

**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**

RESPONSE TO PETITION TO SET ASIDE ORDER

APPOINTING GUARDIAN AD LITEM

Comes Now, Teresa Kuhn, Petitioner and Temporary Guardian, by and through her attorney, Michelle M. Burge, and in response to the Petition to Set Aside the Order Appointing a Guardian Ad Litem states as below:

For the entirety of her life, prior to the incident at the Edward Jones Office on August 23, 2022, Petitioner was regularly and consistently involved with her father's life. After the incident in the Edward Jones Office on August 23, 2022, he accused her of stealing \$3.5 million dollars from him and told her he never wanted to see her again. This makes the suggestion in the Petition to Set Aside the Order Appointing the GAL that the proposed Ward ceased communicating with the Petitioner and all members of his family besides Jeffrey Price because of this pending guardianship matter confusing, problematic and suspect given his diagnosis and the fact that Jeffrey Price is the only family member that has remained in the proposed Ward's life since the day at Edward Jones.

Petitioner filed this Guardianship action six weeks after the incident at the Edward Jones Office, at the urging of Edward Jones, because of whatever they witnessed that day that made them freeze the account. The suggestion Mr. Price was not "inclined to communicate with his daughter..." because of the filing of this Petition in this Court does not follow the factual timeline of this case. Mr. Price stopped speaking with the Petitioner because of something that happened

at the Edward Jones Office on August 23, 2022, not something that happened six weeks later on October 6, 2022. The Petition was filed as a response to the abrupt change in the relationship based on something that was false, following a diagnosis of progressive dementia and likely Parkinson's. The rest of Mr. Price's family is concerned about his well-being, safety, health, stress and will continue to advocate for him. They are concerned what he has been told, who told him the Petitioner stole his money or was involved in the attempted Edward Jones transaction and why. They believe Mr. Price could be susceptible to influence and strongly contend that the abrupt change in his relationships as he was diagnosed with progressive dementia is concerning.

Petitioner and Petitioner's counsel have repeatedly reached out to Edward Jones to communicate about the day in their office. Petitioner's counsel has been advised Edward Jones was concerned about financial exploitation and elder abuse by Jeffrey Price and thus froze the account. Nothing that happened at the Edward Jones Office in any way involved Petitioner and Petitioner does not believe an Edward Jones representative would have told Mr. Price she was in any way involved or that she stole his money, made it unavailable to him or had anything to do with what happened on August 23, 2022 that led to him shutting out his family - with the exception of Jeffrey Price, who Edward Jones was concerned enough was exploiting him that they reported it to APS.

Edward Jones has advised undersigned counsel that with a Court Order appointing a GAL, they will speak to said GAL about their decision to freeze the account and what was involved. It would seem it would be beneficial to Mr. Price to have that full information as well. It would also be beneficial to Mr. Price to perhaps be advised why the senior manager at the facility in which Mr. Price resides is concerned enough about his well-being to tell Petitioner's counsel he is rapidly declining and share a willingness to be involved in this Guardianship process due to her concerns.

WHEREFORE, Petitioner prays this Court appoints suitable counsel to act as Guardian Ad Litem for Thomas Price, the proposed Ward in this matter, or for such other relief as this Court deems just and proper.

Respectfully submitted by:

/s/ Michelle M. Burge
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