fund deposited in a joint account and money was swept off by overdraft protection linked to agent's personal account

Labels: Clara Liquidation Assets

Tuesday, December 5, 2006

UNREMARKABLE Clara state of health before 8-20-04

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Alzheimer's medication. There have been no recent falls. The patient denies headaches, change in vision or speech, no weakness or numbness. Her general health has been good.

PAST MEDICAL HISTORY: Unremarkable over the past several months.

SOCIAL HISTORY: She lives with her son. No alcohol or smoking.

Aug REVIEW OF SYSTEMS: Denies chest pain, shortness of breath, GI, GU symptoms. Positive for right inguinal and left knee pain.
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"There have been no recent falls..health has been good. Past Medical

History: UNREMARKABLE over the past several months. Dr.Nancy Kaplitz", Neurologist June 17, 2004 (Less than a month before Clara was abducted! What Happened?

Labels: Clara 1 month before, Neurologist Dr kaplitz

Friday, December 1, 2006

Clara wishes to join her sister in death, rather than live without hope!

The Hearing was set for Monday November 20th was a big disappointment for Clara,

Her guardians attorney had failed to notify attorney Mr. Garcia and he had the motions approved by the Judge VACATED the following Monday

We had been waiting since July of 2006 for this hearing which would pave the way for Clara's case to finally be heard 27 months after her abduction, that's 27 months after legal wrangling in 4 counties, and over \$100,000 spent in legal fees for Claras defense.

In her moments of lucidity Clara liked to ask many question such as why is the house

in such dis-repair, I try to explain to her that the bank froze the money given by the insurance company for the repairs, due to the write offs in her credit during the time of her abduction and the repairs had to halted in order to have money for other things.

Clara asks why is her bed on the Florida Room floor and not in her freshly painted room

again we try to explain how we lack money for even basic necessities, like food, medications, and medical services like physical therapy that medicare does not cover.

It's hard to admit that after Clara spent a small fortune in legal fees we are in the same place we were back in July, still waiting for a hearing with Judge Payne to be able to air her case and finally be step closer to closure.

Instead of hope, a black cloud came over us after that hearing on November Monday 20th .. it's ironic that the next several days mail

came full of envelopes from Garcia, addressed to Clara, to Raul in an redundancy of service, stressing the fact that the hearing was vacated.

Judy became very depressed at this turn of events and this in turn affected everyone, Raul became agitated including Clara who became extremely depressed and said she did not have a reason to live and wished to join her sister Olga, and Dr. Fernandez her husband, in death.

Labels: Clara

Thursday, November 30, 2006

Clara takes off seat belt and plunges herself onto the pavement, without warning!

Clara seems very receptive to changes in our attitude after the hearing that was held on Monday November 20th. The disappointment of having waited so long, only to have it vacated was intense and overbearing, Judy had been ill since, and Raul had been distraught, in that Clara's day in court was made a mockery of once again.

A Black cloud seem to envelop us, we got up early to take Clara to Dr Kaplitz, her neurosurgeon who remarked how much better she looked and how well taken care of she was.

Suddenly and un-expectedly Clara had managed to work loose her seat belt, something she had not been able to do before, and open the door ELDERLY ABUSE

and bolt out, gravity taking over and Clara falling into a rumple mess

on the concrete breaking a hip and suffering a concussion. Paramedics

were right there and in mobilized her and she was rushed to the ER.

In the ER We found she had broken bones preparations were underway

for surgery, when the results of brain scanned indicated there was

bleeding inside the cranial cavity. Arrangements were being made to

rush her to the nearest neurosurgeons in Miami, but no one is eager to

take a 88 year old with multile injuries, so we set in for long nite in the

ER

Almost, when we were ready to give up, the good news that Jackson

Memorial in Miami had agreed to take her, so preparations begun for a

Helicopter Ride

It is very frustating when no one feels the urgency of the time frame for

which this needs to be resolved for Clara to have peace and to know

that her money will be there to take care of her needs and feel relieve

from the pressure of never ending court battles, demanding

investigations, questioning by authorities, pending on public services,

because her assets were taken from her illegally and she has used up all

her savings, what ever portion was not taken from her, to fund her

never ending legal battle with the thugs that abused her.

Hearing are heard 2x, Venues are changed, Clara is "bounced

around as if on string" Judge Von Hoff. August 31 2005.

Labels: Clara Fall ER

No Peace for Clara a Victim of Elder Abuse



Labels: clara er

Clara and A.J. Were Healthy Before 8-20-04 What Happened?



Labels: Elder Abuse Video Clara Fernandez

Monday, November 27, 2006

ORDER STAYING ORDER GRANTING APPROVAL GUARDIAN POWER,ON November 20, 2006 IN THE CIRCUIT COURT OF THE 15TH JUDICIAL CIRCUIT OF THE STATE OF FLORIDA IN AND FOR MONROE COUNTY

CASE NO: 2005-CP-61-K

IN RE

The Guardianship of CLARA G. FERNANDEZ,

ORDER STAYING ORDER GRANTING APPROVAL OF GUARDIAN POWERS, ON November 20, 2006

THIS CAUSE having come to be heard upon the written Emergency Motion of Respondent Adalberto Fernandez, to Vacate Order Granting Approval of Guardian Powers, and the Court having reviewed same sua sponte, and finding that the same presents a preliminary basis for the possible vacating of the ordered entered earlier on November 20, 2006, it is thereupon.

ORDERED and ADJUDGED that said Order Granting Approval of Guardian Powers entered November 20, 2006, is hereby STAYED pending a hearing on the Emergency Motion to Vacate Order, it being alleged that counsel for Aldaberto Fernandez did not receive notice of said hearing of the Motion of Guardian.

DONE and ORDERED in Chambers at Key West, Monroe County, Florida, this 20th day of November, 2008, 41.40 f.m. PAYNE

CIRCUIT JUDGE

cc: Julie Ann Garber, Esq. Laura K. Smith, Esq.

Latest Order approving guardian powers to Angela McClain to be stayed, delaying affronting the real issue and skirting justice. Clara has been patiently waiting since July 2006, for these hearing which would have put her one step closer to resolution, this further complicates the Guardian powers in being able to pay for Clara's health care and a prolonging of the legal process, making it longer and more costly for CLara all this supposely on a on 'Technicality'

at 11/27/2006 08:56:00 PM 0 comments Links to this post

Labels: order staying order granting approval guardian power

Monday, November 20, 2006

Motion To Vacate'Garcia' November 20 2006