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ORIGINAL FILED
Superior Court of California
County of Los Angeles

NOV 25 2015

Sherri R. Carter, Executive Officer/Clerk
By: Leticia Gomez, Deputy

12 Attorneys for Michelle Frenkel, Petitioner

13
14
15 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
16 **FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT**
17

18 In Re the Conservatorship of

CASE NO. BP168417

Assigned to the Honorable Judge Clifford L.
Klein for all purposes.

19
20
21 Ellen Frenkel

PROOF OF SERVICE OF ALL DOCUMENTS
FILED HEREIN

DATE: November 30, 2015
TIME: 10:30 a.m.
DEPT: 9

By Fax

22 Proposed Conservatee.

23 I, Marc B. Hankin, declare:

- 24 1. I am one of the attorneys representing petitioner, Michelle Frenkel.
- 25 2. On November 24, 2015, at 4:34 PM, I used Hightail.com to email to Miriam Fehring
26 PDF copies of all the pleadings that had been filed in this case. Those documents are listed in
27 Exhibit 1. The Hightail.com email contained a hyperlink, so that Miriam could download the
28 documents from Hightail.com.
3. Attached collectively as Exhibit 2 are various documents showing that Miriam
downloaded the documents on November 24, 2015.
4. On November 24, 2015, at 4:36 PM, I emailed to all persons in the Service List
(Exhibit 3) a copy of Miriam's Hightail.com hyperlink (which I sent to Miriam at 4:34 PM).
5. Peter Felder (the Proposed Conservatee's nephew, whom she appointed as one of her


1 agents under an “enduring” (i.e., durable) power of attorney) sent me an email telling me that
2 he had been unable to use Miriam’s hyperlink.

3 6. On November 24, 2015, at 5:29 PM, I used Hightail.com to email to the Service List
4 people a fresh hyperlink, so that they could download PDF copies of all the pleadings that had
5 been filed in this case. (Through inadvertence I omitted the Victorian State Trustee, Ltd. from
6 that email.) According to a report from Hightail.com (Exhibit 4), several people to whom I sent
7 that hyperlink did in fact download the files, i.e., the hyperlink was valid/usable/functional.

8 7. On November 25, 2015 at 10:10 AM, I emailed all of the aforementioned pleadings
9 (again?) to David Straughair, Personal Financial Consultant, State Trustees Limited, 1 McNab
10 Avenue, Footscray VIC 3011 (david.straughair@statetrustees.com.au).

11 8. In my 9:55 AM email today, I asked Mr. Straughair if he had been able to use the
12 Hightail.com hyperlink that I sent to him at November 24, 2015, at 4:36 PM. (He did not
13 respond to the 4:36 PM email.) I have not received a reply yet to my 10:10 AM email today to
14 Mr. Straughair.

15 The matters stated in the foregoing document are true of my own knowledge except as to
16 those matters, which are stated on information and belief, and to those matters I believe them to
17 be true. I declare under the penalties of perjury under the laws of the State of California, that
18 the foregoing is true and correct, and that this declaration was executed today, November 25,
19 2015, at Beverly Hills, California.

20
21 Signed: 
22 Marc B. Hankin

Frenkel_CourtFile_LASC_Cshp4Miriam 2015-11-24.zip - WinRAR		
File Commands Tools Favorites Options Help		
Add Extract To Test View Delete Find Wizard Info VirusScan Comment SFX		
Frenkel_CourtFile_LASC_Cshp4Miriam 2015-11-24.zip - ZIP archive, unpacked size 17,517,696 bytes		
Name	Size	Pa
..		
Citation for Conservatorship and Proof of Service gc320_ISSUED_2015-11-20_.pdf	167,546	158
Citation Probate to Miriam_ISSUED_2015-11-24_.pdf	87,853	83
Confidential Conservator Screening Form -- Michelle gc314 _FILED_2015-11-20_ - REDACTED VERSION without SSN.pdf	325,990	312
Confidential Conservator Screening Form -- Monique gc314 _FILED_2015-11-20_ - REDACTED VERSION without SSN.pdf	298,544	287
Confidential Supplemental Information gc312 _FILED_2015-11-20_.pdf	1,386,198	1,347
DcMichelle_ReFilingFeesForFirstAmendedPtnFiled_2015-11-24_.docx_FILED_2015-11-24_.PDF	96,706	90
DcMichelle_Supp_2015-11-23_ReplacingOriginalConflSupplementalInformation.docx_FILED_2015-11-24_.PDF	2,086,917	2,036
DcMichelle_Supp_2015-11-23_ReplacingOriginalPT4ApptOfProbateConсор.docx_FILED_2015-11-24_.PDF	2,631,179	2,576
DcMichelle_Supp_2015-11-23_ReplacingOriginalPT4ApptOfTempConсор.docx_FILED_2015-11-24_.PDF	2,595,718	2,536
DcMichelleReMiriam's_2015-11-23_Refusal to allow Michelle and David to visit with Ellen.docx_FILED_2015-11-24_.PDF	907,747	890
Monique's Amended Consent to serve _FILED_2015-11-24_.pdf	76,848	72
Monique's Consent to Serve PRO026 FILED _2015-11-20_ City And State MISSING _FILED_2015-11-20_.pdf	98,258	88
NcOfHgOnPT4ApptOfProbateConсор_gc020 Flattened .pdf	1,788,439	1,769
NcOfHgOnPT4ApptOfTempConсор_gc020 Flattened .pdf	786,007	773
Notice Of Case Assignment to Jg Clifford L. Klein Dept 9 _2015-11-20_.pdf	50,669	43
Notification to court on address of conservatee PRO003 _FILED_2015-11-20_.pdf	113,090	104
Petition for Appointment of Probate Conservator gc310 _FILED_2015-11-20_.pdf	1,897,960	1,846
Petition for Appointment of Temporary Conservator gc111 _FILED_2015-11-20_.pdf	1,865,551	1,812
Probate Case Cover Sheet-Certificate of Grounds for Assignment to District PRO010 _FILED_2015-11-20_.pdf	256,476	249
Total 17,517,696 bytes in 19 files		

Exhibit 1

[Send](#) [My files](#) [Tracker](#) [Spaces](#) [Beta](#)[Upgrade](#) [My Account](#)**Sent Files****Received Files**

All sent files

Sent on	Sent to	Sent Item(s)	Expiring	Activity
Nov 24 2015	frenkel@changepcatalyst...	Frenkel_CourtFile_LASC_Cshp4Mira...	Jan 31 2016	2 Downloads
Nov 24 2015	Miriam Claire	Frenkel_CourtFile_LASC_Cshp4Mira...	Jan 31 2016	6 Downloads
Nov 24 2015	Miriam Claire	Frenkel_CourtFile_LASC_Cshp4Mira...	Dec 08 2015	0 Downloads

6 downloads

Language English ▼

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P.S. You look great today.



Marc Hankin <marc@marchankin.com>

Return Receipt from Hightail

1 message

Hightail <delivery@yousendit.com>
Reply-To: noreply <noreply@yousendit.com>
To: marc@marchankin.com

Tue, Nov 24, 2015 at 7:40 PM

The recipient miriamclaireff@gmail.com has received and downloaded the file
Frenkel_CourtFile_LASC_Cshp4Miriam.zip you sent on 2015-11-24 19:40:23.

Please note that the receipt and delivery time is associated with the verified download of the first
file in the batch.

Tracking the delivery of this file can also be accessed by you by logging into your Hightail
[account](#) and going to your [File Activity](#) page.

Thanks,
- The Hightail team



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Exhibit 1 – Persons Entitled To Notice (Service List)

Proposed Conservatee:

Ellen Frenkel, 47 Deakin Street, East Bentleigh Vic 3165 Australia
Currently located at in Miriam's home: 179 Comanche, Topanga, CA 90290

Children:

David Immanuel Frenkel, 155 Grapevine Road Wenham MA 01984
Email: dfrenkel@changecatalyst.com
Miriam Erica Claire Frenkel-Fehring; **Aka** Miriam Claire; **Aka** Miriam Stuart;
Aka Miriam Stewart; **Aka** Miriam Frenkel; 179 Comanche, Topanga, CA 90290
Email: miriamclaireff@gmail.com

Grandchildren:

Michelle Lisa Frenkel, 75 Waranga Drive Kialla Vic 3631 Australia
Email: michelle_frenkel@yahoo.com
Benjamin Adam Frenkel, 550 Moreland Way #4316, Santa Clara, CA 95054
Email: benjamin.frenkel@gmail.com
Ruth Ann Frenkel, 8 Vernon Street Apt 4, Waltham MA 02453
Email: r.a.frenkel@gmail.com
Lucas Henry Julius Fehring, 179 Comanche, Topanga, CA 90290
Email: percussionmaster66@yahoo.com

Enduring (Durable) Power of Attorney Agents:

David Frenkel (see above)
Peter Felder, 10 Fairview Avenue, Wheeler's Hill, Victoria 3150, Australia
Email: peter@felder.com.au

Victorian State Trustee, Ltd.

David Straughair
Personal Financial Consultant
State Trustees Limited
1 McNab Avenue
Footscray VIC 3011
Email: david.straughair@statetrustees.com.au

PVP Attorney: None appointed yet. (2015-11-24_PM_02-34-21)

//
//

Exhibit 3

rw.hightail.com/sent

ContFaxDriveDicoGSvcsBooksComputerLawDicosFamilyHealthHeb/JewFrance/FrenchLibraries

HIGHTAIL

SendMy filesTrackerSpacesBeta

Sent FilesReceived Files

All sent files

Sent on	Sent to	Sent Item(s)	Expiring	Activity
Nov 24 2015	frenkel@changecatalyst...	Frenkel_CourtFile_LASC_Cshp4Miria...	Jan 31 2016	2 Downloads
Nov 24 2015	Miriam Claire			
Nov 24 2015	Miriam Claire			
Nov 12 2015	DAVID TRADER, marc bhank...			
Aug 17 2015	Evan Marshall, Nisan St...			
Aug 14 2015	Evan Marshall, Nisan St...			
Aug 14 2015	Evan Marshall, Nisan St...			
Jul 16 2015	Nisan Steinberg, marc bh...			
Jul 08 2015	justkandi@yahoo.com, ma...			
Jun 25 2015	sarah@summerallaw.com,...			
Jan 15 2011	dhankin123@gmail.com, j...			
Sep 29 2009	skelsall@kelsallassocia...	Fax.to.Mr.Kelsall.Replying2His2fa...	Deleted	1 Download

Message Details

To: frenkel@changecatalyst.com, Michelle Frenkel, r.a.frenkel@gmail.com, beniamin.frenkel@gmail.com.

Subject: Files I (Marc Hankin) sent to Miriam Fehring today, November 24, 2015

Message: Please let me know if you have any difficulty opening the zip file, or opening any of the PDF files in the zip file. Marc B. Hankin, Esq. marc@marchankin.com Tel. 310-552-3005

File: Frenkel_CourtFile_LASC_Cshp4Miriam.zip - 16 MB

Sent On: Nov 24 2015 5:29 PM

Expires: Jan 31 2016 5:29 PM

TRACKING INFORMATION

Details available in the expanded view.

Frenkel_CourtFile_LASC_Cshp4Miriam.zipDownloads: 2

DownloadForwardDeleteCancel

Language English

Exhibit 4

Need help?

Exhibit 4

PROOF OF SERVICE CCP § 1013(a)**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**I am employed in the county of **Los Angeles**, State of CaliforniaI am over the age of 18 and not a party to the within action; my business address is: **Post Office Box 3668, Beverly Hills, California 90212**On **November 25, 2015**, I served the following document(s) (hereinafter "Documents Served") described as:

- 1) **Declaration Of Michelle Frenkel (Without Exhibits)1: My Relationship With Oma, And How Miriam Made A Conservatorship Necessary**
- 2) **Proof of Service (by Marc B. Hankin)**

By: <input checked="" type="checkbox"/> Email	<input type="checkbox"/> Facsimile	<input type="checkbox"/> Federal Express or equivalent	<input checked="" type="checkbox"/> U.S.Mail	<input type="checkbox"/> Certified, Registered or Return Receipt Requested
<input type="checkbox"/> Personal delivery	<input type="checkbox"/> Personal delivery	<input type="checkbox"/>	<input type="checkbox"/> Fax and Email per stipulation	

By: ☐ by placing ☐ the original ☐ a true copy thereof enclosed in sealed envelopes.**The Documents Served were** addressed ☐ as stated on the **attached Service List.** ☒ as follows:

Miriam Fehring: miriamclaireff@gmail.com	Larry Dushkes, Esq. larry.dushkes@dushkeslaw.com

☒ I deposited such envelope with postage thereon fully prepaid in the mail at **Beverly Hills, California.**

☐ As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at **Beverly Hills, California** in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☐ ***(BY PERSONAL SERVICE)** I caused such envelope to be delivered by hand to the offices of the addressee.☒ (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct, and that this was executed on **November 25, 2015** at **Beverly Hills, California.**☐ (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.Marc B. Hankin

Type or Print



Signature

*(BY MAIL SIGNATURE MUST BE OF PERSON
DEPOSITING ENVELOPE IN MAIL SLOT, BOX, OR BAG)
***(FOR PERSONAL SERVICE SIGNATURE MUST BE
THAT OF MESSENGER)