

PAUL C. MEIDUS, (State Bar No. 230334)
REESE, SMALLEY, WISEMAN & SCHWEITZER, LLP
1265 Willis Street
Post Office Box 994647
Redding, California 96099 4647
Telephone: (530) 241 1611
Facsimile: (530) 241-5107
E-mail: paul.meidus@rswslaw.com

Attorneys for Respondent
ROBERT NELSEN

SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SHASTA

In Re Conservatorship of the Person and Estate of

ALICE McKINNA, Conservatee

No. 29540

SUPPORTING DECLARATION OF
JUDITH BURGESS

I, Judith Burgess, declare as follows:

1. I am an adult woman living in the City of Cotati, County of Sonoma, California. The facts and things attested to in this declaration are facts and things that are personally known to me and if called upon to testify in any proceeding, I could and would competently testify from my own personal knowledge to the facts and things in the following paragraphs.
2. I recently received a packet of Court documents indicating my sister Nancy Pace is trying to become my mother's conservator. I have read the documents and the statements made in the documents about Robert Nelsen. These false statements do not accurately describe Mr. Nelsen, his relationship with my mother, or the care he gives her. I do not believe Mr. Nelsen is isolating my mother from me, my sister Nancy or my brother Ray. I have not been denied access to her by Mr. Nelsen. Over the past couple of years, Nancy and my aunt Lois Sweeney gradually reduced their contact with my mother because neither of them approve of Mr. Nelsen.

3. I speak daily with my mother by telephone. When we talked about this conservatorship filed by Nancy Pace, my mother began crying and told me that she absolutely does not want my sister Nancy to be her conservator. She said she does not want Nancy to have any control over either her or her money. She literally begged me to do everything I can to help prevent Nancy's appointment as conservator. She told me "You are my last hope."
4. On December 20, 2017, Nancy called me and told me that after picking mom up to take her to lunch, she instead took her to her lawyer's office and had all mom's legal documents changed so that Mr. Nelsen was cut out of everything and that Nancy and her own kids were now in control of mom's whole estate. If this is true, this conflicts with my mom's statements to me in the years leading up to the changes. Mom never had Nancy in any position of authority. Also, mom told me on a few occasions she wanted Mr. Nelsen provided for.
5. On December 21, 2017, during my regular daily conversation with my mom, I asked about the changes she made to her estate documents and she had absolutely no recollection of what I was talking about. When I described what Nancy had told me about the changes on the day before, mom grew greatly distressed and emotional about the changes.
6. I am elderly and recently recovering from a medical procedure which prevents me from traveling to Redding from my home to testify in Court. I am the one who initiated contact with Robert Nelsen's attorney because my mother begged me to help her prevent Nancy from becoming her conservator. My mother stated to me that it is not what she wants and she simply wants to be left alone by Nancy and everything that Nancy has been doing for the past few months.
7. This is not the first time Nancy tried to use the Courts to get control over my mother by getting Robert Nelsen out of the way. In 2016, she tried to get a restraining order against Mr. Nelsen and was unsuccessful in part because I voluntarily signed an affidavit testifying to Nancy's true motives and supporting Mr. Nelson. At that time, Nancy said to me she planned "...to get Bob out of the house and put mom in a facility." I did not believe then and I don't believe now that Nancy is motivated by concern for mom. I think she's motivated

1 by hatred for Mr. Nelsen.

2 8. Mom and Mr. Nelsen were married in 2006. Since that time, in my interactions with the two
3 of them, I have only observed Mr. Nelsen showing great care and respect for my mother, her
4 comfort, and her wellbeing. I have never felt he was trying to isolate her. I have never felt
5 that he was trying to take advantage of her in any way or that he has ever had anything other
6 than her health and happiness at heart.

7 I declare under penalty of perjury under the laws of the State of California that the foregoing is
8 true and correct.

9 Executed this 22 day of March, 2018, in Cotati, Sonoma, County, California.

10
11 
12 JUDY BURGESS
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28