

Gorb, Ludmila (Linda)	Case #	Date	
	G-1957	4/29/1982	Petition to Remove and Replace Co-Guardian
Gorb, Paul			Co-Guardian
Vodde, Bernard J			Co-Guardian
Gorb, Ludmila (Linda)	Case #	Date	
	G-1957	5/14/1982	Removal of Guardian
Gorb, Paul			Guardian
Vodde, Bernard J			Guardian
Gorb, Ludmila	Case #	Date	
	G-1957	6/15/1982	Motion to dismiss co-guardian
Vodde, Bernard J			Co-Guardian
Gorb, Paul			Co-Guardian

LUDMILA GORB, AN INCOMPETENT)

GUARDIANSHIP NO. 1957

Comes now Bernard J. Vodde, by his counsel, and now files an answer to petition to remove and replace the Guardian and for accounting in the Adams Circuit Court, to wit: STATE OF INDIANA

82 APR 29 A 8:43

COUNTY OF ADAMS, SS:

1982 TERM

IN THE MATTER OF THE
GUARDIANSHIP OF LUDMILLA
(LINDA) GORB, INCOMPETENT

CAUSE NO. 1957

ANSWER TO PETITION TO REMOVE AND REPLACE

CO-GUARDIAN AND FOR ACCOUNTING

Bernard J. Vodde, being first duly sworn upon oath deposes and says that in answer to the Petition to Remove and Replace Co-Guardian and for Accounting, he would answer each retorical paragraph as follows:

1. That heretofore on the 25th day of September, 1980, Paul Gorb, as Guardian, filed a Petition requesting a Co-Guardian, and that Bernard J. Vodde be appointed. Letters of Guardianship were thereupon issued to him, and on September 30, 1980, he filed a bond in the sum of of \$1,000.00 and was authorized by the Co-Guardian to receive all Social Security checks.

2. That he admits the statement of Petitioner's retorical paragraph two.

3. That Petitioner's retorical paragraph three is correct.

4. That Petitioner's retorical paragraph four is correct.

5. That Petitioner's retorical paragraph five is incorrect in that said Co-Guardian, Bernard J. Vodde, has accounted for all monies received by him, and made payments properly and disbursed all funds accordingly for the use and benefit of his ward, Ludmilla Gorb

6. In reply to Petitioner's retorical paragraph six, geographic location of said undersigned Co-Guardian has little effect insofar as the County is concerned and did submit to all reasonable demands made by Paul Gorb, the first Co-Guardian.

7. In answer to Petitioner's retorical paragraph seven, said undersigned Co-Guardian states that such statement is merely here-say, as he has consoled with John Briggs of the Geneva Bank at Monroe, who advised him that Glenda Inniger wanted no part of this situation.

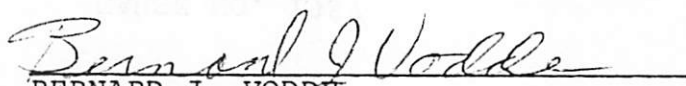
8. In answer to Petitioner's retorical paragraph number nine, this appears to be completely false, as the undersigned was

appointed representative payee with full knowledge and consent of Paul Gorb by reason of the fact that Mr. Gorb has been removed as representative payee by the Social Security Administration. That this undersigned was appointed representative payee prior to becoming Co-Guardian. Paul Gorb wanted no part whatsoever in the Guardianship of his daughter, insofar as payments were concerned, and this undersigned volunteered to assist Paul Gorb as Co-Guardian to which the said Paul Gorb agreed. Paul Gorb submitted to the Social Security Administration, documents which were not true and indicated that Glenda Inniger was to become representative payee. Social Security Administration, after examining the various documents and records as found in the Court, again began making payments to Bernard J. Vodde under the existing appointment. All funds and monies received can be accounted for; that all monies received by this undersigned Co-Guardian have been received from Social Security Administration as representative payee for Ludmila Gorb and not as Co-Guardian. Said payments were made in accordance with the rules set forth by the Social Security Administration.

9. That the said Co-Guardian, Paul Gorb, did remove and close the checking account at the Bank of Geneva, Monroe Branch, without the knowledge of this undersigned Co-Guardian.

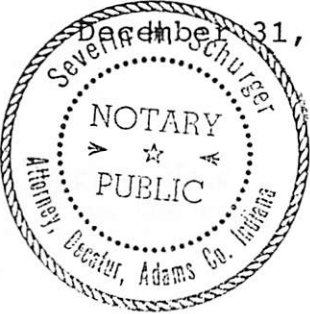
10. That it would be in the best interest of this undersigned Co-Guardian that he make an accounting, and pay his attorney's services, insofar as possible from funds remaining, and without any charge made by him personally for the expenses laid out and expended by him as being Co-Guardian herein.

Wherefore, Bernard J. Vodde, as Co-Guardian of Ludmila (Linda) Gorb, prays the Court that he may be ordered to file a final accounting herein, and be removed from all further liability in every respect as Co-Guardian of Ludmila (Linda) Gorb. And for all other relief, just and proper in the premises.


BERNARD J. VODDE

Subscribed and sworn to before me this 29th day of April, 1982.

My Commission Expires:
December 31, 1982



Severin H. Schurger
SEVERIN H. SCHURGER, Notary Public
Resident of Adams County, Indiana

Severin H. Schurger, Attorney for
Bernard J. Vodde, Co-Guardian
SCHURGER & SCHURGER
119 South Second Street
P.O. Box 190
Decatur, Indiana 46733
Telephone: (219) 724-4408

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing has been served upon all counsel of record herein, by personal service or by First Class United States Mail, postage prepaid, this 29th day of April, 1982.

SCHURGER & SCHURGER

BY: Severin H. Schurger
Severin H. Schurger

S/ Robert S. Anderson
Robert S. Anderson, Judge Adams Circuit Court

Read and signed.

Robert S. Anderson

ROBERT S. ANDERSON, JUDGE ADAMS CIRCUIT COURT

Comes now Paul Gorb, Guardian herein, in person and by his counsel, DeVoss, Scott, Johnson & Baker by Joseph M. Johnson, and Bernard J. Vodde, Co-Guardian, herein, by his counsel, Schurger & Schurger by Severin H. Schurger, and now submit the Petition For Removal Of Guardian heretofore filed in this Court on the 19th day of March, 1982 and the Court now having seen and inspected said petition and having heard evidence submitted thereon and being duly advised in the premises now finds as follows:

1: That Bernard J. Vodde shall be forthwith removed as Co-Guardian of the Estate of Ludmila (Linda) Gorb, ward, herein, however, said Co-Guardian shall be discharged from responsibility nor the surety on his bond released from its undertaking herein, until said Co-Guardian has filed a written, verified accounting herein and the Court has heard and approved the same.

2: That Bernard J. Vodde shall forthwith deliver to Paul Gorb all accounts, check books, pass books, and any other property of the ward's Estate, herein in his possession at this time, and shall execute a check in _____ for the funds payable to the said Paul Gorb.

3: That Bernard J. Vodde shall on or before 15 days from the date of this Order, file with this Court a written and verified account of all property and money which has come into his

possession or control during his tenure as Co-Guardian herein, and shall also furnish a copy of said accounting to the said Paul Gorb and his attorney.

4: That at the time of said filing the said Paul Gorb shall have ten days to file an exception to said final accounting, which exception shall be filed on or before ten days from the date of the filing with the Court and the delivery of said final accounting to the said Paul Gorb and his attorney.

5: That the said Paul Gorb is hereby designated by this Court as the payee for all purposes including Social Security checks, and any and all Social Security checks shall be payable to the said Paul Gorb as Guardian and as payee for any and all purposes. Judgment accordingly.

The Clerk of the Adams Circuit Court is hereby ordered and directed to mail a certified copy of this Order to Bernard Vodde, 6233 Blackstone, Fort Wayne, Indiana 46818, to his attorney, Schurger & Schurger, 119 South Second Street, Decatur, Indiana, 46733, to Paul Gorb, R.R. #1, Monroe, Indiana, 46772 and to his attorney DeVoss, Scott, Johnson & Baker, Attention: Joseph M. Johnson, 147 South 2nd Street, Decatur, Indiana 46733 and to the Social Security Administration, 5800 Fairfield Avenue, Fort Wayne, Indiana by first class United States mail, for their information and appropriate action.

S/ Robert S. Anderson, Judge Adams Circuit Court

Comes now Bernard J. Vodde, as co-guardian of the estate and ward of Ludmila Gorb, and now files his final report as co-guardian, which final report is in the following words and figures, to wit;

STATE OF INDIANA

IN THE ADAMS CIRCUIT COURT

COUNTY OF ADAMS, SS:

1982 TERM

IN THE MATTER OF THE
GUARDIANSHIP OF LUDMILLA
(LINDA) GORB, INCOMPETENT
PAUL GORB and BERNARD
J. VODDE, CO-GUARDIANS

CAUSE NO. 1957

82 MAY 23 P 2:43

NANCIE MAY LINDA CLERK

FILED IN ADAMS COUNTY
CLERK OF COURTFINAL REPORT OF BERNARD J. VODDE AS CO-GUARDIAN

Bernard J. Vodde, as Co-Guardian of the estate and ward of Ludmilla (Linda) Gorb, respectfully shows the Court:

1. That heretofore on or about June 1, 1980, Paul Gorb requested that Bernard J. Vodde take care of the accounting for his ward and daughter, Ludmilla (Linda) Gorb. That thereupon, he did open a checking account in the Bank of Geneva at Monroe, Indiana for the purpose of proper accounting thereof.

2. That on July 3, 1980, he received a Social Security Check in the sum of \$283.20, and shortly thereafter, received word from the Social Security Office, Department of Health Education and Welfare, that it would be best if he were appointed as Co-Guardian for Ludmilla (Linda) Gorb and therefore would be the representative payee from the Social Security Office.

3. That thereafter, he did request a Co-Guardianship Appointment from the Court, and was, by the Adams Circuit Court, pursuant to Indiana Code 29-1-18-21, appointed as Co-Guardian on the 25th day of September, 1980.

4. That he did deposit all sums in the Bank of Geneva at Monroe, Indiana, and carefully and accurately kept an account of his actions herein with reference to his Co-Guardianship.

5. That in order to avoid any mistakes in re-typing his accounting in full, he attaches hereto and makes a part hereof, a photo copy of his checkbook record, showing all monies received and all monies expended and the dates on which they were deposited and paid out. That said accounting is attached hereto, marked Exhibit "A", and consists of five (5) pages.

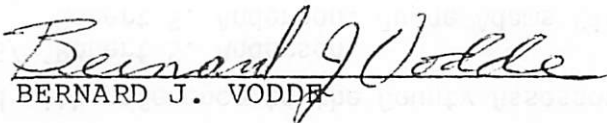
6. That in order to satisfy the requirements of the law as applicable thereto, he did secure the services of an attorney, which was further required not only to be of service to his ward, but by reason of the requirements of reporting to the Mental Health Department of Fort Wayne, Indiana, which has a branch office in the City of Decatur.

7. That on or about the 1st day of July, 1981, differences arose between the Co-Guardians which required additional services of his attorney, all as shown on Exhibit "2" attached hereto and made a part hereof.

8. That as a result of said controversy, and hearing held in the Adams Circuit Court on May 14, 1982, the said Bernard J. Vodde was removed as Co-Guardian of the Estate of Ludmilla (Linda) Gorb, his ward herein, but was not discharged from responsibility nor surety on his bond until the said undersigned Co-Guardian had filed a written verified accounting herein.

9. That the said Bernard J. Vodde forthwith delivered to Paul Gorb, his final check in the sum of \$268.40, all as shown on Exhibit "A" attached hereto.

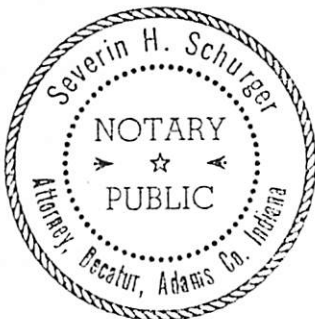
WHEREFORE the said Bernard J. Vodde, as Co-Guardian, now submits to the Court his accounting herein, including all checkbooks, passbooks, and cancelled checks as required by the Order of the Court on May 14, 1982, and now requests the Court that he be relieved from any further responsibility herein and that the surety on his bond be released and that he be discharged from any further duties, liabilities or responsibilities herein.


BERNARD J. VODDE

Subscribed and sworn to before me this 20th day of May, 1982.

My Commission Expires:

December 31, 1982



Severin H. Schurger
SEVERIN H. SCHURGER, Notary Public
Resident of Adams County, Indiana

Severin H. Schurger, Attorney for
Bernard J. Vodde, Co-Guardian
SCHURGER & SCHURGER
119 South Second Street
P.O. Box 190
Decatur, Indiana 46733
Telephone: (219) 724-4408

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 20th day of May, 1982, deliver a true and exact copy of the foregoing Final Account to Joseph M. Johnson, of the office of DEVOSS, SCOTT, JOHNSON AND BAKER, A Professional Corporation, 147 South Second Street, Decatur, Indiana 46733, as requested by the Court in the Order of May 14, 1982.

SCHURGER & SCHURGER

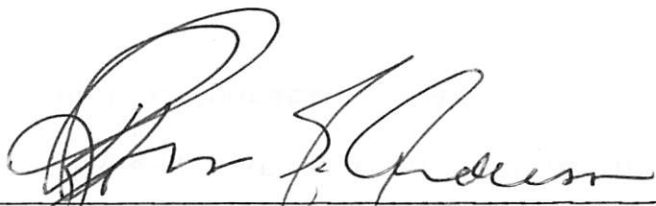
BY: Severin H. Schurger
Severin H. Schurger, Attorney

Pursuant to the order dated May 14, 1982, the said Paul Gorb shall have ten days to file an exception to said final accounting. Judgment accordingly.

The Clerk of the Adams Circuit Court is hereby ordered and directed to mail a certified copy of this Entry to Bernard J. Vodde, 6233 Blackstone, Fort Wayne, Indiana 46818, to his attorney, Schurger & Schurger, Attention: Severin H. Schurger, 119 S. Second St., Decatur, Indiana 46733; to Paul Gorb, R.R. #1, Monroe, Indiana 46772, and to his attorney, DeVoss, Scott, Johnson, & Baker, a Professional Corporation, Attention: Joseph M. Johnson, 147 S. 2nd St., Decatur, Indiana 46733, by first class United States mail, for their information and appropriate action.

S/ Robert S. Anderson
Robert S. Anderson, Judge Adams Circuit Court

Read and signed.



ROBERT S. ANDERSON, JUDGE ADAMS CIRCUIT COURT

TUESDAY, JUNE 15, 1982

LUDMILA GORB, AN INCOMPETENT)

GUARDIANSHIP NO. 1957

Comes now Bernard J. Vodde, as co-guardian, by his counsel, Severin H. Schurger, and now files a motion to dismiss Bernard J. Vodde, as co-guardian of the estate and ward of Ludmila Gorb, which motion to dismiss is in the following words and figures, to wit:

STATE OF INDIANA
COUNTY OF ADAMS, SS:

IN THE ADAMS CIRCUIT COURT
1982 TERM

IN THE MATTER OF THE
GUARDIANSHIP OF LUDMILLA
(LINDA) GORB, INCOMPETENT
PAUL GORB and BERNARD
J. VODDE, CO-GUARDIANS

CAUSE NO. 1957

MOTION TO DISMISS BERNARD J. VODDE AS CO-GUARDIAN

Comes now Bernard J. Vodde, as Co-Guardian of the estate and ward of Ludmilla (Linda) Gorb, and respectfully shows the Court:

1. That heretofore on the 20th day of May, 1982, said Co-Guardian filed his Final Report herein and served a copy upon Paul Gorb through his attorney, Joseph M. Johnson.
2. That the Court did enter an Order on said day directing the said Paul Gorb, as Co-Guardian, to file exceptions to said Final Account within ten (10) days of date thereof.
3. That said Paul Gorb has not filed any answer or objections to said Final Report, and in essence, has approved the same. Wherefore, Bernard J. Vodde, as Co-Guardian herein, requests that he be relieved from any further responsibilities herein, and the sureties on his bond be released and discharged, and that he be discharged from any further duties, liabilities or responsibilities herein.

FILED ADAMS COUNTY
CLERK
NANCY KAY LINDA CLERK
NANCY KAY LINDA CLERK

82 JUN 15 A 8:20

BERNARD J. VODDE

BY:

Severin H. Schurger
Severin H. Schurger, Attorney
SCHURGER & SCHURGER
119 South Second Street
Decatur, Indiana 46733
(219)-724-4408

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 15th day of June, 1982, deliver a true and exact copy of the foregoing Motion to Dismiss Bernard J. Vodde as Co-Guardian to Joseph M. Johnson, of the office of DEVOSS, SCOTT, JOHNSON AND BAKER, A Professional Corporation, 147 South Second Street, Decatur, Indiana 46733.

SCHURGER & SCHURGER

BY:

Severin H. Schurger
Severin H. Schurger, Attorney

TUESDAY, JUNE 15, 1982

And the Court notes that in its Entry of May 20, 1982, the Court allowed ten days to Paul Gorb to file an exception to the final accounting, and the said Paul Gorb having failed to file an exception to the final accout, the final report of Bernard J. Vodde as co-guardian of the estate ward of Ludmila Gorb, heretofore, filed on the 20th day of May, 1982, is ratified, confirmed and approved. Judgment accordingly.

It is further ordered, adjudged and decreed that the said Bernard J. Vodde is hereby released and discharged as co-guardian of the estate and ward of Ludmila Gorb. Judgment accordingly.

The Clerk of the Adams Circuit Court is ordered and directed to mail a certified copy of this Entry to Bernard J. Vodde, 6233 Blackstone, Fort Wayne, Indiana 46818; to his counsel, Severin H. Schurger, % Schurger & Schurger, P.O. Box 190, Decatur, Indiana 46733; to Paul Gorb, R.R. #1, Monroe, Indiana 46772, and to his counsel, Joseph M. Johnson, DeVoss, Scott, Johnson & Baker, 147 S. 2nd St., Decatur, Indiana 46733, by first class United States mail, for their information and appropriate action.

S/ Robert S. Anderson
Robert S. Anderson, Judge Adams Circuit Court