



Jeff Price <tom.j.price@gmail.com>

RE: Tom Price Emergency Temp Order

Dan C. Sanders <dsanders@kcattorneys.net>

Tue, Dec 12, 2023 at 7:05 PM

To: Michelle Burge <mburge@countslawkc.com>, Judge Droege <Charles.Droege@jocogov.org>, "DuMontelle, Jasa, DCA" <Jasa.DuMontelle@jocogov.org>

Cc: "DKIRK121@YAHOO.COM" <dkirk121@yahoo.com>, Leslie Byram <leslie@byramlaw.com>, Jon Blongewicz <blongewicz@leawoodattorneys.com>, Jodi Poos <jpoos@countslawkc.com>

Judge Droege and Jasa,

We submit counsel is overreacting.

We certainly understand the role of the guardian and conservator. That is the very reason why **we** alerted counsel by email this morning that Mr. Price was being taken to the emergency room today so they, and in particular David Kirk could act accordingly. Apparently, Mr. Price was taken to the hospital after experiencing elevated blood pressure and/or heart beat. David emailed me back soon after saying he was aware of the situation through Clover Care.

Jeff Price was just visiting with his father at the hospital earlier this evening.

Dan C. Sanders

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From: Michelle Burge <mburge@countslawkc.com>
Sent: Tuesday, December 12, 2023 6:49 PM
To: Judge Droege <Charles.Droege@jocogov.org>; DuMontelle, Jasa, DCA <Jasa.DuMontelle@jocogov.org>
Cc: DKIRK121@YAHOO.COM; Dan C. Sanders <dsanders@kcattorneys.net>; Leslie Byram <leslie@byramlaw.com>; Jon Blongewicz <blongewicz@leawoodattorneys.com>; Jodi Poos <jpoos@countslawkc.com>
Subject: Tom Price Emergency Temp Order

Judge Droege and Jasa,

Mr. Kirk and I believe we have an emergency. We do not have the approval of all parties on the Order appointing David Kirk as Guardian and Conservator for Tom Price 22GC00224. Mr. Price went to the Emergency room yesterday. I know Ms. Dawson from AgeWise and Mr. Kirk are unsure exactly what he is there for and the seriousness of the situation, or how it has developed through the day. We think he is at Advent Health. As we all must understand, no one else can/should be making decisions for Mr. Price because no one has authority to do so.

As you can see from the below email from Mr. Sanders sent at 5:51 this evening, it's Jeff Price who is with Mr. Price right now and has been. I am not clear if that means Jeff Price is communicating with doctors or making decisions, or what it means, but given the GAL report, my client and the agreed upon appointed Guardian Conservator have immediate concerns.

I am filing for Temporary Orders for Mr. Kirk, after a discussion with him this evening. I will also file the Order I had circulated which has been approved by counsel for the Ward, Mr. Blongewicz and by Mr. Kirk. We have all agreed that David should act as Guardian for Mr. Price after litigation that lasted over a year and here he is in the hospital and we cannot sort out what is going on or who is in charge. We need Mr. Kirk appointed immediately so he has the authority he needs to care for Mr. Price and attend to his health care needs. There had been much progress since our last hearing between AgeWise, Clover Care, Mr. Kirk, Mr. Blongewicz and my client.

If necessary, I know myself and Mr. Kirk can be available for a call with the Court if you need us tomorrow.

Michelle

Michelle Burge

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From: Dan C. Sanders <dsanders@kcattorneys.net>

Sent: Tuesday, December 12, 2023 5:51 PM

To: Michelle Burge <mburge@countslawkc.com>; DKIRK121@YAHOO.COM <dkirk121@yahoo.com>; Jon Blongewicz <blongewicz@leawoodattorneys.com>; Leslie Byram <leslie@byramlaw.com>

Cc: Jodi Poos <jpoos@countslawkc.com>

Subject: RE: Draft Order

Michelle-

I am reviewing your proposed order, and take exception to paragraph 3 where you want everyone to admit that, "the allegations of the petition are true." Obviously, my client disagrees and denies many of the allegations in the petition and therefor cannot agree to that paragraph as written. If there are certain paragraphs of the petition you need for the order, that are not objectionable, please advise so we can consider the same. Also, is there some alternative language that will suffice.

I also need to confer with my client as to the draft order as well, but as you are aware, Mr. Price is in the hospital this evening, and Jeff is there with him. Accordingly, we reserve the right to make additional comments to the your draft order. I hope to speak with Jeff in the morning.

Dan C. Sanders

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