

IN THE CIRCUIT COURT OF THE 15th
JUDICIAL CIRCUIT IN AND FOR PALM
BEACH COUNTY, FLORIDA

PROBATE DIVISION –

CASE NO. 50-2023-MH-001072-XXXX-MB

Judge Samantha Schosberg Feuer

IN RE:

PATRICIA A. SAHM,
An alleged incapacitated person.

MOTION TO CONTINUE HEARING SET FOR DECEMBER 2, 2024

**OBECTION TO THE TWO PETITIONS TO DETERMINE PATRICA SAHM, SR. AS
INCAPACITATED**

MOTION TO APPOINT AN EMERGENCY COURT MONITOR

MOTION TO REMOVE GUARDIAN CHARLIE REVARO

MOTION FOR COMPLETE ACCOUNTING

The law firm of Florida Litigation Group hereby files this OMNIBUS for Patricia Anne Sahn, Jr. (hereinafter known as “Daughter” or “PJ” or “Patty Jr.”) MOTION TO CONTINUE HEARING SET FOR DECEMBER 2, 2024, OBECTION TO THE TWO PETITIONS TO DETERMINE PATRICA SAHM, SR. AS INCAPACITATED, MOTION TO APPOINT AN EMERGENCY COURT MONITOR, MOTION TO REMOVE GUARDIAN CHARLIE REVARO, MOTION FOR COMPLETE ACCOUNTING, as follows:

1. Patty Sahn, Jr., the daughter of Patricia Sahn, Sr. (THE CURRENT WARD) objects to the two petitions filed; “Petition to Expand Powers of the Guardianship” and the currently set “Petition to Determine Incapacity.”

2. It is requested the court deny these petitions and /or continue the hearing for the reasons stated herein.
3. Further, the undersigned was locked out of the MH docket and not provided with numerous necessary documents to properly prepare. The clerk will not unlock the docket and files in the portal without a court order.
4. The two petitions are based on misrepresentations and personal attacks on Patty Sahm, Jr., the undersigned, and the closest living relative Chris Weppner. The guardian keeps claiming that Patricia Sahm, Sr. maintains the rights to determine her residence and her social environment. Nothing can be further from the truth as Joanna Sahm has had complete control with permission of the guardian illegally since day one. Then in addition, the guardian filed a bogus motion to limit Patricia Sahm, Sr. from leaving the jurisdiction based on a fake emergency that we were planning to kidnap the mother and take her out of the state of Florida. This was a total fraud and criminal accusations against the undersigned, Patty Sahm, Jr., and Chris Weppner. All these actions were illegal and beyond the scope of the initial agreement by Amber Patwell on behalf of Patricia Sahm, Sr. to a very limited guardianship. This is the constant manipulation of the court and improper gamesmanship played by Joanna Sahm controlling the guardian and having him file her lies in court.
5. The proposed resolve of this new petition is unacceptable as it is in effect expands and continues the complete control and isolation of Patricia Sahm, Sr. from her daughter Patty Sahm, Jr. based on frauds, speculation, misrepresentations and outright lies to this court.
6. The proposal plan places limitations on Patricia Sahm, Sr. that are not warranted, that guarantees Joanna Sahm constantly controlling her mom's life and having all the care givers, the guard gate and others improperly reporting to her, and to control all

communications with Patty Sahm, Sr. and her daughter Patty Sahm, Jr. as well as anyone else.

7. Most potential witnesses are in fear of participating in this proceeding due to Joanna Sahm's actions, which may go as far as witness tampering in other cases as well.
8. There was a hearing a few months ago where the court entered a temporary order preventing Patricia Sahm, Sr. from leaving the jurisdiction based on the scandalous outright lies by the guardian against the three individuals. This next step is just a continuation of that fraud.
9. The guardian is using the same lies to have the jurisdiction to set this new hearing tomorrow based on facts that are simply not true, nor do they warrant removing all individual control by Patricia Sahm, Sr. over Patricia Sahm, Sr.'s own life. The purposeful isolation, control, and manipulations of Patricia Sahm Sr. for two years now with unfettered control of her medicine, communications, travel, ability to drive or shop or see friends, as well as manipulations is what creates doubt and fear and harm to the elderly. Patricia Sahm, Sr. has age-appropriate memory issues that have been exasperated by her own daughter's actions. Apparently, Joanna Sahm programs her mother to believe what she wants her to believe whenever she needs it.
10. The Guardian and Joanna Sahm filed a false Injunction against Patty Sahm, Jr. to begin with, using manipulation and false evidence attached as Exhibit I to the injunction as well as many other false facts. The hearing was continued due to lack of court time and then Guardian's attorney submitted a false order to the court claiming a final injunction was entered with findings of fact. It was not concluded; Judge Burton specifically made no findings, and the guardian is touting that false order to every other court to manipulate the

courts to believe the injunction existed. This will be moved to be set aside as a direct criminal fraud on the court. The transcript of that hearing is clear the injunction entered is false.

11. The guardian and Joanna continue to misrepresent that Patty Sahm, Jr. has a guilty felony conviction – it was a withhold, plea of convenience where Patty Sahm Jr. was defending herself and her mother against the aggressiveness of Joanna Sahm and her wife Ulga Esterson in the home that both Patricia Sahm's resided in. Attorney Kitrosen specifically went to the criminal hearing to make sure Patty Sahm, Jr. could not live with her mother at the current address during the period of probation. He had no reason to be there to threaten the undersigned and push to assist Joanna Sahm against her sister Patty Sahm, Jr. except for financial gain and conflict.
12. Judge Burton had previously told the guardian to think for himself and refused Joanna Sahm her original petition for limited guardianship. The transcripts that exist were filed. However, the Guardian continue to file false documents based solely on Joanna Sahm's continued lies and manipulations alleging criminal activity and conduct by her sister Patty Sahm, Jr., the undersigned and Pat Sahm, Sr. nephew Chris Weppner, who is the closest relative as he is Patricia Sahm's, older sister's 3rd child and the closest person to Pat Sahm, Sr.
13. Chris and his wife Micheel Weppner are the only people that lives close, walks with Sahm, Sr. and spends all holidays with her.
14. Guardian and Joanna Sahm, as his puppet master, has continually overstepped the bounds of the guardianship and constantly breach their fiduciary duties, and needs to be removed.

15. They have isolated Pat Sahm, Sr., instructed the guard gate to report to Joanna any visitors, have been ordered to refuse access to people who went to visit the mother, have called blocked Sahm Sr.'s phone, has placed Pat Sahm under 24 hour surveillance, has hired Crispin Investigations to follow, stalk, potentially hack and intercept calls to Patty Sahm, Jr. and the undersigned. This is being investigated and a surveillance interrogatory will follow.
16. The Guardian continued to enforce the agreed temporary injunction past the expiration to isolate the mother from her daughter Patty, Sahm, Jr. last Thanksgiving. Joanna has falsely accused Patty Sahm Jr of interference with care givers, as well as continues to make up whatever story she needs to keep control and isolation.
17. Joanna Sahm or Ulga Esterson Impersonated Inger Garica at her office mailing store by a phone call on a Saturday morning, to get her home address and sent a process server to the family house that was illegally looking through windows on personal property, although Ms. Garcia was a former prosecutor and her address is confidential.
18. Joanna Sahm recently impersonated Pat Sahm, Sr. by calling the property tax division in Banner Elk, N.C. to secure a copy of the tax bill although the trust had already paid it. Note that is the home Patricia A. Sahm, Jr. resides in and is owned by the family trust.
19. Joanna Sahm, who is the trustee and personal representative of the estate of Walter Sahm, has been misusing the trust funds and her mother's credit card to pay her lawyer, Eileen O'Malley \$5,000.00 plus who how much since she refuses to provide any financial records. Further, the guardian, his attorneys, Sweetapple and others are being paid from the trust, the retirement plan, social security, and or credit cards or bank accounts for their representation in this case and the other cases without this court's knowledge, authority, or

court order. In the meanwhile, they have been starving Patty Sahm, Jr., and Patricia Sahm Sr. The trust is 90 days past due on the pest control bill for the N. Carolina home and after the hurricane when the undersigned asked for help for Patty Sahm, Jr. due to the hurricane almost wiping out the town of Banner Elk, they refused any help. Joanna Sahm and Charlie Revard, the guardian, purposefully left Patty Sahm, Jr. with no funds to eat or survive knowing she is on a limited disability income and the mother always helped her although they knew she had no power, no water, no internet or phone services, no food or other life services, and refused to provide any relief from the trust. In the meanwhile, Joanna Sahm is taking vacations and buying homes and a business and controlling all the family funds unfettered.

20. There must be a full accounting presented to this court as the guardian, his lawyers and Joanna Sahm are misusing Patricia Sahm, Sr. funds, as well as the contingent beneficiary Patty Sahm, Jr's funds to benefit themselves, to isolate Patricia Sahm, Sr., to cause false and fraudulent filings to be placed in to numerous other courts, including this case, the guardianship case, the settled foreclosure case, the estate case, and in 2 separate bankruptcy cases.
21. Some of the fraud in these matters includes: the continued filing for a deceased person for over 2 years after his death, Walter Sahm, the former husband of Patricia Sahm, Sr.; the misuse of a power of attorney by Joanna Sahm to file things in her mother's name for years without her knowledge or approval containing false information; the filing of fraudulent claims in 2 separate bankruptcy cases claiming the Estate of Walter Sahm had rights to the final judgment of foreclosure when in fact it did not; the filing of a false affidavit in support of an injunction in the guardianship case with fraudulent exhibits and false facts as well as

false orders and injunctions with misstatements; the using of Patricia Sahm's trust funds, retirement funds, and credit cards, to fight for years with false personal attacks on Amber Patwell, (former lawyer for Patricia Sahm, Sr.) and Patty Sahm, Jr. and the undersigned; the guardian, Joanna and their lawyers are possibly paying themselves for all these unneeded litigations without this court's authority, without proper motions for fees and costs, and without disclosure, while purposefully running up the undersigned's fees to hundreds of thousands of dollars for no legitimate purpose but threats, attrition, intimidation and starvation.

22. The attorney for the estate admitted in writing that Patricia Sahm did not need a guardian, and the estate had no interest in the foreclosure case; while at the same time another lawyer in the firm assisted Joanna Sahm to trick Patricia Sahm, Sr. to go to the lawyers office to file the initial unneeded guardianship case, all while using Patricia Sahm, Sr.'s credit card to pay \$5,000 to Joanna Sahm's lawyer.
23. It is requested this court deny the current 2 petitions at this time, to stay this case and all cases related to Patricia Sahm, Sr., and to appoint an emergency court monitor to properly investigate, interview, and assist this court to hear the entire truth, not just the made up stories by Joanna Sahm and the guardian.
24. This case calls for an investigation by the inspector general as well as other authorities to stop the misuse of the courts by Joanna Sahm and the guardian. They cannot be allowed to continue this misuse of Patricia Sahm, Sr. and Patty Sahm, Jr.'s funds and to deprive Patricia Sahm Sr. of getting her life back.
25. There are better solutions and less restrictive means to assist Patricia Sahm Sr., which can be implemented outside of a guardianship that will protect her and guarantee her freedom,

life, independence, and dignity. There is a trust in place that controls all funds and that can remain, with a new trustee who will not misuse the funds to punish those who may disclose Joanna Sahm's potential theft and fraud.

26. The trust, the teacher's retirement plan, social security, the checking account, and the credit cards are being used to fund this personal war by Joanna Sahm and is being purposefully hidden from this court, from Patricia Sahm, Sr., and Patty Sahm, Jr..
27. This court does have the authority to demand a full accounting; especially given the illegal use of the funds to pay lawyers, and who knows what else, and this unfettered spending must be stopped. There is over seven million dollars at stake. Especially given the recent request to pay the 24-hour caregivers that were never really needed but were only hired to surveil and monitor Patricia Sahm, Sr. and to order everyone to report back to the rejected original petitioner Joanna Sahm.
28. Joanna Sahn has also traveled to visit the guardian out of state, has had numerous vacations, has purchased a home and who knows where else the funds have gone, with no accountability and to punish Patty Sahm, Jr., and her own mother Patricia Sahm, Sr. as well as anyone who has attempted to help them including the undersigned and Chris Weppner, as well as other friends of Patricia Sahm, Sr. It is believed there has been theft and mismanagement and abuse of Joanna Sahm and Charlie Revard's fiduciary position and it must be stopped.
29. Further, the medical decisions and manipulations made by Joanna Sahm, Sr. have been for Joanna Sahm's own benefit. The new committee members have relied on hearsay and a letter from a doctor that Joanna Sahm chose and poisoned, to make her believe there is some nefarious taking advantage of Patricia Sahm, Sr. that simply is not true. Joanna Sahm

manipulates her mother to intimidate her into believing she is not well when Patricia Sahm, Sr. has age-appropriate memory issues. This manipulation of all those around her for her own purposes must stop. The current guardian Charie Revard cannot remain as he is simply a puppet repeating Joanna Sahm's lies and filing the false documents, and ruining people's finances, reputations, and careers, because Joanna said so. This is ridiculous and unacceptable.

30. If this court is inclined to temporarily continue this farse of guardianship, it is requested that an independent guardian be temporarily appointed who will speak to all sides and look at all the evidence and dig into the financials appropriately.
31. Further an emergency court monitor needs to be implemented immediately to protect Patricia Sahm, Sr. from losing the balance of her will to live and her freedoms which she and her husband Walter Sahm has worked their entire life to enjoy . These are Patricia Sahm, Sr.'s rights which should be allowed as a human being; not being held prisoner and isolated from her normal activities and other family members and friends.
32. Everyone is in fear of extreme retaliation by Joanna Sahn given the history of this case and her extreme actions to cover up whatever it is she is doing.
33. Patricia Sahm, Sr. hired two lawyers on her own accord of which Joanna Sahm impersonated her mom and fired the first one, then they attacked Amber Patwell intensely and ran her off. Patwell was never paid and is owed \$24,000 for her hard work protecting Patricia Sahm, Sr. and was even willing to come back in to help. The undersigned has not been paid a penny for over 2 years of work trying to help the court see the truth and has been constantly threatened, attacked, followed, hacked, impersonated, and has had

numerous fraudulent attacks on her reputation. Enough is enough – this madness needs to stop, and it is requested this court stop it now.

34. Attorney Sweetapple is wasting hundreds of thousands of dollars harassing and intimidating the undersigned and others including Patty Sahm, Jr. in the foreclosure case. That matter was settled by Patwell while she was the attorney in this case, before any agreed, orders were entered into in this case by Attorney Patwell, O'Malley and Kitrosen for a limited guardianship as Patricia Sahm, Sr. did not want Joanna in charge and thought she could trust Charlie, the current guardian. Patricia Sahm, Sr. was not aware that Charlie would simply be Joanna's puppet and only do what she said and wanted; and was not aware that Charlie would allow Joanna to use him to file fraudulent pleadings and spend hundreds of thousands of dollars of her hard earned money with no accountability, and have her completely cut off financially, physically, have her driver's license taken away, have her right to vote taken away, have her ID taken away, have all of her visitors and calls monitored and reported back to Joanna, have her monitored 24-7, have her other daughter wrongfully attacked, and now have the balance of her freedom taken away. The home health aids do not appropriately conduct the care of Patricia Sahm, Sr. and were implemented out of surveillance, not need. The caregivers were instructed and compelled to ride in the car or follow all visitors, except Joanna. Now they intend to have the caregivers completely surveille the relationship with Patty Sahm, Jr. and her mother and report back if the mother end up visiting her own second home in North Carolina as she used too.
35. In the temporary emergency motion filed wrongly by the guardian, one of the false basis for this petition is a completely made-up plan to kidnap the mother by Patty Sahm, Jr.

Chris Weppner, and the undersigned. This libelous, false, misleading public filing will be legally pursued in a libel case if not withdrawn. It is a false public filing contrary to criminal law pursuant. Fla. Stat. §843.0855. This is the pattern of conduct used by the guardian and Joanna to get more power is to create a fake emergency then drop those allegations at the actual subsequent hearing. They constantly use this pattern of behavior to create false emergencies and concerns with the court to gain more and more control, power and lack of accountability. Joanna has also continuously represented different facts and parties to different courts hoping no one would put the pieces together that her stories are completely inconsistent and false. Joanna has used many different lawyers in order to achieve this goal so no one lawyer would get caught in her web of deceit. One of the main reasons that the undersigned and Patty Sahm, Jr. are so severely targeted is that we have disclosed to the numerous court this web of deceit.

36. Patty Sahm, Jr's only goal is for her mother to be free and happy and to enjoy her life as she sees fit. Patty Sahm, Jr. has never been motivated by the money as she and her mother did not even know until recently that there was any significant money involved. Joanna Sahm has always been solely motivated by the funds and control and will do anything possible to not be found out or have the funds accounted for. Joanna Sahm only cares about her inheritance and isolating her sister Patty Sahm, Jr. from her mother. Patty Sahm, Jr. on the other hand is closer to her mom, is a pet walker and pet sitter and is partially disabled from a childhood accident and is used to living on a limited income with some help from the trust as directed solely by her mom. Patty Sahm, Jr. lives a simple life and is not greedy and financially motivated like Joanna Sahm. All Patty Sahm,

Jr. wants is for her mom to have freedom and life back and to be able to spend her own funds if she wants.

37. The undersigned was not representing Patty Sahm, Jr. at that time and did not participate in that agreement to go into this guardianship which Patricia Sahm Sr. did not want at the time. The undersigned came into this matter for Patricia Sahm, Jr. after overhearing Kitrosen on the phone threaten her the night before the August 14, 2023, injunction hearing. It was a gross display of intimidation, and it continues until this day and will continue until stopped.
38. The initial committee was unqualified and tainted. The doctors Joanna has hired are not unbiased and only report what Joanna tells them is happening.
39. The current committee is unqualified as the member who conducted the testing is not qualified, the gynecologist is not qualified to make an opinion on mental status, and both relied on hearsay and manipulation by Joanna.
40. Patwell additionally had two reports in her favor including Dr. Sugar and one committee member who opined that Patricia Sahm, Sr. could enter contracts with attorney assistance. Patwell assisted her client until intimidated and starved off this case.
41. We beg this court to please make a thorough investigation, to appoint a court monitor and independent guardian and independent persons to analyze the finances and medical decision, and to protect Patricia Sahm, Sr., and Patty Sahm, Jr. as a family from further harm.
42. The only reason Patty Sahm, Jr. is not in court tomorrow in person is her other criminal attorney and herself fear that Joanna will do anything she can to harm Patty Sahm, Jr. and attempt to violate her probation.

WHEREFORE, it is respectfully requested that this honorable court deny any expansion of this guardianship, appoint an emergency court monitor, remove the current guardian Charlie Revard and temporarily appoint an independent guardian if the court feels any need to protect Patricia Sahm, and to order an immediate and full accounting to this court especially as to the attorneys' fees and costs, and personal expenses by Joanna Sahm being expended, and for any other relief deemed fit and proper.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on December 1, 2024, I filed a true and correct copy of the foregoing with the Clerk of the Court using the Florida Courts E-Filing Portal, who will send a notice of electronic filing via e-mail to all relevant parties.

Respectfully submitted,

/s/Inger Garcia, Esq.

Inger M. Garcia, Esq.

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