

# Testator

## Summary

There were no conflicts among any members of Jean M. O'Connell's family concerning any Will or any Trust before the secret advisors ran their set ups. The secret advisors set up Jean M. O'Connell. They used her trust to take control of her assets and to render her and her family helpless against them (page 3).

The secret advisors create conflicts in the testator's family to protect themselves. It is a cover for the secret advisor's activities. Any time the secret advisors divert accountability from themselves to the testator's family, as if they were just carrying out one family member's instructions against another, please reject it and any variation of it.

Jean M. O'Connell gave a lot to Fairfax County and Virginia (page 1). I beg a just power to step in and stop the damage.

# Jean M. O'Connell

The testator, Jean M. O'Connell, gave to Fairfax County and Virginia. She was a nationally recognized landscape designer who did the landscape designs, without compensation, for:

The Franconia Olivet Episcopal Church.

The Springfield Richard Byrd Library.

The Commonwealth Hospital in Fairfax,

The Louise Archer Elementary School.

Grandview Farmhouse and mini-pavilion, a National Trust for Historic Preservation property at Woodlawn.

A memorial garden in the National Arboretum.

The Northern Virginia Mental Health Institute.

The Woodbridge Methodist Church.

The 18<sup>th</sup> century Magruder House of the Prince George Historical Society.

The Wolf Trap Elementary School.

The Pope-Leighey House by Frank Lloyd Wright.

The Fair Oaks Hospital.

The Clifton Episcopal Church.

The Oakton Elementary School.

The 4-H Club Headquarters near Front Royal.

The roadbed of the abandon W & O Railroad in Vienna

The Springfield Junior Chamber of Commerce-commercial area plantings.

The Knoll Garden, Goodwill House West, in Falls Church.



ROBERT J. McCANDLISH, JR.  
COMMISSIONER OF ACCOUNTS

COMMISSIONER'S OFFICE

CIRCUIT COURT OF FAIRFAX COUNTY

4069 CHAIN BRIDGE ROAD

TELEPHONE 385-0268

FAIRFAX, VIRGINIA 22031



JESSE B. WILSON, III  
DEPUTY COMMISSIONER OF ACCOUNTS

May 8, 1985

Client appears responsible for the secret advisor's agenda.

Mrs. Jean M. O'Connell  
6541 Franconia Road  
Springfield, VA 22150

Re: Estate of Harold A. O'Connell

Dear Mrs. O'Connell:

According to the inventory filed for the above estate the gross value was \$90,650.27 and under the terms of the will one-half of the estate goes to you as the "Marital Share" (one-half being the amount allowed the wife without estate tax by IRS) and the balance goes to the "Residuary Estate" which shall be held in trust by Anthony M. O'Connell, as Trustee, and the income paid to you and, in the sole discretion of the Trustee as to time and amount, the principal of the trust may be used for your support and maintenance.

This trust must be set up since we cannot ignore the will and at your death the balance in the trust goes to your three children or their issue. At this time, we don't know who that will be.

Please advise me what is being done to set up this trust. As a non-resident, Anthony M. O'Connell can act as Trustee only if a resident of Virginia qualifies with him or a Virginia resident is designated as an agent to receive notices and processes from the Court and the Commissioner of Accounts.

It is possible that an indemnification agreement can be worked out so the trust need not be funded, but this office should not advise you about such an agreement.

Very truly yours,

*Robert J. McCandlish, Jr.*  
Robert J. McCandlish, Jr.  
Commissioner of Accounts

If the CPA had advised Jean O'Connell to file a final Court account Jean O'Connell would have filed a final Court Account. Even when Jean O'Connell instructs the CPA to file the final estate account the CPA does not do it until after another approximately fourteen (14) months of set ups.

RJM/jd

cc: Anthony M. O'Connell  
6525 Clayton Avenue  
St. Louis, Missouri 63139

This is Jean M. O'Connell's May 1985 memo of her conversation with the CPA Jo Anne Barnes. It documents Jean M. O'Connell's agenda and the secret advisor's agenda.

~~La Kaiser-Hilton.~~

To Ann - 549-7800

My son Tony called. He said he wanted very much to be the full trustee with an agent to receive notices and processes from the court & commissioner as in the May 8th letter.

~~What~~

This is the client's agenda

Commissioner McCandlish's letter of May 8, 1985

First thing is to have the final accounting based on same figures as in the 1st acting.  
Send it to me - do I have to sign it,

call - will do draft of final accounting deed to property - convey to court.  
Needs how much

"Agreement"

This is the secret agenda that the CPA and lawyer carried out over the next fourteen months.

(Please refer to the memo on the preceding page)

Jean M. O'Connell's agenda loses

Jean M. O'Connell's instructions to the CPA Jo Ann Barnes were:

*First thing is to have the final accounting based on same figures as in the 1<sup>st</sup> accting. Send it to me-do I have to sign it.*

If the CPA had done this it would have automatically:

- (a) Funded the testamentary Trust u/w of H. A. O'Connell
- (b) Recorded the appropriate amounts of both parcels of real estate in the Court records.
- (c) Closed out the estate of H. A. O'Connell.

Secret advisors agenda wins

The CPA's secret advice to Jean M. O'Connell (And I did not find this out until I found this memo in my mother's papers after her death in 1991) were these three set ups carried out by the lawyer and the CPA on these approximate dates:

<i>will do draft of final accting</i>	4/10/86 - 4/25/86
<i>deed to property – convey to court (“Agreement”)</i>	10/23/85 - 8/8/86
<i><u>Needs</u> how much</i>	8/18/85 - 8/8/86

The secret advisors carry these three basic sets out over the following fourteen months. Behind their secrecy they led me and others to believe the secret advisors agenda is Jean O'Connell's agenda. They led Jean M. O'Connell to believe that I am the cause of the secret advisors delay and damage (page 5). They used these set-ups to frame Jean M. O'Connell and me. They destroyed my relationship with my mother, Jean M. O'Connell.

One consequence is that my mother removes me as co-executor of her Will and adds Ed White and the innocent family member.<sup>1</sup>

They used the “Agreement” to run two secret real estate sale set-ups. If Jean O'Connell had signed either real estate document it could have given the secret advisors control of both parcels of real estate because of the entanglements created by this “Agreement”.

If a complete inventory of the damage were practical I believe the reader, unless they had already spent significant time making themselves aware of how the CPA and lawyer operate, would reject it as an exaggeration.

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<sup>1</sup> On May 30, 1985, Edward White writes a new Will for my mother with the CPA Jo Ann Barnes and Anthony O'Connell as co-executors. The CPA never tells me this or prepare the final estate account. On or about August 16, 1985, the CPA tells my mother that I did some awful but still secret thing to the CPA. On September 20, 1985 a codicil to the Will adds Ed White and the innocent family member as co-executors.

EDWARD J. WHITE  
ATTORNEY AT LAW  
118 SOUTH ROYAL STREET  
ALEXANDRIA, VIRGINIA 22314

TELEPHONE 836-5444

April 25, 1986

Henry C. Mackall, Esquire  
4031 Chain Bridge Road  
Fairfax, VA 22030

Validates memo's *Will do draft of final accting*

Re: Estate of Harold M. O'Connell

Dear Mr. Mackall:

Enclosed is the draft by Ms. Barnes of the Final Accounting.

I have taken the liberty of correcting a typographical error on the distributions to reflect 53.9006% vice 3.9006%.

I would appreciate it if you would forward this to Mr. O'Connell and clarify with him his intention to qualify on May 1st.

If he does not agree or requests further delaying tactics, I feel that I have no other recourse in serving my client than to seek to have him removed as a Trustee. This matter is costing Mrs. O'Connell dearly with the delay.

Sincerely,

  
Edward J. White

EJW/mc

Enclosure

cc: Mrs. Jean O'Connell ✓

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EDWARD J. WHITE  
ATTORNEY AT LAW  
118 SOUTH ROYAL STREET  
ALEXANDRIA, VIRGINIA 22314

TELEPHONE 836-5444

August 8, 1986

Hon. Robert J. McCandlish, Esq.  
Commissioner of Accounts  
4069 Chain Bridge Road  
Fairfax, Virginia 22030

Re: Estate of Harold M. O'Connell

Dear Mr. McCandlish,

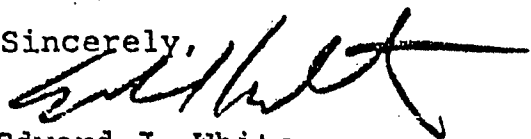
Validates memo's *Deed to property-convey to court*

Enclosed is the Fourth and Final Accounting in the captioned estate with your checks in the amounts of \$35.00 and \$25.00.

Please note that the Trustees have qualified in this case and the attached agreement is submitted as a receipt for the trust property.

The vouchers for the real estate taxes paid by Mrs. O'Connell add to more than the amount stated but in this case it makes no difference.

Sincerely,

  
Edward J. White

Validates memo's *Needs how much*

I am still being made to appear as if I am contesting the secret advisors figures in spite of my asking that the trust be funded in accordance with their figures about a year ago (Even though their figures were incorrect and inflated):

*I also request that the trust be funded in accordance with Ms. Jo Anne L. Barn letter of August 16, 1985 (attached).*

From my August 23, 1985 letter to Commissioner McCandlish, copy to the CPA and Jean O'Connell (I am writing Commissioner McCandlish because the CPA and lawyer refuse to communicate with me or pretend they don't hear my mother or me).

EJW/e  
Encl.  
Copy to: Mrs. O'Connell

AGREEMENT

THIS AGREEMENT, made this 23 day of June, 1986 by and between JEAN M. O'CONNELL and ANTHONY M. O'CONNELL and HERBERT ANDERSON HIGHAM, Trustees, provides:

WHEREAS, under the Will of the late HAROLD A. O'CONNELL, which Will has been admitted to probate among the records of the Circuit Court of Fairfax County, certain property was left to ANTHONY M. O'CONNELL, Trustee, upon the terms and conditions of the Trust set forth in the aforesaid Will;

WHEREAS, ANTHONY M. O'CONNELL is not a resident of the Commonwealth of Virginia and HERBERT ANDERSON HIGHAM has qualified as Co-Trustee in this case;

WHEREAS, the corpus of the Trust, as presently constituted, consists of a 46.0994 percent ownership of two parcels of real estate located in Fairfax County, Virginia, the first being known as 6541 Franconia Road, and is the residence of JEAN M. O'CONNELL, the second being fifteen (15) acres of land located in Accotink Station, identified as Map Reference number 090-4-01-0017;

WHEREAS, it is the desire of the parties to fund the Trust as set forth in the Will and to provide security for JEAN M. O'CONNELL, and stability for the Trust;

IT IS HEREBY AGREED that in return for mutual promises as consideration for this agreement, the parties agree to the following:

1. The Co-Trustees, by their signatures hereupon, acknowledge receipt of the 46.0994 percent ownership of the two parcels referred to above.

2. JEAN M. O'CONNELL hereby agrees that she is the owner of the remaining 53.9006 percentage interest of the two parcels referred to above.



3. JEAN M. O'CONNELL hereby agrees that she will at all times pay the real estate taxes and other costs of maintaining these two parcels of property.

4. The Trustees hereby agree that during the life of JEAN M. O'CONNELL, they will not sell or attempt to sell by partition or otherwise, either of the two tracts of property without the written permission of JEAN M. O'CONNELL.

5. The Trustees agree that if either property is sold during the life of JEAN M. O'CONNELL she will be reimbursed from the sale proceeds the principal of all real estate taxes on that property paid by her which are attributable to the percentage ownership of the Trust.

In all other respects, the parties hereto agree that they are bound by the terms of the Will and Trust established therein.

Jean M. O'Connell  
JEAN M. O'CONNELL

Anthony M. O'Connell  
ANTHONY M. O'CONNELL

Herbert Anderson Higham  
HERBERT ANDERSON HIGHAM

The secret advisors can make you sign anything if they can lead an innocent family member to believe you should. This "Agreement", presented to my mother as a necessary document towards preparing the final estate accounting (*deed to property- convey to court*), asks me to sign away the major rights of my Trusteeship. If I don't sign it they can lead my mother to believe that I preventing them from preparing the final estate account and I could be removed as Trustee. It gives the secret advisors significant control of both parcels of real estate because the lawyer instructed Jean M. O'Connell to not sign anything with out his approval. Anyone looking at this "Agreement" without knowing the setup behind it would assume my mother did not trust me.