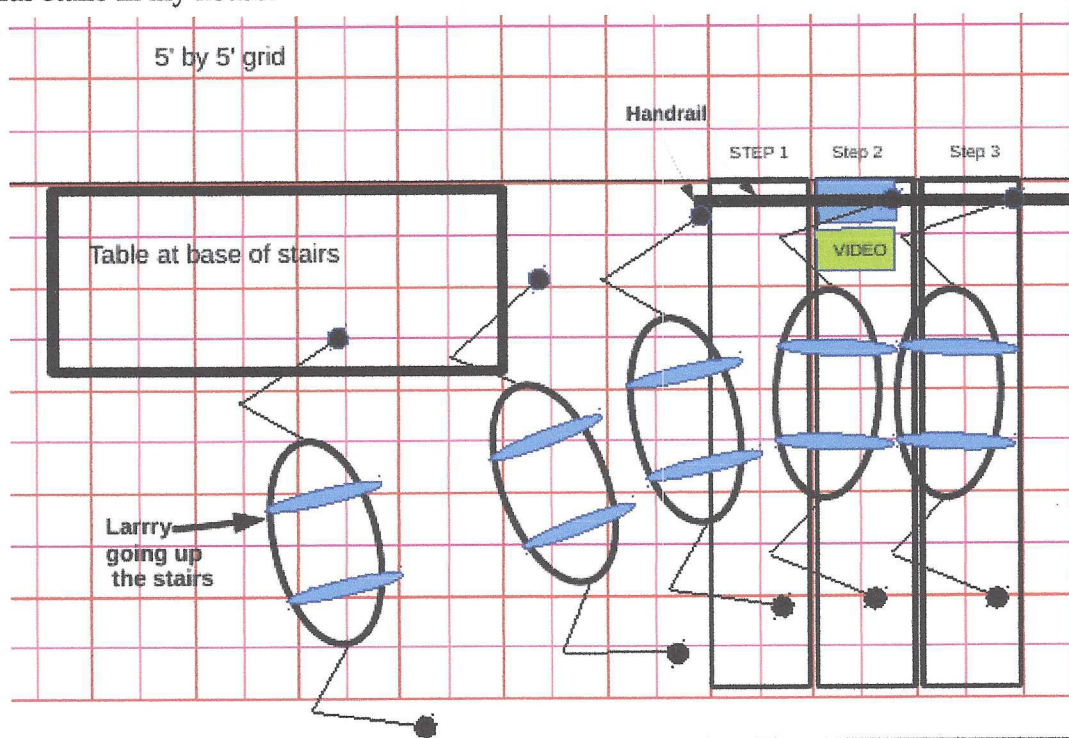


Diagram B

Clear representation that Larry could not have fallen because of something left on the stairs

What would Ms. Roach have done while Larry was in the hospital when she was not with him? We know that she did not spend the night prior to 09/28 as she remembers clearly that Larry was having a panic attack prior to hydrocephalus surgery when she arrived, so she did not spend the night prior to that. Did she go back to Larry's house and watch TV? No. Ms. Roach hates TV. She was probably

picking things up and trying to finish the shelving project seen in the upstairs hall photo that Ms. Sutherland didn't want to admit that she was helping with. She probably went up and down those stairs many times and would have moved anything that was supposed to be somewhere else and possibly placed something new that was supposed to go upstairs. Maybe you have not lived in a house with stairs, but the habit most people have is that if something is downstairs and needs to go up you don't drop everything and rush up stairs to put it away. You place it on the stair off to the side to go up the next time you HAVE to go up. All my clients did that. I wasn't supposed to be moving their belongings out of the way as they were on the stairs on purpose.

Sutherland's photos of stairs: Ms. Roach is astounded that she ever believed that the photos Mr. Sutherland submitted to APS were accurate representations of the scene of the accident.

Problems with Mr. Sutherland's photo of the stairs:

- It was taken a month after Larry fell.
- It was taken by a man who was already planning to get rid of Ms. Roach
- There are no boxes on the 3rd step
- Mr. Pilcher claims that everything had to be removed from the stairs while carrying Larry's bed down the stairs on the day the photo was taken.
- Why would Mr. Sutherland and Mr. Pilcher put the "dangerous" boxes back on the stairs after clearing the stairs if it was just like they found it?
- Ms. Roach was cleaning while Larry was in the hospital. There is no reason to believe that any box found on the stairs as of Oct 21 would have been the same as on Sept 23, 2012.
- If the photo was an accurate photo of what was on the stairs when Larry fell we still have to go back to the argument Ms. Roach wrote in her brief. Those video boxes could not have tripped anyone.

Other evidence:

The photo submitted by Ms. Roach in Ex B Page 8 B has nothing on the stairs. That photo was taken after Larry fell. It has to be taken AFTER Larry fell as the second handrail was installed on Sept 28th by Mr. Sutherland. That photo was taken right after Mr. Sutherland installed additional handrails to make Larry's house safer. Ms. Roach always takes photos when changes are made. Notice where the screws are to hold the handrail to the wall—right over where those video boxes which supposedly caused Larry to fall are located. In order to install the handrail on Sept 28, 2012, Mr. Sutherland had to stand right where the video boxes would have been. If the video boxes were a harm why would he put them back? or did he just put them there 3 weeks later for the photo? Or did they just happen to be there 3 weeks later, but not there when Larry fell?

FACTS:

1. People just "fall" sometimes without tripping over something.
2. Larry had a "freezing" issue with his feet. Not a "balance" issue.
3. Larry was dancing well in 2012 which clearly indicated good balance.

4. Larry was roller skating in Aug and Sept of 2012 which clearly indicated good balance.
5. Video tape boxes set off to the side could not trip anyone.
6. Larry could not have fallen from the 3rd step and gotten the type of injury he did.
7. Only could Larry have injured the T-12 while stepping onto the first step.

CONCLUSION:

The photo that Mr Sutherland submitted as evidence could not have been the condition of the stairs when Larry fell. Larry never made it onto the stairs. He fell while trying to step on the first stair. Ms. Roach could not have possibly had anything to do with why Larry fell. He just fell. No one would have ever complained about Larry falling if Mr. Sutherland had not taken away Larry's opportunity to get back to his previous physical condition.

Ms. Roach is not at fault for Larry falling. He just fell.

ACCUSATION E

APS states: On Sept 28, 2012 you refused to allow the hospital nurse to give the VA his "prescribed" blood pressure medications.

AGRUMENT

I am just shocked now that I know that truth about Ex C page 19B, which Mr. Edwards was goading Ms. Roach with. Mr. Edwards has been using a false interpretation of a medical record and medical term, "Scheduled drug," to try to incriminate Ms. Roach.

This is really something Mr. Edwards should have known and it really shows a lack of investigation by APS. Mr. Edwards hounded Ms. Roach about the term "scheduled drugs" to the point that Ms. Roach called Dr. Stuart's office to ask what was meant by that. A "scheduled drug" is a drug class of addictive drugs. Schedule I contains illegal drugs and Schedule V is the least addictive. Sinemet (Larry's Parkinson's medication) is not a "Scheduled drug" as it cannot become addictive under any circumstance. So after I called the doctor's office, I found online that a scheduled drug "May lead to dependence." - Wiki -Controlled Substance ACT which gives a full definition. So what doctor Stuart was actually reporting was a conversation about wanting to add an *addictive* (scheduled) hypertension drug, a medication which we don't have the name of, to Larry's prescription list. Trying to make a

medical term mean what is convenient for accusing Ms. Roach is exceptionally low and NOT NICE.

The medical note states very specifically that "they would monitor." To assume that a doctor would just take one statement from a DPOA and then never check the problem again is not reasonable. So we know that there has to be other notes by Dr. Stuart. If Ms. Mark-Corpolongo had done her research, I bet she would have found a note from Dr. Stuart that stated "She was right. No additional medication needed." Why didn't Ms. Mark-Corpolongo look up the records and find the other notes from Dr. Stuart? A proper investigation would have to include ALL the notes from that doctor. This is why it does not constitute a "fair hearing" when the accused has ONLY the medical documents that she is being accused with, as a single document can very much misrepresent the whole situation. Was she purposely NOT including evidence that would show that there was no continued problem? Or did she just not do her job of investigating at all? We do have Larry's medication list from being admitted to Evergreen and that includes Atenolol- a blood pressure medication EX C page 8. We do have the medication list from Virginia Mason hospital which still includes Atenolol. Ex C page 24. We do have a blood pressure reading from Virginia Mason hospital which is normal Ex 14 Page 15. The American Heart Association provides a long standing definition for high blood pressure which starts at 140/90 and goes up and Larry read 128/85 (Ex 14 Page 15) on Oct 5 (1 week later) which is lower than that threshold.

We must also note that Dr. Stuart did indeed write "she may be right." (Ex 14 Page 28) and she was! As there was no increase in Atenolol or any additional "Scheduled hypertension drug" added for the whole time Larry was hospitalized, an additional week and a half.

We also have Ms. Roach listed as Larry's "brother," (Ex 14 Page 30) so we can safely say that the medical field does make some mistakes on their notes.

The medical definitions relative to this event are in the Intro, but we can state here that :

A nurse administers a charted medication that a doctor prescribes and that a doctor may prescribe a scheduled drug, but never administers it. AND neither schedule anything but staff meetings.

FACTS:

1. There was no "nurse" offering medication. The records in question is about a doctor.
2. Doctor don't "administer" medication, nurses do- they are very particular about that in the hospital.
3. Patients don't get "drugs" in the hospital. They get "medication." It might not seem like much of a difference to the average person, but it's a big difference in the hospital.
4. Doctor's don't "Schedule drugs;" they "prescribe medication" which the nurses "chart." The nurse "administers" "Charted medication" to a patient in the hospital.
5. A "scheduled drug" is an addictive drug.
6. All blood pressure medication are blood thinners- that means that they reduce blood clotting.
7. After a surgery the patient must clot or he will die.
8. Larry was off all medication for 3 days before surgery and 2 days after.
9. Larry was in the hospital for 6 days after the Dr. Stuart letter.
10. Larry had just got out of surgery on Sept 28th, so that giving him a medication which would reduce

clotting would kill him.

11. Larry did not have high blood pressure after resuming his Atenolol for blood pressure control.

12. We have no records of what Dr. Stuart desired after Sept 28th.

13. There is no evidence that the doctor Stuart meant "Medication that the patient was supposed to be receiving right at that moment." when he wrote "Scheduled hypertension drug." Despite how hard Mr. Edwards pressured the appellant.

CONCLUSION:

APS has misinterpreted medical records in order to accuse Ms. Roach and Ms. Roach did NOT deny Larry any medication on Sept 28th as none was offered. No evidence that any abuse or drugs administered on that date has been submitted.

ACCUSATION F-

On Oct 6, 2012 you refused to allow the hospital nurse to give the VA his prescribed medication of Sinemet which is for Parkinson's stating, "He doesn't need it."

ARGUMENT

Ms. Mark-Corpolongo could have obtained the pill chart notes, but did not therefore we can assume they like Dr. Roberts testified would not include a 1AM Sinemet pill as he would have never ordered it. Ex C 24 and Ex 14 page 9, Virginia Mason hospital medical report states clearly - "3 times daily" and Dr. Roberts explained that would be during the DAY not at night. Sinemet is for helping the patient walk and Larry was not supposed to be walking at 1 AM, but sleeping as Ms. Roach clearly explained to the nurse. Ex 14 page 14: "that it was time to go to sleep."

Why Sinemet does NOT get administered at 1AM.

Sinemet is for helping the patient walk better. Sinemet has a biological half life of 90 minutes.

Half life mean: the pill would be half gone in 90 minutes. 1AM to 7AM is 6 hours or 4 half lives . Larry wouldn't be walking again for 6 hours.

That's half of a half of a half of a half of 100 mg is left or 6% or 6 mg of the pill left which means it is useless. I know you have no familiarity with half life, so for a comparison Morphine has a similar half life to Sinemet. If you know that every morning you will wake up with stomach pain (like I do) at 7AM and needed morphine for pain (I don't) you would never administer morphine 6 hours early as it would be useless by 7AM. You would only administer the morphine when the problem started at 7AM. One of the biggest problems with treating Parkinson's is that the pills don't last more than 4 hours and

sometimes only 1 hour. Overdosing of Sinemet (followed by under-dosing) is a huge problem in older people due to lack of knowledge of how quickly the medication processes in the body.

FACTS:

1. No one takes Sinemet at 1AM
2. The nurse was wrong. Ms. Roach was correct.
3. It is the responsibility of the DPOA to protect the patient from nurses trying to administer medications off schedule.

CONCLUSION:

Bored night nurse is wrong and Ms. Roach gets blamed for acting correctly from her knowledge of Sinemet administration.

Ms. Roach has succeeded in doing exactly what a DPOA is supposed to do- protect the patient.

ACCUSATION G-

On October 6, 2012 you refused to allow the hospital nurse to place a sequential compression device(SDC) which is to reduce blood clot formation.

ARGUMENT

Lack of information- Were they ordered by the doctor or just some bright idea from this bored night nurse again?

To prove that they were necessary, we would have to have the doctors orders stating that compression socks were necessary. Ms. Mark-Corpolongo could have obtained such records, but did not therefore we can assume they didn't exist, especially since a 1AM Sinemet pill was never ordered according to Dr. Roberts.

Dr. Roberts testified that is not appropriate for a nurse to wake a patient in the middle of his sleep to put on compression socks. Patient bed time 9-10 waking at 7AM.

Dr. Roberts also testified that it would not hurt the patient to go without compression socks one night- As a DPOA it was Ms. Roach's job to state the last known preferences of the patient which was "he didn't like those." Should the nurse have been allowed to wake the patient in order for Larry to tell her himself "I don't want them."? It was not necessary.

FACTS:

1. Larry does not like compression socks
2. Even if he did need them, it was not appropriate to wake the patient at 1 AM
3. Even if he did need them, going without them 1 night would not hurt him according to Dr. Roberts.

CONCLUSION:

Ms. Roach did what any responsible DPOA would do- State and protect the desires of the patient especially when by doing that it did not harm the patient in any way.

ACCUSATION H

-- On Oct 6, 2012 you acting as attorney-in-fact had the VA discharged from hospital AMA despite being informed of the risks if discharged too soon.

ARGUMENT**RISKS??**

-I have heard this several times "despite the fact that she was warned of the risks." Who warned Ms. Roach of the "risks" and what "risks" did they warn Ms. Roach about?

-Did anyone warn Ms. Roach that if she went over to the Sutherland home, Mr. Sutherland would take over Larry's life and deny him proper health care? NO

-Did anyone warn Ms. Roach that Group Health would cancel in home care and then accuse her of saying "he didn't need it" if Mr. Sutherland thought Larry would have a nice time out on his boat on a perfectly calm day? NO

-Did anyone warn Ms. Roach that Jerry Rathman and the Silverdale doctor would refuse Larry health care? NO

-Did anyone warn Ms. Roach that Larry might have anxiety attacks that a Group Health doctor at Silverdale would not diagnose and would cause her 2 weeks of little sleep? NO

Is there any medical document submitted that states these actual "risks" that Ms. Roach was supposed to be aware of? All we have is Ms. Mark-Corpolongo statement above and a social worker who was mad at Ms. Roach state that Ms. Roach "was warned of the risks."

"Risks" is a vague term that Ms. Mark-Corpolongo used to make Ms. Roach sound like a bad person and Mr. Edwards has been hounding her with, but no "Risks" have been identified or declared for this

whole case.

Was it correct to sign Larry out AMA?

It is the responsibility of the DPOA to try to do the last known wishes of the patient.

Larry asked Ms. Roach to take him out of Virginia Mason hospital and over to the Sutherland home. As DPOA it is the responsibility to do for that person would he would do for himself if he could himself act on his own behalf. Any person who is forcing medical treatment on another person is violating the Constitution, a federal crime. To take Larry out of rehab did not cause him any medical problems. It was the refusal of medical care from Silverdale Group Health that was the problem, which Ms. Roach was remedying by scheduling alternate appointments with Larry's longterm doctors (which the Sutherlands canceled) and scheduling alternate out patient therapy, LSVT-loud, which Dr. Roberts testified would have been perfect for Larry in his current condition (which the Sutherlands canceled) including Larry's appointment with Dr. Roberts. Even with all the BAD help from Group Health if the Sutherlands hadn't usurped the DPOA from Ms. Roach and canceled all his medical appointments, Larry would have gotten better and then there would have been no basis for charges against Ms. Roach. It is only because the Sutherlands took over Larry's medical care and he got worse that a complaint could be filed and it should have been filed against the Sutherlands for denying Larry medical care.

What we know about Larry from his friends and doctors.

1. Jo Loudon- A friend of Larry's who hates Ms. Roach:

Jo Loudon for AMA- Jo stated that Larry wasn't walking or talking when he arrived at the Sutherland home which Mr. Cook testified was not true as he himself saw Larry walk with a walker and Larry talked to him. She was then just reporting what Mr Sutherland has told her. But also in Ex F page 7, Ms. Loudon specifically stated that: "I asked Larry if traditional treatments had done him any good and he told me that his doc had as good as told him he should "put a gun to his mouth" and shoot himself."

2. Dr. Stuart: A doctor who had never met Ms. Roach before, but possible knew Larry:

Stuart statement: Dr. Stuart had never met Ms. Roach before. Ms. Roach has never been admitted to a WA state hospital. BUT he could have met Larry, "long history of mistrust of Western/ allopathic medicine." (Ex 14 Page 25 or 28.) Dr. Stuart might have met Larry when he was previously admitted to Evergreen for Legionella "and checked out without rehab" and for heart Stints "and checked out without rehab" (Testimony of Ms. Schaefer.) Ex 14 page 28 may be a clue to medical records showing Larry's preference for NOT being in a hospital. No where do we have any records stating that Larry was "looking forward" to rehab or preferred rehab.

3. Ms. Breekha- Social Worker- Never met Larry before:

What we have is the typical social worker smiling at Larry and nodding her head up and down stating to

a depressed man: "this is a nice place, Isn't it?" And she should do that, but it is not proper testimony to say that the patient was happy there when the social worker had manipulated Larry to answer in the affirmative. The social worker stated very specifically that Larry was not "out going or out spoken" that he was "very quiet." The is NOT the Larry we know.

4. Mr. Cook knew Larry well and is not siding with Ms. Roach:

Mr. Cook testifies that Larry was "outspoken," "outgoing", "talkative" and "very social." This is much different from how Ms. Breekha describes Larry and a sure sign of institutional depression.

5. Ms. Roach:

While at Virginia Mason hospital: "Larry asked me to take him to Sutherland's and I made it happen. He did not have to ask me a second time."

6. Karen Schaefer:

-Testified that Larry had left the hospital without rehab from Legionella. He was there 2 weeks and almost died there. We would have had more testimony on that from Ms. Gaw, but the court thought it irrelevant which it is not.

-Testified that Larry left the hospital after having heart surgery -stint placement- without rehab.

-Testified that as a child (age 10) he had ran away (2 states) from an orphanage to go back home to work herding cows.

7. Mr. Fast:

-Testified that Larry ran away 3 times from assisted living in West Seattle this summer in the 90 degree heat and tried to catch a bus to his home in Woodinville.

-testified that Larry looked to Ms. Roach as a means of getting back to his home in Woodinville

8. Ms. Hoyt:

Larry stated over the phone that he was being held "prisoner" in Stafford Assisted living and would "escape." Stafford Suites is a nice assisted living. If he doesn't want to stay there what would make us believe that Larry would want to be in a stark dormitory style hospital overlooking office buildings.

FACTS

1. Larry does NOT want to be institutionalized.
2. Larry has a history of disliking medical facilities.
3. Larry has a history of running away from institutions.
4. Larry has a history of refusing rehab.
5. Larry is an outdoor man who has a beautiful house in the cedar-woods and would never be happy

over looking downtown office buildings.

6. Larry asked Ms. Roach to get him out of Virginia Mason hospital.

7. It is the requirement of a DPOA to do what the impaired person would have done in that same situation to the best of her ability.

8. The Sutherlands recommended themselves as able to provide 24 hour care-giving for Larry while in Port Orchard with a beautiful waterfront view and with a YMCA near by for Larry do to his assigned exercises from Virginia Mason hospital physical therapy. Larry trusted them. What right did Ms. Roach have to not trust them?

CONCLUSION:

As Larry's DPOA Ms. Roach did what Larry asked her to do and if Silverdale Group Health had not denied Larry outpatient care and the Sutherlands had not denied Larry all other medical care (including his C-PAP) it would have been a great situation for him to be at Port Orchard for a while.

ACCUSATION I-

During October 2012 you supervised the VA in exercising vigorously for hours at a time while he was recovering from a compression fracture and shunt replacement in his head. Medical recommendations had been for use of walker and wheelchair and bed-rest. There were also recommendations for LIMITED exercise. Over exercising was a factor in significant sleep disturbances he experienced in Oct 2012. He had to go to the Emergency Room on 10/20/2012 regarding this.

This accusation needs to be divided into several parts:

- 1-Was Ms. Roach "over-exercising" Larry?
- 2-Was the recommendation from Virginia Mason hospital for a walker AND wheelchair AND bed-rest?
- 3-Did any of the exercise cause Larry's sleep disturbance?
- 4-What was the cause of Larry going to Harrison hospital?

ARGUMENT

1-Was Ms. Roach "over-exercising" Larry?

"Over exercise?" What's the definition? Mr. Edwards never established a definition and that needed to happen as "over exercise" is a vague term that means different things to different people. It appears that the APS agent, the Sutherlands, the Pilchers and Mr. Edwards actually had no idea what exercise Larry was doing.

Dr. Roberts and Dr. Naini both stated that the exercise routine that Ms. Roach was having Larry do was appropriate for his current condition.

Ms. Sutherland testified that she had **not** gone to the YMCA with Ms. Roach, but then stated that Larry was bicycling there when he was indeed on a sitting stair stepper. She testified that the Prone Press-ups that Larry was doing at her house were regular push ups. Ms. Rock testified that there is only a small relation to a Prone Press-up which is good for the back and regular push up, but we also know that Ms. Sutherland worked for Larry 97 hours a day (2900 hours a month) so can we really trust Ms. Sutherland's observations, a women who thinks with no medical training she can diagnose dementia.

Mr. Sutherland, who believes his wife is capable of diagnosing Larry with dementia, but testifies that 2 days later Larry was capable of signing a change in DPOA states that he was at the YMCA watching Larry exercise, but he cannot tell us what Ms. Roach and Larry were doing. This is a man who has to take a ferry everyday to his job at Boeing. Would he have time to commute 2 hours to the YMCA on his lunch break to spy on Larry and Ms. Roach?

Ms. Mark-Coroplongo never asked Ms. Roach how much exercise Larry was doing after leaving Virginia Mason hospital.

2-Was the recommendation from Virginia Mason hospital for a walker AND wheelchair AND bed-rest?

Larry was discharged with a walker. Mr. Sutherland testified that Larry did not need a wheel chair and it would be totally up to the financial DPOA to purchase a piece of medical equipment that can cost over \$1000 dollar. Also a therapist must FIT a person for a wheel chair. If the wheel chair is the wrong style or height it can damage the patient's ability to walk and his back. Wheel chair companies won't let you just come in and buy one. They require a therapist to FIT you with one.

-Dr. Roberts testified that the expectations were for Larry to continue to exercise after leaving Virginia Mason hospital, not to go back to bed-rest. He also testified that 6-10 weeks of bed-rest would harm Larry as a Parkinson's patient and harm Larry's back.

-Dr. Naini testified that Larry had had plenty of bed-rest at Evergreen and had indeed been transfered to start exercise, not to have more bed-rest. That the recommended 6-10 weeks of more bed-rest recommended by Jerry Rathman would harm Larry's back.

-Jerry Rathman, who had never seen Larry before, testified that he did not contact any of Larry's doctors and made no recommendations to Ms. Roach about Larry other than his type of PT wasn't appropriate at that time and he recommended bed-rest despite the fact that Larry had just come from a program of 3

Argument showing without a doubt that Jennifer E. Roach has never harmed Larry, but the DSHS has. Page 41

hours of exercise at Virginia Mason hospital. We also know that Mr. Rathman said he helped Larry to the restroom, but doesn't remember a thing about what happened after Larry peed in his pants. That is because he wasn't helping Larry to the restroom and walked away after Larry went his pants. Ms. Roach took Larry to the restroom and got him dry clothes.

-Pam Rock testified that 6-10 weeks of bed-rest would harm Larry's Parkinson's and harm Larry's back and that although she never had any problems with Larry needing to use the restroom, if she had she would have helped him.

3-Did any of the exercise cause Larry's sleep disturbance?

Dr. Naini testified that Ms. Roach's exercise routine was fine for Larry and it would help him sleep better.

4-What was the cause of Larry going to Harrison hospital?

Harrison Hospital visit:

Just look at the medical report: Ex 13

There is no mention of exercise at all. Ms. Sutherland testified that she did not exercise Larry on the day that Larry went to Harrison. Ms. Roach wasn't even on the premises the previous 24 hours. The Sutherlands had to be told by their friend to call 911 when Larry went to sleep in his soup. The Sutherlands had to be told by Ms. Roach (when she arrived after the fact) to take Larry to the hospital to check for possible stroke. When questioned by Judge Peterson if the exercise would cause sleep interruption, Dr. Naini testified that Larry's exercise would have made him sleep better. The first time we heard anything about "over-exercising" was when Mr. Sutherland filed for the VAPO which was accompanied by the imaginary Flomax prescription.

FACTS

1. There was no doctor's recommendation for additional bed-rest.
2. There was no wheel chair provided and Dr. Roberts testified that it wasn't preferred. Mr. Sutherland did not want to get Larry a wheel chair either.
3. Ms. Sutherland testified that Larry was using a bicycle at the YMCA, but that she had never gone there. How would Ms. Sutherland know anything about Larry's exercise if she had never been there?
4. Mr. Sutherland said that he did go to the YMCA, but he couldn't identify anything that Larry did there. . Mr. Sutherland works all day at Boeing
5. YMCA is required by law to report any suspected abuse. There was no report from the YMCA to APS about Larry's exercise there.
6. Ms. Pilcher said that she did go with Ms. Sutherland and Larry to the YMCA on Oct 21, but they didn't exercise. "Larry peed all over and we had to try to find him a urinal."
7. Dr. Roberts testified that Ms. Roach's exercise routine was fine for Larry.

Argument showing without a doubt that Jennifer E. Roach has never harmed Larry, but the DSHS has. Page 42

8. Dr. Naini testified that Ms. Roach's exercise routine was fine for Larry and it would help him sleep better.
9. Dr. Roberts testified that Parkinson's patient's symptoms would change due to the people and situations around them and could change from hour to hour.
10. The exercise routine Ms. Roach was helping Larry with would make him sleep better, not worse.
11. Harrison hospital made no remarks about exercise effecting Larry at all.

Additional Questions:

1. Is it possible then that Ms. Roach and Larry's positive encouraging friends brought out the best in Larry and that the Sutherlands and Pilchers brought out Larry's worse Parkinson's symptoms? Could Ms. Roach's presence (not her sexual allure) and positive encouraging attitude actually have caused a reduction in Parkinson's symptoms for Larry? It is possible. Dr. Roberts testified that "A relaxing environment would tend to make Parkinson's symptoms less."

CONCLUSION:

This whole accusation is full of misleading information based only on the "fact" that Jerry Rathman made a wrong recommendation for Larry and the "fact" that Mr. Sutherland invented a Flomax prescription and the term "over-exercising" which means nothing.

Ms. Roach in NO way was "over-exercising" Larry. Ms. Roach was helping Larry exercise exactly as prescribed by the doctors at Virginia Mason and was doing exactly what she should have been doing and is not at fault for other people's bad recommendations or out right lies.

ACCUSATION J--

In October of 2012 you utilized your status as DPOA to cancel and change the VA's medical appointments though you were in King County and he was in Kitsap County where you would not take him to his appointments,

ARGUMENT

First there are many DPOAs in another county and even another state. There is nothing wrong with that. Also there are many DPOAs who do not take the patient to their medical appointments. There are often care-givers who take patients to their medical appointments instead of the DPOA. Mr. Sutherland was DPOA for 15 years and never lived in the same county and never attended a single one of Larry's medical appointments. He, in fact, hadn't any idea about Larry's medical problems which makes him a lousy DPOA. If Mr. and Ms. Sutherland were not interested in taking Larry to his medical

appointments, they could have asked Ms. Roach or as financial DPOA hired a care-giver to drive Larry to his important medical appointments. Canceling them because it is too much trouble for them is not right.

Ms. Roach was **required** to make and change Appointments for Larry while she was DPOA and she was perfectly willing to take Larry to any and all appointments, but Mr. Sutherland blocked her effort to perform her duties as DPOA and then while NOT DPOA the Sutherland's canceled Larry's Parkinson's therapy (Ex F-20 "He speaks fine")- LSTV-LOUD 16 sessions required in 4 weeks. (It would have helped Larry tremendously- Dr. Roberts testified to that fact.) While NOT DPOA the Sutherlands canceled Larry's appointment with his general physician of 40 years standing, Dr. Potter. While NOT DPOA the Sutherlands canceled Larry's appointment with his Parkinson's neurologists, Dr. Roberts, and while NOT DPOA pretty much ruined Larry's chance to be healthy again.

Later as DPOA the Sutherland lied to Larry's family, friends (Ex F-4) and doctors and told them that he had a "major head injury" when he didn't and he had dementia (when he didn't) and that he did not need his C-PAP (Ex F-23) which he did. All of Larry's Port Orchard doctors testified that they had not been told that Larry had sleep apnea (severe or not) and we know that it had not been treated by the DSHS CRU intervention (Ex D page 15) on Dec 13, 2012. Unfortunately DSHS did no good as Larry was removed from Stafford Suites that same day. And we know from Ex A page 7 R, That Larry has not had his C-PAP for over a year and was desiring to use it. Sutherland's DPOA form had never been filed with Group Health prior to Oct 2012.

To cancel a person on a DPOA does not cancel the form, but eliminates the person listed on that form. A person can't change their DPOA while said person is mentally incapacitated and Larry was declared mentally Incapacitated on Oct 29 by Sutherland's daughter and Wife. They "diagnosed" him with dementia at that time as "testified" by Mr. Sutherland. So Mr. Sutherland "testified" that 2 days later Larry was mentally sound enough to replace his DPOA, but 2 weeks later placed him in assisted living as he continued to urinate on the furniture as per Mr. Cook's testimony. Mr. Cook, SON-IN-LAW to Sutherland, stated that Larry was "Loopy" all that time and continued to pee on the furniture during Oct and November.

So we have Ms. Sutherland who testified she drove 8000 miles a month to help Larry, taking over Larry's Health care. She lives less than 10 miles from Larry's assisted living therefore she testified that she made 800 trips a month. It would take her about 30 minutes travel time if we count getting in the car and into the facility to Larry's room. So she would be spending 400 hours a month driving to and from the assisted living. The average person who works 22 days a month for 8 hours a day is working 176 hours a month. So according to Ms. Sutherland she was spending the equivalent of 2 full time jobs just driving back and forth from the assisted living to her home to "help" Larry. If she is spending 12 hours a day driving already, I could see why she wouldn't want to drive Larry to an appointment that would help him improve physically and mentally, but she should have just asked Ms. Roach to take him as she would have been happy to do something helpful for Larry rather than just burning up the highway driving back and forth for 12 hours a day like Ms. Sutherland testified under oath that she was doing.

FACTS

1. Mr. Sutherland testified that he had never asked Ms. Roach to take Larry to his appointments.
2. The appointments that Ms. Roach scheduled for Larry while DPOA were important and necessary.
3. Ms. Sutherland testified that she was driving 8000 miles a months which is 800 trips a month for Larry in the car, therefore spending 12 hours a day driving for Larry.
4. Ms. Sutherland testified under oath that she was spending 2900 hours a month helping Larry or 97 hours a day.
5. Ms. Mark-Corpolongo also testified that she did not know that Ms. Roach would have taken Larry to his appointments as she had never asked Ms. Roach that question.
6. LSVT-loud was a very important Parkinson's therapy (according to Dr. Roberts) which the Sutherland canceled while NOT DPOA
7. While NOT DPOA the Sutherlands canceled important doctor's appointments with Larry's Parkinson's specialists, Dr. Roberts, and with Larry's general physician for 40 years.
8. A DPOA is in effect till another replaces it with a more recent date. There is never any confusion in the medical field about who the DPOA is as they always use the latest dated form.
9. Mr. Sutherland had never filed his old DPOA with Group Health.
10. Even if Larry signed a "do not want Ms. Roach" form legally, it would not make the 1996 DPOA effective. The July 2012 would be the only legal DPOA form.
11. Not appropriate to use a 16 year old DPOA that was created while Larry under stress from the loss of his wife.

CONCLUSION:

Ms. Roach was doing exactly what she was supposed to be doing as DPOA. She did nothing wrong and is being punished for doing the very best to help Larry. Larry is being punished too.

ACCUSATION K-

The VA was asked to move from the facility he was living in partially based on your actions. You tried to sabotage his placement by having people contact the facility about the VA because of the VAPO in place.

ARGUMENT

Ms. Hoyt testified that the "staff overheard Larry say to someone on the phone that he was imprisoned and would run away on Dec 12th." "The next day Larry left Stafford." This was during a time period where only the approved 12 were allowed to talk to Larry.

Ms. Hoyt testified that all calls except 12 names were blocked. We can guess that anyone who would listen to Ms. Roach would not have been allowed to talk to Larry by Dec 12th. Marlene Gaw testified (Ex I page 42) that as of Nov 29 that all calls had to go through Loretta Sutherland. So it is safe to believe that the "numerous" calls Ms. Mark-Corpolongo reported that were not recorded in her APS Narratives and the "few" phone calls a day that Ms. Hoyt mentioned were not friends of Ms. Roach and had nothing to do with Ms. Roach. If Larry was standing there talking on the phone next to staff on Dec 12 that had to be someone that Mr. or Ms. Sutherland approved of and therefore all the calls that are being blamed on Ms. Roach were not from her or from anyone associated with her.

When asked Ms. Hoyt had no idea who calls were from, but it had to be one of the 12 which would include the Sutherlands, the Pilchers and Ms. Mark-Corpolongo and others approved by them.

The e-mail, Ex 1, from Ms. Roach did not tell people they HAD to complain. It was simply information about where to complain IF they had a complaint. The e-mail written by Ms. Roach that Mr. Sutherland accused her of "sabotaging Larry's stay at Stafford" was indeed written Dec 10, but it did not say to tell Larry to run away and Ms. Hoyt testified that no one had actually complained to Stafford about Larry's care. The e-mail is clearly to let Larry's friends know how to complain about Larry's care (if they noticed a problem,) so that he would get proper care, not to have him removed from Stafford Suites. It could be that someone did complaint to DSHS about the C-PAP, but it was too late. There is no report of who called DSHS about the C-PAP and complaining about denying Larry his life saving medical equipment is NOT harassment and did not cause Larry to be moved, but just caused the C-PAP to be added to his care.

The last phone calls to Larry are Ex I pages 37-49. They were written for Mr. Gates for the sole purpose of placing a VAPO on Mr. Sutherland the second Ms. Roach was free, which any reasonable person would have thought would be November 30, 2012.

We know that DSHS CRU (Ex D page 15) went into Stafford on Dec 13 and found that Larry was not using his C-PAP. A photo of a C-PAP (as Mr. Sutherland testified he took) is not the help Larry needs to put it on every night with his crippled fingers. We have had numerous testimony by doctors (every single one) that not using a C-PAP can mimic dementia and Ex C 12-14. We have testimony by the

Group Health Port Orchard doctors that the Sutherlands had not told them that Larry had severe sleep apnea or sleep apnea at all and we have correspondence showing Mr. Sutherland was indeed telling people "Larry doesn't need it" (Ex F-23) and quoting that those doctor who testified that they never knew.

11/27- date of Ms. Gaw's last call- Ex I -42

12/09 e-mail Larry used a "residents" phone to call Geoff Cahoon recorded 12/18, yet that was the phone call that Mr. Sutherland helped Larry call Mr. Cahoon.

12/10 Date of Ms. Roach's e-mail—Larry having no C-PAP the whole time at Stafford

12/12 CRU complaint -APS Narratives—Ex D page 14

12/12 Ms. Mark-Corpolongo- "letter mysteriously showed up" Ex D page 14. Letters come in the mail.

12/13 C-PAP from CRU—APS Narratives--Ex D page 15 -top of page

12/13 Behavior started within last 24 hours- Ms. Hoyt testimony

FACTS:

1. If anything could have effected Larry behavior it would have been lack of C-PAP treatment.
2. APS was supposed to be helping Larry with his right to be free from imprisonment, not help imprison him. RCW 11.92.190.
3. Larry has the right to live where he please even under guardianship- RCW 11.92.190
4. Ms. Hoyt testified very clearly that no none complained to her about Larry's care.
5. Ms. Hoyt testified very clearly that the reason Larry was asked to leave Stafford was because he had stated that he was a "prisoner and would escape" while on the phone to someone approved by Ms. Sutherland.
6. Ms. Hoyt testified that only approved people were allowed to talk to Larry long before Dec 12, 2012
7. Ms. Schaefer testified that the staff was not bothered by her calling on Nov 28, 2012
8. Letter don't mysteriously appear- they come in the mail.
9. Larry had no use of his C-PAP prior to 12/13/2012 since Ms. Roach was kicked out.

CONCLUSION

Ms. Roach did not even try to cause Larry to leave Stafford, she just wanted him to have proper medical care. Ms. Mark-Corpolongo ignored all the signs of Larry being abused by Mr. Sutherland.

As testified by Ms. Hoyt, Larry was moved from Stafford Suites because he was talking to someone approved by the Sutherlands (not a friend of Ms. Roach) on the phone and said he would escape. Larry leaving Stafford had nothing to do with Ms. Roach.

ACCUSATION L-

In a 2 week period in Oct 2012, 3 collateral witnesses heard you yell at the VA.

ARGUMENT:

Voices travel better through damp air- FACT -acoustical fact.

Voices sound louder in a quiet neighborhood.

Older adults all have some hearing loss.

Stating something firmly at an understandably volume is not abusive.

The Sutherland don't live in a "quiet" neighborhood, but a "very quiet" neighborhood.

Ms. Sutherland was supposed to be taking care of Larry's bathroom (care-giving) needs and where was Ms. Sutherland? Mr. Cook did not see her. Ms. Roach was forced into a position of wiping a man's bottom as Ms. Sutherland was continually away from Larry when he needed help. Ms. Roach was also sleeping in the same room as Larry and had to take care of night pee duty. She was forced to do it as others weren't available. Ms. Roach never claimed to be a care-giver in the sense of taking care of ADLs. Ms. Roach had never done toileting with anyone and had no training for it. Why was Ms. Roach even having to be in the bathroom with Larry? Ms. Roach asked for more help at the Sutherland home and Mr. Sutherland said; "NO." What was Ms. Roach supposed to do leave Larry without help as Ms. Sutherland did other things. They promised Ms. Roach that they would take care of all the care-giving needs and that she would only have to do his exercise and doctor's appointments.

But we have a lot of unsorted issues about what Mr. Cook over heard. (Remember Mr. Cook is the SON-IN-LAW and has no reason to support Ms. Roach's side of the story.)

How far was the bathroom window from the front door? What was the window made of? Bathroom glass is generally thin. Was it open or closed? Which side of the house? The weather must have been nice or Mr. Cook wouldn't have been outside. Where was he "outside"? He was walking to the front door which happens to be close to the bathroom window? I tried to get situational and distance information which is what Mr. Edwards should have been doing, but Mr. Cook testified that he was "bad with directions" and I gave up once he stated that the bedroom had 10 x 20 feet left over AFTER the bed, when the bedroom is only 10 feet x 10 feet max. 10 feet x 20 feet plus a bed would have taken up half the house.

I didn't have enough time to see if Mr. Sutherland would answer honestly and Ms. Sutherland testified that her bathroom window faces East which is physically impossible. That would have put the bathroom inside her fireplace. But now that I think of it, they would let the dogs jump out the window next to the fireplace. Maybe she was talking about the dog's bathroom. It appears that Mr. Cook and Ms. Sutherland after living there some time don't know which direction the sun comes up or were they just avoiding the questions because they both knew that the bathroom window was close to the front door?

Anyone being a few feet from a bathroom window either open or closed in a very quiet neighborhood

where voices may carry because of higher humidity (being right next to the water) in a house were people talk softly, might think that someone was raising their voice when they are talking in a normal voice for themselves.

Did Mr. Cook make out what the people in the bathroom were saying (assumed to be Ms. Roach and Larry)? NO. He said he was sure that he couldn't understand what they were talking about at that time. If he was within 20 feet (which is what he said) and he couldn't understand the words, then that means that Ms. Roach (or whomever it was) wasn't talking all that loudly in a very quiet neighborhood in a house far off the road where any sound would be heard easier.

But despite the volume or who was or was not in the bathroom with Larry or not Larry. The important point was DID it hurt Larry? No. There was never any statement by anyone (including the Sutherlands) that Larry was in any way upset by Ms. Roach's voice volume or whomever was in the bathroom when Mr. Cook heard something. Even though Mr. Edwards might try to argue that any voices higher than normal would be harmful, that is not logical. Older adults often have some sort of impaired hearing. That's normal. Did Mr. Edwards prove that Larry had perfect hearing? Mr. Cook stated clearly that Larry's behavior didn't change because of Ms. Roach's (or whomever's) louder than normal voice. He indicated that Larry was "loopy" on through November when he was sent to assisted living where we remind you that Loretta Sutherland worked 97 hours a day for him by her own statement.

Ms. Sutherland claims to have rushed in to rescue Larry from Ms. Roach, but Mr. Cook denies having seen anyone else in the house at that time. He doesn't even remember actually seeing Larry or Ms. Roach. Was Ms. Sutherland in the bathroom with Larry when Mr. Cook heard the louder than normal voice and Ms. Roach in the bedroom at that time? Mr. Cook testified that he was asked to write his letter a month later with the specific purpose of helping Mr. Sutherland "keep Jennifer away from Larry." Was he told to "write about that incident where you heard Larry getting "yelled at" and told it was Ms. Roach at that time when it wasn't? Would Ms. Roach's voice and Ms. Sutherland's voice sound similar behind a closed door? Did Ms. Roach ever close the door to the restroom? NO, she didn't and why would she? As everyone in the house knew that Larry was having problems and the walker had to come in the bathroom with him. Once the walker is in the small bathroom, it's hard to get back to the door to close it unless you have long arms like Ms. Sutherland.

So even though Ms. Sutherland testified that "Flomax was like a miracle drug." It appears that she didn't tell Larry or Mr. Cook that and Mr. Sutherland stated that Larry (Ex 5 page 20 line 23-24) "he's urinating on my furniture" is why he went to assisted living on Nov 23rd- over a month after the supposed miracle drug, Flomax, was introduced. While Ms. Roach was with Larry, she was there for him all the time and Larry didn't urinate on the furniture.

My questions to Ms. Sutherland about how far the neighbor to the North was from her house was a useless question, as I was disoriented about which way the house faced at that time. I afterwards looked up the property on Google-maps. I thought that the water was to the East and it happens to be a bay and the water is to the north. Ms. Sutherland said that the bathroom window was on the East, but that also is impossible, so I think that her answer was actually answering how far the neighbor was to the south which is irrelevant as that is hundreds of yards away and across the street. If Ms. Roach was standing outside the house and really trying for top volume that neighbor isn't going to hear a thing. The houses

along the waterfront are close together, as you would expect as you're paying for water frontage, so the next door neighbor who never met Ms. Roach and who was told that he was hearing Ms. Roach was actually only a few feet from the bathroom window.

Everyone knows which side the sun comes up on and sets. There had obviously been a discussion about Ms. Sutherland's mistake and Mr. Cook just declined to contradict her. Which side a bathroom window on? What made of? Open or closed? How far from front door to bathroom window? AND a House smaller than low income apartments at 912 sq feet or 30 feet by 30 feet open floor plan, no interior walls, makes a lot different impression of hearing at 20 feet than what we typically think of as a normal house for a Boeing Engineer. The house layout is important and no report of that has been done by Ms. Mark-Corpolongo who claims to have visited the Sutherland's house.

There was also somewhere or some time a statement that it "sounded" like Ms. Roach hit Larry, so I want to cover this falsehood also. This is not batman. Human fists don't make noise against human bodies. Also Ms. Roach is not a trainer boxer and hitting someone would have hurt her more than that person. She never spanked her child while he was growing up, not because she was some sort of saint, but because it hurt her more than him.

FACTS

1. We had a neighbor who never met Ms. Roach write a statement that he heard "Ms. Roach" yelling after Ms. Sutherland told him it was Ms. Roach. We don't know where that neighbor was standing. He could have been 10 feet from the bathroom window and still been on his own property. He never saw Ms. Roach.
2. We have Ms. Sutherland state to the neighbor that she heard Ms. Roach yell and she herself yelled while on the phone. She stated that she rushed in the house to save Larry, but Mr. Cook said he never saw her.
3. We have Mr. Cook state that he heard someone talking loudly in the bathroom, but never saw anyone.
4. We know that Mr. Cook wrote his statement about a month after the incident for the sole purpose of "helping the Sutherland's keep Ms. Roach away from Larry," probably not giving it much thought in the mean time (as he kept no records to refer to).
5. We know that Mr. Cook could not (from his own statement) make out a single word of what was said at that time even though he was no more than 20 feet away from the incident. I specifically asked him even if he didn't remember what was said, could he *at the time* of the incident understand what was said and he replied, "No."
6. It is a quiet neighborhood and the house is far off the street. Sound travels easier in a moist environment and the property is on the water, but still Mr. Cook could not make out what was being said.
7. Ms. Roach and Ms. Sutherland have similar voice ranges.
8. This wouldn't be the first time Ms. Roach has been blamed for something the Sutherlands actually did.

9. Hitting a person with a person's fist doesn't make a loud sound.
10. We have no evidence of Ms. Roach having broken her fist.
11. We know from Mr. Cook's statement that the incident with the louder voice did not effect or change how Larry behaved. That is, It had no effect on Larry which is required by definition if considered to be abuse.
12. We know by definition that Ms. Roach was herself a VA at that time and was being forced into the job of nighttime bathroom care for which she was not qualified and never had agreed to do, besides the day time duty when Ms. Sutherland failed to appear.
13. Mr. Cook stated that he definitely felt that Ms. Roach was exhausted and full of anxiety.
14. We know that Ms. Roach requested Mr. Sutherland to hire night time help, but he refused to hire night time help, so that Ms. Roach was not getting even as much sleep as Larry and was exhausted.
15. We know that the house is small. 30x 30 feet means that when you stand in the middle of the house you are 15 feet from all the exterior walls.
16. Mr. Fast testified that Larry thought of Ms. Roach STILL as a "ticket home" therefore he wasn't harmed by anything Ms. Roach has said to him ever.

Unknowns that weren't submitted as evidence

- A. Could Mr. Cook have heard someone talking on the phone while in the bathroom? Ms. Roach or Ms. Sutherland?
- B. If it was really all that loud, why couldn't Mr. Cook actually hear what was being said? Why couldn't he make out a single word?
- C. Someone said or wrote that Ms. Roach might have hit Larry, but I can't remember the reference. This isn't Batman. Hitting a person with a fist doesn't make noise unless they are wearing leather and we can safely assume that Larry and Ms. Roach were not wearing leather. We can also safely conclude that Ms. Roach would have hurt her own fist if she had hit anyone. It hurt her not him.
- D. What was the bathroom window made of and was it open?
- E. How far is the front door from the open bathroom window?
- F. Were the interior walls standard, so that there was no insulation between the bathroom and the main open floor plan?
- G. What is the R- value of 2 layers of sheet rock?
- H. Where was the position of the large bathroom mirror in relation to the people or person inside the bathroom as glass also reflects sound?
- I. Was Larry's car outside? Where Larry and Ms. Roach even at the house at that time?
- J. What time of day did this happen? Mr. Sutherland was not home, so it could be that Mr. Roach and Larry were at the YMCA at the time of Mr. Cook's record of an incident.

CONCLUSION

Since there is no evidence that Ms. Roach was in the bathroom at the time Mr. Cook heard louder voices; Since Mr. Cook (the son-in-law) and Ms. Sutherland's observation conflict, we can't use either as evidence;

Since we do not have sufficient proof that Ms. Roach was even in the house when the louder than normal voice was heard;

Since we have no evidence at all that Larry was harmed by the louder than normal voice if he indeed was there;

Since we already know that Ms. Sutherland will invent awful stories about Ms. Roach (Stating she drowned her fiancée in the bathroom and telling Ms. Pilcher that Ms. Roach was spooning Larry.)

We can only conclude that there is no proof that Larry was abused by the definition of abuse by "yelling" if he was there, because it must have caused damage to Larry in order to be considered abuse.

Insufficient Evidence and conflicting statements between Mr. Cook and Ms. Sutherland, the woman who was supposed to be in the bathroom helping Larry and herself states she wasn't there.

I.E. Ms. Roach cannot be found to have abused Larry in that manner.

ACCUSATION M-

On Nov 18, 2012 while the temp VAPO was in effect, the VA wanted to go to his own home and you were asked to leave temporarily so that he could access his own home. However, you refused to do so which prevented the VA from going to his own home.

ARGUMENT

First of all this was a set-up by Mr. Sutherland. If Ms. Roach did let him and Larry come over he would change the locks on the door and steal Ms. Roach's court papers and if she didn't he would spend that afternoon telling Larry lies to get him to sign a vicious letter against Ms. Roach. Also we have someone (Mr. Sutherland) accusing Ms. Roach of not letting Larry go home for a few hours when he himself would not let Larry go home for 2 years. Arbitrary and Capricious on the part of APS. Mr. Sutherland is not qualified to testify that Ms. Roach wouldn't let Larry go home because of his own guilt.

Mr. Sutherland also had manipulated Larry for some time trying to convince him that Ms. Roach was cheating him. Ex I 45-49, We have his conversation with Geoff Cahoon using Mr. Sutherland's phone. Mr. Sutherland later told Ms. Sutherland to tell APS that "Larry borrowed a resident's phone to call Geoff" and Ms. Sutherland testified to that also when it was actually Mr. Sutherland helping Larry call Mr. Cahoon. Of course, Mr. Sutherland was supposed to have contacted Mr. Gates and Mr. Sutherland failed to tell anyone about the second e-mail arranging for a mediator, Ex F 1. So Larry wrote his Letter against Ms. Roach on that same day that Mr. Sutherland did not tell him that he could go visit his home and trying to convince Larry that Ms. Roach was stealing his money and his house. Larry told Kathryn Little (Ex I-37-38) \$60,000 was taken and Karen Schaefer told by Larry that he was told \$16,000 and that he had a cracked skull (Ex I page 43-44). All that information came from Mr. Sutherland. This is obviously a little different than the \$2000 Mr. Edwards wants accounted for- which Ms. Roach has already done.

FACTS

- Mr. Sutherland should not have been contacting Ms. Roach directly. He was supposed to be contacting Mr. Gates. (Attorney Gates testified to that.)
- Ms. Roach sent Mr. Sutherland an e-mail stating that she would arranging for a mediator -Ex F 1-2
- Mr. Sutherland never told Larry, the court, or APS about the second e-mail (Ex F1-2) and the APS agent never asked Ms. Roach about that event.
- Sutherland spent that time trying to convince Larry that Ms. Roach was stealing his house (Ex I-45-49. F-3)
- Mr. Sutherland had already threatened to lock Ms. Roach out of the house and keep her belongings. Ex F-33
- There was no particular need for Larry to go to his house at that time on that day.
- Mr. Sutherland had kept Larry from going home already for 2 months and would continue to keep Larry from returning home for 2 years afterwards.

CONCLUSION

Ms. Roach was framed. She was trying to do everything correct and made the mistake of replying to Mr. Sutherland's e-mail while under a lot of pressure. Ms. Roach did not hurt Larry in any way by her actions. It was Mr. Sutherland's refusal to use a mediator which kept Larry from his house that one afternoon.

ACCUSATIONS N-O

N- You were aware of the VAs cognitive deficits when you met him in 2009. Shortly thereafter, you began helping him and became his paid caregiver.

O- You later moved onto the VA's home. The VA however, viewed you as his girlfriend.

ARGUMENT

I will treat these 2 accusations under one argument.

1. Seeing that it is really normal for a care-giver to know if cognitive deficits ahead of time and
2. Seeing that in the US a woman is not responsible for what a man states about her I would guess that this is the section that Mr. Edwards will use as the "free rent" section and the "manipulation" section.

Cognitive deficits:

Now it seems to be that APS likes to throw this around where it please them. A "cognitive deficit" is common with everyone over 50, including Ms. Mark-Corpolongo who seems to have a major cognitive deficit on how to conduct a real investigation. A cognitive deficit can mean just not operating at as quick a level as before. Larry has a very high I.Q. Lower cognitive abilities for him might just meant that he can't figure out what 5892 multiplied by 543 is in his head anymore. Cognitive deficits with Parkinson's might be just simple coordination problems like not being able to work the clips on his C-PAP by himself at night, while he can and did balance his check book and pay his bills. A cognitive deficit might be just having problems remembering appointments which some people have problems with all their life. It does not mean "dementia" or "mental incompetence" like APS is trying to do to confuse all those terms in order to have a case against Ms. Roach. A headache can cause cognitive impairment.

Why spend the night?

We know that Ms. Roach actually moved into Larry home to help with his C-PAP. Dr. Roberts did testify that Larry has ulnar nerve damage and a Parkinson's hand tremor. These effect Larry's ability to do fine motor skills such as using a telephone, writing checks, and putting his C-PAP on at night. Larry had actually tried to use the device for months before asking Ms. Roach to help at night. This help with Larry's C-PAP alone (as stated my Ms. Fitzgibbon) would cost Larry \$22 per hour. Larry needed help to put it on when he want to bed between 10 and 12 and during the night when he used the toilet he needed help to put it on between 2-6 AM. Sometimes the face mask would pop apart in the night and it would actually have to be repaired. According to Ms. Fitzgibbon a care-giver would be there the whole time and it would cost from 10PM to 6AM (8 hours at \$22 an hour) or \$176 for Larry to have someone help with his C-PAP and nothing else. Ms. Roach therefore saved Larry right off the bat \$176 a night.

Manipulating??

Ms. Sutherland was real kind to give us an example in her testimony of Ms. Roach's high pitch "manipulating" voice. I am sure that anyone can agree that the vocal impersonation that Ms. Sutherland

graced us with could not do anything, but chase everyone out of the room. It certainly wouldn't "control" and "manipulate" Larry.

The other thing was the "LUV statements" that Mr. Sutherland testified about and that he wrote in the temp VAPO. Now Mr. Sutherland states that he only heard Ms. Roach state she loved Larry one time. Ms. Roach testifies that was after Larry stated "I love you" while he was being traumatized by the learning that Mr. Sutherland wasn't going to let him go home and that Ms. Roach was being told to leave. Now Mr. Sutherland testified that this one incident caused him to believe that Ms. Roach was having sexual relations with Larry. This is stretching things- no one could reasonable make such an accusation.

When Ms. Roach said goodbye to Larry Ms. Sutherland was not in the room, yet Ms. Pilcher testified that she was told by Ms. Sutherland that Ms. Roach was spooning Larry. This is an absurd and sick minded statement.

The other comments about manipulation were from Judge Dalton during the Nov 30, 2012 hearing referring to Nov 16, 2012 hearing. Ex 1 page 18 #4. Now Judge Dalton could see everyone, but Mr. Sutherland stated very clearly that HE couldn't see Ms. Roach and Larry was on the other side of him, so it was obvious that if a 6'3" man couldn't see Ms. Roach because Mr. Gates was blocking the view that a 5'7" man on the other side of him, Larry, couldn't see Ms. Roach either. We see that Judge Dalton refers to the event as if Ms. Roach's tears were causing Larry to be upset and totally rules out the possibility that it was her verdict that upset Larry. By Mr. Sutherland's testimony we know that Larry could not be responding to "seeing" Ms. Roach's tears as he couldn't see Ms. Roach at all.

GIRLFRIEND??

-Marlene Gaw said very specifically that Larry did not view Ms. Roach as his girlfriend, but even if he thought that, it would not have been abuse. Only in places like the Middle East to women get beaten, abused and punished for what men think. I believe this is part of the fable that Mr. Sutherland invented, because it's hard to come up with bad things a good person is doing and sexual relations is something that is hard to check up on. Mr. Sutherland stated very specifically that he thought that Ms. Roach was having sexual relations with Larry after hearing Ms. Roach reply "I love you" to Larry's "I love you" while he was being traumatized. There is nothing wrong with stating "I love you" to a friend and Larry did tell his friends that he loved him. Mr. Sutherland himself admitted telling Larry "I love you" many times and we can't assume that he is having sexual relations with Larry.

We have obviously established that Ms. Roach and Larry were friends. I think it would be odd for them not to be friends after living together for 2 years. How a care-giver can work for a client for years and never grow to love them seems like a great disrespect and disregard for the elderly and a total shame that that the elderly have to suffer with people who are around them just to get a paycheck. I love everyone in my Parkinson's classes and some I only see once a week. I don't see anything wrong with loving at some level someone who I have lived with for 2 years. In fact, that seems to be a totally right thing. I don't believe that Ms. Mark-Copolongo did anything more than listen to Mr. Sutherland's fable and write it down. She talked to Larry several times and she had no records in her files that states Larry ever told her personally that Ms. Roach was his girlfriend and she certainly could have asked him directly.

Also we have a very big problem here. Larry was mowing the lawn, lifting weights, walking 2 miles and rollerskating. He's 5 inches taller than Ms. Roach and is much stronger. How is Ms. Roach going to force herself on such a man? He is not a helpless person in a wheel chair. If Larry wanted sex it would be him molesting Ms. Roach not the other way around.

FACTS:

- Larry was a strong adult man ho was able to talk clearly and run a lawn mower. He was not a defenseless invalid who could have Sex forced on him.
- Saying "I love you" to a friend in distress is not manipulation.
- Ms. Sutherland saw nothing. Ms. Pilcher saw nothing. Mr. Sutherland saw nothing to indicate sexual relations. They only heard Ms. Roach tell Larry "I love you" once.
- A screechy high pitched voice could not "manipulate" anyone into doing anything, but running away.
- Larry was saved \$176 a day just by having Ms. Roach spend the night.
- We have no record of Larry calling Ms. Roach his girlfriend. No one testified that they had heard Larry call Ms. Roach his girlfriend.
- We are living in the USA and women cannot be tired for the crime of 'what a man states about her.'

CONCLUSION:

There is no proof of manipulation just false invented accusations. Women cannot be charged with abuse in the USA based on what a man states about her. Ms. Roach did not manipulate, abuse, or become Larry's girlfriend.

These accusations aren't about abuse, they are just made up statements to try to make something of nothing or make Ms. Roach appear bad.

Ms. Roach did not do anything wrong by helping a man who needed help.

ACCUSATION P--

Between Sept 23, 2012 ad Oct 03, 2012 while the VA was hospitalized you used the VAs bankcard to make purchases and take cash withdrawals from **ATM** machines without the permission of the VA or attorney-in-fact. The total amount of unauthorized purchases and ATM cash withdrawal made by you on the VAs bankcard is approx. \$2000.

ARGUMENT:

1. We have no proof that Larry did NOT authorize the use of his ATM card AND

2. I want to cover this first as Mr. Edwards just doesn't seem to be able to let this go.

I have already calculated many scenarios of how little Ms. Roach was charging for her time in my brief (pages 10-16,) but lets do an evaluation of: Could Larry afford on his nice fat middle income to pay \$100 a day for assistance of any kind?

Is \$100 a day a lot of money and could Larry on his middle income pension of \$55,000 plus Investments afford **\$100 a day**?

How could anyone possibly say that Larry with a middle class income couldn't afford \$100 a day for care-giving? He could afford \$100 a day and we have proof.

His bank balance on:

Jan 01, 2012 was \$6678.01 Exhibit 19 Page 1

Oct 31, 2012 was \$7827.98 Ex 19 Page 76

It got bigger!!!!

That means Larry was spending less than he was making. He could afford it AND that doesn't include the \$10,000 failed transfer from his Investment fund in July 2012. It failed to transfer because Sutherland had changed all the banking numbers to create the TRUST (where he gave himself ALL of Larry's money- "a small change" according to Ms. Mark-Corpolongo).

So therefore the balance on :

Oct 31, 2012 should have been **\$17,827.98** That means his balance grew by \$11 THOUSAND DOLLARS !!! So, Mr. Edwards, why do you keep saying that Larry couldn't afford to pay Ms. Roach \$100 a day?

Look at Ex H Page 8 right side mid page there is a summary of per day spending for Larry.

We see that Larry was spending:

Before Ms. Roach	After Ms. Roach start sucking Larry dry
2007-222.23 per day	2010 217.79 per day
2008-147.88	2011- 218.95
<u>2009-178.13</u>	<u>2012 -217.86</u>
Average \$182.75	\$218.20

It didn't cost Larry \$182.75 PLUS \$100 a day or \$282.75 a day, but only \$218.20 a day.

Ms. Roach saved Larry \$65 a day MR EDWARDS!!!! So effectively she only cost his \$35 a day!!!

Why do I get upset by these accusations? Because it is so extremely ignorant to accuse Ms. Roach of stealing Larry's money when she only cost him ONLY

\$35 a day!!!

A blind person can see that this is not much money. So with paying Ms. Roach \$100 CASH a day and feeding her and letting her use the water and sleep there it only cost him \$35 more dollars a day more. That includes all those imagined "expenses" and imagined Expensive gifts he bought her.

\$35 also includes the accidental charge to Larry's card for 218.06. NOW, I want to point out that if Ms. Roach wasn't honest no one would have ever know that that wasn't Larry's credit card being paid. Now Ms. Roach is still owed some money. Larry owes Ms. Roach and Ms. Roach owes Larry. In cases like that we take the bigger owed money- Larry owes Ms. Roach and subtract the Little owed Money- Ms. Roach owes Larry. If there ever is a final settlement Ms. Roach will point out that they can deduct the \$218.06 from the tens of thousands they must pay her if the want to get her pay up to minimum wage.

Yes it seems hard to believe, but APS is actually accusing Ms. Roach of charging the "exorbitant rate of \$35 a day for care-giving."

Now on top of being able to afford \$35 a day higher than what he was paying before Ms. Roach we have Ms. Fitzgibbon's testimony that tells us that Larry would have to had paid \$176 a night to have someone help him with his C-PAP, so \$176-\$35 means that **Ms. Roach saved Larry \$141 a night** just by sleeping over and helping with his C-PAP. Then she did house cleaning (\$25 a hour) and other things to fix (worth hundreds) up the house and yard also, so Ms. Roach seems to have been saving Larry hundreds of dollars a day. How could he NOT want to pay her \$100 a day for the work she had done?

Mr. Edwards seems to think that Ms. Roach was supposed to do a financial evaluation of Larry's accounts before agreeing to work for \$100 a day. What right did Ms. Roach have to ask Larry how much money he made? "Mr. Larry, I know you want me to help you clean the garage, but I must first have access to all your bank statements and financial reports to see if you can afford to pay me." I don't know the legal term for that. I would say in engineering upfrontness: That is stupid, unreasonable and a good way to get yourself fired.

\$4506??

Mr. Sutherland stated very clearly that he was not trying to pay Ms. Roach up, but to pay her off- to get rid of her. That is bribery and has nothing to do with a few lines insinuating that she was being paid in full for her time which she wasn't. I don't think using Larry's money to bribe Ms. Roach is proper for a DPOA or trustee. Clearly any person who thought that Ms. Roach was stealing money out of the ATM would NOT pay Ms. Roach more money even for a bribe. Mr. Gates stated very clearly that it was not a settlement as the accounting has not been completed until 2 months later.

After Ms. Roach was kicked out of the Sutherland house we have several reports of Larry being told that Ms. Roach was stealing enormous amounts of money from Larry (\$60,000-Ex I page 44; \$6800 Ex I page 47; \$16,000 Ex I page 37) and yet Mr. Fast testified that Larry would pretty much say anything that would help Ms. Roach, so we can assume that he would have stated that he did give Ms. Roach permission to withdraw from the ATM. It could be that he doesn't remember, but it shows that even with all the 3 years of false evidence that has been fed to him he still trusts Ms. Roach immensely and doesn't believe that she took money from him that wasn't due.

Did Larry and/or Mr. Sutherland approve of the ATM withdrawals?

Mr. Sutherland wrote to APS Ms. Mark-Corpolongo several times that he would pay Ms. Roach more money. This was done during the same time that Ms. Sutherland was reporting to APS Ms. Mark-Corpolongo that Ms. Roach took money from Larry. No one pays more money to a thief, but if Sutherland is accusing Ms. Roach falsely then he would have reason to pay her more money? Mr. Sutherland did know about the withdrawals on Oct 6, 2012 when Ms. Roach brought him all Larry's file boxes and he told Ms. Roach that the withdrawals were fine and he would pay her anything else she was owed.

If you don't believe that then look at APS records.

APS DOC C Page 133 of 153 (Ex H p 4) dated Oct **29**, 2012: From Mr. Sutherland to Ms. Mark-Corpolongo

Actual message sent to Ms. Roach Oct 26, 2012: (Ex H Page 3)

Richard Sutherland: "I show that *Larry owes you [Ms. Roach] compensation* from 9/24/12 to 10/21/12 (28 days) at a rate of \$140/day....leaving a grand total of \$5073."

APS Narratives: 10/29/2012 – Sutherland reports: "copies of bank statement... showing numerous withdrawals of \$503" Ex D Page 11

APS DOC C Page 133 10/26/2012- Sutherland offers to **send Ms. Roach more money!!** EX H Page 4

APS Narratives 10/22/2012- Sutherland reports: "Jennifer has been taking about \$12,000 a month at a rate of \$500 a day." Ex D Page 9A

It doesn't take a mathematician to see there is a problem here with Mr. Sutherland's testimony.

Oct 22- Sutherland tries to convince APS agent that Ms. Roach is **stealing** money

Oct 26- Sutherland **offers Ms. Roach MORE** money- back pay

Oct 29- Sutherland tries to convince same APS agent that Ms. Roach is **stealing** money

Oct 29- Sutherland sends message to same APS agent that states Ms. Roach **hasn't been paid enough**.

So which is it? Has Ms. Roach been under paid or over paid (stealing)?

Is it not obvious that even Mr. Sutherland does not believe Ms. Roach has been stealing from Larry. He

is just trying to get her in trouble.

Then we have Ms. Sutherland who testified that she worked 2900 hours a month or 97 hours a day for Larry stating something against Ms. Roach and Mr. Sutherland who is a Boeing engineer (lots of math to get there) stating that he owes Ms. Roach more money. He clearly knows by then (he said Oct 20th when it was actually Oct 6) that Ms. Roach made withdrawals at the ATM while Larry was in the hospital. Mr. Sutherland clearly is thinking that Ms. Roach deserves more money but is telling those who will cause her problems that she stole money. Ms. Sutherland seems to have not gotten but one page on Oct 20, 2012 and then Mr. Sutherland said that Ms. Sutherland would take care of Larry's bills. This is the woman who thinks she can work 97 hours a day and that she drove 8000 miles a month to help Larry. Her house is less than 10 miles from the assisted living. She thought that she did 800 trips to the assisted living a month? At 30 minutes a trip (by the time you get in and out of the car and into the assisted living) that would be 12 hours a day in travel time alone. That is the person going to take care of Larry's financial needs better than Larry?

Mr. Sutherland knew about the withdrawals on Oct 6, 2012 and approved. Larry told Ms. Roach to "get yourself paid up." In hindsight as Mr. Edwards suggested Ms. Roach could have waited and then there would have been no question, but who would have known that even though Ms. Roach could prove beyond a shadow of a doubt that she more than earned that money that she would be accused of stealing it? Ms. Roach was just doing as she always did: Follow Larry's orders.

We have some other discussions about money and ATMs -

We have Ms. Schaefer testimony and declaration about talking to Larry on Nov 28 and Larry told her that Mr. Sutherland told him that Ms. Roach had stolen \$60,000 from him- an impossibility. (Ex I-43-44)

We have Nan Little's declaration (Ex I pages 37-38) of Nov 28, 2012 stating \$16,000 Ms. Roach took from Larry- another impossibility.

We have Geoff Cahoon's declaration about the call Nov 18 that was made on Mr. Sutherland's phone that clearly shows Mr. Sutherland trying to manipulate Larry into believing that Ms. Roach stole \$6800 from him. Ex I pages 45-48

AND the above mentioned APS reports and e-mails.

And lastly we have Mr. Fast testifying that Larry would definitely testify in Ms. Roach's favor, so if we had gotten Larry to testify, Mr. Fast assured us that Larry would agree that he DID give Ms. Roach permission to use his card to "get herself paid up."

Ms. Roach testified that Larry had told her to go get the money and that she had informed Mr. Sutherland of that fact as soon as she got to Port Orchard and had given all the records to him at that time, Oct 6, 2012.

FACTS:

1. Mr. Sutherland has made numerous statements to APS, Mr. Gates and Ms. Roach stating that Ms. Roach deserved more money long after the September bank statement had been "discovered" by Ms. Sutherland.
2. Mr. Sutherland paid Ms. Roach \$4506 out of Larry's account after telling numerous people that Ms. Roach had stolen money from Larry while at the same time advertising that he would pay her more.
3. Mr. Sutherland is a Boeing engineer and is not stupid about money or calculators.
4. Ms. Sutherland thinks she can work 97 hours a day
5. Ms. Roach saved Larry \$141 a night just by sleeping over to help with his C-PAP
6. Half minimum wage for care-giving is still half minimum wage. Ms. Roach would have been justified in asking at least twice what she got for a fraction of the work she did.
7. Fact Larry paid \$300 a day to stay in his own home with care-givers who abused him Ex A page 5-8 in 2014.

CONCLUSION:

Mr. Sutherland knew that Ms. Roach was underpaid and told Ms. Roach that he approved of the ATM withdrawals after the fact. Ms. Roach was just following orders when she used Larry's ATM card and still was under paid. Larry would have told us that he wanted Ms. Roach to get paid if he had been allowed to testify.

Ms. Roach didn't steal a dime from Larry, but shorted herself by helping a friend.

OTHER POSSIBLE FAULTS and additional information

I add this last section to cover "other things" that Mr. Edwards has been "cross examining " me on when they weren't part of "The Departments" (HIS) listed accusation, but as he has said some of the listed accusations "imply" other horrible acts. So I am "implying" that this section really doesn't pertain, but I'm including it to "cover myself"

WITING CHECKS

Writing a check- Not "paying Larry's bills" and signing it. Means putting the numbers and company name in the blank so that it could be read.

The Car:

Ms. Fitzgibbon stated that it wasn't unusual for the client to use his own car instead of the car of the care-giver. If the care-giver's car is used the care-giver is allowed to charge per mile which goes back on the client's bill. No one in their right mind would let a man who was peeing all over the furniture behind the wheel of a car. Mr. Cook testified that Larry was still peeing on the furniture through Nov when he went to Stafford Suites. Mr. Sutherland stated in court Nov 30, 2012 that Larry was urinating on furniture and that's why he went to Stafford afterwards, Nov 23, 2012. Why would Mr. Sutherland put Larry in Stafford for peeing on the furniture if he was not peeing on the furniture after Oct 25, like Ms. SUTHERLNAD TESTIFIED. The car was sitting in the drive way of Larry's house on Nov 30, 2012 after the VAPO and Ms. Roach had had no time to put it back, so she must **not** have been using Larry's vehicle. We must note that Larry has passed the written test in order to take the drive test. SO Mr. Sutherland wanted Ms. Roach to spend the whole day without pay to deliver Larry's car to Port Orchard so that he could "get behind the wheel." Remember even though the DPOA had been changed 2 days earlier, Ms. Roach had not been informed of that and any responsible DPOA (as Mr. Edwards states: Ms. Roach had a "duty of responsibility") would never have let Larry even practice driving under the condition he was in. On top of that Mr. Sutherland was NOT supposed to be contacting Ms. Roach directly as Ms. Roach had already contracted with Mr. Gates prior to the temp VAPO being issued in the hopes of getting help for Larry.

FACTS:

1. Larry preferred his solid Infinity to Ms. Roach's compact cars. Who wouldn't?
2. Ms. Roach did not use Larry's car for her own personal errands.
3. Ms. Roach did use Larry's car to leave the Sutherland's house on Oct 21, 2012. Larry didn't need it and it was blocking the Sutherland driveway. No one tried to stop Ms. Roach from returning Larry's car back to his house or even suggest that she walk to the ferry and take the bus from there.
4. Larry was under doctor's orders to NOT drive a car- any car.
5. Larry was still peeing on the furniture at that time.

LSVT -LOUD:

Is an occupational/physical therapy program that is approved by Medicare and most insurance companies. It is a set of 16 sessions with a therapist that MUST be taken in 4-5 weeks. The intensity/frequency of the program is important. It was originally just a way to keep the Parkinson's person's voice from leaving, a typical Parkinson's problem which is followed by inability to swallow. That caused the most common ways which a Parkinson's person died, choking to death or pneumonia caused by food in the lungs from improper swallowing.

Now it is more of a combination of programmed movement and vocal. What was learned was that the Parkinson's symptoms are so closely connected that improvement in voice volume could decrease a hand tremor and other Parkinson's symptoms.

Larry didn't have major voice problems yet, but the speech and language department want their Parkinson's patients to attend LSVT-LOUD sessions before a problem becomes severe. They give exercises for the patient to practice the rest of their life, so that he would never get a problem with swallowing. These exercises will improve quality of life. When a patient gets stronger they can attend LSVT-BIG and even do better.

The Trust must be considered:

The Trust is what is the Sutherland motivation to file charges against Ms. Roach. It is quite obvious that Mr. Sutherland gave himself \$1 million of Larry's money and he wasn't supposed to get it. The courts and APS has basically turned a thief loose as a protector of Larry's money. Fox guarding the hen house. Anyone ignoring that FACT that Mr. Sutherland tricked Larry into signing a Trust to give himself all of Larry's money, a Trust that hasn't been corrected in 3 years, is ignoring the huge problem that started the Sutherland lies about Ms. Roach.

Ms. Mark-Coroplongo stated (Ex D page 10) "a small change in the Trust." The original was a WILL giving all Larry's money to woman's shelters and a change to a Trust giving ALL Larry assets to Richard Sutherland and his family is not a "small" change.

Ms. Mark-Coroplongo biased from the start: Ex D page 9A

Ms. Mark-Coroplongo showed up Oct 22, the day after Ms. Roach was kicked out of the Sutherland home and records lies from the start. Sutherland states that Ms. Roach was taking \$12,000 a month out of Larry's account. The Sutherland used this APS "investigation" from the very start to get rid of Ms. Roach. "Care was poor at his home." "Jennifer was making him do 4 hours of PT a day and was yelling at him" "she may have hit him."

The stories had started from the very beginning and the only conversation with Ms. Roach before the VAPO was almost a month later and that was because Ms. Roach wanted to report the Sutherlands holding Larry against his will, not because Ms. Mark-Coroplongo wanted to talk to Ms. Roach. She

only returned the many calls Ms. Roach made to her because Mr. Gates told her to call.

Ms. Mark-Coroplongo had not intension of hearing Ms. Roach's side of the story or believing a word of what she said or checking on any of the references and facts in the case. It was much easier just to blame Ms. Roach.

Even when Larry's care was getting more oppressive, Ms. Mark-Coroplongo had already invested her time into supporting the Sutherlands and she just wouldn't allow herself to see that no C-PAP is dangerous and it is illegal to place someone into an assisted living against their will let alone a dementia ward. On Jan 3, 2013 after calling her boss's boss to get an appointment (after learning of Larry's isolation and lack of important medical care,) Ms Mark-Coroplongo still gave no indication that Ms. Roach was the one being investigated.

"I don't want to hear anything about your innocence" she told Ms. Roach on Jan 3, 2013. Ms. Roach was there to try to help Larry and had no idea she herself was being investigated and given no opportunity to show that she was innocent at that time or before the VAPO was placed on her with Ms. Mark-Corpolongo's helpful letter.

When she got her letter of allegations, Ms. Roach called Gail McNienam like it said to do on the letter if she had question and she said: "well, you can get a hearing later to keep yourself off the list. That is fair." Ms. Roach stated: "You can't put me on a state wide abuse list without a hearing, that is criminal charges. A VAPO isn't criminal." Ms. McNienam stated: "It would be if you broke the VAPO." It would be criminal to run someone over with the car too, but you can't try a person for breaking the law when they haven't.

\$100 a day

How could anyone possibly say that Larry with a middle class income couldn't afford \$100 a day for care-giving. He could afford \$100 a day and we have proof.

His bank balance on:

Jan 01, 2012 was \$6678.01

Oct 31, 2012 was \$7827.98

It got bigger!!!!

That means he was spending less than he was making. He could afford it AND that doesn't include the \$10,000 failed transfer from his Investment fund in July 2012. It failed to transfer because Sutherland had changed all the banking numbers to create the TRUST (where he gave himself ALL of Larry's money- a small change according to Ms. Mark-Corpolongo).

So therefore the balance on :

Oct 31, 2012 should have been \$17,827.98 That means his balance grew by \$11 THOUSAND DOLLARS !!! Mr. Edwards so why do you keep saying that Larry couldn't afford to pay Ms. Roach \$100 a day?

Look at Ex H Page 8 right side mid page there is a summary of per day spending for Larry

We see that Larry was spending:

Before Ms. Roach	After Ms. Roach start sucking Larry dry
2007-222.23 per day	2010 217.79 per day
2008-147.88	2011- 218.95
<u>2009-178.13</u>	<u>2012 -217.86</u>
Average \$182.75	\$218.20

It didn't cost Larry \$182.75 PLUS \$100 a day or \$282.75 a day, but only \$218.20 a day.

Ms. Roach saved Larry \$65 a day MR EDWARDS!!!! So effectively she only cost him \$35 a day!!!

Why do I get upset by these accusations? Because it is so extremely ignorant to accuse Ms. Roach of stealing Larry's money when she only cost him

\$35 a day!!! A blind person can see that this is not much money. So with paying Ms. Roach \$100 CASH a day and feeding her and letting her use the water and sleep there it only cost him \$35 more dollars. That includes all those imagined "expenses" and imagined Expensive gifts he bought her. Only \$35.

Yes it seems hard to believe, but APS is actually accusing Ms. Roach of charging the "exorbitant rate of \$35 a day for care-giving.

Thank you

Mr. Edwards and Judge Peterson,

I have complained a lot so I thought I better send a Thank you to both of you for all the work that went in on my behalf to see if Larry could testify. I really appreciate that effort.

I was sure that Judge Peterson would not let Larry testify as soon as Mr. Fast stated that he felt talking about me would cause Larry to again become a "flight risk." I have reasons to believe that that is not true or I would not have asked for Larry as a witness, but that's OK.

Thanks again for trying to secure Larry as a witness for me.

VI. CONCLUSION

SUMMARY

Mr. Edwards has not proved any of the allegations. He just got people who helped harm Larry to state things against Ms. Roach. Ms. Mark-Corpolongo never did anything more than take submissions and statements against Ms. Roach and never investigated to see if any of them were true and never asked Ms. Roach about any of the accusations. In fact, at their Jan 3, 2013 meeting Ms. Mark-Corpolongo specifically told Ms. Roach that she did not want to hear anything about Ms. Roach being innocent. In fact, both the telephone call and the meeting with Ms. Roach, Ms Mark-Corpolongo had refused initially and she had to be pressured into actually talking with Ms. Roach at all, first by Mr. Gates (Nov 2012) and then by her boss's boss (Jan 3, 2013.)

CONCLUSION

There is no evidence to prove the accusations and I have just spent many pages DISproving the accusations. There should now be no doubt that this was a set-up to accuse Ms. Roach and she never did anything wrong or harmful to Larry.
She always exceeded anything any body would have done for Larry at any price.

NOT GUILTY of any abuse of a Vulnerable Adult

All that is stated above is true to the best of my knowledge.

Submitted this 19th day of October, 2015

by Jennifer E. Roach