

Expose Bk467p191

\$545,820

Submitted in response to
summons case 2012-13064,
on September 24, 2012, by
Anthony Miner O'Connell,
Trustee

Why does Judge Smith not recognize my responses to the Complaint? Why is it OK?
"1. The material facts set forth in the Complaint filed by Plaintiff in this action are
deemed to be admitted by Defendant Anthony M. O'Connell pursuant to Va. Sup. Ct.
Rule 1:4(e);- **based on the failure of Defendant Anthony M. O'Connell to deny
such facts** in the responsive pleading filed by him, entitled "Response to Summons
Served on September 8, 2012." . . .
ENTERED this 25th day of January, 2013. (Seal of Chief Judge Dennis J. Smith)."

Inventory

12-10-91
 FILED 4-13-92
 PAID \$161.88
 TAPED JBCW
 POSTED

VIRGINIA: IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF THE COUNTY OF FAIRFAX, ON THE _____ DAY OF APRIL, 1992

INVENTORY OF THE ESTATE OF

JEAN M. O'CONNELL

Fiduciary No. 49160

I. Property under the authority, supervision and control of the fiduciary

| DESCRIPTION OF PROPERTY | VALUE |
|--|-----------|
| ck Wash Gas Light Co. 8/1/91 | 105.00 |
| ck Signet 8/5/91 | 39.60 |
| ck A. G. Edwards 8/15/91 | 2346.63 |
| ck Kemper Mun Bond Fund 4/30/91 | 162.86 |
| ck Kemper Mun Bond Fund 5/31/91 | 162.86 |
| ck Kemper Mun Bond Fund 7/31/91 | 162.86 |
| ck Kemper Mun Bond Fund 8/30/91 | 162.86 |
| ck Nuveen Fund 3/1/91 | 63.00 |
| ck Nuveen Fund 5/1/91 | 63.00 |
| ck Nuveen Fund 6/3/91 | 63.00 |
| ck Nuveen Fund 8/1/91 | 66.50 |
| ck Nuveen Fund 9/3/91 | 66.50 |
| ck American Funds 9/9/91 | 424.76 |
| Sovran Bank #4536-2785, MMA | 3310.46 |
| First Virginia Bank #4076-1509, MMA | 22812.52 |
| Fairfax Co. Industrial Development Bond | 109587.00 |
| Franklin Va. Fund 4556.001 sh | 50507.84 |
| Investment Co. of America 3861.447 sh | 65663.91 |
| Kemper Municipal Bond Fund 2961.152 sh | 30396.23 |
| Nuveen Premium Income Municipal Bond Fund 700 sh | 6450.50 |
| Washington Gas Light Co. 200 sh common | 6375.00 |
| Signet Banking Corp 198 sh common | 4331.25 |
| Travelers Check | 20.00 |
| 1988 Plymouth Van | 8000.00 |

BK0457 0820

| | |
|---|-------------|
| Ck Am Funds 5/10/91 | 326.60 |
| Lynch Properties Limited Partnership deed of trust note | |
| Face amt \$625,940.86, dtd 4/21/88, secured by | |
| 6541 Franconia Rd., Springfield, Va. | 518,903.26 |
| | |
| TOTAL | 830,574.00✓ |

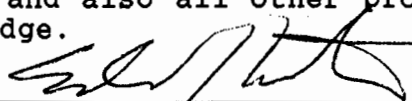
BK0457 0821

BK0457 0822

[illegible]

CERTIFICATE OF FIDUCIARY

I, Edward J. White, solemnly swear (or affirm) that to the best of my knowledge and belief the foregoing INVENTORY embraces all of the property, both real and personal, of the estate of JEAN M. O'CONNELL under my authority, supervision and control as Co-Executor aggregating \$830,574.00; and also all other property of said estate of which I have knowledge.


Edward J. White, Co-Executor
118 South Royal Street
Alexandria, Virginia 22314

Subscribed and sworn to before me this 10th day of April, 1992.

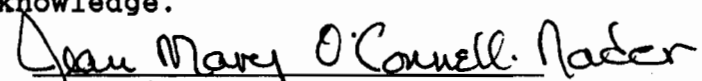

Notary Public

My commission expires:

2/6/93

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF WESTMORELAND, to wit:

I, Jean Mary O'Connell-Nader, solemnly swear (or affirm) that to the best of my knowledge and belief the foregoing INVENTORY embraces all of the property, both real and personal, of the estate of JEAN M. O'CONNELL under my authority, supervision and control as Co-Executor aggregating \$830,574.00; and also all other property of said estate of which I have knowledge.


Jean Mary O'Connell-Nader, Co-Executor
350 Fourth Ave.
New Kensington, Pa. 15068

Subscribed and sworn to before me this 9th day of April, 1992.


Notary Public

My commission expires:

January 18, 1993

Notarial Seal
Francis E. Albert, Notary Public
New Kensington, Westmoreland County
My Commission Expires Jan. 18, 1993

COMMISSIONER'S CERTIFICATE

Inspected, found to be in proper form, and approved this 19th day of August, 1992.


COMMISSIONER OF ACCOUNTS

BK0457 0823

First Account

BK0467 0191

VIRGINIA: IN THE CIRCUIT COURT OF FAIRFAX COUNTY

79160
13-10-92
10-26-92
#12921
11-2-92
+ 60. delin. to demands here

IN RE: ESTATE OF JEAN M. O'CONNELL

FIDUCIARY NO. 49160

Date of Qualification: December 10, 1991

FIRST ACCOUNTING OFEDWARD J. WHITE AND JEAN M. NADERCO-EXECUTORSSeptember 15, 1991 - September 15, 1992RECEIPTS

Inventory Items

| | |
|---------------------------------------|-----------------|
| ck Wash Gas Light Co. 8/1/91 | 105.00✓ |
| ck Signet 8/5/91 | 39.60✓ |
| ck A. G. Edwards 8/15/91 | 2,346.63✓ |
| ck Kemper Mun Bond Fund 4/30/91 | 162.86✓ |
| ck Kemper Mun Bond Fund 5/31/91 | 162.86✓ |
| ck Kemper Mun Bond Fund 7/31/91 | 162.86✓ |
| ck Kemper Mun Bond Fund 8/30/91 | 162.86✓ |
| Ck Nuveen Fund 3/1/91 | 63.00✓ |
| Ck Nuveen Fund 5/1/91 | 63.00✓ |
| ck Nuveen Fund 6/3/91 | 63.00✓ |
| ck Nuveen Fund 8/1/91 | 66.50✓ |
| ck Nuveen Fund 9/3/91 | 66.50✓ |
| ck American Funds 9/9/91 | 424.76✓ |
| Sovran Bank #4536-2785 | 3,310.46✓ |
| First Virginia Bank #4076-1509 | 22,812.52✓ |
| Fx Co. Ind Dev Bond | 109,587.00✓ |
| Franklin Va. Fund 4556.001 sh | 51,396.34✓ AMD✓ |
| Investment Co. of America 3861.447 sh | 65,663.91✓ |
| Kemper Mun Bond Fund 2961.152 sh | 30,396.23✓ |
| Nuveen Premium Inc Mun Fund 700 sh | 11,200.00✓ AMD✓ |
| Washington Gas Light Co. 200 sh | 6,375.00✓ |
| Signet Banking Corp 198 sh | 4,331.25✓ |
| Lynch Properties note | 518,903.26✓ |
| Travelers Check | 20.00✓ |
| 1988 Plymouth Van | 8,000.00✓ |
| Am Funds ck 5/10/91 | 326.60✓ |
| USAA Subscriber sav acct | 25.10✓ AMD✓ |
| Sub Total Inventory Items | 836,237.10✓ |

MAR 25 1993

DKU467 0192

Receipts During Period

| | |
|---------------------------------------|--------------|
| First Virginia Bank int | 399.58 |
| ck Nuveen 11/1/91 | 66.50 |
| ck WGL 11/1/91 | 105.00 |
| ck Kemper 10/31/91 | 162.86 |
| ck Nuveen 10/1/91 | 66.50 |
| ck Kemper 9/30/91 | 162.86 |
| Va. 1990 refund | 1,605.58 |
| Nuveen 12/31/91 | 66.50 |
| Kemper 12/31/91 | 384.95 |
| Kemper 11/29/91 | 162.86 |
| Signet 11/27/91 | 39.60 |
| Nuveen 12/2/91 | 66.50 |
| Blue Cross 10/10/91 | 88.78 |
| Int B&H earned 2/11 | 111.22 |
| Nuveen 2/3/92 | 66.50 |
| WGL div 2/1/92 | 105.00 |
| Sovran int DOD-3/2/92 | 71.52 |
| ck Signet 2/26/92 | 39.60 |
| ck A. G. Edwards (Fx bond) 2/18/92 | 3,520.00 |
| ck Kemper 2/28/92 | 171.75 |
| ck Nuveen 3/2/92 | 66.50 |
| Int B&H 3/10 | 246.12 |
| ck Kemper 1/31/92 | 171.75 |
| Int B&H 4/10 | 210.76 |
| Int Lynch Prop Note DOD-4/21/92 | 26,917.17 |
| Int fm Harold 'Connell Trust | 816.00 |
| Debt fm Harold O'Connell Trust | 659.97 |
| Nuveen 4/1/92 | 66.50 |
| USAA refund | 34.37 |
| Int B&H 5/11 | 1,144.70 |
| A. G. Edwards 5/27-Signet \$107 div | |
| WGL div 39.60 | 146.60 |
| Int earned B&H | 1,037.93 |
| Nuveen 6/1/92 | 66.50 |
| Int earned B&H | 666.39 |
| Nuveen 7/1/92 | 66.50 |
| Int earned B&H | 451.50 |
| Nuveen 8/3/92 | 66.50 |
| Nuveen 9/1/92 | 67.90 |
| Nuveen 9/1/92 | 24.50 |
| Int earned B&H | 406.86 |
| Inc Invest Co. of America DOD-9/15/92 | 5,403.87 |
| A. G. Edwards acct Fx bond int | 3,520.00 |
| A. G. Edwards acct Signet div | 39.60 |
| A. G. Edwards acct WGL div | 107.00 |
| Kemper Mun Bond Fund DOD-9/15/92 | 1,468.42 |
| Franklin Va. Fund DOD-9/15/92 | 5,590.85 |
| Sub Total Receipts during period | 56,928.42 ✓ |
| TOTAL RECEIPTS | 893,165.52 ✓ |

DISBURSEMENTS

| Item | Ckno | |
|--|------|-----------------------|
| 1 Colonial Emerg Phys (med bill) | 1 | 10.40 ✓ |
| VOID | 2 | |
| 2 Fairfax Circ Ct. letters | 3 | 14.00 ✓ |
| 3 Jean M. Nader probate tax reimb | 4 | 1,269.00 ✓ |
| 4 NationsBank Car loan payoff | 5 | 1,364.97 ✓ |
| 5 Checks | | 15.89 ✓ |
| 6 Jean Nader int on Hallmark acct while dep in estate acct | 7 | 270.82 ✓ ¹ |
| 7 Commissioner of accounts Inventory | 8 | 61.00 ✓ |
| 8 IRS 1991 1040 return | 9 | 15,332.00 ✓ |
| 9 Va. Dept Tax 1991 return | 10 | 2,856.00 ✓ |
| 10 Jean M. Nader, disb | 11 | 75,000.00 ✓ |
| 11 Jean M. Nader, bills pd SHE IS OWED 30 ^{cents} | 12 | 8,559.00 ✓ |
| 12 Sheila Ann O'Connell-Shevenell, disb | 13 | 75,000.00 ✓ |
| 13 Sheila Ann O'Connell-Shevenell, cem bill | 14 | 475.00 ✓ |
| 14 Anthony M. O'Connell, disb | 15 | 75,000.00 ✓ |
| 15 Anthony M. O'Connell int/dish 4/22-5/20 | 16 | 230.14 ✓ ² |
| 16 A. G. Edwards legal charge (debit fm div) | | 40.00 ✓ |
| 17 IRS estimated Estate Tax | 17 | 119,000.00 ✓ |
| 18 Virginia estimated Estate Tax | 18 | 31,000.00 ✓ |
| 19 IRS 1991 income tax | 19 | 28,334.00 ✓ |
| 20 Va Dept Tax 1991 amended return | 21 | 5,712.00 ✓ |
| 21 National Fire Ins Co of Hartford Nuveen bond | 22 | 169.26 ✓ |
| 22 U. S. Trust processing fee | 23 | 20.00 ✓ |
| 23 Harold O'Connell Trust, appraisal | 24 | 2,000.00 ✓ |
| 24 Jean M. Nader, disbursement | 101 | 33,000.00 ✓ |
| 25 Anthony M. O'Connell, disbursement | 102 | 33,000.00 ✓ |
| 26 Sheila Ann O'Connell-Shevenell, dis | 103 | 33,000.00 ✓ |
| 27 IRS est share of int due 91 amd tax | 104 | 241.81 ✓ |
| 28 1988 Plymouth Van to Anthony O'Connell | | 8,000.00 ✓ |
| TOTAL DISBURSED | | 548,975.29 ✓ |

Vouchers in support of these disbursements are submitted herewith.

NOTES:

✓1. Decedent had a POD account in Hallmark Bank with Jean Nader. The bank erroneously paid the amount to the estate. This figure is the interest earned on that sum while in the estate account.

✓2. This represents interest earned in the estate account on the amount of the disbursement while the disbursal was delayed. This is to equalize the disbursements among the legatees.

✓3. Estimated tax was paid with an extension request.

✓4. Expenses incurred due to lost Nuveen certificate of ownership.

BK0467 0193
FUNERAL
ETC.

5. Decedent owned a partial interest in 15 acres of land in Accotink. The Harold O'Connell Trust owned the other share. The estate agreed to pay for the appraisal which hopefully will reduce the value of the tract by 50%. The beneficiaries of the Trust are the same persons as the devisees under the will and in the same shares.

6. When the 1991 income tax was prepared by Edward J. White, Co-Executor, a large capital gain was omitted necessitating the filing of an amended return. \$526.55 was assessed in interest by the IRS. The figure is the amount of interest earned by the estate while the amount due the IRS was in the estate bank account. The balance of the interest assessment was paid by Edward J. White.

7. Jean M. Nader and Sheila O'Connell-Shevenell agreed that the vehicle should be disbursed to Anthony M. O'Connell in addition to his 1/3 share of the remainder of the estate.

RECONCILIATION

| | |
|-----------------------------|--------------|
| SUM RECEIPTS | 893,165.52 ✓ |
| SUM DISBURSED | 548,975.29 ✓ |
| RECEIPTS LESS DISBURSEMENTS | 344,190.23 ✓ |

ON HAND

| | |
|---|------------|
| Burke and Herbert Bank & Trust Co. | 49,110.76 |
| Investment Co. of America (A. G. Edwards) | 71,067.78 |
| Franklin Virginia Fund (A. G. Edwards) | 56,987.19 |
| Kemper Municipal Bond Fund (A. G. Edwards) | 31,864.65 |
| Fx Co. Ind Dev Bond (A. G. Edwards) Inv value | 109,587.00 |
| A. G. Edwards MMA and cash | 3,666.60 |
| Nuveen Premium Inc Mun Fund (A. G. Edwards)(invval) | 11,200.00 |
| Washington Gas Light Co. 200 sh (Inv value) | 6,375.00 |
| Signet Banking Corp 198 sh (Inv value) | 4,331.25 |

TOTAL ON HAND TO BE DISTRIBUTED 344,190.23 ✓

DIFFERENCE 0.00

DATE: October 16, 1992

Edward J. White
Co-Executor

Jean M. Nader
Co-Executor

BK0467 0194

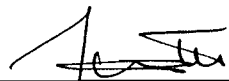
IN THE OFFICE OF THE COMMISSIONER OF ACCOUNTS
CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA

At the request of Edward J. White,
Co-Executor and Attorney and Agent _____ of the estate
of Jean M. O'Connell, deceased, I gave
the notice required by Section 64.1-171 of the Code of Virginia,
1950, as amended, setting the 30th day of December, 1992,
at 10:30 A.M. at my office in Fairfax, Virginia, as the time
and place for receiving proof of debts and demands against the
estate of Jean M. O'Connell.

At the said time and place, no one appeared to offer to
prove any debts or demands against said estate.

I hereby certify that I have stated the foregoing account
of Jean M. O'Connell, deceased, after
having given the notice required by law, and have approved the
same. Vouchers for the disbursements were submitted to me.

GIVEN under my hand this 20th day of March,
1993.



Jesse B. Wilson, III
Commissioner of Accounts
Fairfax County, Virginia

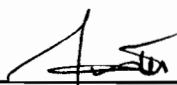
BK0467 0195

BK 0467 0196

STATE OF VIRGINIA
COUNTY OF FAIRFAX, to-wit:

I, JESSE B. WILSON, III, Commissioner of Accounts for Fairfax County, Virginia, do hereby certify that I have this day stated the foregoing account, after having given the notice required by law, and have approved the same. Vouchers for said disbursements were submitted therewith.

GIVEN under my hand this 10th day of March, 1993.




JESSE B. WILSON, III
Commissioner of Accounts
Fairfax County, Virginia

IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF FAIRFAX COUNTY,
VIRGINIA:

I, JOHN T. FREY, Clerk of the Circuit Court of Fairfax County, Virginia, do hereby certify that the foregoing Account or Report has been filed in my office for more than fifteen days, and that no exceptions have been filed thereto, and the same is now recorded pursuant to the provisions of §§ 26-33 and 26-35 of the Code of Virginia, as amended.

GIVEN under my hand this 7th day of April, 1993.

TESTE: JOHN T. FREY, CLERK

BY: 

Deputy Clerk



JESSE B. WILSON, III.
COMMISSIONER OF ACCOUNTS

COMMISSIONER OF ACCOUNTS OFFICE
CIRCUIT COURT OF FAIRFAX COUNTY

FAIR OAKS PLAZA, SUITE 500
11350 RANDOM HILLS ROAD FAIRFAX, VIRGINIA 22030
TELEPHONE: (703) 385-0268



ROBERT J. McCANDLISH, JR.
DEPUTY COMMISSIONER OF ACCOUNTS

March 22, 1993

Jean Mary O'Connell-Nader
350 4th Avenue
New Kensington, PA 15068

RE: Jean M. O'Connell Estate
FIDUCIARY NO: 049160

Please be advised that the 1st Accounting, filed with this
office on 10/26/92, and posted for 11/2/92, was approved on
March 20, 1993, and was, or is being, sent to the Clerk of
the Circuit Court of Fairfax County, for filing therein,
on March 22, 1993.

Jesse B. Wilson, III
Commissioner of Accounts

Robert J. McCandlish, Jr.
Deputy Commissioner of Accounts

Supporting vouchers
previously returned ____

Supporting vouchers
returned herewith ____

Your next Accounting is due in this office by _____.

Second Account

The Lynch Note disappeared from the estate's second Court account.

VIRGINIA: IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: ESTATE OF JEAN M. O'CONNELL

FID. # 49160
QUAL 12-10-91
FILED 4-10-94
PAID 163.00
TAPED 10/2
POSTED 5-8-94

FIDUCIARY NO. 49160

Date of Qualification: December 10, 1991

SECOND AND FINAL ACCOUNTING OF
EDWARD J. WHITE AND JEAN M. NADER
CO-EXECUTORS

September 16, 1992 - January 19, 1994

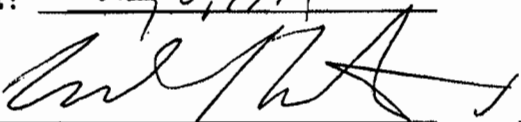
| CARRIED OVER FROM FIRST ACCOUNTING | | |
|---|------------|---|
| Burke and Herbert Bank & Trust Co. | 49,110.76 | |
| Investment Co. of America | 71,067.78 | |
| Franklin Virginia Fund | 56,987.19 | |
| Kemper Municipal Bond Fund | 31,864.65 | |
| Fx Co. Ind Dev Bond (A. G. Edwards) Inv value | 109,587.00 | |
| A. G. Edwards MMA and cash | 3,666.60 | |
| Nuveen Premium Inc Mun Fund (A. G. Edwards) | 11,200.00 | |
| Washington Gas Light Co. 200 sh (Inv value) | 6,375.00 | |
| Signet Banking Corp 198 sh (Inv value) | 4,331.25 | |
| TOTAL ON HAND AT BEGINNING OF PERIOD | 344,190.23 | ✓ |
| RECEIPTS DURING PERIOD | | |
| Nuveen ck dated 5/1/92 | 66.50 | |
| Int earned Burke and Herbert Bank | 661.30 | |
| Virginia Estate tax refund | 1,596.01 | |

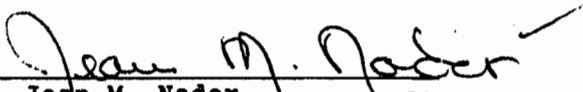
| | | |
|---|-----------|-------------|
| Virginia Estate tax refund, interest | 14.04 | |
| U S Estate tax refund | 14,050.52 | |
| U S Estate tax refund interest | 358.01 | |
| Fx Co bond appreciation | 13,995.76 | |
| Franklin Fund dividends | 4,263.28 | |
| Inv Co of Am dividends | 3,828.55 | |
| Kemper Fund dividends | 3,817.18 | |
| Nuveen Fund dividends | 1,179.85 | |
| Washington Gas dividends | 541.00 | |
| Signet dividends | 118.80 | |
| Interest A.G. Edwards MMF | 639.97 | |
| Fairfax Co bond interest | 7,040.00 | |
| Washington Gas Light gain on sale | 1,407.58 | |
| Signet gain on sale | 5,544.95 | |
| Franklin Fund appreciation | 608.44 | |
| Inv Co of Am appreciation | 5,656.06 | |
| Kemper Fund appreciation | 392.24 | |
| Nuveen Fund appreciation | 349.37 | |
| | | |
| TOTAL RECEIPTS DURING ACCOUNTING PERIOD | 66,129.41 | |
| | | |
| | | |
| DISBURSEMENTS | | |
| | | |
| | | |
| Item | Ckno | |
| Commisisoner of Accounts First Accounting | 105 | 1,129.46 ✓ |
| IRS FIDUCIARY TAX | 106 | 46,581.00 ✓ |
| VA DEPT TAX FIDUCIARY TAX | 107 | 9,400.00 ✓ |
| Commisisoner of Accounts D&D fees | 108 | 60.00 ✓ |
| Keller-Bruner tax prep 1041 | 109 | 1,000.00 ✓ |

| | | |
|--|-----|--------------|
| Fairfax Co. pers prop tax on car | 110 | 132.78 ✓ |
| IRS Estate Tax Amendment | 111 | 3,629.09 ✓ |
| Va. Dept Tax, amended estate tax | 112 | 608.55 ✓ |
| Va. Dept Tax, amended tax interest | 113 | 57.97 ✓ |
| Clerk Fairfax filing fee Show Cause | 114 | 10.00 ✓ |
| IRS, amended est tax interest | 115 | 284.39 ✓ |
| Journal Newspapers Show Cause Ad | 116 | 68.00 ✓ |
| Anthony O'Connell - Franklin Fund | | 20,619.64 ✓ |
| Jean Nader - Franklin Fund | | 20,619.64 ✓ |
| Sheila O. Shevenell - Franklin Fund | | 20,619.63 ✓ |
| Anthony O'Connell - Kemper Fund | | 11,358.69 ✓ |
| Jean Nader - Kemper Fund | | 11,358.69 ✓ |
| Sheila O. Shevenell - Kemper Fund | | 11,358.69 ✓ |
| Anthony O'Connell - ICA Fund | | 26,850.79 ✓ |
| Jean Nader - ICA Fund | | 26,850.80 ✓ |
| Sheila O. Shevenell - ICA Fund | | 26,850.80 ✓ |
| Anthony O'Connell - Fairfax bond | | 39,362.05 ✓ |
| Jean Nader - Fairfax bond | | 39,362.05 ✓ |
| Sheila O. Shevenell - Fairfax bond | | 39,362.05 ✓ |
| Keller, Bruner & Co. 2d & 3d Fid Tax prep | 117 | 2,250.00 ✓ |
| Commissioner of Accounts - Second & Final Acct | 118 | 163.00 |
| Edward J. White - Co-Executor commission | 119 | 23,580.89 ✓ |
| Jean M. Nader - Co-Executor commission | 120 | 23,580.90 ✓ |
| Anthony M. O'Connell - final disbursement | 121 | 1,031.65 ✓ |
| Sheila O'Connell Shevenell - final disbursement | 122 | 1,031.66 ✓ |
| Jean M. Nader - final disbursement | 123 | 1,031.65 ✓ |
| Edward J. White Long dist calls, 442 copies @10c, postage on large items | 124 | 115.13 ✓ |
| | | |
| TOTAL DISBURSED | | 410,319.64 ✓ |

| | | |
|-------------------------------|------------|--|
| | | |
| RECONCILIATION | | |
| | | |
| BEGINNING BALANCE | 344,190.23 | |
| SUM RECEIPTS | 66,129.41 | |
| SUM DISBURSED | 410,319.64 | |
| | | |
| RECEIPTS LESS DISBURSEMENTS | 0.00 | |
| | | |
| BAL ON HAND TO BE DISTRIBUTED | 0.00 | |

DATE: February 8, 1994


Edward J. White
Co-Executor


Jean M. Nader
Co-Executor

1-25-94



Jesse B. Wilson, III
Commissioner of Accounts

Commissioner of Accounts Office
Circuit Court of Fairfax County

Fair Oaks Plaza
Suite 460
11350 Random Hills Road
Fairfax, Virginia 22030
Telephone (703) 385-0268



Jean Mary O'Connell-Nader
350 4th Avenue
New Kensington, PA 15068

RE: Jean M. O'Connell Estate
FIDUCIARY NO: Q49160

Please be advised that the Final Accounting, filed with this
office on 4/14/94, and posted for 5/2/94, was approved on
5-31-94, and was, or is being, sent to the Clerk of
the Circuit Court of Fairfax County, for filing therein,
on 6-1-94.

Jesse B. Wilson, III
Commissioner of Accounts

Original supporting vouchers
previously returned /

Original supporting vouchers
returned herewith

Exceptions

Exceptions to Commissioner's Report

VIRGINIA: IN THE CIRCUIT COURT OF THE COUNTY OF FAIRFAX
IN RE: Estate of Jean Miner O'Connell, Deceased

To the Honorable Judges of Said Court:

I, Anthony Miner O'Connell, respectfully excepts to the report of Jesse B. Wilson, III, Commissioner of Accounts, dated the 31st day of May, 1994, and filed in the above matter in this Court on the 1st day of June, 1994, and state as my grounds, the following:

I believe the Commissioner of Accounts was in error in approving a commission for Edward J. White. I was in error for not providing the Commissioner my letter of 6/13/94 (enclosure 1) before the Commissioner approved his report. Approval of a commission for Ed White would be an approval of Ed White's destruction of my reputation and my consequent estrangement from my family. (This does not apply to the other cofiduciary, Jean Nader, ref. Va Code 26.5.2). My grounds are as follows:

1. Ed White used his fiduciary position in this estate to destroy my reputation and my relationship with my sister, Jean Nader, with the intent of generating another fee for himself through the forced sale of real estate, in which all the beneficiaries of this estate have an interest (enclosures 1).

2. Ed White got this fiduciary position by destroying my credibility with my mother in 1985-1986. Mr. White intentionally withheld information while I was trying to fund a trust for my mother, and accused me for the consequent delay. After 13 years as designated cofiduciary in my mother's Will, she dropped me and added Ed White (enclosure 2).

3. Mr. White's secrecy and setups show contempt for the fiduciary relationship between executor and heir (enclosure 3).

4. The testator, my mother, did not want her family torn apart.

To the Honorable Judges of the Fairfax County Circuit Court, I beg you to cause a jury to be empaneled to resolve this issue. I believe my fiduciary and accuser, Ed White, should be held to that level of responsibility.

Respectfully submitted this 16th day of June, 1994.

Anthony Miner O'Connell



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JOHN T. FREY
CLERK, CIRCUIT COURT
FAIRFAX, VA

