

**IN THE DISTRICT COURT OF JOHNSON COUNTY, KANSAS
PROBATE COURT DEPARTMENT**

**In the Matter of the Guardianship and
Conservatorship of:**

THOMAS J. PRICE, JR., an impaired adult.

**Case No. 22GC00224
Division 8
Chapter 59**

**PETITION FOR APPOINTMENT OF A TEMPORARY GUARDIAN AND
CONSERVATOR FOR AN ADULT WITH AN IMPAIRMENT**

COMES NOW, Teresa Kuhn, Petitioner, and alleges:

1. My address is 7805 Alden Road, Lenexa, KS 66216.
2. The name, age, residence, present whereabouts and permanent address of the

proposed ward and proposed conservatee as known to me are:

NAME:	Thomas J. Price, Jr.
AGE:	86
YEAR OF BIRTH:	1936
PRESENT WHEREABOUTS:	15329 S. Lone Elm Road, Apt. 322 Olathe, KS 66061
PERMANENT RESIDENCE:	15329 S. Lone Elm Road, Apt. 322 Olathe, KS 66061

3. A petition has been filed requesting the appointment of a guardian and conservator for the proposed ward and conservatee and I believe that there is an imminent danger to the physical health and safety of the proposed ward requiring immediate action to be taken to protect the proposed ward, and there is an imminent danger that the estate of the proposed conservatee will be significantly depleted unless immediate action is taken to protect the physical health and safety of the proposed ward and the estate of the proposed conservatee.

The proposed Ward had been given a referral to see a doctor for a dementia and Parkinson's screening just prior to the events of the last month that led to the filing of this action (see medical

exhibit A and the first few sentences). Petitioner understands those appointments have all been cancelled and is unaware if the proposed Ward has seen any of his other medical providers. Petitioner was advised there is a strong likelihood the proposed Ward has Parkinson's and early and immediate treatment is imperative. Additionally, Petitioner regularly filled the pill boxes for the proposed Ward and monitored his medications. Since the events outlined below over the last month, the proposed Ward refuses to see or communicate with the Petitioner.

Concurrent with the referral for dementia screening and likelihood of a Parkinson's diagnosis about one month ago, on August 23, 2022, Thomas Price, III (the son of the proposed Ward and brother of the Petitioner), went to the proposed Ward's Edward Jones agent and requested a withdrawal from his account in the amount of \$3.5 million. Petitioner has since been advised the purpose of the withdrawal was for a gift. Edward Jones and their agents, particularly the local agent who has worked with the proposed Ward for many years, would not disburse the funds, froze the account, have opened their own investigation and have referred their concerns to protective services. Edward Jones references in the letter attached hereto as Exhibit B, "the facts and circumstances surrounding this request have raised concerns." (See Exhibit B, letter to Teresa Kuhn from the Field Supervisor with the Edward Jones Senior Client Team). Undersigned counsel has had conversations with Edward Jones regarding the transfer and been advised the account was frozen due to concerns about financial exploitation.

Since the event at the Edward Jones office whereby the proposed Ward's account was frozen, the proposed Ward has refused to communicate with or see the Petitioner because he believes the reason Edward Jones did not distribute his funds was because the Petitioner took them or has stolen them. The proposed Ward has told Petitioner he never wants to see her again. Petitioner did not steal the proposed Ward's funds, Edward Jones froze the account because they

had concerns his request to withdraw the funds was made as a result of financial exploitation, presumably by the proposed Ward's son who was with him when made the request.

Temporary orders are necessary for the Petitioner to follow up with the medical providers of the proposed Ward and work to commence treatment and care for dementia and/or Parkinson's disease immediately, to ascertain if the proposed Ward has been taking his medications in the time frame since he has been advised the proposed Ward stole from him and to otherwise help manage his medical care. Temporary orders are further necessary to determine if additional funds have been withdrawn from elsewhere and protect and preserve the estate of the proposed Ward for his long term needs and care.

4. The proposed ward and proposed conservatee is not presently under the custody of any other person or agency.

5. The names and addresses of the proposed ward's spouse, adult children, adult grandchildren, parents, and adult siblings to the extent known are:

NAME	RELATIONSHIP	ADDRESS
Teresa Kuhn (Terri)	Daughter	7805 Alden Road Lenexa, KS 66216
Thomas J. Price, III (Jeff)	Son	Unknown
Stacey Bennett	Granddaughter	915 W. 79 th Street, Apt. 82 Overland Park, KS 66204
Kelley McLees	Granddaughter	4133 Mirrasou Ct. Franklin, TN 37067
Megan Price	Granddaughter	8113 W. 85 th Street Overland Park, KS 66212

7. The name, address, and circumstance of any person or agency having custody or control of the proposed ward and proposed conservatee, to the extent known are: None

8. To the extent known, after diligent inquiry, Petitioner was nominated by the proposed ward and proposed conservatee to act on his behalf as agent pursuant to proposed ward and proposed

conservatee's Durable Financial Power of Attorney dated February 9, 2018 (attached as Exhibit C) and Health Care Power of Attorney dated June 20, 2008 (attached as Exhibit D) and as Co-Trustee under the Third Amendment to the Thomas J. Price, JR and Helen J. Price Trust dated April 6, 2015 (attached as Exhibit E).

9. The general type, location, probable value and income of the real and personal property of the proposed ward and conservatee's estate are:

TYPE	DESCRIPTION	ESTIMATED VALUE	PROBABLE ANNUAL INCOME
Checking/Savings Accounts	Enterprise Bank & Trust	Unknown	Unknown
Investment Accounts	Edward Jones	\$7,000,000.00	Unknown

10. The names and addresses of witnesses by whom the truth of this petition may be proved:

NAME	ADDRESS
Deb Beckwith, Director	Cedar Lake Village, 15325 S. Lone Elm Road, Olathe, KS 66061
Megan Anders	Cedar Lake Village, 15325 S. Lone Elm Road, Olathe, KS 66061
Dawn Brewer	Cedar Lake Village, 15325 S. Lone Elm Road, Olathe, KS 66061

11. Teresa Kuhn, residing at 7805 Alden Road, Lenexa, KS 66216 is a fit and proper person to be appointed temporary guardian and temporary conservator of Thomas J. Price, Jr..

12. The Petitioner requests that the court make an ex parte determination that there exists imminent danger to the physical health and safety of the proposed ward and to the proposed conservatee's estate and appoint a temporary guardian and temporary conservator with such powers as the court deems necessary to protect the proposed ward and the estate of the proposed

conservatee.

PETITIONER REQUESTS that the court:

1. Make an ex parte determination that an imminent danger exists to the physical health and safety of the proposed ward and that the proposed conservatee's estate will be significantly depleted unless immediate action is taken.

2. Appoint Teresa Kuhn as temporary guardian and temporary conservator with such powers as the court deems necessary to protect the proposed ward and the estate of the proposed conservatee.

I declare under penalty of perjury under the laws of the state of Kansas that the foregoing is true and correct. Executed on 10/5, 2022.



Teresa Kuhn, Petitioner

PREPARED BY:
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