

Reference A

1 **Declaration of Erdine Ucar**

2
3 To Whosoever It May Concern:

4
5 I am a tenant at 8646 230th Way NE Redmond WA 98053, where I
6 have been living in one of four bedrooms since November 16, 2019. Mr. Jayakrishnan
7 Nair, the landlord and owner of this home, has been staying at the Master bedroom which
8 he uses as his office for his businesses, for all the days since November 16 to date. I have
9 observed that he has stayed at this home for [REDACTED] the entire day on dates of December
10 3rd and 13th and can certify that he was staying here every day that I have lived here.

11 

12 _____
13 Erdine Ucar
14
15
16
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18
19
20
21
22
23

Reference B



Jayakrishnan Nair <jknair@gmail.com>

Public Site

Jayakrishnan Nair <jknair@gmail.com>

Thu, May 30, 2019 at 11:57 AM

To: Channa Copeland <channa@nscasemanagement.com>

Cc: Christopher Henderson <chrish@brothershenderson.com>, Sukanya Susheel <susheel.sukanya@gmail.com>, Rajakumari Susheelkumar <rajithankam9@gmail.com>, "robert.mcdonald@rm-law.com" <robert.mcdonald@rm-law.com>

Also, I am not intimidating or threatening you. On the contrary, I am humbly pleading with the entire world and all the people with a heart about the broken legal system in WA where she is suffering in isolation and neglect when her family is nearby and not allowed to make contact for no legal reason. There is a lot we have to bring out here so this situation does not befall anyone else in the future.

On Thu, May 30, 2019 at 11:55 AM Jayakrishnan Nair <jknair@gmail.com> wrote:

>

> Attached Dr, report on the date of the "incident" that led to your
> guardianship. Even he acknowledges I am very knowledgeable, though cop
> is asking him to call APS.

>

> It is not about the blame game, it is about saving my mother. We can
> fight, or we can bring her home and put a smile on her face.

>

> What do you want to do? It is plain and simple. Our family has no
> intention to take this public as long as she has been moved today.

>

>

> On Thu, May 30, 2019 at 11:49 AM Jayakrishnan Nair <jknair@gmail.com> wrote:

>>

>> Please do not be adding to your libel charges, as there is absolutely
>> no proof that I ever NOT followed to any instruction from any qualified
>> medical professional. If so can you show one instance to us?

>>

>> Every doctor knows I am very knowledgeable. read the doctor report
>> from Dr Nayak (attached) for example.

>>

>> I have had enough of these baseless nonsense being used to misguide
>> courts, and I will defend any accusation and bring libel charges
>> against those making slanderous and baseless charges against me.

>>

>> As far as I understand the most recent medical recommendation from a
>> qualified professional that evaluated her was that she must get her
>> chai after being satisfied with her swallowing of ice cubes and other
>> liquids that she was not at risk of aspiration. She went over and
>> beyond to show me how to do it and where to keep the milk at
>> paramount. Of course, this is something she cannot do without as Omana
>> can attest herself. She loves her Chai.

>>

>> Thereafter some administrator has asked me to not follow that medical
>> recommendation, without any basis or re-evaluation (if so, by whom?
>> when?). I agreed to not do so WHILE VISITING PARAMOUNT and have abided
>> by that agreement though it has no medical merit, just to keep peace.

>>

>> In our humble opinion, you could decide to move to a facility I can
>> visit, and that is all it takes to resolve this situation. All we are
>> asking is to remove her from Paramount, and as this is LITERALLY a
>> matter of life and death, we cannot wait so we have to get help from
>> public and media to save her life if this is not done immediately.
>> This is not to wage a war with you, but to save our mother. Hope you

> > can understand and we apologize in advance.

> >

> > Regards

> > Jay

> >

> > On Thu, May 30, 2019 at 11:23 AM Channa Copeland

> > <channa@nscasemanagement.com> wrote:

> > >

> > > Ive tried working with immigration they are asking for proof of the receipt that you submitted a letter to them from a doctor extending her VISA. I dont have anything showing that was sent. Also, I dont think you understand that money and youre behavior and refusal to follow instructions regarding not giving anything by mouth is my hold up.

> > >

> > > You are literally your own worst enemy. Threats do not work because I dont have the luxury of being able to be intimidated. If I was intimidated by others I wouldnt be able to do my job. We both want to protect your mother. But I have records upon records showing your behavior is the risk to her. Ive requested her swallow studies and all her previous records from Providence and I spoke with Dinesh yesterday.

> > >

> > > You were told repeatedly not to give her anything by mouth, regardless of if you agree with that recommendation, that is the recommendation. Yet you refused to abide by it. All you had to do was show that you can follow doctors orders yet you absolutely refuse to step outside of your own arrogance and pride to see you are your mothers biggest barrier. I will ask the court to give me instructions based on the current situation and issues on what they want me to do.

> > >

> > > Channa Copeland

> > > Director

> > > 206-406-3383

> > >

> > >

> > > From: Jayakrishnan Nair <jknair@gmail.com>

> > > Sent: Thursday, May 30, 2019 11:01:31 AM

> > > To: Channa Copeland

> > > Cc: Christopher Henderson; Sukanya Susheel; Rajakumari Susheelkumar; robert.mcdonald@rm-law.com

> > > Subject: Re: Public Site

> > >

> > > Thanks for the response. We appreciate that.

> > > My sister will be here next week, my niece has gone to Chennai to get

> > > an emergency Visa to accompany her also. Regardless of Visa outcome,

> > > at least Rajakumari will be here. We already have 4 members of our

> > > extended family staying with us. All she needs is to return home, and

> > > the money can be used for her at-home insurance expenses and caregiver

> > > visits until the Medicaid kicks in.

> > >

> > > As I said, I still have 4 homes (attached). I can sell one of those

> > > for additional cash. Money is the last thing in my mind when it comes

> > > to saving my mother's life. Heck, I will sell a kidney for her if I

> > > have to.

> > >

> > > On Thu, May 30, 2019 at 10:57 AM Channa Copeland

> > >

> > > <channa@nscasemanagement.com> wrote:

> > > >

> > > > I didnt change her POLST. I also cannot move her with enough funds for one month. What happens after that month?

> > > >

> > > > Channa Copeland

> > > > Director

> > > > 206-406-3383

> > > >

> > > >

> > > > From: Jayakrishnan Nair <jknair@gmail.com>

> > > > Sent: Thursday, May 30, 2019 10:55:10 AM

> > > > To: Channa Copeland

> > > > Cc: Christopher Henderson; Sukanya Susheel; Rajakumari Susheelkumar; robert.mcdonald@rm-law.com

> > > > Subject: Re: Public Site

> > > >

> > > > If you had a minimum IQ, you would have understood from reading all

> > > the documents that all Omana needed was state assistance so she can
> > > get full Medicaid benefits. other than that, she already had
> > > everything at home and was living a meaningful, happy life interacting
> > > with friends and family, drinking her quotidian chai, feeding bunnies
> > > in our private backyard, watching her favorite shows and living as
> > > best a happy life her condition allowed.

> > >>
> > >> If so, you would have wasted no time since the settlement was reached
> > >> on Nov 28 2018, to get her the Medicaid. That was ALL you needed to
> > >> do. You had one job and one job ONLY. Neither she nor her family
> > >> needed anything else from you, and it is plan in court order. But you
> > >> FAILED to do that and instead made decisions like altering her POLST
> > >> to no resuscitation without family's consent (and in fact despite our
> > >> vehement unanimous opposition), in direct defiance to the settlement
> > >> that Family will have the final say on her code matters. Then you
> > >> slandered me with Nicole at Bank of America, to APS, and to my niece
> > >> and family in India, and brought baseless financial allegations that
> > >> made into public documents and affected my public credibility as an
> > >> entrepreneur. Then you closed MY primary account that I have used for
> > >> 17 years to handle all my real estate business and personal finance,
> > >> which had nothing to do with Omana, and STOLE MY \$12000, causing me
> > >> several losses as the money could not be used to save a home from
> > >> legal fees for a sheriff sale, You chose a hostile route, not us.

> > >>>
> > >>> Despite all this, all that matters to us is Omana's life, You still
> > >>> have a choice. And one more hour. To tell us our mother has been moved
> > >>> to the safety of ANY care facility within 25 miles, and you have our
> > >>> permission to use the money you took from my account for the same so
> > >>> there is no reason for her to be at Paramount one more minute.

> > >>>
> > >>> We are waiting for your Response

> > >>>
> > >>> humble Regards
> > >>> Omana's Family

> > >>>
> > >>>
> > >>>

> > >>> On Thu, May 30, 2019 at 9:46 AM Jayakrishnan Nair <jknair@gmail.com> wrote:
> > >>>>

> > >>>> I believe the discerning public of the state of washington (and in
> > >>>> fact all the rest of the world) wants to know WHY a quadriplegic was
> > >>>> taken from her sanctuary where she was living happily with family, not
> > >>>> just surviving but thriving under her son's loving private care in a
> > >>>> luxury home with two live-ins to assist him in taking care of her, to
> > >>>> a homeless shithole that has no skilled staff to take care of her
> > >>>> catheter (and hence she is always soaked in urine and had 5 ER
> > >>>> hospitalization with serious infections after family found her covered
> > >>>> in her excremebts and unresponsive) and she is left in isolation and
> > >>>> severe agony to die a most horrible death?

> > >>>>>
> > >>>>> From the fact you sent her back there you have proven to us you are
> > >>>>> too irresponsible to be a guardian to your own children, let alone to
> > >>>>> other vulnerable and helpless people. Omana HATES you for keeping her
> > >>>>> from home for no reason and declining all her requests to meet with
> > >>>>> her at least once so she can speak to you directly in my present, but
> > >>>>> what sort of a guardian refuses to meet with her ward even once?

> > >>>>>
> > >>>>> On Thu, May 30, 2019 at 9:30 AM Jayakrishnan Nair <jknair@gmail.com> wrote:
> > >>>>>>

> > >>>>>> "public and media". sorry for typo. We will do a limited launch
> > >>>>>> followed by a press release to all media.

> > >>>>>>
> > >>>>>> On Thu, May 30, 2019 at 9:29 AM Jayakrishnan Nair <jknair@gmail.com> wrote:
> > >>>>>>>

> > >>>>>>>
> > >>>>>>> Also it is not the courts that you are going to address, but the

>>>>>>> courts and media. So you can safely stop wasting your counsel Roberts
>>>>>>> time and get in touch with a PR crisis manager.

>>>>>>>

>>>>>>> On Thu, May 30, 2019 at 9:13 AM Jayakrishnan Nair <jknair@gmail.com> wrote:

>>>>>>>

>>>>>>> The most ludicrous insanity of all is that you are accusing me of
>>>>>>> giving her chai, when it is your responsibility to make sure she gets
>>>>>>> it everyday as that is what her speech therapists recommend, and her
>>>>>>> MBS test proves she is not at risk for aspiration. From the fact you
>>>>>>> still accuse me of this nonsense shows either you are not able to
>>>>>>> understand what MBS test means, or you don't take her therapies
>>>>>>> seriously. There is no other logical explanation.

>>>>>>>

>>>>>>> You had a responsibility to speak to her speech therapists to get to
>>>>>>> the bottom of the situation, asked for a medical reason to change her
>>>>>>> recommendation to give Chai given she had a recent evaluation at
>>>>>>> Paramount that cleared her for thin liquids. Absent which, you should
>>>>>>> have told Roger yesterday (and when I was kicked out for the same
>>>>>>> reason three weeks ago) that Omana needs to get her chai for both her
>>>>>>> emotional wellness and as a part of her rehab from Dysarthria so she
>>>>>>> can exercise the jaw and neck muscles.

>>>>>>>

>>>>>>> Is Dinesh a threat too, for having given her Chai for two years since
>>>>>>> stroke? This is pathetic beyond words and for all these reasons we are
>>>>>>> convinced your failures must be addressed in a public forum as we are
>>>>>>> not intending to wait around until you kill our mother.

>>>>>>>

>>>>>>> On Thu, May 30, 2019 at 9:01 AM Jayakrishnan Nair <jknair@gmail.com> wrote:

>>>>>>>

>>>>>>>> Further to 5....." not ONCE have you addressed how you intend to fund
>>>>>>>> mothers care while we work on Medicaid and Citizenship."

>>>>>>>>

>>>>>>>> It is already addressed. Please call and arrange an ambulance to bring
>>>>>>>> her to our family of 6 adults at a huge home with all modern care
>>>>>>>> facilities including power hospital bed, hooyer lift, custom wheelchair
>>>>>>>> etc. That is what she is PINING for.

>>>>>>>>

>>>>>>>> The only reason to not do that is if you are a masochistic psychopath
>>>>>>>> that wants to hurt her family and keep her neglected to die, even
>>>>>>>> knowing the penalties you will have to pay for your crimes.

>>>>>>>>

>>>>>>>> On Thu, May 30, 2019 at 8:32 AM Jayakrishnan Nair <jknair@gmail.com> wrote:

>>>>>>>>

>>>>>>>>> Also please note the noon deadline is NON NEGOTIABLE.

>>>>>>>>>

>>>>>>>>> On Thu, May 30, 2019 at 8:27 AM Jayakrishnan Nair <jknair@gmail.com> wrote:

>>>>>>>>>>

>>>>>>>>>>>> Further to the 7 points, I hope it is clear that she must be moved
>>>>>>>>>>>> back to home or to safe facility at the earliest. This matter is
>>>>>>>>>>>> already under investigation by ACLU, and you have already dug yourself
>>>>>>>>>>>> into a home with the Lis Pendens on your properties at 1602 Riddell
>>>>>>>>>>>> Ave Orting, WA 98360 and other assets. My real estate lawyer is
>>>>>>>>>>>> preparing and filing it soon, as you are responsible for nearly half a
>>>>>>>>>>>> million dollars in my real estate losses from your theft of my legal
>>>>>>>>>>>> fees earmarked for my business, from my account, for no reason despite
>>>>>>>>>>>> proof that the money came from a wire from another account I owned
>>>>>>>>>>>> 100%

>>>>>>>>>>>>

>>>>>>>>>>>>>> I am inviting to work with us, but under no circumstance can she spend
>>>>>>>>>>>>>> another day at Paramount. There is absolutely no reason why she cannot
>>>>>>>>>>>>>> be brought home. No medically qualified person has EVER said that I
>>>>>>>>>>>>>> was a threat to Omana, and she has a loving family ready to take care
>>>>>>>>>>>>>> of her, so please do the right thing for protecting BOTH of our
>>>>>>>>>>>>>> families, which is to move Omana home TODAY.

>>>>>>>>>>>>>>

>>>>>>>>>> On Thu, May 30, 2019 at 8:18 AM Jayakrishnan Nair <jknair@gmail.com> wrote:

>>>>>>>>>>

>>>>>>>>>> 1. I was advised by her doctor that she is being treated for MRSA.

>>>>>>>>>>

>>>>>>>>>> 2. I have promised to abide by the conditions when visiting Paramount.

>>>>>>>>>> If you are a qualified guardian, you would have protected her right to
>>>>>>>>>> continue to enjoy her daily chai she loves, which is medically
>>>>>>>>>> necessary and recommended by her therapists. The fact you are ignoring
>>>>>>>>>> her therapists recommendation shows your lacuna of understanding. I
>>>>>>>>>> have however kept my promise to not give her chai at Paramount, and
>>>>>>>>>> the four days I visited her I had a family member and did not give
>>>>>>>>>> chai (though there was no medical reason) to honor the baseless
>>>>>>>>>> agreement so I can see my mother again.

>>>>>>>>>>

>>>>>>>>>> 3. You are absolutely incorrect and this is further proof of your
>>>>>>>>>> incapacity to be a proper guardian. She has had 4 deadly ESBL
>>>>>>>>>> infections and also treated for MRSA. You have not even looked at her
>>>>>>>>>> charts as this proves!

>>>>>>>>>>

>>>>>>>>>> 4. Our family has given you until noon today to move her to a safe
>>>>>>>>>> location, and this is NOT negotiable what your attorney or anyone else
>>>>>>>>>> thinks. By noon she must be at another safe facility or you can google
>>>>>>>>>> your name to see what the public will see.

>>>>>>>>>>

>>>>>>>>>> 5. You have the \$12000 you have stolen from my account. The plan is
>>>>>>>>>> you move her to a facility TODAY until she can be brought home. We are
>>>>>>>>>> happy to work with you to determine when that is and to meet with us
>>>>>>>>>> at the home and inspect the facility etc. WE ARE GOOD PEOPLE THAT WANT
>>>>>>>>>> TO WORK WITH YOU TO SAVE OUR MOTHER IF YOU LET US. Once she gets
>>>>>>>>>> citizenship she has medicaid, but until then she has to be home or at
>>>>>>>>>> a qualified facility NOT Paramount. As long as we are agreed to that
>>>>>>>>>> we have a peaceful and amicable path forward, as we also desire.

>>>>>>>>>>

>>>>>>>>>> HOWEVER IT IS NOT NEGOTIABLE THAT SHE MUST BE AT A SAFE LOCATION BY
>>>>>>>>>> THIS AFTERNOON. NO COMPROMISES ON HER SAFETY, SORRY.

>>>>>>>>>>

>>>>>>>>>> 6. Are you not reading the emails? This is clear you are clueless
>>>>>>>>>> about her care plan from her Speech Therapy since stroke that includes
>>>>>>>>>> chai every day. You make yourself look laughably stupid by mentioning
>>>>>>>>>> tea again. If you were a qualified guardian you would have understood
>>>>>>>>>> it was actually your responsibility to ensure she gets her BELOVED
>>>>>>>>>> chai everyday, do you understand? If you have doubts, ask Dinesh or
>>>>>>>>>> any other qualified medical professional instead of repeating nonsense
>>>>>>>>>> like a stupid broken gramophone record?!!!

>>>>>>>>>>

>>>>>>>>>> 7. No doctors feel I am a safety threat. Please tell me which doctor
>>>>>>>>>> and I will have him/her cite a reason or pay the price for libel. All
>>>>>>>>>> her doctors that have treated her since stroke on the contrary thinks
>>>>>>>>>> I am an ideal son, and that includes her doctors that have treated her
>>>>>>>>>> for several years.

>>>>>>>>>>

>>>>>>>>>> On Thu, May 30, 2019 at 8:03 AM Channa Copeland
>>>>>>>>>> <channa@nscasemanagement.com> wrote:

>>>>>>>>>>

>>>>>>>>>> 1. Your mother does not have MRSA. Please stop scaring your family with inaccurate information.

>>>>>>>>>> 2. You have continued to give her liquids by mouth despite promising you no longer would.

>>>>>>>>>> 3. She has not had any "deadly infections" with the EXCEPTION of the aspiration pneumonia she has contracted by aspirating on liquids.

>>>>>>>>>> 4. Ive discussed with my attorney to take all of your concerns (and threats) specifically to the courts for instruction.

>>>>>>>>>> 5. In all of your ridiculously long emails not ONCE have you addressed how you intend to fund mothers care while we work on Medicaid and Citizenship.

>>>>>>>>>> 6. After the most recent incident of you giving her Chai Tea, AGAIN, at the hospital despite your promise not to I cannot recommend her return home. Im happy however to print ALL of your emails and the notes from

the hospitals and Paramount to give to the Judge and let him decide what I should do.

>>>>>>>>>>>>>>> 7. At this point the only person the doctors feel is a safety threat to Omana is you.

>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>> Channa Copeland

>>>>>>>>>>>>>>> Director

>>>>>>>>>>>>>>> 206-406-3383

>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>> From: Jayakrishnan Nair <jknair@gmail.com>

>>>>>>>>>>>>>>> Sent: Thursday, May 30, 2019 6:27:12 AM

>>>>>>>>>>>>>>> To: Christopher Henderson; Channa Copeland

>>>>>>>>>>>>>>> Cc: Sukanya Susheel; Rajakumari Susheelkumar

>>>>>>>>>>>>>>> Subject: Public Site

>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>> Ms. Copeland:

>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>> Please note we have not received the confirmation of our mother having
>>>>>>>>>>>>>>> been moved to a safe location yet, and you had put her in critical
>>>>>>>>>>>>>>> danger by putting her back at a facility that does not have skilled
>>>>>>>>>>>>>>> staff to take care of her catheter and she is under risk of mortal
>>>>>>>>>>>>>>> infections. The site for this shit hole it is only for temporary stays
>>>>>>>>>>>>>>> for homeless, whereas Omana's immediate family over 20 homes across
>>>>>>>>>>>>>>> multiple continents, and she needs long term care including therapies.
>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>> Unfortunately, what has happened with Omana is a public eye opener for
>>>>>>>>>>>>>>> the State's broken APS system and the danger of admitting clueless,
>>>>>>>>>>>>>>> unqualified guardians whose only interest is to steal money from their
>>>>>>>>>>>>>>> wards and their families, of which we have irrefutable proof your your
>>>>>>>>>>>>>>> embezzlement. Our family is not interest to publicly expose you, but
>>>>>>>>>>>>>>> to ensure our Mothers safety. The meaningless guardianship was not
>>>>>>>>>>>>>>> entered because any court found there was any reason for a third party
>>>>>>>>>>>>>>> guardian, but it was nothing more than a settlement the court approved
>>>>>>>>>>>>>>> after lengthy negotiations between my then-attorney Mr. McBroom and
>>>>>>>>>>>>>>> Ms. Boharski from APS (that our family only accepted so Omana can come
>>>>>>>>>>>>>>> back home after getting Medicaid). As the most important stipulations
>>>>>>>>>>>>>>> of the negotiations including applying for citizenship have not been
>>>>>>>>>>>>>>> complied with, it means the settlement is not followed through and the
>>>>>>>>>>>>>>> order has been ignored in contempt of court.
>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>> You have not responded to our concerns and we are concerned you are
>>>>>>>>>>>>>>> putting her at mortal risk by continuing to keep at a place you have
>>>>>>>>>>>>>>> yourself said is dangerous for her where you would not keep your dogs
>>>>>>>>>>>>>>> for a day. If this is not the definition of hypocrisy I don't know
>>>>>>>>>>>>>>> what is. It is a miracle she has survived so many days at Paramount,
>>>>>>>>>>>>>>> and despite our repeated warnings and pleadings you have kept there to
>>>>>>>>>>>>>>> die.
>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>> You have until noon today to confirm she has been moved to a safe
>>>>>>>>>>>>>>> location, failing which I urge you may NOT want to google your own
>>>>>>>>>>>>>>> name ever again, and delete all your social media accounts, because
>>>>>>>>>>>>>>> our tears will be seen by all the world, to understand how stupid the
>>>>>>>>>>>>>>> whole thing is. She was happy and contented and loved at a 6 bedroom
>>>>>>>>>>>>>>> home with dedicated care, and now at a homeless facility repeatedly
>>>>>>>>>>>>>>> infected with deadly viruses and neglected to a horrible death in her
>>>>>>>>>>>>>>> excrements by her "guardian" that also stole our 12000 from bank.
>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>> I have decided my mothers tears will not go unanswered, and you have
>>>>>>>>>>>>>>> the option to join on my side or against me, but regardless of your
>>>>>>>>>>>>>>> choice Omana's fate will be in the highest power in a democracy, which
>>>>>>>>>>>>>>> is NOT courts but the public.

Reference C



Jayakrishnan Nair <jknair@gmail.com>

SIRS and high fever: ER

Jay K. Nair <jkn@ratnerbio.com>

Wed, Jun 5, 2019 at 3:43 PM

To: Channa Copeland <channa@nscasemanagement.com>

Cc: Christopher Henderson <ChrisH@brothershenderson.com>, Sukanya Susheel <susheel.sukanya@gmail.com>, Rajakumari Susheelkumar <rajithankam9@gmail.com>, Madhavan Nair <mnair.mbn@gmail.com>

My mom is palpitating with high fever and has SIRS. This is information I have about her, and she is unstable - must go to ER.

This is my last email to you. If she is still being held in Paramount in order to let her die from a treatable fever, we will see to it you are responsible for her murder.

Regards,

Jay K. Nair

President & COO

Ratner BioMedical Inc.

www.ratnerbio.com

(201) 205-7500 (c)

(347) 746-2470 (o)

[206\) 486-4RBI](tel:2064864RBI) (f)

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Reference D



Jayakrishnan Nair <jknair@gmail.com>

Vulnerable Adult Protection Order

Rebecca Jenkins <Rebecca.Jenkins@rm-law.com>
To: Jayakrishnan Nair <jknair@gmail.com>
Cc: Ermin Ciric <Ermin.Ciric@rm-law.com>

Tue, Dec 17, 2019 at 12:22 PM

Dear Mr. Nair,

Attached for your information is a five-year Order for Protection – Vulnerable Adult that was entered against you this morning.

All the best,

Rebecca Jenkins

Paralegal

LAW OFFICES OF

REGAIMBAL, MCDONALD & YOUNG, PLLC

612 S. 227th St.
Des Moines, WA 98198

Phone: [206-212-0220](tel:206-212-0220)
Fax: [206-408-2022](tel:206-408-2022)
E-mail: Rebecca.Jenkins@rm-law.com
Website: desmoineselderlaw.com

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 **191217 5 Year VAPO Against Nair.pdf**
587K

Reference E

FILED
2019 DEC 17
KING COUNTY
SUPERIOR COURT CLERK

**CERTIFIED
COPY**

CASE #: 19-2-31462-1 SEA

EXP01

**Superior Court of Washington
For KING County**

In re the Matter of:

OMANA THANKAMMA

A Vulnerable Adult (Protected Person) **DOB**

JAYAKRISHNAN K. NAIR

Respondent (Restrained Person) **DOB**

**Order for Protection –
Vulnerable Adult**

No. 19-2-31462-1 SEA

Court Address: King County Superior Court,
Courtroom W-325, 516 3rd Avenue, MS C-203,
Seattle, WA 98104

Telephone Number: (206) 296-9100

(Clerk's Action Required) **(ORPRTVA)**

Violation of restraint provisions 1, 3, 4, or 5 with actual notice of its terms is a criminal offense under chapter 26.50 RCW and will subject a violator to arrest. RCW 74.34.145

Petitioner is:

- the vulnerable adult.
- X (name) CHANNA COPELAND, who filed on behalf of the vulnerable adult and is:
 - X the vulnerable adult's guardian or legal fiduciary.
 - an interested person as defined in RCW 74.34.020(12).
 - WA Dep't of Social and Health Services.

Respondent Identification:

Sex	Race	Hair
Male	East Indian/Asian	Black
Height	Weight	Eyes
Approx 5'9"	Approx 165 lbs	Brown

Respondent's Distinguishing Features:

Access to weapons: yes no X unknown

Court order summary:

No-contact provisions apply as set forth on the following pages.

The terms of this order shall be effective immediately and for five years from today's date, unless stated otherwise here:

The court finds based upon the court record:

The court has jurisdiction over the parties and the subject matter and respondent has been provided with reasonable notice and an opportunity to be heard. Notice of this hearing was served on the respondent by

X personal service service by mail pursuant to court order service by publication pursuant to court order other

This order is issued in accordance with the Full Faith and Credit provisions of VAWA: 18 U.S.C. § 2265. Respondent committed acts of abandonment, abuse, personal exploitation, improper use of restraints, neglect and/or financial exploitation of the vulnerable adult.

X The court also finds that the respondent represents a credible threat to the physical safety of the

vulnerable adult, and that the relationship of the respondent to the vulnerable adult is spouse or former spouse parent of a common child current or former cohabitants and intimate partners X Other: Son.

X After the guardian or limited guardian imposed a restriction on the vulnerable adult's right to associate with the respondent:

X Petitioner did timely file the petition in this case within 14 days.

X The restraint provisions below are no more restrictive than necessary to protect the vulnerable adult.

X Placing reasonable time, place, or manner restrictions is unlikely to sufficiently protect the vulnerable adult.

Additional findings and conclusions of law as required under Title 11.92 RCW follow:

The Guardian has repeatedly attempted to be reasonable with the respondent, but the respondent has continued to act in a manner inconsistent with the best interests of the vulnerable adult. The respondent continued to try to provide physical care against advice and order of the court, continued to try to return the vulnerable adult to his home against order of the court, continued to visit the vulnerable adult unannounced, continued to act in a disruptive manner, and improperly interacted with the vulnerable adult. At this time, any contact whatsoever between the vulnerable adult and the respondent is denied. If respondent wishes to resume visitation, he shall submit a visitation proposal by motion to this Court with notice to the Guardian and the care facility in which the vulnerable adult resides. This Court reaffirms its previous finding that no care facility that provides care to Ms. Thankamma should provide Mr. Nair with the right to visitation "absent their own personal professional institutional determination that he did not present a risk of harm to his mother or to staff or to disruption of those institutions' daily procedures or care of [Ms. Thankamma] or other patients located there" and consistent with the restraints identified in this Order. Any visitation proposal by the respondent should include, at a minimum, the presence of a third party neutral, such as a police officer, who will be paid by the respondent personally, the requirement that respondent make visitation requests in writing to the Guardian and the facility with a minimum of 48 hours of notice, and an outline of the steps that will be taken to ensure that the respondent's visitation does not in any way interfere with the care being provided to the vulnerable adult or to any other staff or patient located in the facility.

Petitioner did not timely file the petition in this case within 14 days. The immediate restriction ended by operation of law on the 14th day. This petition may continue under Title 74.34 RCW.

The court concludes as a matter of law the relief below shall be granted.

It is ordered:

<p>X 1. The respondent is restrained from committing or threatening to commit physical harm, bodily injury, assault, including sexual assault against the vulnerable adult and from molesting, harassing, or stalking the vulnerable adult.</p> <p>(If the respondent's relationship to the vulnerable adult is that of spouse or former spouse, parent of a common child, or former or current cohabitant as intimate partner, then effective immediately, and continuing as long as this protection order is in effect, the respondent may not possess a firearm or ammunition. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/government-issued firearms. 18 U.S.C. § 925(a)(1).)</p>
<p>X 2. Respondent is restrained from committing or threatening to commit acts of abandonment, abuse, personal exploitation, improper use of restraints, neglect, or financial exploitation against the vulnerable adult.</p>
<p>X 3. The respondent is excluded from the vulnerable adult's residence. <input type="checkbox"/> The vulnerable adult's address is confidential. <input type="checkbox"/> The vulnerable adult waives confidentiality of the address which is:</p>
<p>X 4. The respondent is restrained from coming near and from having any contact with the vulnerable adult, in person or through others, by phone, mail, or any means, directly or indirectly, except through an attorney, or mailing or delivery by a third party of court documents.</p>
<p>X 5. Respondent is prohibited from knowingly coming within, or knowingly remaining within <u>100 YARDS</u> (distance) of the vulnerable adult's <input checked="" type="checkbox"/> residence <input type="checkbox"/> workplace <input type="checkbox"/> adult day program; <input checked="" type="checkbox"/> the premises of the long-term care facility where the vulnerable adult resides. <input type="checkbox"/> other:</p>
<p>X 6. The respondent is required to provide an accounting of the disposition of the vulnerable adult's income or other resources by <u>January 17th, 2020</u> (date).</p>
<p>X 7. The respondent is restrained from transferring the vulnerable adult's property for _____ (up to 90) Days.</p>
<p>X 8. The respondent is restrained from transferring respondent's property for _____ (up to 90) Days.</p>
<p>X 9. Petitioner is granted judgment against the respondent as set forth in the judgment filed on _____ (date).</p>
<p><input type="checkbox"/> 10. The bond posted is exonerated or the petitioner may apply ex parte for an order to disburse other security.</p>
<p>X 11. Other: The respondent is prohibited from harassing, intimidating, and/or threatening any persons involved in the care of the vulnerable adult, including, but not limited to, Channa Copeland, Dr. Andrew Hahn, any and all employees of Harborview Medical Center or any other facility providing care to the vulnerable adult, and any legal professionals representing any of the aforementioned persons.</p> <p>The respondent is restrained from using the vulnerable adult's name and/or personal information to sign up for any services, including, but not limited to, Comcast, PACER, or AirBnB accounts.</p>
<p>Warnings to the Respondent: Violation of restraint provisions 1, 3, 4 and 5 of this order with</p>

actual notice of its terms is a criminal offense under chapter 26.50 RCW and will subject you to arrest. If the violation of the protection order involves travel across a state line or the boundary of a tribal jurisdiction, or involves conduct within the special maritime and territorial jurisdiction of the United States, which includes tribal lands, you may be subject to criminal prosecution in federal court under 18 U.S.C. §§ 2261, 2261A, or 2262.

Violation of restraint provisions 1, 3, 4, and 5 of this order is a gross misdemeanor unless one of the following conditions apply: Any assault that is a violation of this order and that does not amount to assault in the first degree or second degree under RCW 9A.36.011 or 9A.36.021 is a class C felony. Any conduct in violation of this order that is reckless and creates a substantial risk of death or serious physical injury to another person is a class C felony. Also, a violation of this order is a class C felony if you have at least two previous convictions for violating a protection order issued under Titles 7, 10, 26 or 74 RCW.

If you are convicted of an offense of domestic violence, you will be forbidden for life from possessing a firearm or ammunition. 18 U.S.C. § 922(g)(9); RCW 9.41.040.

You can be arrested even if the person or persons who obtained the order invite or allow you to violate the order's prohibitions. You have the sole responsibility to avoid or refrain from violating the order's provisions. Only the court can change the order upon written application.

Pursuant to 18 U.S.C. § 2265, a court in any of the 50 states, the District of Columbia, Puerto Rico, any United States territory, and any tribal land within the United States shall accord full faith and credit to the order.

WACIC Data Entry

It is further ordered that the clerk of the court shall forward a copy of this order on or before the next judicial day to King County Sheriff's Office and X Seattle City Police Department **Where the protected person lives** which shall enter it in a computer-based criminal intelligence system available in this state used by law enforcement to list outstanding warrants.

Service

Petitioner shall arrange for service of this order on:

- Respondent.
- Vulnerable Adult.
- Vulnerable Adult's guardian.

The following persons appeared, further service is not required:

- Respondent.
- Vulnerable adult.
- Vulnerable adult's guardian.

Service may be done by a law enforcement agency, free of charge, a hired professional process server, or a person 18 or over who is not a party to this action.

Law Enforcement Assistance

Pursuant to RCW 74.34.140, law enforcement shall assist petitioner as follows:

This order is in effect until the expiration date on page (1) one.

Dated: 12/17/2019 at 10:42 10 a.m./p.m.

Judge/Commissioner JULIE SPECTOR

Presented by:

I acknowledge receipt of a copy of this order:

Petitioner Erminia Ortiz on behalf of Date 12-2-19

Respondent Did not appear Date _____

Petitioner or petitioner's lawyer must complete a Law Enforcement Information Sheet (LEIS).

Reference F

0800
GEFJÄÖÖÄHÄJK FÄEF
SÖ ÖÄUWBY
ÜWÜÖÜÜÄÜWÜVÄÖSÖÜS
ÖEÖSÖÖ
ÔÖÜÖÄVÄJËËFI Î GEFÄÜÖÖ

Superior Court of Washington
For King County

In re the Matter of:

Omara Thakurman
A Vulnerable Adult (Protected Person) DOB

Jaya Kishan K. Nair
Respondent (Restrained Person) DOB

No. **19-2-31462-SEA**

Return of Service - Vulnerable Adult

(RTS)

1. My name is Maggie Xitco. I am a peace officer 18 years of age or older and not the petitioner.

2. I was unable to make personal service on the respondent vulnerable adult vulnerable adult's guardian.

I have notified the petitioner that respondent vulnerable adult vulnerable adult's guardian was not served.

Personal service was attempted on the following date(s):

November 29, 2019 at 2:00 pm + 6:45 pm;
November 30, 2019 10:05 AM, December 1, 2019 at 12:40

No service was attempted because: _____

and 4:40 pm

3. I served _____ with the following documents:
(name of person served)

- | | |
|---|---|
| <input type="checkbox"/> Petition for Order for Protection | <input type="checkbox"/> Motion to Modify/Terminate Order for Protection |
| <input type="checkbox"/> Notice to the Vulnerable Adult | <input type="checkbox"/> Order Modifying/Terminating Order for Protection |
| <input type="checkbox"/> Temporary Order for Protection and Notice of Hearing | <input type="checkbox"/> Other: _____ |
| <input type="checkbox"/> Reissuance of Temporary Order for Protection and Notice of Hearing | _____ |
| <input type="checkbox"/> Order for Protection | <input type="checkbox"/> Summons |

4. I served these documents on _____ at _____ at this address:
(date) (time)

5. Other: I made 5 attempts. One November 29, 2019
I spoke with next door neighbor who
stated he had not seen Mr. Nar for
6 months.

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated 12/2/19 at Seattle, WA., Washington.

Fees: Service \$ 130.00
Mileage _____
Total \$ 130.00

Margaret Xiteu
Signature of Server Margaret Xiteu

Law Enforcement Agency

SERVER: 1) Complete and return this form to:
for SEA cases: King County Superior Court Clerk for KNT cases: King County Superior Court Clerk
516 Third Avenue, Rm. E609 401 Fourth Avenue N., Rm 2C
Seattle, Washington 98104-2386 Kent, WA 98032
2) Deliver a copy to the law enforcement agency where petitioner lives.

Reference G

1
2
3 IN THE UNITED STATES DISTRICT COURT
4 FOR THE WESTERN DISTRICT OF WASHINGTON

5 JAYAKRISHNAN K. NAIR,
6 JAYAKUMAR A. NAIR,
7 SUKANYA SUSHEEL,

8 Plaintiffs,

9 v.

10 CHANNA COPELAND as guardian of the
Person of Omana Thankamma, Incapacitated,

11 DEPARTMENT OF SOCIAL & HEALTH
12 SERVICES, a State of Washington Agency,

13 HARBORVIEW MEDICAL CENTER, *per se*
and as the parent organization of
14 PARAMOUNT NURSING HOME,

15 JOHN DOE #1 *a.k.a.* "ROGER", in Individual
and Official Capacity as Administrator at
PARAMOUNT NURSING,

16 JOHN DOE #2 *a.k.a.* "TEDLAW", in
17 Individual and Official Capacity as Nurse at
PARAMOUNT NURSING HOME,

18 DR. ANDREW HAHN, in Individual and
19 Official Capacity as Omana's Physician at
HARBORVIEW MEDICAL CENTER,

20 JANE DOE #3 *a.k.a.* "MASUMI", in
21 Individual and Official Capacity as Nurse at
HARBORVIEW MEDICAL CENTER,

22 RANDY WILSON, in Individual and Official
23 Capacity as APS Investigator for DSHS,

24 CITY OF SNOQUALMIE,

25 MOLINA HEALTHCARE INC., *et al.*

26 Defendants.

NO. 19 CV-01296-MJP

DECLARATION OF DAN R. YOUNG

DECLARATION OF DAN R. YOUNG - 1

LAW OFFICES OF DAN R. YOUNG

ATTORNEY AT LAW
1000 SECOND AVENUE, SUITE 3200
SEATTLE, WASHINGTON 98104
(206) 829-9947
(206) 641-3208 (fax)

1 I, Dan R. Young, declare to be true under penalty of perjury under the laws of the State of
2 Washington as follows:

3 1. I am an attorney licensed to practice law in the State of Washington, and I have
4 been practicing law for over forty years, mostly in civil litigation matters.

5 2. I attended a hearing with Jayakrishnan K. Nair (referred to herein as “Mr. Nair”) in
6 the morning on Wednesday, November 5, 2019 in King County Superior Court in Seattle before
7 Commissioner Carlos Velategui. The hearing related to two motions Mr. Nair had brought and a
8 motion the guardian had brought relating to Mr. Nair’s mother, Omana Thankamma, an
9 incapacitated person. I represented Mr. Nair at that hearing. One of the issues raised at the
10 hearing was Mr. Nair’s ability to visit his mother at Harborview Medical Center, where she has
11 been since at least late October 2019.

12 3. At the hearing, in the course of the Commissioner’s oral ruling, Commissioner
13 Velategui stated that “[t]here is no court order stating that [Mr. Nair] can’t visit with his mother.”
14 The hearing lasted until past noon. I spoke with Mr. Nair in the hallway after the hearing was
15 over. Mr. Nair really wanted to visit his mother. So he and I walked from the courthouse together
16 up the street to the top of the hill where Harborview Medical Center is located. We walked in the
17 front door of the hospital.

18 4. Mr. Nair sat in a chair while I communicated with hospital staff. I walked up to the
19 main desk on the first floor and said I wanted to see Omana Thankamma. I spelled out the name
20 for the person behind the desk. She looked at her computer screen and told me that Ms.
21 Thankamma was “not in the system.” I did not identify myself, nor did the woman behind the
22 desk ask who I was. I then proceeded to the desk near a sign stating “Patient Admitting” or words
23 to that effect. I asked to see Omana Thankamma and spelled out the name in response to the
24 woman’s question. She looked at her computer screen and said Ms. Thankamma was “not in the
25 system.” I told the woman that I knew Ms. Thankamma was at the hospital, and I wanted to know
26 where Ms. Thankamma was so I could visit with her. The woman behind the counter repeated

1 that Ms. Thankamma was “not in the system.” I verbally pressed in a calm voice the woman
2 behind the counter, asking was it really possible that a patient could be at the hospital, yet the
3 hospital did not know where the patient was? Is that how the hospital operated? The woman
4 behind the counter repeated that Ms. Thankamma was “not in the system” and that the woman
5 could give me no information about Ms. Thankamma.

6 5. I then went and sat down next to Mr. Nair and we discussed the situation. We then
7 walked through a few hallways to a group of what appeared to be main elevators. We took an
8 elevator up to the third floor and started looking for Ms. Thankamma’s room. I saw no “keep
9 out,” “prohibited entry”, “staff only” or any similar signs in any area that we walked through. We
10 passed by several hospital staff, and no one asked who we were, where we were going or what
11 we wanted.

12 6. We eventually got to the outside of a room where Mr. Nair recognized from the
13 hallway that his mother was located in. I had walked slightly past the room entrance and was
14 turning to go back a few steps when a nurse came up to me and asked who I was looking for. I
15 stated, “Amana Thankamma.” She stated that I could not see her and stepped in front of the open
16 doorway to the room to block our entrance. I asked why not. She replied that Ms. Thankamma’s
17 son was not allowed to see her. I said, “Okay, what if I wanted to see her?” The nurse said I
18 could not see Ms. Thankamma either. I asked why not. The nurse said I would have to ask the
19 head nurse.

20 7. Just about that time a woman who identified herself as the nurse manager, Trang
21 Pham, walked up to us and essentially asked who we wanted to see. I replied that we wanted to
22 see Ms. Thankamma. I stated that I was an attorney. Ms. Pham replied that we could not see her.
23 I asked her why not. She stated that we would have to get permission from higher ups in the
24 hospital, that no one was allowed to see Ms. Thankamma without their permission. I asked what
25 if Ms. Thankamma wanted to see me? Could I see her then? She replied, no, not without the
26 permission of higher-level officials. The nurse standing next to me asked me for a business card.

1 I searched my wallet, but I had given my last card I had on my person to Ermin Ciric, the attorney
2 representing the guardian of Ms. Thankamma, after the hearing earlier that day when he had asked
3 me for it. I gave the nurse my name and telephone number, and I saw her write them down on a
4 piece of paper. I offered to give my bar number, but Ms. Pham said she did not need that. I then
5 stated that the hospital was essentially holding Ms. Thankamma incommunicado, as if someone
6 came to visit her, the hospital would not acknowledge that Ms. Thankamma was even there,
7 referring to my experience at the hospital earlier that day. If the potential visitor happened to
8 know her room number and went up to the third floor to visit Ms. Thankamma, then staff would
9 bar entry without the approval of some unknown higher ups, who had to approve all visitation
10 with Ms. Thankamma. Ms. Pham essentially admitted that that was the situation.

11 8. I have visited patients and clients at Harborview before and have never had access
12 restricted in that fashion. Usually hospital staff welcome visitors, as visits from family members
13 usually cheer up the patient, especially where the patient is depressed, does not speak English
14 well, or is not even from this country, so would otherwise have few visitors.

15 9. When it was apparent that the Harborview staff was refusing access to Ms.
16 Thankamma, Mr. Nair and I calmly left the area and walked over to the nearest elevator to exit
17 the building. As we were standing in front of the elevator waiting for it to arrive, a security guard
18 came up shouting and asking us where we were going. I calmly replied that we were waiting for
19 the elevator to leave the building. When the elevator came, the security guard got in with us and
20 accompanied us to the first floor and then to the first exit door we came to. We then departed the
21 building. When we were outside the building the security guard stated that we needed additional
22 “paperwork” to visit Ms. Thankamma, but did not specifically identify what that paperwork was.

23 Dated: November 8, 2019 at Seattle, Washington.

24 

25 Dan R. Young

Reference H

1
2
3
4
5
6 SUPERIOR COURT OF WASHINGTON
7 FOR KING COUNTY

8
9 In re Guardianship of
10 OMANA THANKAMMA,
11 An Incapacitated Person.

No. 18-4-05231-6 SEA

DECLARATION OF PAUL A.
BARRERA

12
13
14 I, Paul A. Barrera, declare and say:

15 1. I am a citizen of the United States of America, over the age of 18, and not a party to
16 this action.

17 2. Jayakrishnan (Jay) Nair retained my firm to assist him in locating his mother, Omana
18 Thankamma, and then seeking his admission to visit her.

19 **The Search for Omana Thankamma**

20 3. Mr. Nair told me that he went to Harborview Medical Center at least six times since
21 July 2019, and that each time, Harborview said they had no information about his mother's
22 whereabouts.

23 4. On October 23, 2019, on behalf of Mr. Nair, I sent a letter via email to Ermin Ciric,
24 WSBA No. 52611, who I understood to be the attorney for the court-appointed guardian for Ms.
25 Thankamma, Chana Copeland (the "Guardian"). In that letter, I demanded to know the
26 whereabouts of Ms. Thankamma's whereabouts by October 30, 2019. A true and correct copy
27 of that email and letter is attached as **Exhibit A**.

28
DECLARATION OF PAUL A. BARRERA - 1

NORTH CITY LAW, PC
17713 Fifteenth Avenue NE, Suite 101
Shoreline, WA 98155-3839
Phone: 206.413.7288
Fax: 206.367.0120

1 5. That same day, Mr. Ciric accepted service of the letter on behalf of the Guardian in an
2 email requesting clarification of my role. A true and correct copy of email is attached as

3 **Exhibit B.**

4 6. I responded, indicating my intention at that time to appear on the record to terminate
5 the Guardianship. I also wrote to Mr. Ciric that we would be serving various materials the Court
6 previously ordered Mr. Nair to personally deliver to Mr. Ciric. Attached to that email was a
7 letter demanding the whereabouts of Ms. Thankamma within 24 hours. A true and correct copy
8 of that email and letter is attached as **Exhibit C.**

9 7. The next day, on October 24, Mr. Ciric emailed me a letter on behalf of the Guardian.
10 In that letter, he expressed that the Guardian had no objection to Mr. Nair's visits to his mother:

11 ...the Guardian has not acted to set any restriction as to Mr. Nair's
12 visitation with Ms. Thankamma (this is an issue the court will address on
13 November 6th, 2019 through the Guardian's re-noted Petition for
14 Instructions). As far as the Guardian is aware, Mr. Nair has not been
15 prevented from communicating with his mother. However, the Guardian is
16 aware that Haborview (not the Guardian) has placed restrictions on
17 visitation. To the best of our knowledge, Mr. Nair's visits must be
18 scheduled in advance and they must be supervised. So long as these
19 reasonable conditions are met, Mr. Nair can visit with his mother. Nr. Nair
20 can coordinate visits with Harborview.

21 Emphasis is mine. A true and correct copy of the email and attached letter are attached
22 as **Exhibit D.**

23 8. In that same letter, the Guardian claimed she had no duty to put Mr. Nair on an
24 allowed visitor list. She further claimed "Mr. Nair has the contact information for
25 [Haborview's] counsel of record." Mr. Nair informed me that the Guardian was describing
26 attorney Brian Waters, WSBA No. 36619, who I understand is counsel of record for Haborview
27 in the federal lawsuit Mr. Nair filed against it.

1 **Harborview Refuses to Allow Mr. Nair to Visit His Mother**

2 9. Beginning on October 24, I sent emails to Harborview’s patient relations electronic
3 mailbox, comment@uw.edu, asking for Harborview to provide a time, place, and location
4 where Mr. Nair could visit his mother.

5 10. Mr. Waters and I also communicated, with Mr. Waters eventually writing to me on
6 October 28 that “First, as we discussed, I’m retained litigation counsel in the federal cases filed
7 by your client. The request is outside the scope of my representation. I don’t have the ability or
8 authority to respond to it.” A true and correct copy of that email thread, including my response,
9 is attached as **Exhibit E**.

10 11. On October 29, I went with Mr. Nair to Harborview Medical Center to confirm his
11 mother was indeed at Harborview, and to inquire about the person responsible for arranging Mr.
12 Nair’s potential visits with her.

13 12. When he and I went up to the Information counter, the person at the desk told us the
14 same thing Mr. Nair said they told him the previous six times – she was not in Harborview’s
15 system, and they have no information about her whereabouts. I asked the Information desk to
16 ask Security. The Information desk called Security, who told him to direct us to Patient
17 Admissions.

18 13. At the Patient Admissions counter, a woman took Ms. Thankamma’s name, confirmed
19 she was there, and took a copy of Mr. Nair’s photo identification. She then gave me a telephone
20 number for a social worker to arrange a visit.

21 14. I called the number provided, and the social worker told me she would need to talk to
22 her boss. I asked her the name of her boss, and she said Jacqueline Butin, Social Work
23 Supervisor. She and I disconnected the call.

24 15. 15 minutes later, Assistant Security Supervisor Mike Wallace met with Mr. Nair and I,
25 and informed us that Harborview was unable to directly reach the Guardian to confirm the
26 contents of Exhibit C, and would not allow Mr. Nair to visit his mother until Harborview
27 reviewed the results of the November 6 hearing.

1 16. I then emailed Ms. Butin a copy of the letter, explaining my purpose, that the
2 Guardian did not object to Mr. Nair's visit, and telling her I would call her in 10 minutes. A true
3 and correct copy of that email is attached as **Exhibit F**.

4 17. 10 minutes later, I called Ms. Butin, leaving a voice mail, specifically asking for her to
5 call me back, or provide the name of the assistant attorney general who represented her in her
6 official capacity. 10 minutes after that voice mail, left another voice mail, substantially the
7 same.

8 18. Ms. Butin never returned my call or email.

9 19. On October 31, Haborview replied to one of my several emails to comment@uw.edu,
10 attaching a letter describing Haborview's position regarding Mr. Nair's request to visit her
11 mother. Writing on behalf of Haborview, Tacy Gooding wrote that based on unproven
12 allegations, Haborview would not allow Mr. Nair to visit. A true and correct copy of that email
13 and letter is attached as **Exhibit G**.

14 **My Other Attempt to Secure Mr. Nair's Visit**

15 20. On October 30, 2019, Brian Waters sent me an email identifying Daniel R. Baker,
16 WSBA No 43034, as the assistant attorney general representing the Haborview personnel
17 responsible for Ms. Thankamma.

18 21. In response to the Guardian's various outstanding requests, and demanding the
19 Guardian and Haborview arrange Mr. Nair's visit by November 1, I sent a letter on Mr. Nair's
20 behalf. A true and correct copy of those emails and letter are attached as **Exhibit H**.

21 22. Neither Mr. Baker nor Mr. Ciric responded to my email or letter.

22 23. I support Mr. Nair in his efforts to visit his mother.

23 24. It is my understanding that Mr. Nair wishes to take his mother back to India.

24 25. However, I informed Mr. Nair of my ethical concerns on October 29, and promised
25 him this declaration.

26 26. Due to my participation as a witness in obtaining the information regarding the
27 whereabouts of Mr. Nair's mother, Omana Thankamma, then witnessing Harborview's refusal
28 to allow Mr. Nair to visit his mother, and the subsequent letter, I believe that I, and I alone,

1 could provide the information Mr. Nair needs to prove his case against the parties refusing to
2 allow him to visit his mother and return her to India. My first-hand account is critical to the case
3 to show Harborview's refusal and the Guardian's refusal to assist Mr. Nair visit his mother. For
4 those reasons, I believe that under RPC 3.7, I am a necessary witness at the November 6, 2019
5 hearing, and am therefore unable to represent Mr. Nair in that proceeding.

6
7 SIGNED at Shoreline, Washington, on November 3, 2019.

8
9 /s/ Paul A. Barrera
10 Paul A. Barrera, WSBA No. 51990

EXHIBIT A

Paul Barrera

From: Narmin Kerimova
Sent: Wednesday, October 23, 2019 3:13 PM
To: ermin.ciric@rm-law.com
Cc: Paul Barrera
Subject: Omana Thankamma
Attachments: 19.10.23 ltr to Ciric.pdf

Dear Mr. Ciric:

Enclosed please find a letter from attorney Paul A. Barrera on behalf of Jay Nair. Please expect a physical copy via certified mail. Thank you.

Best Regards,

Narmin V. Kerimova
Legal Assistant

Office 206-413-7288
Fax 206-367-0120
Email narmin@northcitylaw.com
Web www.northcitylaw.com



North City Law, PC
17713 15th Ave NE Suite 101
Shoreline, WA 98155

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Paul A. Barrera | Attorney | paul@northcitylaw.com
M. Ian Wyckoff | Of Counsel | ian@northcitylaw.com
Narmin V. Kerimova | Legal Assistant | narmin@northcitylaw.com

17713 Fifteenth Avenue NE Suite 101, Shoreline, WA 98155
t: (206) 413-7288 | f: (206) 367-0120

October 23, 2019

Ermin Ciric
REGEIMBAL, McDONALD & YOUNG, PLLC
612 S 227th St
Des Moines, WA 98198-6826
f: (206) 408-2022

VIA EMAIL, FACSIMILE, AND CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Re: Omana Thankamma

Dear Mr. Ciric:

Jayakrishnan Nair has retained my firm to write this letter demanding information on the whereabouts of his mother, Omana Thankamma. My understanding is that you are the attorney of record for her Guardian, Channa Copeland.

Mr. Nair demands that the Guardian disclose his mother's location. He further demands that the Guardian alert the facility of his intentions to visit his mother and put him on an allowed visitor list, in order to ensure the facility will permit him to visit.

Mr. Nair demands this information and assistance within one week of this letter, that is, by October 30, 2019.

Very truly yours,

A handwritten signature in blue ink that reads 'Paul A. Barrera'. The signature is fluid and cursive, with the first name 'Paul' being the most prominent.

Paul A. Barrera

EXHIBIT B

Paul Barrera

From: Ermin Ciric <Ermin.Ciric@rm-law.com>
Sent: Wednesday, October 23, 2019 4:16 PM
To: Narmin Kerimova
Cc: Paul Barrera
Subject: Re: Omana Thankamma
Attachments: 191023 Valetaegi Order on Civil Motion Against Nair.pdf

Received, I will forward the below to the Guardian and respond accordingly.

In which proceeding, if any, do you represent Mr. Nair? The guardianship, the two federal actions, the past Vulnerable Adult Action, or the current Vulnerable Adult Action? My office has still not received any of the documents/information Mr. Nair was Ordered to produce before the end of the day October 22nd, 2019. See attached. Do you have any information on this?

Best Regards,
Ermin Ciric
Associate Attorney

LAW OFFICES OF

REGINALD MCDONALD & YOUNG

612 S. 227th St.
Des Moines, WA 98198
Phone: 206-212-0220
Fax: 206-408-2022
E-mail: ermin@rm-law.com
Website: desmoineselderlaw.com

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From: Narmin Kerimova <narmin@northcitylaw.com>
Sent: Wednesday, October 23, 2019 3:13 PM
To: Ermin Ciric <Ermin.Ciric@rm-law.com>
Cc: Paul Barrera <paul@northcitylaw.com>
Subject: Omana Thankamma

Dear Mr. Ciric:

Enclosed please find a letter from attorney Paul A. Barrera on behalf of Jay Nair. Please expect a physical copy via certified mail. Thank you.

Best Regards,

Narmin V. Kerimova
Legal Assistant

Office 206-413-7288

Fax 206-367-0120
Email narmin@northcitylaw.com
Web www.northcitylaw.com



North City Law, PC
17713 15th Ave NE Suite 101
Shoreline, WA 98155

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EXHIBIT C

Paul Barrera

From: Paul Barrera
Sent: Thursday, October 24, 2019 2:59 PM
To: Ermin Ciric
Cc: Narmin Kerimova
Subject: RE: Omana Thankamma
Attachments: 19.10.24 Ltr to Ciric.pdf

Ermin:

I have spoken with Mr. Nair, and we will be appearing in the Guardianship for his petition to terminate.

Today, we received the binder and related documents mentioned in the Order. We will serve them to you by tomorrow at the latest.

Finally, I am sending you an amended letter for the Guardian, demanding that she disclose Ms. Thankamma's location and facilitate visitation within 24 hours. Please confirm receipt.

Best,
Paul

Paul A. Barrera | NORTH CITY LAW, PC
Attorney | Direct: (206) 259-7949

From: Ermin Ciric <Ermin.Ciric@rm-law.com>
Sent: Wednesday, October 23, 2019 4:16 PM
To: Narmin Kerimova <narmin@northcitylaw.com>
Cc: Paul Barrera <paul@northcitylaw.com>
Subject: Re: Omana Thankamma

Received, I will forward the below to the Guardian and respond accordingly.

In which proceeding, if any, do you represent Mr. Nair? The guardianship, the two federal actions, the past Vulnerable Adult Action, or the current Vulnerable Adult Action? My office has still not received any of the documents/information Mr. Nair was Ordered to produce before the end of the day October 22nd, 2019. See attached. Do you have any information on this?

Best Regards,
Ermin Ciric
Associate Attorney

LAW OFFICES OF

REGINALD MCDONALD & YOUNG
612 S. 227th St.
Des Moines, WA 98198
Phone: 206-212-0220
Fax: 206-408-2022

E-mail: ermin@rm-law.com
Website: desmoineselderlaw.com

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From: Narmin Kerimova <narmin@northcitylaw.com>
Sent: Wednesday, October 23, 2019 3:13 PM
To: Ermin Ciric <Ermin.Ciric@rm-law.com>
Cc: Paul Barrera <paul@northcitylaw.com>
Subject: Omana Thankamma

Dear Mr. Ciric:

Enclosed please find a letter from attorney Paul A. Barrera on behalf of Jay Nair. Please expect a physical copy via certified mail. Thank you.

Best Regards,

Narmin V. Kerimova
Legal Assistant

Office 206-413-7288
Fax 206-367-0120
Email narmin@northcitylaw.com
Web www.northcitylaw.com



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Paul A. Barrera | Attorney | paul@northcitylaw.com
M. Ian Wyckoff | Of Counsel | ian@northcitylaw.com
Narmin V. Kerimova | Legal Assistant | narmin@northcitylaw.com

17713 Fifteenth Avenue NE Suite 101, Shoreline, WA 98155
t: (206) 413-7288 | f: (206) 367-0120

October 24, 2019

Ermin Ciric
REGEIMBAL, McDONALD & YOUNG, PLLC
612 S 227th St
Des Moines, WA 98198-6826

VIA EMAIL AND NEXT-DAY PERSONAL DELIVERY

Re: Omana Thankamma

Dear Mr. Ciric:

Jayakrishnan Nair has retained my firm to write this letter demanding information on the whereabouts of his mother, Omana Thankamma. My understanding is that you are the attorney of record for her Guardian, Channa Copeland.

Mr. Nair demands that the Guardian disclose his mother's location. He further demands that the Guardian alert the facility of his intentions to visit his mother and put him on an allowed visitor list, in order to ensure the facility will permit him to visit.

Mr. Nair demands this information and assistance within **24 hours** of this letter, that is, **by 3:00 p.m on October 25, 2019.**

Very truly yours,

A handwritten signature in blue ink that reads 'Paul A. Barrera'.

Paul A. Barrera

EXHIBIT D

Paul Barrera

From: Ermin Ciric <Ermin.Ciric@rm-law.com>
Sent: Thursday, October 24, 2019 3:59 PM
To: Paul Barrera; Narmin Kerimova
Cc: Rebecca Jenkins
Subject: Re: Omana Thankamma
Attachments: 191024 Ltr to Barrera re Visitation Request.pdf

Mr. Barrera,

Please see the attached responsive letter.

Upon appearing, please include my paralegal Rebecca (cc'd herein) on future correspondence.

Courtesy copy also sent by US mail.

Best Regards,
Ermin Ciric
Associate Attorney

LAW OFFICES OF

REGINALD MCDONALD & YOUNG

612 S. 227th St.
Des Moines, WA 98198
Phone: 206-212-0220
Fax: 206-408-2022
E-mail: ermin@rm-law.com
Website: desmoineselderlaw.com

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From: Paul Barrera <paul@northcitylaw.com>
Sent: Thursday, October 24, 2019 2:58 PM
To: Ermin Ciric <Ermin.Ciric@rm-law.com>
Cc: Narmin Kerimova <narmin@northcitylaw.com>
Subject: RE: Omana Thankamma

Ermin:

I have spoken with Mr. Nair, and we will be appearing in the Guardianship for his petition to terminate.

Today, we received the binder and related documents mentioned in the Order. We will serve them to you by tomorrow at the latest.

Finally, I am sending you an amended letter for the Guardian, demanding that she disclose Ms. Thankamma's location and facilitate visitation within 24 hours. Please confirm receipt.

Best,
Paul

Paul A. Barrera | NORTH CITY LAW, PC
Attorney | Direct: (206) 259-7949

From: Ermin Ciric <Ermin.Ciric@rm-law.com>
Sent: Wednesday, October 23, 2019 4:16 PM
To: Narmin Kerimova <narmin@northcitylaw.com>
Cc: Paul Barrera <paul@northcitylaw.com>
Subject: Re: Omana Thankamma

Received, I will forward the below to the Guardian and respond accordingly.

In which proceeding, if any, do you represent Mr. Nair? The guardianship, the two federal actions, the past Vulnerable Adult Action, or the current Vulnerable Adult Action? My office has still not received any of the documents/information Mr. Nair was Ordered to produce before the end of the day October 22nd, 2019. See attached. Do you have any information on this?

Best Regards,
Ermin Ciric
Associate Attorney

LAW OFFICES OF

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612 S. 227th St.
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From: Narmin Kerimova <narmin@northcitylaw.com>
Sent: Wednesday, October 23, 2019 3:13 PM
To: Ermin Ciric <Ermin.Ciric@rm-law.com>
Cc: Paul Barrera <paul@northcitylaw.com>
Subject: Omana Thankamma

Dear Mr. Ciric:

Enclosed please find a letter from attorney Paul A. Barrera on behalf of Jay Nair. Please expect a physical copy via certified mail. Thank you.

Best Regards,

Narmin V. Kerimova

Legal Assistant

Office 206-413-7288

Fax 206-367-0120

Email narmin@northcitylaw.com

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Law Offices of Regeimbal, McDonald & Young, PLLC

A Professional Limited Liability Company

Michael V. Regeimbal
mike@rm-law.com

Robert P. McDonald
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Saphronia R. Young
saphronia@rm-law.com

Ermin Ciric
ermin@rm-law.com

October 24, 2019

North City Law
17713 Fifteenth Avenue NE Suite 101
Shoreline, WA 98155

Email: paul@northcitylaw.com;
narmin@northcitylaw.com

Re: *Guardianship of Omana Thankamma; Request for Information*

Dear Mr. Barrera:

This correspondence is in response to your letter dated October 23rd, 2019 and your email from about an hour ago, “demanding” disclosure of Ms. Thankamma’s location and facilitating visitation. It also appears from your recent email that the “demand” has been shortened from one week to twenty-four hours.

First, considering that you may be unfamiliar with the various proceedings that Mr. Nair has been and is currently involved in (the guardianship, two federal actions, and two vulnerable adult protection actions), I will not take the demanding tone of your communications to heart but interpret them as a request for information. That being said, I do take issue with the frivolous nature of the requests.

Mr. Nair has always known the location of Omana Thankamma. Ms. Thankamma is still at Harborview Medical Center, 325 9th Ave, Seattle, WA 98104. Mr. Nair has visited Harborview multiple times to see Ms. Thankamma, Mr. Nair’s friends recently went to see Ms. Thankamma, Mr. Nair has access to Ms. Thankamma’s MyChart medical records which reflect her location (he has actually filed the documents in the federal actions), Mr. Nair has filed several pleadings in the federal actions all confirming that Ms. Thankamma is still at Harborview, and Mr. Nair has sued Harborview because of his allegations that he is being improperly restrained from visiting. Mr. Nair now seems to be pleading ignorance in some misguided attempt to once again try to paint the Guardian as acting improperly. Regardless, the Guardian will file a Notice in the guardianship action should Ms. Thankamma’s residence change in the future and Mr. Nair will be provided a copy as a notice party.

Second, the Guardian has no duty to put Mr. Nair on an “allowed visitor list” and likely cannot do so until she is provided direction by the court as to the surrounding issues. To be clear, the Guardian has not acted to set any restriction as to Mr. Nair’s visitation with Ms. Thankamma (this is an issue the court will address on November 6th, 2019 through the Guardian’s re-noted

Petition for Instructions). As far as the Guardian is aware, Mr. Nair has not been prevented from communicating with his mother. However, the Guardian is aware that Harborview (**not** the Guardian) has placed restrictions on visitation. To the best of our knowledge, Mr. Nair's visits must be scheduled in advance and they must be supervised. So long as these reasonable conditions are met, Mr. Nair can visit with his mother. Mr. Nair can coordinate visits with Harborview himself.

I would also recommend you confirm this information with Harborview directly, Mr. Nair has the contact information for their counsel of record as he has sued the physician who originally recommended restrictions. As a courtesy, I have also enclosed herein the Guardian's Notice of Change in Circumstances which outlines why Harborview likely put these restrictions in place. In simple terms, Mr. Nair is abusive and aggressive towards staff and Mr. Nair continues to ignore staff's instructions as to his improper interactions with Ms. Thankamma. This has all led to disruption in the care that not only Harborview is able to provide Ms. Thankamma but the Guardian as well. The Guardian previously sought court instruction as to these issues in August of 2019. However, on the eve of the hearing (literally 4:18PM the night before), Mr. Nair filed two separate federal actions and sought removal of the guardianship. This resulted in significant delay and costs. The Federal court recently dismissed Mr. Nair's request for removal and the State court is once again vested with jurisdiction to instruct the Guardian.

Due to the fact that Mr. Nair does not seem to understand this point, although it has been emphasized in correspondence after correspondence and pleading after pleading, the Guardian wants to make it clear once again: considering the circumstances, the Guardian **cannot** make substantial decisions impacting Ms. Thankamma's rights without direction from the Court. If Mr. Nair wants to advocate a certain position or request then he should appear on November 6th at the hearing and do so.

Third, thank you for clarifying that you will "be appearing in the Guardianship for his petition to terminate." However, as I would like to avoid allegations of improper communications if Mr. Nair is represented and as Mr. Nair continues to file pro se pleadings with the court without properly serving the Guardian, I would like written confirmation that you do not represent Mr. Nair in any other proceeding. If you represent Mr. Nair in the federal actions or his recently filed VAPO (Cause No. 19-2-26860-3 SEA), can you please explain why Mr. Nair failed to provide the documents to my office on October 22nd, 2019 as Ordered by Commissioner Velategui? I have again enclosed the relevant Order dated October 21st, 2019 for your review.

The Guardian has re-noted her Petition for Instructions, it was timely served upon Mr. Nair and is set for hearing on November 6th, 2019. Mr. Nair has not only failed to abide by the recent court Order but he has also failed to satisfy KCLCR 98.04, his pleadings should have been provided at least fourteen (14) days prior to hearing. If Mr. Nair maintains his petitions/motions or whatever else he has filed for November 6th, I will move to strike and seek terms against him and counsel of record. Please provide me copies of everything that has been filed by Mr. Nair and confirm that the matters will be stricken and/or re-noted to comply with the Local Rules.

I look forward to your response. In the interim, should you have any additional questions or concerns, please feel free to contact me at my office line.

Very Truly Yours,
REGEIMBAL, McDONALD & YOUNG, PLLC



Ermin Ciric

*Enclosures: Notice of Change
in Circumstances; Order on
Civil Motion*

1
2
3
4
5
6 IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE
7 COUNTY OF KING

8 Case No. 18-4-05231-6 SEA

9 In the Guardianship of:

NOTICE OF CHANGE IN
CIRCUMSTANCES

10 Omana Thankamma

Clerk's code: (NTCCIR)

11 An Incapacitated Person.

12 The following circumstances have changed with regards to the Incapacitated Person.

13 On June 13th, 2019 Omana Thankamma was moved from Paramount Rehab, 2611 South Dearborn
14 Seattle, WA to Harborview Medical Center 325 9th Ave Seattle WA 98104. She no longer is able to return
15 to Paramount Rehabilitation after several months of chronic issues stemming from her sons Mr. Jay Nairs
16 behavior.

17 Mrs. Thankamma's stay at Paramount Rehab, as well as all of her medical care, has been funded
18 completely by Harborview's "Bed Readiness Program". She originally carried private insurance that was
19 funded through Mr. Nair, however, her insurance was canceled December 2018. The policy had multiple
20 late payments and was not reinstated. Mrs. Thankamma does not qualify for Medicaid as she is not a US
21 Citizen, nor does she have any sort of visa that would allow for a Medicaid application. Mrs. Thankamma
22 was here on a B1B2 "visitors" visa when she suffered a massive stroke.

23 At the onset of this guardianship the Guardian, in the presence of Mr. Nairs attorney, presented
24 multiple options regarding the placement of Mrs. Thankamma to Mr. Nair. These included Mr. Nair private
25 paying for an adult family home, Mr. Nair private paying for professional care staff that would be hired and
monitored by the guardian, and the last option was that he do nothing and Mrs. Thankamma would be
discharged to Paramount at the expense of Harborview Medical Center. Mr. Nair was also asked to put six
NOTICE OF CHANGE IN CIRCUMSTANCES

1 months worth of care expenses into a blocked account, as well as make monthly payments to the facility.
2 This was due to multiple reports to several agencies that caregivers had been hired and not paid by Mr.
3 Nair and the guardian felt that a safety net needed to be in place.

4 There have been multiple reports that have come out of Harborview Medical Center as well as
5 Paramount Rehab regarding concerns about Mr. Nairs behavior. All of the reports have the same types of
6 behaviors present as those in the GAL reports and Mrs. Edwards medical evaluation. These include
7 concerns that Mrs. Omana's face is red and irritated when Mr. Nair visits, that Mrs. Thankamma often
8 vomits when Mr. Nair is present due to Mr. Nair laying her bed flat, Mr. Nair giving Mrs. Thankamma liquid
9 by mouth, and Mr. Nair being found manipulating her legs that are severely contracted causing her pain.

10 On January 15, 2019, Mr. Nair placed a camera in Mrs. Thankamma's room at Paramount to live
11 stream video from her bedside. This video also included 45 minutes of video where Mr. Nair is laying his
12 upper body on top of his mother, roughly rubbing his face and facial hair against her face, as well as him
13 kissing all over her face. Mrs. Thankamma is clearly seen in the video attempting to push Mr. Nair off of her
14 which he ignores completely. There have been multiple recording devices removed from Mrs.
15 Thankamma's room.

16 On February 18th, 2019, after multiple requests made to Mr. Nair to not lay his mother flat Mr. Nair
17 was caught in her bed, with the bed flat, one leg draped over her torso and his arm around her. Mrs.
18 Thankamma's gown was pulled up exposing her brief and one breast. This was witnessed by a staff who
19 then notified the Director who also witnessed it and contacted the police. A report was made and Mr. Nair
20 was asked to not return to the facility.

21 The Guardian mediated between Nair and the facility to allow for visits to resume with Mr. Nairs
22 word that he would follow the recommendations of the medical staff and facility. That he would not adjust
23 her bed and that he would leave at an appropriate time as he often comes very late at night not allowing
24 Mrs. Thankamma to rest.

25 On May 7th, 2019 Mr. Nair was found to be giving Ms. Thankamma liquids by mouth. He was
confronted about this and he stated that his mothers previous speech therapist said this was acceptable. I

reached out to the speech therapist and requested records. This was untrue, in fact it specifically stated
NOTICE OF CHANGE IN CIRCUMSTANCES

1 that Ms. Thankamma is to be NPO unless considering palliative care, this is when they would stopping
2 treatments of all kind allowing her to pass away and giving her Chai Tea was a for quality of life. Mr. Nair
3 was again asked to leave the facility and he was not allowed to return.

4 On May 15, 2019 I received an email from Christopher Henderson, an attorney who began
5 representing Mr. Nair, asking how we could resume visits as Mr. Nair was desperate to see his mother. The
6 attorney was informed of the ongoing issues with Mr. Nair. Mr. Henderson spoke with Mr. Nair and I was
7 assured that there would be no issues and that Mr. Nair would not give his mother anything by mouth. We
8 agreed to start visits again with the assurance from the attorney that Mr. Nair would comply on May 20th,
9 2019.

10 Visits resumed.

11 On May 25th 2019 Mr. Nair visited the facility and stated his mother was unresponsive and wanted
12 her taken to Harborview. She was transported to Harborview. They admitted her for testing, everything
13 returned negative.

14 On May 28, 2019 I received a call from Harborview. There had been multiple concerns about
15 behaviors from Mr. Nair. It was reported that he was again giving her liquid by mouth. He was found leaning
16 on his mother's chest with his elbows while holding and kissing her all over her face. When he was asked
17 not to close the curtain and that he needed to not give her anything by mouth he got verbally abusive with
18 staff. When I confronted Mr. Nair about giving her food again by mouth, his response was that he only
19 agreed not to give her anything at Paramount, he never agreed to not give her anything at Harborview.

20 She was again returned to Paramount due to all her tests being negative showing that she was
21 stable and at her baseline. Mr. Henderson notified me on May 30th, 2019 that he was no longer representing
22 Mr. Nair.

23 On June 13th, 2019 there was a relative visiting with Mrs. Thankamma the relative who is reportedly
24 an adopted daughter of Mrs. Thankamma who is visiting from India. Within an hour Mrs. Thankamma began
25 to get large blisters on her hand. There are no chemicals allowed at a nursing facility that could cause
chemical burns. The blisters did not appear to come from heat burns according to the burn unit. Mrs.

Thankamma's daughter was with her for quite a while before the blisters were reported. The daughter even
NOTICE OF CHANGE IN CIRCUMSTANCES

1 came to request Mrs. Thankamma be changed and no blisters were noticed. She had a skin check 16 hours
2 prior and there were no blisters. The activity coordinator had come to paint her fingernails earlier that day
3 and did not note blisters. The blisters remain under investigation. Mrs. Thankamma was taken to
4 Harborview for treatment.

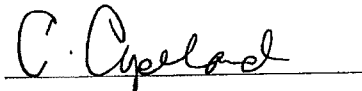
5 On Friday July 5th, 2019 I received a call from Harborview concerned that Mr. Nair was refusing to
6 keep the curtain open in the room. It was reported that staff had multiple conversations with Mr. Nair where
7 he became verbally abusive with staff about closing the curtain. A nurse had come to reopen the curtain
8 and found that Mr. Nair had put something into Mrs. Thankamma's feeding tube. There was a brown mixture
9 with a sugar like texture that was found in the feeding tube. The feeding tube was flushed.

10 On July 6th, 2019 I received a call from Harborview concerned about continuing to allow Mr. Nair to
11 visit given the most recent events. Mr. Nair had confronted the doctors stating he would not return to visit
12 due to allegations that he is trying to harm his mother. Despite his comment to the doctor the hospital with
13 the support of risk management formally requested that to not return for two weeks. During this time Mr.
14 Nair filed a 25 page complaint with APS, RCS, the Ombudsman's office, Civil Rights Groups, as well as
15 multiple politicians and legislators. He also filed a police report. All investigations are ongoing but have
16 brought no concerns except for those surrounding Mr. Nairs behaviors and mental health.

17 I have received several hundred threatening and abusive emails from Mr. Nair. I was forced to file
18 a report for cyber stalking and harassment after I received emails with my home address and multiple
19 threats against my family. He also created a website that his attorney recommend he take down due to the
20 risk of him being liable for defamation and libel.

21
22 **DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON**
23 **THAT THE FOREGOING IS TRUE AND CORRECT.**

24 Signed at Orting, Washington this 8th day of August, 2019.

25 

Channa Copeland, CPG

EXHIBIT E

Paul Barrera

From: Paul Barrera
Sent: Wednesday, October 30, 2019 12:49 PM
To: Brian Waters
Cc: Erica Hupf
Subject: RE: Omana Thankamma

Brian:

Thank you for connecting me with Daniel Baker. I'm going to drop you from that thread. I've narrowed my scope to assisting Mr. Nair visit his mother, which I understand is outside the scope of your rework. I have not appeared on the record in any matter, and I do not intend to do so.

I hope this email suffices for your purposes.

Best,
Paul

Paul A. Barrera | NORTH CITY LAW, PC
Attorney | Direct: (206) 259-7949

From: Brian Waters <WatersB@JGKMW.com>
Sent: Monday, October 28, 2019 7:44 PM
To: Paul Barrera <paul@northcitylaw.com>
Cc: Erica Hupf <HupfE@JGKMW.com>
Subject: RE: Omana Thankamma

Paul,

A couple of things. First, as we discussed, I'm retained litigation counsel in the federal cases filed by your client. The request is outside the scope of my representation. I don't have the ability or authority to respond to it. Second, can you please clarify for me exactly what the scope of your representation is? I need to understand what the split is in terms of what you are representing your client on, and what he's representing himself on. Can you send me something to the effect of a representation letter?

Thanks,

Brian

From: Paul Barrera [<mailto:paul@northcitylaw.com>]
Sent: Monday, October 28, 2019 3:17 PM
To: Brian Waters
Cc: Erica Hupf
Subject: RE: Omana Thankamma

Brian:

Any update regarding Mr. Nair's request to visit his mother?

Best,
Paul

Paul A. Barrera | NORTH CITY LAW, PC
Attorney | Direct: (206) 259-7949

From: Paul Barrera <paul@northcitylaw.com>
Sent: Friday, October 25, 2019 4:35 PM
To: Brian Waters <WatersB@JGKMW.com>
Cc: Erica Hupf <HupfE@JGKMW.com>
Subject: Re: Omana Thankamma

I've talked to him about the communication issue. How soon can he visit his mother? He is genuinely trying his hardest to make the rounds.

Paul A. Barrera | NORTH CITY LAW, PC
Office: (206) 413-7288
Direct: (206) 259-7949

From: Brian Waters <WatersB@JGKMW.com>
Sent: Friday, October 25, 2019 3:37:27 PM
To: Paul Barrera <paul@northcitylaw.com>
Cc: Erica Hupf <HupfE@JGKMW.com>
Subject: FW: Omana Thankamma

Paul, Please instruct your client not to contact me directly on matters within the scope of your representation. Per my understanding of your role, this falls squarely within that scope. Obviously, there will be no meeting within the hour. I have passed the letter you sent to me on to my contact at UW. I will likely have more information to provide next week. I won't be responding to your client's email. Brian

-----Original Message-----

From: Jayakrishnan Nair [<mailto:jknair@gmail.com>]
Sent: Friday, October 25, 2019 3:21 PM
To: Brian Waters; HMC PATIENT RELATIONS
Cc: Rajakumari Susheelkumar; Paul Barrera
Subject: Fwd: Omana Thankamma

Ms. Flaherty and Ms. Waters:

Your client Mr. Paul Ramsey, and your institution Harborview Medical Center, are in serious violations of both my mother Omana's and her family's federal civil rights, as well as state guardianship statutes. Please see attached. She has been held in illegal isolation for nearly 4 months, despite being a clinically depressed patient needing Family's emotional support to survive and practice Hindu religion.

As you are aware, we will ensure these matters are heard before a Federal Jury. The guardian as well as Dr. Andrew Hahn maintains that Harborview Risk Management is responsible for this atrocity and both of them were merely following instructions from Dr. Ramsey. Therefore, to continue this illegal isolation any further would further escalate the damages we are seeking from Dr. Ramsey and Harborview for your illegal activities.

Please find the complaints attached, which have already been served and Dr. Ramsey must respond to Federal Court on the summons served on him by King County Sheriff.

We are asking that you arrange a meeting with our mother in the next hour. No further delays are admissible and will result in further escalation of legal action and public involvement through social media and Internet. It will be in your best interests to stop this CRIME immediately as you are fully responsible according to the Guardian's statement.

Rajakumari (on cc) and Jayakrishnan
Omana's children

----- Forwarded message -----

From: Paul Barrera <paul@northcitylaw.com>
Date: Thu, Oct 24, 2019 at 6:03 PM
Subject: Omana Thankamma
To: comment@uw.edu <comment@uw.edu>
Cc: Jayakrishnan (Jay) Nair (Home) <jknair@gmail.com>

Hello:

I am an attorney representing Jay Nair, the son of Omana Thankamma. I attach a letter from the attorney for her court appointed guardian, acknowledging that no restrictions from her exist for Mr. Nair to visit. Mr. Nair would like to visit his mother tomorrow. Please advise as to how he may visit her, where, and at what time.

Best,
Paul

Paul A. Barrera | NORTH CITY LAW, PC
Office: (206) 413-7288
Direct: (206) 259-7949

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EXHIBIT F

Paul Barrera

From: Paul Barrera
Sent: Tuesday, October 29, 2019 1:17 PM
To: jeckie@uw.edu
Subject: Omana Thankamma
Attachments: Scan Oct 29, 2019.pdf

Good afternoon, Ms. De John:

I am here at Harborview with my client Jay Nair. He has retained me to help him visit his mother.

I attach a letter from the attorney for the Guardian explaining she has no objections to Mr. Nair's visit. The portion about visitation is addressed in the paragraph that begins at the bottom of page one.

I will call you in 10 minutes.

Best,
Paul

Paul A. Barrera | NORTH CITY LAW, PC
Office: (206) 413-7288
Direct: (206) 259-7949

Law Offices of Regeimbal, McDonald & Young, PLLC

A Professional Limited Liability Company

Michael V. Regeimbal
mike@rm-law.com

Robert P. McDonald
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Saphronia R. Young
saphronia@rm-law.com

Ermin Ciric
ermin@rm-law.com

October 24, 2019

North City Law
17713 Fifteenth Avenue NE Suite 101
Shoreline, WA 98155

Email: paul@northcitylaw.com;
narmin@northcitylaw.com

Re: *Guardianship of Omana Thankamma; Request for Information*

Dear Mr. Barrera:

This correspondence is in response to your letter dated October 23rd, 2019 and your email from about an hour ago, “demanding” disclosure of Ms. Thankamma’s location and facilitating visitation. It also appears from your recent email that the “demand” has been shortened from one week to twenty-four hours.

First, considering that you may be unfamiliar with the various proceedings that Mr. Nair has been and is currently involved in (the guardianship, two federal actions, and two vulnerable adult protection actions), I will not take the demanding tone of your communications to heart but interpret them as a request for information. That being said, I do take issue with the frivolous nature of the requests.

Mr. Nair has always known the location of Omana Thankamma. Ms. Thankamma is still at Harborview Medical Center, 325 9th Ave, Seattle, WA 98104. Mr. Nair has visited Harborview multiple times to see Ms. Thankamma, Mr. Nair’s friends recently went to see Ms. Thankamma, Mr. Nair has access to Ms. Thankamma’s MyChart medical records which reflect her location (he has actually filed the documents in the federal actions), Mr. Nair has filed several pleadings in the federal actions all confirming that Ms. Thankamma is still at Harborview, and Mr. Nair has sued Harborview because of his allegations that he is being improperly restrained from visiting. Mr. Nair now seems to be pleading ignorance in some misguided attempt to once again try to paint the Guardian as acting improperly. Regardless, the Guardian will file a Notice in the guardianship action should Ms. Thankamma’s residence change in the future and Mr. Nair will be provided a copy as a notice party.

Second, the Guardian has no duty to put Mr. Nair on an “allowed visitor list” and likely cannot do so until she is provided direction by the court as to the surrounding issues. To be clear, the Guardian has not acted to set any restriction as to Mr. Nair’s visitation with Ms. Thankamma (this is an issue the court will address on November 6th, 2019 through the Guardian’s re-noted

Petition for Instructions). As far as the Guardian is aware, Mr. Nair has not been prevented from communicating with his mother. However, the Guardian is aware that Harborview (**not** the Guardian) has placed restrictions on visitation. To the best of our knowledge, Mr. Nair's visits must be scheduled in advance and they must be supervised. So long as these reasonable conditions are met, Mr. Nair can visit with his mother. Mr. Nair can coordinate visits with Harborview himself.

I would also recommend you confirm this information with Harborview directly, Mr. Nair has the contact information for their counsel of record as he has sued the physician who originally recommended restrictions. As a courtesy, I have also enclosed herein the Guardian's Notice of Change in Circumstances which outlines why Harborview likely put these restrictions in place. In simple terms, Mr. Nair is abusive and aggressive towards staff and Mr. Nair continues to ignore staff's instructions as to his improper interactions with Ms. Thankamma. This has all led to disruption in the care that not only Harborview is able to provide Ms. Thankamma but the Guardian as well. The Guardian previously sought court instruction as to these issues in August of 2019. However, on the eve of the hearing (literally 4:18PM the night before), Mr. Nair filed two separate federal actions and sought removal of the guardianship. This resulted in significant delay and costs. The Federal court recently dismissed Mr. Nair's request for removal and the State court is once again vested with jurisdiction to instruct the Guardian.

Due to the fact that Mr. Nair does not seem to understand this point, although it has been emphasized in correspondence after correspondence and pleading after pleading, the Guardian wants to make it clear once again: considering the circumstances, the Guardian **cannot** make substantial decisions impacting Ms. Thankamma's rights without direction from the Court. If Mr. Nair wants to advocate a certain position or request then he should appear on November 6th at the hearing and do so.

Third, thank you for clarifying that you will "be appearing in the Guardianship for his petition to terminate." However, as I would like to avoid allegations of improper communications if Mr. Nair is represented and as Mr. Nair continues to file pro se pleadings with the court without properly serving the Guardian, I would like written confirmation that you do not represent Mr. Nair in any other proceeding. If you represent Mr. Nair in the federal actions or his recently filed VAPO (Cause No. 19-2-26860-3 SEA), can you please explain why Mr. Nair failed to provide the documents to my office on October 22nd, 2019 as Ordered by Commissioner Velategui? I have again enclosed the relevant Order dated October 21st, 2019 for your review.

The Guardian has re-noted her Petition for Instructions, it was timely served upon Mr. Nair and is set for hearing on November 6th, 2019. Mr. Nair has not only failed to abide by the recent court Order but he has also failed to satisfy KCLCR 98.04, his pleadings should have been provided at least fourteen (14) days prior to hearing. If Mr. Nair maintains his petitions/motions or whatever else he has filed for November 6th, I will move to strike and seek terms against him and counsel of record. Please provide me copies of everything that has been filed by Mr. Nair and confirm that the matters will be stricken and/or re-noted to comply with the Local Rules.

I look forward to your response. In the interim, should you have any additional questions or concerns, please feel free to contact me at my office line.

Very Truly Yours,
REGEIMBAL, McDONALD & YOUNG, PLLC



Ermin Ciric

*Enclosures: Notice of Change
in Circumstances; Order on
Civil Motion*

Paul Barrera

From: HMC PATIENT RELATIONS <comment@uw.edu>
Sent: Thursday, October 31, 2019 3:53 PM
To: Paul Barrera
Subject: RE: Omana Thankamma
Attachments: Barrera response.pdf

Hello Paul,

In response to your email below, please see attached letter.

Thank you,

Darius Parker
Patient Relations Representative

Harborview Medical Center
Box 359942
325 9th Ave.
Seattle, WA 98104
Phone (206) 744-5518
Fax (206) 744-4114

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From: Paul Barrera [mailto:paul@northcitylaw.com]
Sent: Thursday, October 24, 2019 6:03 PM
To: HMC PATIENT RELATIONS
Cc: Jayakrishnan (Jay) Nair (Home)
Subject: Omana Thankamma

Hello:

I am an attorney representing Jay Nair, the son of Omana Thankamma. I attach a letter from the attorney for her court appointed guardian, acknowledging that no restrictions from her exist for Mr. Nair to visit. Mr. Nair would like to visit his mother tomorrow. Please advise as to how he may visit her, where, and at what time.

Best,
Paul

Paul A. Barrera | NORTH CITY LAW, PC
Office: (206) 413-7288
Direct: (206) 259-7949

UW Medicine

HARBORVIEW MEDICAL CENTER

October 31, 2019

Paul A. Barrera
North City Law
17713 Fifteenth Avenue NE Suite 101
Shoreline, WA 98155

Email: paul@northcitylaw.com

Dear Mr. Barrera:

This letter is in response to your requests for visitation on behalf of your client, Mr. Jayakrishnan Nair. Until recently, it was Harborview's understanding that the guardian was opposed to Mr. Nair's visitation. While the guardian has now indicated that she would not oppose visitation under supervision and with notice, Harborview has elected to maintain restricted visitation at this time. Under Harborview's Family and Visitor Policy 5.9, visitation is permitted so long as the visitation will not interfere with the delivery of care and the provision of a reasonably safe or secure environment. Please see policy attached. Harborview is concerned that Mr. Nair's presence will both interfere with the delivery of care and the provision of a safe environment for the patient, as well as staff.

This concern arises out of prior visitation by Mr. Nair in which he exhibited behaviors that put patient safety at risk. He has also had interactions with staff in which he has been abusive or threatening which further impacts our ability to provide a safe environment in which to deliver care. In addition, we have received information from the referring facility about similar behaviors in that care environment.

It is Harborview's understanding that the issues causing Harborview's concern may be addressed at a court hearing related to the guardianship matter on November 6, 2019. Therefore, Harborview is willing to revisit the restriction following that hearing.

Sincerely,



Tracy Gooding
Director, Patient Relations

Patient Relations

Box 359942 325 Ninth Avenue Seattle WA 98104-2499
VM (206) 744-5000 FAX (206) 744-4114 comment@uw.edu

UW MedicineHARBORVIEW
MEDICAL CENTER

Administrative Policies and Procedures

FAMILY and VISITOR POLICY (5.9)

Policy Number: 5.9
Division: Administration
Effective Date: 11/1972
Review Date: 12/2016
Reviewer: Tracy Gooding

POLICY PURPOSE:

Includes: Inpatient, Outpatient and Ancillary Services Areas

Visitation of patients by families and significant others is encouraged. The therapeutic benefits of having significant others involved in the care of a hospitalized patient is well documented. This policy establishes guidelines for visitation in order to ensure that family, friends, and significant others have adequate and appropriate access to their loved one. Establishing the optimal visiting arrangement is determined by the patient's nurse and family according to the patient's condition and special circumstances (Attachment 1: **Guiding Principles**).

DEFINITION:

Family: UW Medicine adopts the following definition of "family" for the purposes of this hospital visitation policy: "Family" means any person(s) who plays a significant role in an individual's life. This may include a person(s) not legally related to the individual. Members of "family" include spouses, domestic partners, and both different-sex and same-sex significant others. "Family" includes a minor patient's parents, regardless of the gender of either parent. Solely for purposes of the visitation policy, the concept of parenthood is to be liberally construed without limitation as encompassing legal parents, foster parents, same-sex parent, step-parents, those serving in loco parentis, and other persons operating in caretaker roles.

PROCEDURE:

Family/Visitor guidelines

1. Each patient has the right, subject to his or her consent, to receive the visitors whom he or she designates, including, but not limited to, a spouse, a domestic partner (including a same-sex domestic partner), another family member, or a friend, and has the right to withdraw or deny such consent at any time. Such access is permitted as long as it does not interfere with the delivery of care and the provision of a reasonably safe or secure environment. Any restrictions on communication are fully explained to the patient and/or family.
2. Visitation privileges are not restricted, limited or denied on the basis of race, color, national origin, religion, sex, gender identity, sexual orientation or disability. All visitors enjoy full and equal visitation privileges consistent with patient preferences.
3. Patients have the right to privacy and may request not to have visitors.
4. In order to provide a safe care environment, visitors must follow infection control guidelines which include hand hygiene when entering and exiting any patient room and restricting visitation to those who have respiratory symptoms or signs and symptoms of other illnesses (Attachment 2: **Infection Control Guidelines for Visitors**).
5. Visitors are encouraged to leave the medical center by 10:00 pm in order to support a quiet healing environment for the patients.
6. Visitors requesting to stay past 10:00 pm will be asked to wear a visitor badge. Badges can be obtained from the unit charge nurse, HMC Security Services or the patient/family liaison.
7. Visitors exhibiting conduct that is deemed inappropriate for the medical center or visitors not displaying appropriate identification will be restricted or evicted from the premises.

8. After-hours visitors will enter the Medical Center through the 1 East Hospital entrance and sign in with the security officer on duty. The security officer will contact the unit charge nurse for visitor approval. If the charge nurse approves the visit, the visitor will be given a visitor identification pass to be prominently displayed on his/her person while on the Medical Center premises. It is suggested that the charge nurse speak directly to the visitor or explain rationale when a visit is not allowed.
9. Weekend visitors need to check in with Security at the 8th Avenue Lobby or the 1 East Hospital entrance.
10. HMC is a weapons-free campus, visitors will be asked to remove all metal objects from their person before walking through a metal detector. All bags, purses, etc. will be screened through a baggage scanner. Legal knives (2 ½ inches) long blade or shorter will be checked in with the Security officer before entering the hospital. All visitors are asked to leave their firearms or knives at home.
11. Visitation of patients under the supervision of law enforcement or other outside agencies needs to be approved by the appropriate agency.

ADDITIONAL guidelines for ICU areas

1. Visiting early in the day is encouraged to allow for rest and recovery in the late evening and overnight. If 1 or 2 adult decision-making visitors wish to stay overnight, arrangements need to be made with the charge nurse.
2. Quiet time is observed on the unit and the hours are posted. During this time there is limited or no visiting activity to promote uninterrupted patient rest and healing.
3. The number of visitors at the bedside is limited to two at a time. We are unable to accommodate visits for children under the age of 12 in the ICU but please discuss with the nurse, charge nurse or nurse manager to make special arrangements.
4. Visitors may enter the patient room when the curtain is open. If the curtain is closed, please check with a staff member prior to entering.
5. Visitors may be asked to leave the bedside for short periods of time for complex procedures, patient personal care, or to allow for patient rest.
6. Cell phones must be set to vibrate mode or off when in patient areas. We encourage visitors to use cell phones in the family waiting area.
7. No flowers, latex balloons or visitor food or drink is permitted in the Intensive Care Units.

ADDITIONAL guidelines for outpatient areas

We do not recommend that children accompany patients to clinic visits, treatments or procedures. If children must accompany parent-patients, the following conditions are required:

1. For the safety of all, children must be accompanied by and closely supervised by a responsible person while they are visiting in the medical center or a clinic.
2. If this is not possible, care may need to be rescheduled. Responsibility for the child's behavior and safety rests with the parent and/or the parent's designee.
3. HMC staff does not provide child care services or supervision of children who accompany or visit patients.
4. Some areas may be inappropriate for children and/or may have additional guidelines.
5. Patients admitted from a clinic to an inpatient area who are accompanied by a child will be asked to find a responsible adult to take the child home.

ADDITIONAL GUIDELINES FOR PSYCHIATRIC UNITS

1. Visiting hours are 0830 to 2000 and visits should not occur in patient rooms. Exceptions may be made by the Charge RN.
2. All items brought to the unit by visitors must be inspected by staff prior to giving anything to the patients.

- 3. The guidelines for visits by children 17 years and younger: children will be accompanied and supervised by an adult and should be pre-arranged so that an appropriate visiting area can be reserved.
- 4. To encourage effective transition back to the community, patients may not visit the unit for 30 days following discharge except to conduct business with staff.

CROSS REFERENCE:

- HMC APOP: Patient Rights and Responsibilities (5.32)
- HMC APOP: Interpretation/Linguistic Access for Persons with Communication Limitations (60.3)
- HMC APOP: Animals on Medical Center Premises: Service Animals, Therapy Animals & Pet Visits (5.40)
- HMC APOP: Care of Prisoner-Patients (5.41)
- UWAMC Privacy Policy #13—Use & Disclosure of PHI Related to Facility Directories
- HMC Security Department Procedure Manual
- Patient Care Services Inpatient Unit and Pediatric Policies
- HMC Infection Control Manual

ATTACHMENT:

Attachment 1: Guiding Principles for Visitor Policy
 Attachment 2: Infection Control Guidelines for Visitors

REVIEW/REVISION DATES:

11/1972, 11/1980, 07/1990, 08/1993, 07/1999, 07/2002, 04/2003, 01/2008, 06/2011, 06/02/2015 (reformatted only), 12/2016

SIGNATURE:

Chief Nursing Officer &
 Sr. Associate Administrator: _____ Date: _____

Medical Director: _____ Date: _____

Executive Director: _____ Date: _____

EXHIBIT H

Paul Barrera

From: Paul Barrera
Sent: Wednesday, October 30, 2019 1:41 PM
To: Daniel Baker; Ermin Ciric
Subject: RE: Omana Thankamma visit
Attachments: October 30 Nair Ltr to Guardian and Harborview.pdf

Good afternoon, Dan and Ermin:

I attach a letter on behalf of Mr. Nair. Please confirm receipt of this email.

Best,
Paul

Paul A. Barrera | NORTH CITY LAW, PC
Attorney | Direct: (206) 259-7949

From: Brian Waters <WatersB@JGKMW.com>
Sent: Wednesday, October 30, 2019 10:02 AM
To: Ermin Ciric <Ermin.Ciric@rm-law.com>; Paul Barrera <paul@northcitylaw.com>
Cc: Daniel Baker <dannyry@uw.edu>
Subject: RE: Omana Thankamma visit

Good morning Ermin and Paul,

I am looping in Assistant Attorney General Daniel Baker. He is cc'd on this email.

Brian

From: Ermin Ciric [<mailto:Ermin.Ciric@rm-law.com>]
Sent: Tuesday, October 29, 2019 4:49 PM
To: Paul Barrera
Cc: Brian Waters
Subject: Re: Omana Thankamma visit

Consistent with our conversation from earlier today:

1. You will get me a letter confirming that your appearance at Harborview earlier today was not intended for you, as counsel, to meet with the Alleged Incapacitated Person without the presence of her Court appointed Guardian.
2. The Guardian has a hearing set on 11/6/19 to provide her with litigation authority as to potential restraints against Mr. Nair. The Guardian also seeks to have the court provide instruction as to the allegations against Mr. Nair (improper touching, kissing, attempting to feed or provide physical care, interfering and arguing with facility staff, etc.). At this time, the Guardian is abiding by the authority provided in the Order Appointing her which provides that Mr. Nair is not to provide physical care to Ms. Thankamma and that the Guardian is to "guided" by the VAPO previously entered against Mr. Nair. In order to ensure that these two Court requirements are effectuated, the Guardian has requested that

she (i) be notified in advance of Mr. Nair's visits (this has repeatedly been communicated to Mr. Nair by the Guardian) and (ii) the visits need to be supervised. Considering the allegations against Mr. Nair, these restrictions are more than reasonable. As discussed with you, Mr. Nair should notify the Guardian in writing (through my office via letter) of any requests to visit. At a minimum, the request should be made 48 hours in advance so that the Guardian and Harborview are given sufficient time to coordinate. 24 hour "demands" are improper and will not be entertained. Surprise visits are improper as that only leads to what happened today, scramble between Harborview and the Guardian to figure out what is going on.

3. Harborview is also free to implement their own policy and procedure that they see fit, as they have had a few incidences with Mr. Nair in the past. I will let Mr. Waters chime in here if he feels the need to.
4. If Harborview is indicating that they are in agreement with Mr. Nair visiting subject to advance notice and supervision then I will have the Guardian coordinate. I will inform her of the request for a time tomorrow and get back to you.

I want to reiterate, the VAPO against Mr. Nair remains in place. He is not to take Ms. Thankamma out of the facility. Mr. Nair is also not to improperly touch Ms. Thankamma or attempt to provide her physical care. If he is a visitor then he needs to act accordingly.

Best Regards,
Ermin Ciric
Associate Attorney

LAW OFFICES OF

REGINALD MCDONALD & YOUNG

612 S. 227th St.
Des Moines, WA 98198
Phone: 206-212-0220
Fax: 206-408-2022
E-mail: ermin@rm-law.com
Website: desmoineselderlaw.com

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From: Paul Barrera <paul@northcitylaw.com>
Sent: Tuesday, October 29, 2019 3:13 PM
To: Ermin Ciric <Ermin.Ciric@rm-law.com>
Subject: Omana Thankamma visit

Ermin:

Earlier today, you represented that the Guardian will tell Jacqueline, the social worker supervisor responsible for Ms. Thankamma, notice that Mr. Nair is permitted to see his mother in a supervised visit.

Mr. Nair is available today until 6pm, and then any time tomorrow to see his mother. Will you please ask the Guardian to notify Harborview when Mr. Nair can visit, and tell me what time and where Mr. Nair should report for that visit? He is very flexible tomorrow, and can be at Harborview as early as 8 a.m. and as late at 6 p.m.

Reference I



Jayakrishnan Nair <jknair@gmail.com>

Omana

Channa Copeland <channa@nscasemanagement.com>

Sat, Apr 27, 2019 at 8:36 AM

To: "susheel.sukanya@gmail.com" <susheel.sukanya@gmail.com>, Jayakrishnan Nair <jknair@gmail.com>, "Jay K. Nair" <jkn@ratnerbio.com>

Omana is back at Harborview, she hasnt had medical insurance since December when Jay stopped paying the premiums. I did apply for what is called Emergency Alien Medical that should cover her inpatient stays. It is obvious she is not doing well at Paramount. I warned that this would not be a good facility for her. My hope was that one of the relatives would be here by now to assist her in her care. Is that no longer an option?

I dont want to continue to keep Omana at Paramount. I am willing to come up with another plan but there would have to be strict rules around it and Jay, you would have to agree and follow them. 1. you would have to reinstate her medical insurance AND maintain the premiums. 2. She would have to reside in the home YOU ACTUALLY LIVE IN. So that there is someone there 24 hrs a day. 3. I still have the money I marshalled from the account. I could use that money to hire care givers to come into the home for the hours you will not be there. You would not be allowed to block care, fire, or threaten, or make sexual advances at these care providers. The money I have would not last long when paying for real care staff so I would need assurance from you or your family on how and who would be paying for the continued care. If she cannot have licensed care staff in the home and insurance to go to the doctor she cannot go home. I want to allow her to go home so I need you to help me make that happen.

Channa Copeland
Director
206-406-3383

Reference J

1 IN THE KING COUNTY SUPERIOR COURT
2 FOR THE STATE OF WASHINGTON

3 In re: the Guardianship of)
4 OMANA THANKAMMA,) CASE NO.S 18-04-05231-6 SEA
5 An Alleged Incapacitated Person.) 19-2-26860-3-SEA
6) AIP OMANA THANKAMMA'S FAMILY'S REPLY
7) TO MS.COPELAND'S RESPONSE TO MOTION
8) FOR REVISION
9)

10 -----
11 **1. INTRODUCTION**

12 In the continuing theme of shamelessly prevaricating to Court for the pathetic purpose of
13 seeking to evade liability in the ongoing federal civil rights lawsuit that AIP Thankamma's family has
14 filed [Exhibit 13@ Motion], on her gruesome abuse and neglect at officially the WORST ranked "facility"
15 in the entire nation, including her attempted murder that the so-called "guardian" organized in
16 criminal conspiracy with Paramount Shelter to get rid of Omana (after having blinded her right eye due
17 to her indifference in not allowing a vital post surgery procedure at ophthalmologist Dr.Philip Chen's
18 office on March 21 2019), this response continues to attempt deflecting the blame towards the family,
19 especially Mr. Nair, despite the fact that any reasonable person can see that he has done everything
20 possible as an ideal son. This reply exposes their deception viz--a-viz each subsection in the response.

21 **2. COUNTERS TO OBJECTIONS**

22 **2.1 MOTION FOR REVISION WAS TIMELY FILED**

23 As every legal professional knows, when the deadline for a court filing falls on a holiday or
24 weekend, the deadline is automatically extended to the next business day. The 10-day period is
25 counted starting the next day, which means the 10-day deadline was November 25, and not November
26 24, which was a Sunday. Regardless, the Family did file the response on the 10th day per local rules.
27

1 It was filed timely on November 25th, and Bailiff for Chief Civil Judge Honorable Spector, Ms.
2 Pam Roarke, reassigned to Honorable Judge McHale per the local policy of rotation for such motions.

3
4 **2.2 CONTENTS ARE PROPER**

5 The Federal Lawsuit and other exhibits filed with the motion were also filed on September 25th
6 motion to terminate guardianship and for VAPO against Ms. Copeland, and the Commissioner did have
7 access to them, although he clearly did not read any of those documents as is plainly obvious from the
8 transcript [Addendum G@ Motion] in which he regurgitates the nonsense about "Colostomy bag lying
9 on the floor, police in response to a 911 call finding Ms. Thankamma lying on the floor with strong
10 smell of urine and fecal matter etc.". However, if he had read those documents, he would have
11 understood the fact that **Omana never had a Colostomy in her life, and that what the cop mistook as**
12 **her Colostomy bag was in fact the Urine bag which is supposed to be placed under the bed per**
13 **medical guidelines.** The cop's incompetence [Exhibit 9@ Motion] is further obvious from the fact that
14 he had checked Mr. Nair's license and known he was 37 years old, yet claims in the police report that
15 Ms. Thankamma was 99 years old, which is a **laughable biological impossibility.** Omana was only 76
16 years old, but the **cop could not tell the difference between a stroke victim and a centenarian.**

17
18
19 At least, he does state truthfully in the police report that she was found to be lying in her
20 hospital bed [please see Exhibits 3 and 4 for the expensive modifications made to the home to
21 accommodate her needs] in **"clean and fresh bedding"**. Dr. Nayak states her skin was presented in
22 great condition. The motion for revision, as is clearly stated, is for ALL three rulings by Commissioner
23 Velategui on November 14th, which includes both the petition to terminate AND the petition for VAPO
24 under cause number 19-2-26860-3-SEA, as well as the petition for injunction [Addendum C @ Motion]
25 barring Harborview from interfering with Family's visitations, which the Commissioner did not even
26 let attorney Dan Young present, for reasons only known to him. If this isn't bias and prejudice, what is?
27

1 **2.3 ATTACHMENTS ARE PROPER**

2 As can be seen from the filings on September 25, these attachments and exhibits were duly in
3 front of the Commissioner, who simply ignored them, and has even stated on record that the pleadings
4 were "several inches thick and vexatious". For the attachments since then, such as the Habeas Corpus
5 petition, those are presented as a means of updating this Court on the relevant details of this matter so
6 justice can be served. Ms. Thankamma has been kept in illegal isolation in violation of all fundamental
7 human rights for nearly six months, and this Court should consider all the facts to see the full picture.
8

9
10 **3. OBJECTIONS TO SECTION III @ RESPONSE**

11 **MR.NAIR HAD HIRED TWO QUALIFIED CNAs AS CAREGIVERS**

12 Every word that the Family has written in the motion is well corroborated by the exhibits,
13 unlike Mr. Ciric's numerous fibs. As can be seen from Reference 2 (Ms. Ashley Redican CNA's resume
14 and certificates) and Reference 3 (Ms. Karina Conspicion CNA's background and certificates), Mr. Nair
15 had indeed hired TWO qualified CNAs approved by DSHS to provide care for vulnerable adults like Ms.
16 Thankamma, from qualified premium paid site www.care.com [Exhibit 29@ Motion]. Ms. Ashley
17 Redican, the CNA that was with Ms. Thankamma when Mr. Nair left his home on the morning of March
18 12th, had in fact received her Registered Nursing Assistant degree from Olympic College in October 2012
19 (she even graduated with a 4.0 GPA as can be seen from her resume in Reference 2), and had also
20 worked [Please also see Reference 1: Ashley Redican's statement] in many leading nursing homes in
21 WA state such as Liberty Shores and Harbor House Memory Care in Poulsbo WA, Northwoods Lodge
22 Rehabilitation Center in Silverdale WA, Martha and Mary Memory Care etc, where she provided similar
23 care to stroke-affected patients exactly like Ms. Thankamma. As a matter of fact, Mr. Nair had gone above
24 and beyond to ensure that even the maid Ms. Alexandra Hall he hired, had some experience working
25 with seniors in assisted living facilities [Reference 4: Ms. Hall's statement]. It is hard to imagine what
26
27
28

1 more any son could have done to take care of his sick mother [Reference 5]. She also received weekly
2 three sessions by therapists from Providence Health Care, whose contact details are as follows:

3 **Providence Home Health Care Coordinators**

4 Guzel: (425) 495 1114, Hannah (425) 765-7954 ;

5 **Occupational Therapists:**

6 Roopa: (425) 765 1869, Dan: 425 213 4358;

7 **Physical Therapists:**

8 Laurie: (425) 466 0451, Jan: (425) 890 7492, Janice: (425) 681 6303, Wendy: (209) 907 4820;

9 **Speech Therapist:**

10 Dinesh Kannada: (301) 945 6008; (Only Malayalam speaking licensed ST in the area)

11 **Primary Care Physician** Dr. Seema Diddee (425) 391-3900; (Also can speak Malayalam)

12
13 The quality of her care is obvious from the fact that despite having a prognosis of only a few
14 months to live when she was discharged from St.Rose-Dominican hospital in Las Vegas, after 5 months
15 of inpatient care, she has not only survived but also thrived and even recuperated well under his care.
16 The APS action was entirely unnecessary and unwarranted. Ms. Thankamma was doing great at home
17 and had plenty of qualified care, in addition to psychological support which is very critical for her mental
18 health as she is a clinically depressed patient also suffering from separation anxiety about her son. The
19 911 call from the neighbor, as can be plainly seen from the police report, was ABSOLUTELY NOTHING
20 more than a simple misunderstanding about the maid Ms. Hall's request for borrowing a blender, which
21 became entirely blown out of proportion due to incompetence of the cop. Please note the email Mr. Nair
22 had sent to Officer Fischbeck following the non-incident [Reference 9: Email to Cop], even thanking him
23 for coming out and checking on his home. This Kafkaesque pathetic nightmare has no rhyme or reason to
24 continue as Ms. Thankamma was happily and peacefully staying with gold standard care at her beloved
25 home, with her beloved family She is an ardent Hindu, and she relies on her son for doing her daily
26 Pujas, which have also been disrupted, in violation of her constitutional right to practice her religion.
27
28

1 **ATTORNEY GREG McBROOM HAD NEGOTIATED SETTLEMENT WITH DSHS**

2 As can be seen from [Reference 6: McBroom Email], Family had accepted the Guardianship after
3 lengthy negotiations between their attorney Mr. Greg McBroom and Ms. Jennifer Boharski from DSHS,
4 as it was thought to be a "blessing in disguise" if Mr. Nair can offload the exorbitantly expensive private
5 care to State, so he can return to work for Microsoft where he was a Program Manager leading a team
6 of 26 engineers. **His love for his mother can also be seen from the fact that he put his own career**
7 **at hiatus in order to become a fulltime work-at-home caregiver for his mother.**

8 However, Ms. Copeland disregarded all the verbiage in the negotiated settlement, and instead
9 dumped her into a most filthy homeless shelter abounding with criminal convicts and drug addicts, where
10 she endured most ghastly neglect and abuse. After she ignored all the Family's numerous pleas
11 requesting her to be moved from Paramount, including showing her pictures of her horrendous neglect
12 [Photos at Exhibit 1@ Motion], and even live Youtube video sessions showing she was never receiving
13 diaper changes and she was being made to lie on her own excrements for hours until Family visited and
14 cleaned up themselves (a common theme of this nasty facility, as many other inmates' families have
15 also reported in their Yelp reviews), the Guardian and Paramount decided to block access to family to
16 prevent the documentation of her neglect, abuse and suffering, and even conspired to murder her.
17
18

19
20 **CERTIFIED PSYCHOLOGIST DR. JANICE EDWARD'S MENTAL EVALUATION REPORT**

21 As can be seen plainly from [Exhibit 20 @ Motion], Dr. Janice Edwards, a board certified clinical
22 psychologist, has evaluated Omana and mentioned that "she is capable of holding a conversation,
23 understands her whereabouts and time, understands court proceedings, and wants to return home to
24 live with son as she loves her son". Furthermore, she even tested Ms. Thankamma's general knowledge
25 by asking her questions like "Name the previous president of USA" to which she correctly replied
26 "Barack Obama", and asked her arithmetic questions such as how much is 50 X 11. which she correctly
27 answered instantaneously (she is good with numbers as she was an accountant for 35 years). Omana
28

1 also stated [also see Exhibit 15 @ Motion] that Mr. Nair has taken the best possible care of her.

2 The statements above clearly proves that Ms. Thankamma is a fully conscious, smart and alert
3 individual, and to place such a person in illegal solitary confinement without access to anyone she can
4 communicate with (she does not speak English, only Malayalam), is beyond cruel, it is criminal evil.

5
6 **BOTH ATTORNEYS Mr.YOUNG & Mr.BARRERA WERE INAPPROPRIATELY APPROACHED BY Mr.CIRIC**

7
8 Both attorneys Dan Young and Paul Barrera [Reference 7: Barrera Email] have complained of
9 being inappropriately approached by Mr. Ciric, trying to persuade them to stop representing the
10 Family. After they filed the declarations as witness of Omana's inhuman treatment and isolation at
11 Harborview, Mr. Ciric had called and emailed them stating RPC 3.7, and threatened them with Bar
12 Complaints. In addition, Commissioner Velategui even threatened Mr. Young with bar complaint
13 [Reference 8: Young Email] if he even opened his mouth to represent Family or state their case (!!).

14
15 Commissioner Velategui had asked Mr. Nair to wait outside in the Courtroom because he had
16 objected to Mr. Ciric's shameless lies. As the petitioner, he had the right to testify and present his case
17 first, but Mr. Velategui did not even allow him to speak, as can be plainly seen from [Addendum G @
18 Motion]. Commissioner had denigrated his family's religious beliefs also on an earlier court hearing (on
19 October 10th) when he stated on record that his own wife was a follower of Ms. Amritanandamayi Devi,
20 a close friend of Ms. Thankamma for over 50 years, and expressed disgust at her religious practices.

21
22 **FEDERAL CASE IS ONGOING. MOTION FOR FEES WAS DENIED BY HON. U.S. SENIOR JUDGE PECHMAN**

23
24 Contrary to what is stated in the response, that \$30,000 was charged for "establishment of
25 guardianship through defending the federal and state actions", the matter of fact is that Regeimbal
26 PLLC had no involvement whatsoever in the establishment of the guardianship (which was a
27 negotiated settlement between DSHS and Family), or any involvement AT ALL until Family initiated a
28 Federal lawsuit against the guardian. That is when they even came into the picture at all, as can be seen

1 from the docket. They had motioned both the Federal Court AND the State Court for attorney fees on
2 the Federal lawsuit. As can be seen from [Exhibit 12 @ Motion], the Hon. Federal Judge Marsha J.
3 Pechman has flat out denied ANY attorney fees at all, and the Civil Rights Complaint is currently
4 proceeding to its discovery phase. The fact that this junior attorney has shown the gall to attempt to
5 supersede a Honorable Federal Senior Judge's ruling by deceiving a County Pro-Tem Commissioner is
6 inexcusable, especially as he has persuaded him for fees in the Federal matter that is still ongoing.

7 *This further proves that Mr. Ciric is capable of drooping to any lows for "gaming the system" and*
8 *to defraud and scam the Courts. Of course, the award of fees is illegal as a matter of law as they are not*
9 *eligible to receive any attorney fees at this point, as the Federal Court has categorically ruled.*
10

11
12 **PROOF OF SOURCE OF FUNDS OF \$10,500 Ms. COPELAND STOLE FROM Mr. NAIR**

13 Mr. Nair had provided Commissioner with proof of a wire transfer [Exhibit 24 @ Motion] he
14 had initiated on 2/20/2019 for \$9350/- from his personal Bitcoin account at www.bittrex.com
15 [Reference 10: Proof of Sole Account Ownership] to his Bank of America Account ending in 3880
16 (which had Omana listed as a joint account holder ONLY for the purpose of facilitating Mr. Nair to pay
17 for her expenses, otherwise Ms. Thankamma has no source of funds other than a paltry pension of ~
18 \$300/mo from India) to pay for critical legal fees for saving a home with over \$300K in equity from
19 being lost in a sheriff sale, which was promptly usurped by Ms. Copeland on the VERY next day [Ref 11:
20 Email from Ms. Copeland confirming the theft]. She had stealthily instructed Ms. Nicole Hale, Bank of
21 America associate at the Redmond Ridge Branch, to inform her as soon as there is money received on
22 the account so she can usurp it, after feeding Ms. Hale with atrociously derogatory false information
23 slandering and libelling Mr. Nair. As can be seen from the exhibits, the money belongs 100% to Mr.
24 Nair, and even Ms. Thankamma herself could not have claimed the money (not that she would have
25 wanted to) as Mr. Nair had the paper trail to prove its source. Mr. Nair's businesses have suffered
26 enormous losses due to the malfeasance of Ms. Copeland and Mr. Ciric due to his mental agony & stress.
27
28

1 **THE NEW VAPO PETITION IS A CONTINUATION OF SUCH FLAGRANT ABUSE OF PROCESS**

2 Mr. Nair never received any notice or service of this new VAPO petition [19-2-31462-2], which
3 he only came to know FROM THIS RESPONSE. A quick look at the King County Court website does not
4 show any date for hearing has been set or that it was even filed in his correct name, as he could not
5 look up this VAPO by his name - showing yet another example of how Mr. Ciric plays crass games to
6 make a COMPLETE MOCKERY of the Courts. Please note the following excerpts from the emails sent by
7 Ms. Copeland, in which she herself suggests moving Ms. Thankamma back to Mr. Nair's care at his home
8 if he pays for reinstating her insurance (which she let lapse): [Reference 14: Ms. Copeland's Email on
9 4/27/2019] "It is obvious she is not doing well at Paramount. I warned that this would not be a good
10 facility for her..... I don't want to continue to keep Omana at Paramount..... I want to allow her to go home
11 so I need you to help me make that happen.". Guardian had no complaints until Mr.Nair filed the lawsuit.

12
13 This categorically also proves that her allegations against Mr. Nair and Ms. Susheelkumar,
14 (whom she has alleged of having used Chemicals to cause blisters on Omana on June 13 in Reference
15 XII @ Declaration) are nothing more than mere HOGWASH to divert blame for her horrendous murder
16 attempt of Omana. Furthermore, she had also filed a Personal Care Plan on 2/15/2019 with this Court
17 in which she had stated her intent on returning Omana to her home under the care of Mr. Nair. All these
18 filings and emails were made months after the 43 hours of Youtube live video sessions [Links are in
19 Page 7 of the Declaration her Children filed on 12/6/2019] in which they showed her that Omana was
20 not receiving any care or diaper changes at Paramount, causing her severe trauma and skin breakage,
21 requiring five emergency room admissions for serious infections she contracted at Paramount, which
22 Family members Mr. Kavesh Sharma, Ms. Rajakumari Susheelkumar and Mr. Jay Nair had initiated after
23 finding her unconscious with high fever and covered in feces and vomit almost EACH time they visited.
24 After she completely ignored all their humble pleas and emails to save their mother from Paramount,
25 Family was forced to **file a complaint with American Civil Liberties Union on their website on May**
26 **20, 2019** [Reference 15: ACLU Complaint] and send letters to U.S. Senators and other dignitaries.
27
28

5. CONCLUSIONS AND HUMBLE PRAYER FOR RELIEF

1
2 In order to protect the integrity of this Court, it is humbly prayed that appropriate Sanctions are
3 imposed on Mr. Ciric for malicious chicanery and abuse of process, only for the most obvious purpose
4 of buttressing their defense against the two ongoing Federal lawsuits by maligning Omana's Family, as
5 can be understood by any reasonably intelligent person looking at the timelines and their modus
6 operandi of abusing the Courts against the Family ONLY AFTER THEY FIRST INITIATED COMPLAINTS
7 WITH SEVERAL AUTHORITIES AND FILED A FEDERAL LAWSUIT. There were ABSOLUTELY NO
8 RESTRICTIONS ON ANY VISITATIONS BY MR. NAIR OR MS. SUSHEELKUMAR UNTIL JULY 5th, two days
9 AFTER they had jointly filed a complaint with Seattle Police [19-243177] on their mother's murder
10 attempt, to prevent her from being returned to that murderous hell hole as they were scared she would
11 not survive any longer if she was. The guardian and Harborview retaliated by blocking all access to
12 Omana, and Ms. Susheelkumar was held in false arrest in a room for 5 hours when she next visited her
13 mother on July 5th under the atrociously malicious accusation of a floating substance being found on
14 her food on the previous night. No staff member at Harborview has ever filed any declaration about any
15 altercations with either children. As can be seen from the emails exchanged with Dr. Hahn [Exhibit 28
16 @ Motion], they most politely requested him to investigate the "incident" and asked for an explanation
17 why this substance was not allowed for lab tests, as per protocol. Dr. Hahn somersaulted on the silly
18 "foreign substance story" in his TRO application filed a month later, in which he claims that the
19 visitation restriction on her children was imposed by the office of risk management after he appraised
20 them of the police complaint, and that it was their sole decision, and admits he had lied to her children.
21
22

23
24 Omana's children also graciously obeyed Dr. Hahn's request to not visit their mother for two
25 weeks, but after he ignored their requests about the outcome of his "investigation", they sent legal
26 demand letters [Reference 17] to him, Harborview CEO Dr. Paul Ramsey, and to Ms. Copeland
27 demanding to arrange a visit on or before August 5, 2019. After they continued to ignore all their pleas
28

1 and polite emails to be reunited with their mother, they were forced to file the Federal Civil Rights
2 Complaint C19-01296-MJP. Guardian responded with the Petition for Instructions, which made new
3 malicious "allegations" against Mr. Nair and Ms. Susheelkumar about their "conduct" from several
4 months prior. on which nobody had any "complaints" until AFTER the Federal lawsuit was filed.

5 It is humbly prayed that this Court will kindly put an end to this most subversive drama, and let
6 Omana return home where she was staying happily and with excellent care, as all her caregivers can
7 attest. Ms. Thankamma is a foreign citizen here in this country only to visit her son. She has absolutely
8 no reason to be here otherwise. Neither King County, nor DSHS, nor the State of Washington, nor even the
9 nation of USA has any right whatsoever to hold a visiting tourist hostage against the wishes of her and her
10 family. As a hypothetic, kindly imagine a situation where the Honorable Reader is visiting a family
11 member in say India or China, and were to be taken hostage from his/her home while happily staying
12 watching TV, and held incommunicado in complete solitary confinement, wherein everyone speaks a
13 foreign language that he cannot understand. If that is not the definition of pure Satanic Evil, and also
14 interpreted seriously back here in USA as a hostile act of war against the nation of USA (as it is a violation
15 of the immutable & nonnegotiable right of a tourist to return to his/her home country), then what is?
16

17 The Ex-Parte department of King County Superior Court has been seriously compromised by
18 the racial prejudice and xenophobia of the so-called "Commissioners" Judson and Velategui, as their
19 "orders" violating all established due process and constitutional rights of Omana and her family proves.
20 The order of VAPO against Mr. Nair signed by Commissioner Judson was premised on the completely
21 nonsensical police report and the lies (as admitted by Ms. Boharski, DSHS Asst. Attorney General) on
22 record. The abandonment case was dismissed on July 10, 2019, therefore there is absolutely no rhyme
23 or reason whatsoever to continue the VAPO or the guardianship. Therefore Family is also petitioning
24 this Court (through the concomitant CR60 Motion to quash VAPO) to end this massive travesty.
25 Furthermore, it is imperative that this Hon. Court retains jurisdiction on all matters concerning Ms.
26 Thankamma, including the new VAPO sought against Mr. Nair, to prevent further miscarriage of justice.
27
28

1 **KIDNAPPER'S LOGIC: FORCING TO MEET DEMANDS FOR RELEASE OF VICTIM TO FAMILY**

2
3 The perverted, criminal tactic used by Office of Risk Management and Guardian is plainly
4 obvious to any reasonable person: they will only allow Omana to be returned to her home country
5 (which is anyways guaranteed by US-India travel treaties and by Geneva Convention) if the Family
6 agrees to their demand to "settle" the ongoing Federal case for \$1, as can be seen from the CR68 offer in
7 [Addendum O @ Motion]. In other words, they will not let Family meet or even talk to her on the phone,
8 until their demands to settle the lawsuit are met. This alone explains everything going on in this matter in
9 a nutshell. An innocent and fully alert quadriplegic in her final days is being held incommunicado
10 (without access to even attorneys representing the family, as made clear in the declarations by Mr.
11 Barrera and Mr. Young in [Addendum E] and [Addendum F] of the motion), for almost 6 months. Her
12 daughter spent several months in the USA yearning to see her mother one last time, but all her efforts
13 were thwarted by these evil animals, forcing her to return to India traumatized and in tears.

14
15 For all the above reasons, Family of Ms. Thankamma is most humbly praying to this Honorable
16 Court to terminate this spurious and detrimental "guardianship", quash the VAPO (which was obtained
17 through proven lies and a since-dismissed "abandonment" case), injunct Harborview from restraining
18 Family's visitation rights, enter a VAPO against the murderous so-called "guardian", impose sanctions
19 on Mr. Ciric for his abuse & mockery of the Courts for personal benefit & unjust enrichment, uphold the
20 Hon. Federal Judge Pechman's order disallowing any attorney fees, allow Omana to return home, and
21 restore faith in the sanity and integrity of the King County Superior Court in global public conscience.
22

23 DATED this 10th day of December, 2019.

24 

25 Rajakumari Susheelkumar
26 Mookambika, WSRA-189,
27 West Fort, Thiruvananthapuram, Kerala, India
28

24 

Jayakrishnan Nair
11031 Elliston Way NE
Redmond WA 98053

Reference K

1 IN THE KING COUNTY SUPERIOR COURT
2 FOR THE STATE OF WASHINGTON

3 In re: the Guardianship of)
4 OMANA THANKAMMA,) CASE NO. 18-04-05231-6 SEA
5 An Alleged Incapacitated Person.)
6 AIP THANKAMMA'S CHILDRENS' JOINT
7 DECLARATION IN REPLY TO GUARDIAN'S
8 RESPONSE TO VULNERABLE ADULT
9 PROTECTION ORDER

10 Each of the paragraphs in the Guardian's Response to the victim Omana Thankamma's family's
11 VAPA petition are addressed herein, viz-a-viz each paragraph by its corresponding number. However,
12 to truly understand how shamelessly insidious this response filed by "attorney" Mr. Ciric is, it is
13 humbly prayed that this Honorable Court will first read the VERY DETAILED statement of facts
14 presented in the ongoing Federal Civil Rights Case (C19-01296-MJP), which is attached as [Exhibit 13]
15 to the Motion for Revision. Mr. Ciric has appeared on that matter and made several responsive
16 pleadings, and therefore is very well aware of the facts. Yet the fact that he has shown the gall to
17 present these absurd lies to mislead this Court, **knowing full well that those are 100% complete lies**,
18 is not only a terrible Contempt of this Honorable Court but also a matter to be addressed by the Bar
19 Associations. This debased young man has shown time and again that he has no integrity whatsoever
20 and loves to cheat and "game the system". He is an embarrassment to the legal community. To protect
21 the integrity of the Courts, these lies must be addressed and appropriate Sanctions Imposed.

22 Omana's son Mr. Jayakrishnan (Jay) Nair MS, MBA, is an upstanding member¹ of the Community
23 [Reference I: Bio from the reputed Wall Street Transcript], an Erdos#2 Mathematician, CEO of a very
24 valuable Biotech Startup with exclusive licenses from Johns Hopkins University, Owner of Omana
25 Homes LLC, and a well accomplished author and recipient of numerous prestigious awards and honors.
26 Her daughter Ms. Rajakumari (Raji) Susheelkumar MA is a senior journalist with India's prestigious
27 Mathrubhumi Newspaper². Both her children don't have any criminal record, and are highly educated.

28 ¹ <https://www.linkedin.com/in/knair/>

² www.mathrubhumi.com/

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1) As can be seen plainly from the VAPO Petition by DSHS/APS [Reference II], **the only allegation** against Mr. Nair is a false allegation of not hiring qualified caregivers. **There are no other allegations even put forth by DSHS or any other party EVER.** The petition alleged that Mr. Nair hired unqualified caregivers from Craigslist, but the fact of the matter is he only used Craigslist to hire maids such as Ms. Alexandria Hall and Ms. Jennifer Gallagos for his real estate business (Omana Homes LLC, named after his mother, which also shows the deep emotional bond between mother and her only remaining son).

In reality however, Mr. Nair had hired qualified CNAs [Exhibits 5@ Motion: CNA Ashley Redican's credentials and certificates, and Exhibit 6@ Motion: CNA Karina Conspicion's credentials and certificates] from the same regulated site that most large nursing homes use to hire their staff [Exhibit 29@ Motion: paid Membership from www.care.com].

Notwithstanding the above, the Commissioner Judson did not even allow Mr. Nair to provide a testimony or allow an evidentiary hearing [Reference III: Attorney McBroom's comment about Commissioner Judson's incompetence, calling him a "piece of work"], and entered a VAPO, which still had **NO OTHER RESTRICTIONS** other than that Mr. Nair cannot remove her from any facility. **There are absolutely no restrictions at all on his visitation rights.**

2) Nobody had ever brought any allegations of abuse ever against Mr. Nair. The only concern from DSHS/APS on the VAPA was whether Omana was receiving adequate care at home. As can be seen clearly from reading the police report [Exhibit 9 @ Motion], the 911 call was **NOTHING MORE THAN A SIMPLE MISUNDERSTANDING BY A NEIGHBOR FOR WHICH SHE HAS SINCE PROFUSELY APOLOGIZED FOR HER MISTAKE**, as she suspected Ms. Hall, who was the maid for the family, had requested her for a blender to crush pills. Ms. Marcy O'Brien, the neighbor, had never met Ms. Hall before and was **not even aware of Ms. Thankamma's existence**, as the family had just moved into this home a few weeks prior. There was no concern about Ms.

1 Thankamma at all, as Ms. O'Brien did not even know who she was. Furthermore, the police was
2 readily welcomed inside the home by the maid Ms. Hall, as there was nothing to hide, and the
3 officer has indeed noted (contrary to what Mr. Ciric alleges) that Omana was found in clean
4 and fresh bedding on her hospital bed, peacefully and happily watching Malayalam TV.

5 Ms. Jennifer Boharski, representing the DSHS had apologized to Court for the wrong and
6 misleading allegations about the "lying on the floor, fecal matter and smell of urine etc", and
7 stated on record that "they were taken from another case by mistake" and asked the Court to
8 "strike those lies". Also, most laughably, Ms. Thankamma never had a Colostomy in her life,
9 and the Colostomy bag that the cop is referring to is her Urine Bag, which is supposed to be
10 kept under the bed per medical protocol. [Exhibit 18@ Motion: Response to VAPA Petition].

11 Ms. Thankamma was happily staying in a six bedroom mansion, [Exhibit 3@ Motion]
12 heavily customized for optimizing her life satisfaction such as being surrounded by her
13 religious idols, ramps, Hoyer lift, 24x7 remote monitoring by family in India etc, combined with
14 the best of private care, therapies and insurance money could buy. She was found clean and
15 fresh in her hospital bed, and got the shock of her life when she was taken from home against
16 her desperate pleas to the cop to please leave her alone.

17 Furthermore, she was evaluated at Issaquah Swedish Hospital, where Dr. Nayak was full
18 of praise for how well she has been presented. He states in his medical report [Exhibit
19 10@Motion] as follows: "Patient is apparently at her baseline. Her skin is generally very
20 well cared for and there are no signs of trauma or neglect. Son is quite caring and well-
21 informed in regards to her care". Report also shows she was well hydrated, her vitals were
22 normal, and she was seen speaking with her son, All these facts were deliberately hidden in the
23 nonsensical and fraudulent response, although Mr. Ciric was aware of them from the pleadings
24 in the Federal Court, proving yet once again that he is nothing more than a shameless liar, who
25 always seeks to deceive, swindle and mislead Honorable Courts with half-truths and fiction.
26
27
28

1 3) Family's attorney Greg McBroom suggested that having DSHS take the financial responsibility
2 for Ms. Thankamma's care at a facility within 25 miles to the home, with unrestricted access to
3 all family members, would be a "blessing in disguise" as that could help Mr. Nair save the huge
4 monthly expenses for private live-in caregivers, private insurance, private therapy sessions,
5 privately paying for her Botox pain injections etc, in addition to letting him return to his regular
6 job at Microsoft which he had left to become a caregiver for his mother.
7

8 -----
9 4) However, it turned out that the guardian appointed was a TOTAL disaster, an evil psychopath
10 abusing pro bono guardianship as a way for self-aggrandization. Against the plain language of
11 the order that she cannot make any code changes for her care, she changed her POLST to No
12 Resuscitation [Exhibit 32@Motion], against the vehement protests from the family [Exhibit
13 22@Motion: Emails about changing POLST and her plan to "soon authorize Omana's Death at
14 Paramount by withholding medicines and food"]. She showed incredible arrogance stating that
15 "opinions of Jay, Raji and other family members are just that, opinions, at the end only I have
16 the authority to decide whether your mom should live or die". She also states in the last email
17 to Omana's granddaughter that "based on my research on Hinduism, I believe Omana should
18 not be allowed to live in this condition", and that "I am now the new head of your family".
19

20 -----
21 5) Omana's only source of income was a \$300 pension from a Public Utility Company in India
22 (ww.kseb.in) from where she had retired as a senior accountant in 1995. All of her care and
23 living expenses were paid for privately by Mr. Nair from his personal funds, as a Microsoft
24 Program Manager, NASA Researcher (he has published papers on NASA space applications³ and
25 advanced robotics that have received best paper awards) and entrepreneur for the last 17
26 years since she first started visiting him in the USA in 2002, only 6 months after he himself first
27 came to USA on a NASA research fellowship as a sponsored graduate student at University of
28

³ <http://citeseerx.ist.psu.edu/viewdoc/summary?doi=10.1.1.13.3450>

1 Massachusetts. From thereon, he was recruited to Microsoft upon graduation, and his mother
2 joined him in Seattle. She has always been under her son's financial care for all throughout the
3 17 years in the USA, wherein he also defrayed for her triple bypass in Atlanticare Hospital in NJ
4 [Reference V], as well as her two strokes and the hospitalization and recuperation costs thereof.
5 As Omana herself states in [Exhibit 15@ Motion], Mr. Nair has been an ideal son who has gone
6 above and beyond his call of duty to ensure his mother gets the best of medical care, happiness
7 and love. Omana loves her children more than her own life, and vice versa.
8

9 Notwithstanding the above, he was shocked to see that \$10,500 was stolen from his
10 Bank of America account (to which Omana's name had been added only to facilitate her medical
11 transactions), This money had just been transferred the day before from his 100% personally
12 owned Bitcoin account at www.bittrex.com and is 100% his money [Exhibit 24@ Motion].
13

14 There has never even been any hint of any abusive conduct from Mr. Nair as is obvious
15 to any reasonable person examining all the evidence. He and other family members were
16 extremely concerned about her neglect and abuse at Paramount Nursing Home, which is
17 officially ranked by CMS as the WORST HELLHOLE in ALL OF AMERICA [Exhibit 11@ Motion],
18 as the bottom dweller of dreaded Table B. She was always found drenched in vomit and fecal
19 matter, and was steadily deteriorating each day and in tears, holding his hand asking to be
20 taken back home every day when he visited. All her therapies were abruptly stopped. She had
21 been receiving Speech, Physio and Occupational Therapies at home [Exhibit 4@ Motion, which
22 includes the contact information for the therapists that were visiting her at home]. She was no
23 longer receiving Botox pain injections or stretching exercises for her legs, without which she
24 had developed incredibly crucifying cramps in her legs. She did not receive followup care to her
25 eye surgery with Dr. Philip Chen (just before the guardianship) and this led to severe
26 complications and pain in her right eye. Omana lost her vision on right eye completely due to
27 the Guardian's refusal to be available to give consent for a procedure even though she was
28

1 taken to the facility for the followup. When the Dr's office called, Ms. Copeland did not pickup
2 the phone, and therefore the procedure was not done, leading to her right eye turning blind. All
3 this and more are detailed in the Federal Civil Rights complaint that is ongoing [Exhibit 13@
4 Motion]. The totally unnecessary suffering and losses (including getting blinded in one eye for
5 no reason other than the indifference and irresponsibility of so-called "guardian") Omana and
6 Family had to go through due to this tyrannical action by APS to take her from home, and to put
7 her in a shelter that is officially only for transient homeless and not capable of taking in a stable
8 long-term care patient [Reference VI: Paramount Shelter webpage that states they cannot
9 provide long-term care] and from the deliberate evil of the "guardian" is truly unfathomable,
10 and shows how stupidly broken the guardianship system in the State really is.
11

12 All her therapies were stopped, leading to terrible regression and loss of progress made
13 by years of therapy at home. As they did not have trained staff that could take care of her
14 urinary catheter, it was removed and she was placed on diapers, which are never changed -
15 leading to five serious infections including a MRSA infection. On each of these 5 occasions, it
16 was only family's timely intervention that saved her life, after they found her unconscious and
17 covered with vomit and excreta [Exhibit 1 @ Motion]. Even the guardian has acknowledged this
18 in emails "I know Omana is not doing well in Paramount...I know she loves her home and want
19 to go back". Ms. Copeland even filed a Personal Care Plan [Reference VII] that states she wants
20 to return Omana to her home and has stated repeatedly that she is willing to send her back
21 home if son pays for reinstating her insurance and for 6 months of caregiving costs upfront.
22

23 -----
24 6) Heartbroken at his mother's plight and concerned about her safety, Thankamma's family sent
25 several emails to Ms. Copeland asking to move her from Paramount. He even initiated several
26 live video sessions on Youtube while he was visiting so he can let the guardian see for herself
27 how his mother was never getting any care or diaper changes, or even insulin, food or
28

1 medicines unless he insisted. Even when the call light is on for hours. Here are the links, which
2 show nothing but the purest form of platonic immaculate deep love between a mother and son:

3 <https://youtu.be/pVpILEMmTN4>

4 <https://youtu.be/emiFvblaYow>

5 <https://youtu.be/Gk1eq3gEpVc>

6 <https://youtu.be/13BZxv3ATb4>

7 https://youtu.be/_SZZ0m2LLPE

8
9 The fact **that these sordid animals combed through over 43 hours of live video**
10 **above (that the son voluntarily shared over ELEVEN MONTHS AGO on which no concerns**
11 **were raised until now) for the purest and most innocent purpose of demonstrating her**
12 **lack of care, ONLY for the subversive purpose of finding a couple of "screenshots" where**
13 **he is hugging and kissing his dying, sick mother, and tried to show that in a negative**
14 **light, if anything ONLY proves how incredibly perverted, vile and morally depraved these**
15 **sicko monsters really are.** It was Mr. Nair who initiated these live sessions based on his trust
16 that the guardian would act to secure her placement at a better facility, to save his mother from
17 the gruesome neglect. Her urinary catheter had been removed, and she was put on diapers,
18 which meant that due to her incontinence, she was always lying in soiled and wet diapers. But
19 nobody would answer their calls for help, and that is what he demonstrated in the videos.
20

21 Moreover, as can be seen from [Exhibit 22 @ Motion] the emails and the care plan that
22 the guardian filed, some of them as late as May 30, in which she herself admits that she knows
23 how much Omana loves her son, how deep their emotional bond is, and the best place for her is
24 to be returned to be home with son, clearly establishes the nefarious intent of misleading the
25 Court with complete pathetic nonsense to cover up their crimes and murder attempt of Omana.
26 Mr. Ciric is personally a defendant in (C19-01577-MJP), and so he is most desperate to show the
27 plaintiffs in a bad light to evade the responsibility for his abuse of position as "Officer of Court".
28

1 This cozener is not intellectually capable of understanding the responsibilities of a lawyer. The
2 entire response from Mr. Ciric is truly an insult to the intelligence of the Court, and a shameless
3 attempt to mercilessly abuse Commissioner Velategui's intellectual lacunae, on which it must
4 be painfully said he succeeded- which also proves Mr. Velategui has not read the Federal Suit.
5 -----

6
7 7) On February 16, Mr. Nair sent an email to Ms. Copeland [Exhibit 22@ Motion, Page 7] including
8 a picture that showed Omana was covered in vomit and excreta. Ms. Copeland responded by
9 saying she had forwarded the picture to the administrator, one Roger, at Paramount, whom Mr.
10 Nair had never met before. He was concerned that there would be retaliation for his whistle
11 blowing. On his next visit, on February 18th around 11:15 AM, he was approached by this man
12 Roger, who identified himself as the administrator for the facility, and asked to hand over his
13 phone as "he would not be allowed to bring in any cameras or take any pictures if he wanted to
14 continue to visit his mom". Mr. Nair was startled, but politely responded that it was not possible
15 as his Pixel 3 smartphone had sensitive personal information, and moreover he had the right to
16 take pictures of his mother for her memories and for documenting her neglect.

17
18 "Roger" became quite upset, and threatened Mr. Nair that "you are not going to be here
19 for long" and walked away. At this, Mr. Nair immediately reported this matter from his phone to
20 Ms. Copeland [Reference VIII] about being approached by Roger and their conversation, from
21 her room. About 30 minutes later, while he was with his mom, couple of Seattle PD officers
22 showed up and said he had been trespassed from the facility, without providing any reason
23 other than that Roger had decided to trespass him. Mr. Nair immediately again sent another
24 email to Ms. Copeland explaining what had happened [Reference IX].

25
26 From the above emails and the timelines, it is CRYSTAL CLEAR to anyone that the whole
27 agenda of this facility, notorious nation-wide and ranked by CMS as the WORST OF THE WORST
28 among all the 45,000+ care facilities in the nation, was to prevent Omana's children from

1 documenting her severe neglect. There was absolutely no other reason, as any reasonable
2 person can surmise from the facts. They did not like Mr. Nair visiting Ms. Thankamma every day
3 and taking pictures and reporting to the guardian, who betrayed his trust by exposing him as a
4 whistleblower. The police report on Feb 18 and the nasty allegations are simply a product of
5 the nasty imagination of these evil monsters who would trespass anyone that documents the
6 condition and neglect of inmates, which Mr. Ciric has shamelessly regurgitated.
7

8 -----
9 8) On May 6th, while he was visiting, Mr. Nair found that his mother had been neglected for hours
10 in her excrements. After pressing the call light, he waited for over 2 hours but nobody answered
11 while Omana continued to writhe in pain and discomfort, tears rolling down her eyes. Unable to
12 tolerate anymore, he went up to the nursing station and asked to speak with Head Nurse one
13 Ms. Pauline, and asked her to come to the room, where he TOOK A PHOTO IN HER PRESENCE of
14 the condition his mother was in, and asked her to acknowledge her abuse and neglect. She said
15 she would have someone clean it soon, and did, but that was after 5 hours after Omana had had
16 a bowel movement. She was literally drenched in her own poop for 5 hours.
17

18 Very next day, when he visited, he was accosted by a black male "nurse" (for whatever
19 reason, almost all of the "nurses" and "staff" at this ghetto "facility" are scary looking black
20 males recently immigrated from African countries). He identified his name was Tedla Ulele, and
21 that he was asked by Roger to "supervise" his visits and not allow any photography. Mr. Nair
22 asked Tedla to check her temperature as she seemed to be running a fever, to which Tedla
23 inserted his hand underneath her gown and fondled her breast, to rile up Mr. Nair and stir up a
24 confrontation. Mr. Nair took out his phone, started recording and asked his mother to describe
25 her abuse in Malayalam. At this point Tedla grabbed his phone and assaulted him. All the details
26 of this incident are in the Civil Rights Complaint [Exhibit 13 @Motion] Page 61. He was badly
27 bruised from being dragged across the floor, in front of several inmates and staff members.
28

1 Omana screamed loudly, as did couple of other inmates watching, which prompted two
2 staff members, namely the receptionist Peter and a Nursing Assistant Yohannan, to come to his
3 rescue. They pulled away Tedla who was mauling Mr. Nair, and allowed him to escape being
4 beaten possibly to death by this violent criminal thug. This facility's one-star yelp⁴ and other
5 online reviews label it as the most abusive and murderous place, nicknamed as "**Auschwitz of**
6 **Seattle**" by the families of dozens of victims who have been raped, assaulted or murdered
7 there. It did not get the ranking as the ABSOLUTE worst shelter home in the USA for nothing.
8 Here are some excerpts from some of the reviews (ALL OF THEM 1 STAR) on their yelp page:
9 (Please note they were renamed to Paramount Shelter recently, from "Leon Sullivan Shelter")
10

11
12 From Jacob J.:

13 *"Horrible Care - This facility neglected to turn an immobile friend of mine (their patient) every 2*
14 *hours as required. Causing pressure ulcers and an **infection that went septic resulting in the***
15 ***death** of my already immunocompromised friend."*

16
17
18 From Christina F.:

19 *"A TERRIBLE PLACE. **It is what nursing home nightmares are made of.** It is filthy, it smells, the*
20 *food is beyond terrible (makes hospital food look great) the employees are absolutely non*
21 *interested and negligent. I have heard people screaming for help and left on the floor. I am in the*
22 *process of videotaping events there, and will be filing suit against them in the near future."*

23
24 From Elizabeth L.:

25 *"THE WORST NURSING HOME IN WASHINGTON STATE. I have witnessed residents smelling of*
26 *feces and urine for hours at a time with not one of their aides stopping to check on them. I have*
27 *heard residents yelling for help and not one person who walked by seemed the least bit concerned.*
28

⁴ <https://www.yelp.com/biz/leon-sullivan-health-care-center-seattle-2>

1 *The business office manager (the same "Mauri" who made the police report to stop Mr. Nair's*
2 *visits and documentation of Omana's condition) is the most unprofessional person who was very*
3 *condescending and abrupt. I dont understand how she can be this way when dealing with family*
4 *members who are grieving and suffering every day trying to make ends meet while their loved*
5 *ones are left there to be neglected and exploited. The activities supposedly taking place were*
6 *always done half assed or not at all. If you decide to tour this building and aren't instantly turned*
7 *off by the smell of urine and death, please request to go to the second and third floor....I couldn't*
8 *even type this without vomiting in my mouth a bit"*
9

10 -----
11 9) All the emails from the family were legitimately expressing the concerns about his beloved
12 mother who was taken from a luxury home with all the care and love in the world, to a hell hole
13 and left to die. His indignation expressed in the emails are indicative of the pain from seeing his
14 mother's suffering and neglect, and absolutely no threats have been used, other than warning of
15 the pending lawsuit - which is permitted, otherwise every lawyer in the planet would be
16 "threatening" or "abusing". Mr. Nair stands behind all the emails, and are fully vindicated.
17

18 -----
19 10) Mr. Nair has, as warned in the emails, indeed followed through and filed a lawsuit [Exhibit 13 @
20 Motion]. Similarly he fully intends to follow through and publish a book shortly on amazon.com
21 detailing the failed guardianship system, which has resulted in the most Kafkaesque nightmare
22 for his mother, beyond even the best (or worst) imagination of Mr. Franz Kafka himself in his
23 books. It is his civic duty to the Society that these sickos running this horror show are exposed.
24 so innocent mothers like Omana can be obviated from being victim of such complete insanity.
25

26 -----
27 11) Mr. Nair has promptly filed an objection to the Petition, as can be seen from [Reference X]. It
28 seems Mr. Ciric is competing against himself on how many lies he can write in one document.

1 Besides, the \$10,500 the guardian stole from his account was 100% HIS money, as the wire
2 transaction from the Bittrex account [Exhibit 24@ Motion], the day before she stole it, proves.
3 -----

4 12) Yet another lie. Despite the fact that the guardianship had been promptly removed to Federal
5 Court, the junior "attorney" Mr. Ciric, who just now graduated law school, did not understand
6 that such removal automatically void all further proceedings in State court, and illegally tried to
7 re-note the hearing, in violation of Federal Statute, prompting Plaintiffs to file complaints with
8 the Bar Association and to file a Motion for Sanctions against him [Reference XI]. Yet he has the
9 gall to shamelessly claim that in "abundance of caution he struck the state court petition" while
10 the fact as can be seen from the exhibits to the Motion for Sanctions is that he did everything he
11 can to convince the Honorable Clerk to hold an ILLEGAL hearing on a matter already removed.
12 -----

13 -----
14 13) As can be seen from the emails, Mr. Nair has been desperately pleading with and begging the
15 guardian to be allowed to go home. Mr. Ciric appears to be delusional to have the gall to deceive
16 this Honorable Court with so many easily provable lies. It appears he no longer wishes to be
17 admitted to legal practice, as it is inconceivable that such a shameless charlatan can be allowed
18 anywhere near a Courtroom, let alone malign its integrity with his cheap infantile chicanery.
19 -----

20 -----
21 14) First statement of truth in the otherwise maliciously pathetic "response" replete with fibs.
22 -----

23 15) His firm presented Family with a CR68 offer to relocate Omana back to India, but only under the
24 condition that they agree to settle the Civil Rights Suit for a laughable \$1. Unless they agree to
25 their stipulation, Family would not be allowed to meet with their mother, but once agreed, their
26 mother will be released back to them. How is this logic any different from that of a kidnapper
27 asking for ransom / for conditions to be met for the victim to be released to family?
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16) - Correct-

17) Partially Correct. Mr. Nair submitted a motion for reconsideration [Reference IV] immediately after U.S. Senior Judge Honorable Marsha J. Pechman dismissed the matter for lack of subject matter jurisdiction. His motion was GRANTED, and the case was reopened [Reference XII]. A second Federal Case was necessitated to bring Mr. Ciric to justice (among others) for the losses that Plaintiffs' two businesses, Ratner Biomedical Inc. and Omana Homes LLC, have suffered due to the mental trauma of having to deal with this most excruciating circumstances they have caused, due to which Mr. Nair has been unable to focus on his work. This has led to his homes being vacant for months, causing severe loss of income, while he was unable to travel to present his business plan at TERMIS 2019, a prestigious biotech conference which would have given access to millions of dollars in VC funding, despite having won the Competition [Reference XIII].

18) Please see declarations [Reference XIV] from family members Rajakumari, Susheelkumar, Sukanya, Jayakumar and Kavesh. Ms. Manila is neither a family member nor a friend, and they were never intimated about his visit. He appears to be a shill that Ms. Copeland sent.

19) All communications with Dr. Andrew Hahn are attached in [Reference XV]. Kindly read Sections I and J of the Federal Complaint [Exhibit 13 @ Motion] to learn the facts about his involvement in this matter. Mr. Nair and Ms. Susheelkumar had been visiting their mother every day for three weeks at Harborview since the time she was saved by the latter from impending death from Paramount, where she was found completely covered in ghastly blisters [Exhibit 2@ Motion] from bullosis diabeticorum. Ms. Raji Susheelkumar was told by Staff that the **Administrator Roger had been instructed by Guardian Ms. Copeland "to let her pass away**

1 **peacefully" and that she was not allowed to receive any food, water or medicine.** After
2 Raji screamed and called 911, **paramedics noted that her glucose was over 400, she was**
3 **severely dehydrated and malnourished, lost over 20 lbs, and was running a fever of 104**
4 **degrees - i.e. she was near death.** The comprehensive medical evidence (metabolic panel,
5 blood test, lipase, all vitals) for her murder attempt can be seen from [Exhibit 27@ Motion].

6 After getting stabilized at Harborview with food and insulin, Omana quickly
7 recuperated and was able to converse with her children. Worried that she would be returned to
8 Paramount after becoming stable, Raji decided to file a police complaint with Seattle PD (19-
9 243177) on July 3, 2019. Next day went by without incident, as her children spent about 12
10 hours with her on Independence day, and was warmly greeted on their way out by a Nurse
11 Leah. But when they returned on July 5th, Dr. Hahn told them they would not be allowed to
12 visit her as he was investigating a "sugary substance found floating in her food last night" and
13 asked them to stop visiting for two weeks, as can be seen from emails in [Reference XV]. Jay and
14 Raji politely obeyed his request, and did not return for the next two weeks, whilst they also
15 asked why this suspicious substance was not preserved for lab tests, and asked for a detailed
16 investigation. It is to be noted that neither children never had ANY altercations ever with any
17 staff member at Harborview and have always been most cordial and polite.

18 After waiting for two weeks when they contacted Dr. Hahn for permission to visit, he
19 ignored all their emails, and as did the guardian and Harborview patient relations. Thereafter
20 Family sent legal letters [Reference XVI] to Ms. Copeland, Dr. Hahn and Harborview demanding
21 to arrange a visit with their mother by August 5th, failing which they warned of starting a legal
22 action. As they did not receive any response, family filed [Exhibit 13 @ Motion] with Federal
23 Court, in which they named Dr. Hahn as a defendant. Following this, as a retaliation, Dr. Hahn
24 filed a completely frivolous Temporary Restraining Order per the suggestion of Office of Risk
25 Management, in which he completely somersaulted on the reason for them not being allowed to
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27
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1 visit- he clearly states that he was merely following the order from the Office of Risk
2 Management after he told them about the police complaint that the children had filed against
3 Paramount (which is also under the same Office of Risk Management) about her murder
4 attempt. He mentions that he had no objections to their visits but was told by ORM to stop the
5 visits by family, by his own admission, as retaliation for the Police Complaint they filed and also
6 admits that the story about the "sugary substance" was a lie that was made up as an excuse.

7 **This frivolous TRO petition was promptly dismissed by the King County Superior**
8 **Court.** His allegation about being threatened by the mention of "Hitler's final solution" in the
9 Federal Complaint is a **very laughable joke, as anyone reading the Federal Complaint, Page**
10 **12, para 33 can see that it is taken completely out of context to deceive the Court.** The
11 TRO petition was therefore summarily dismissed as frivolous.

12
13 This prompted the Plaintiffs to file a Motion for Sanctions against Dr. Hahn and Mr.
14 Ciric, for malicious abuse of legal processes for inventing lame laughable defenses against the
15 Federal lawsuit that had already been filed against them [Reference XI]. Dr. Hahn has
16 maintained that he was simply following orders from ORM at all times and was not involved in
17 any of the decision making, and he even has said in the past that he supports family's rights and
18 want to assist Omana to go back to live with her son at her beloved home [Reference XVII].
19
20 -----

21 20) Adult Protection Services / DSHS is also a defendant to the Federal Lawsuit, as they are the
22 ones responsible for this stupid insanity where a quadriplegic who was staying happily in a
23 loving and well cared for home has been involuntarily taken to be abused, neglected and even
24 murdered at (officially) the worst hell hole in all of America, the bottom dweller in the dreaded
25 SFF list that CMS publishes annually [Exhibit 11]. If this is not the very definition of complete
26 catastrophic failure, then what is? They have done a very perfunctory investigation trying to
27 protect their own interests. As can be seen from [Reference XVIII], Ms. Pam Rago, investigator
28

1 for APS, did not even call the witnesses identified in the complaint to take their statement,
2 showing that they only wanted to shadily cover up the matter and attempt to reduce their own
3 culpability in having put Omana in this situation in the first place.

4 No real investigation has taken place at all, despite the fact Plaintiffs have provided tons
5 of evidence in the form of eyewitness testimonies, gruesome photographs [Exhibits 1 and 2 @
6 Motion] corroborating emails in which the "guardian" threatened that she was going to
7 authorize Paramount to withhold her nutrition and medicines as she "did a ton of research on
8 Hinduism and did not believe Omana deserved to live in this condition", and even statements
9 from Paramedics and tons of medical evidence showing all her vitals were compromised and
10 she was having glucose level over 400, which was immediately stabilized with one shot of
11 insulin. Investigation by Seattle PD was sabotaged by another lie Dr. Hahn was forced to tell by
12 the Office of Risk Management, that Omana was suffering from a serious infection which would
13 explain her elevated glucose and other vitals, which is completely untrue and she was stabilized
14 at Harborview with nothing other than nutrition, water and insulin. Her medical charts
15 obtained also shows her vitals has declined horribly from the time 5/27-6/13 when she was
16 rescued by Raji, and then steadily improved after Paramedics took her to Harborview.

17 -----
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19
20 21) The Family's lawyer Mr. Paul Barrera had arranged personal service to Mr. Ciric's lawfirm, and
21 had it time-stamped at the earliest [XIX]. The same filings had already been made a month prior
22 via E-Service [Please see Addendum N@ Motion for Revision, (Motion for Recusal, Exhibit 2)]. It
23 is a blatant violation of 14th amendment rights of the family to have been required to have to
24 undertake completely unnecessary and expensive personal service (\$180 in this instance)
25 when the same files have already been served via King County E-Service, which is all that the
26 other party was required to use by the Commissioner. All service requirements have been met.

1 **HUMBLE PRAYER TO RETURN OMANA WHERE SHE BELONGS ON HUMANITARIAN GROUNDS**

2 Family is completely in agreement to return Omana to India, but that cannot be at the expense
3 of providing immunity for the guardian (or her counsel) for their flagitious, vile and illegal actions
4 orchestrating Omana's murder in evil, criminal conspiracy with the nation's filthiest shelter, or holding
5 Omana in illegal cruel solitary confinement for no reason other than as retaliation for the complaints
6 they filed against them. Not only son Jay Nair, but her daughter Rajakumari (who flew in from India
7 only to be with her mom) has also been not allowed to meet with her mother, as has been any other
8 visitors, including the family's two attorneys Paul Barrera and Dan Young, both of who have now
9 turned into witnesses (RPC 3.7) of her abuse and solitary confinement at Harborview [Please see their
10 respective declarations in Addendums E and F @ Motion]. The guardian and her counsel Mr. Ciric must
11 be, and will be, held accountable to the furthest extent of the law and also in the Public eye, which is a
12 duty that Omana's family owes to her as retribution for all her tears and ultimate suffering, even losing
13 vision on her right eye, due to the most dastardly evil perpetrated by these dangerous psychopaths.

14
15 Contrary to what has been stated in the response, neither Mr. Nair nor Ms. Susheelkumar, nor
16 any other member of their family has ever been found of having committed any abuse of their mother
17 by any court. Omana is a citizen of India, and as such she has an immutable and non-negotiable right to
18 return to her homeland as guaranteed by the terms of her B1/B2 visitor visa. She is not wanted for any
19 criminal proceeding in the US, and therefore it is **a violation of Indo-American bilateral treaty and**
20 **the Geneva Convention to hold her hostage in a foreign nation against her and her family's wishes.**

21
22 Imagine this Honorable Court's own mother visited a relative in India on a tourist visa, and was
23 taken from her relative's home (while happily and safely watching TV) and held incommunicado,
24 without access to any family member, or even a telephone call, without any legal reason, for almost six
25 months. How could the US Media or Government treat that as anything other than an act of war? This
26 situation is similar to the injustice done to Mr. Otto Warmbier when he visited North Korea, a hostile
27 nation to USA. What right does APS or any state agency have to keep a foreign citizen hostage without
28

1 permission from her family and against her wishes (please see Omana's declaration, Exhibit 15@
2 motion)? What has been going on in this case is nothing short of a colossal failure of the legal system,
3 which the Family is keen to not only rectify, but also seek damages for and bring perpetrators to justice.

4 It is humbly prayed that the Honorable Court should not allow these evil monsters who are still
5 torturing and crucifying an innocent quadriplegic by keeping her in illegal solitary confinement for no
6 reason for over 5 months, and her Family, by wantonly abusing the power for nefarious malice, to be
7 hiding behind any statute, as that would tantamount to tolerating such animalistic behavior and placing
8 the Society in jeopardy. Mr. Nair is an erudite scholar, a scientist-entrepreneur who has qualified for
9 memberships in several high IQ societies such as Mensa and Oath (One in a thousand) Societies. If such
10 a person can be a victim of racial prejudice and be treated like dirt, without allowed access to his dying
11 mother, then it is a signal to society that these xenophobic savages can perpetrate any crimes with
12 impunity against anyone of color and/or any immigrants, as the latter are not recognized as humans.

14 An innocent helpless quadriplegic has been most anxiously waiting for over five months
15 listening to every footsteps in the hallway praying to see her children one last time, deeply yearning for
16 a simple kiss from her beloved family, a hug of love, for a word of kindness in Malayalam (the only
17 language she understands). Condoning this level of heinous, pathologically depraved villainy is akin to
18 OFFICIALLY admitting USA has a terribly failed and stinking legal system whose much celebrated
19 constitution only applies to rich whites, who can have their flagitious ways with immigrants who have
20 about as much (perhaps even less) rights as livestock. Ms. Raji Susheelkumar was not even allowed to
21 see her mom on her birthday, which was traumatizing as she had flown across the globe for this.

23 This nation has been made great by the hardwork of immigrants, among them Indian-
24 Americans occupy a special place as having the highest contributions in science, IT and medicine, while
25 having the lowest crime rates of any immigrant group⁵. This family has built two very valuable
26 businesses and created employment opportunities and contributed to the nation. This Court has a
27 Constitutional mandate to end their hideous, vicious & demonical persecution of an innocent family.

28 ⁵ <https://www.migrationpolicy.org/article/indian-immigrants-united-states>

1 As can be seen from the declaration of Ms. Susheelkumar attached to Habeas Corpus Petition
2 [Addendum J @ Motion], there is plenty of quality care available for Omana right next to her home, one
3 of which is the world class Ananthapuri Hospital, where she can get care on par or better than
4 Harborview. Therefore there is absolutely no legal or logical reason to prolong her agony.

5 Ms. Susheelkumar had spent several weeks in the USA trying to meet her mother, and pleaded
6 many times with Harborview and the guardian for allowing the same, but not only they ignored all her
7 begging pleas, they even accused her of causing the blisters on Omana by using chemicals, as retaliation
8 to her police complaint [Reference XXII]. However, it has been medically established that her blisters
9 were due to bullosis diabeticorum, from having glucose over 400 as she was not receiving any insulin.
10 Ms. Susheelkumar returned to India in tears, not knowing if or when she will ever be able to see her
11 mother again, after all her efforts were thwarted by the guardian and atrocious allegations of using
12 chemicals to injure her mother and of putting "brown, sugary substance" into her food, were leveled
13 against her to nullify the credibility of her police complaint of Omana's alleged murder she witnessed.
14

15 To demonstrate how evil the guardian and her counsel are, after noticing from her Habeas
16 Corpus declaration that she has since returned to India, just yesterday [December 5,. 2019] they sent
17 her an email, stating that they would allow her to visit (but only her) and not the son Jayakrishnan Nair
18 [Reference XXIII]. This is clearly malicious because they are aware it would be difficult for Ms.
19 Susheelkumar to return to USA after having spent months trying the hardest for a chance to meet her
20 mother, and now that she has returned to India, they want to make an artificial "offer" knowing she
21 cannot take it, only so that they can convince the Court that they are only targeting Mr. Nair. The
22 allegations against Ms. Susheelkumar have been medically proven to be false, but she was unable to be
23 with her mother for even a minute after July 5th, as retaliation for having filed the police complaint two
24 days prior. They even have shown the audacity to question the validity of the signatures of Ms.
25 Susheelkumar and other family members in India. If they are serious about allowing Family in India to
26 meet with Omana, they will like to interact with her through a video meeting with Mr. Nair present.
27
28

1 The only reason Ms. Omana Thankamma came to the USA was to be with her son, and her first
2 choice would be to return to her son's home in Redmond. The VAPO has absolutely no restrictions to
3 her returning to his home to live with him for the few short days she has remaining in her life. Son has
4 proven to be more than capable of being a wonderful caregiver, as when she was discharged from
5 St.Rose-Dominican hospital [Reference XX] after her second massive Cerebellar stroke, she was not
6 expected to live more than a few days. But under his dedicated care and love, sacrificing his regular IT
7 job and career and becoming a full time caregiver, she has not only thrived but in fact made a
8 miraculous recovery that has surprised even her PCP. All physicians, therapists and caregivers that
9 have treated Omana for the last 7 years since her triple bypass in 2012 have agreed that he is
10 extremely knowledgeable about her care requirements and provided excellent care at home, with two
11 CNAs, three therapists and a maid, in addition to both himself and his sister visiting from India. Omana
12 would love nothing less than to resume her wonderful and loving life back at her home in Redmond.
13

14 The only reason the VAPO was entered was because of the abandonment charge that had been
15 pending against Mr. Nair at the time from Issaquah Municipal Court, which has since been summarily
16 dismissed. Contrary to what has been stated in the response, Mr. Nair was not arrested and never had
17 any conditions set for his release by any court. Those are all Mr. Ciric's figments of wild imagination
18 that have no grounding in reality. Therefore it makes no sense to not reverse all the unwarranted trail
19 of destruction the spurious case left behind, which was nothing more than a combination of a
20 misunderstanding of a neighbor and pathetic display of incompetence by a moronic cop who cannot tell
21 the difference between a Colostomy bag and an Urine bag [Exhibit 18@ Motion]; or a 99 year old and a
22 stroke victim. Any reasonable person examining all evidences will agree that Mr. Nair has been an ideal
23 son who went above and beyond what 99.99% of the society could do for their mother in his situation,
24 defraying for his mother's expensive private care out of his pocket for 7 years and taking care of all
25 hospital expenses for triple bypass, two strokes, rehabilitation, in-home therapies, live-in CNAs etc, all
26 from the comfort of a luxury 6 bed home in a prestigious golf course community. How many people
27
28

1 could have done any better than him? Omana was inpatient for over 27 months (prior to the
2 commencement of this guardianship action) in Atlanticare Hospital in Pomona NJ, St. Rose Dominican
3 Hospital in Las Vegas, and Harborview itself. THERE WAS NOT A SINGLE INSTANCE OF ANY
4 COMPLAINT AGAINST HIM OF ANY INAPPROPRIATE BEHAVIOUR DURING ALL THIS TIME. This shows
5 beyond any shadow of a doubt that the nasty retaliatory allegations made AFTER they filed complaints
6 to ACLU, Human Rights Watch, Indian Consulate, Ombudsman, Senators, DSHS [Reference XXI, Exhibit
7 1] and several other authorities about her terrible abuse, are just that: nasty meaningless retaliations.
8

9 Furthermore, kindly note that **there were no restrictions on the visits from either children**
10 **until July 3rd, when Raji filed a police complaint with Seattle PD.** Both Jay and Raji had been visiting
11 Omana and spending almost 4 to 5 hours EACH DAY by her bedside. As Dr. Hahn admits in his frivolous
12 TRO petition, the decision to block ALL visitors for Omana was taken by Risk Management (which
13 controls both Harborview and Paramount) ONLY AFTER her daughter made the police complaint. Ms.
14 Susheelkumar spent months in USA desperately trying to see her mother, and the guardian and
15 Harborview ignored all her pleas to be allowed to visit even for a minute, even alleging that she was
16 somehow responsible for the blisters (which was medically confirmed to be due to bullosis
17 diabetorum). **Ms. Susheelkumar was placed under false arrest when she tried to visit her mother**
18 **at Harborview and was forced to stay in an isolated room for 5 hours until Jay rescued her.**
19

20 Therefore it is prayed that this Honorable Court will end this complete insanity and the totally
21 counter-productive "guardianship" and restore sanity by returning her to her son's home where she
22 belongs, so she can spend her few remaining days, if not hours, in happiness, peace and love.

23 DATED this 6th day of December, 2019.

24 

25 Rajakumari Susheelkumar
26 Mookambika, WSRA-189,
27 West Fort, Thiruvananthapuram, Kerala, India
28



Jayakrishnan Nair
11031 Elliston Way NE
Redmond WA 98053

Reference L

0300
GEFJÄÖÖÄFÎ ÄFK Î ÄE
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Superior Court of Washington For KING County	
In re the Matter of:	
<u>OMANA THANKAMMA</u> A Vulnerable Adult (Protected Person)	DOB
<u>JAYAKRISHNAN K. NAIR</u> Respondent (Restrained Person)	DOB

No. 19-2-31462-1 SEA

**Return of Service
(RTS)**

- My name is LINDA BAKER. I am a peace officer X 18 years of age or older and not the petitioner.
- I was unable to make personal service on the respondent vulnerable adult vulnerable adult's guardian.
 I have notified the petitioner that respondent vulnerable adult vulnerable adult's guardian was not served.
 Personal service was attempted on the following date(s): _____

 No service was attempted because: _____

- X I served JAYAKRISHNAN NAIR with the following documents:
(name of person served)

<input checked="" type="checkbox"/> Petition for Order for Protection	<input type="checkbox"/> Notice to the Vulnerable Adult
<input type="checkbox"/> Temporary Order for Protection and Notice of Hearing	<input type="checkbox"/> Motion to Modify/Terminate Order for Protection

Rebecca Jenkins

From: Investigations Department <jbaker@findmyskips.com>
Sent: Wednesday, December 4, 2019 11:53 AM
To: Rebecca Jenkins
Subject: Re: Service of Process

Hi Rebecca,

I am so sorry for not getting back to you sooner.

We got the defendant served late last night- I will forward or drop off the RTS within the next two hours.

Thanks

UNLABELED INVESTIGATIONS

***The premier skip tracing and process serving division of:
The Baker Detective Agency, LLC.
"None of your business", IS our Business!***

**WWW.FINDMYSKIPS.COM
1-866-884-5118**

Reference M

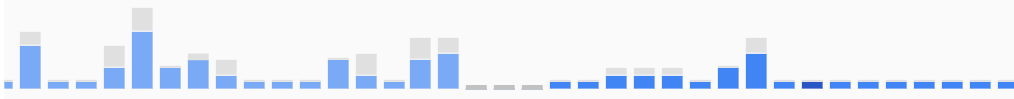


Timeline

TODAY



2019 ▾ | December ▾ | 13 ▾



Friday, December 13, 2019



Work (8646 230 Way NE) ▾

Dec 11 - Dec 20

Redmond, WA 98053

NE 87th Pl

Work (8646 230 Way NE)

230 Way NE



Map data ©2019



Timeline

TODAY

2019 ▾ | December ▾ | 3 ▾



Tuesday, December 3, 2019



Work (8646 230 Way NE) ▾

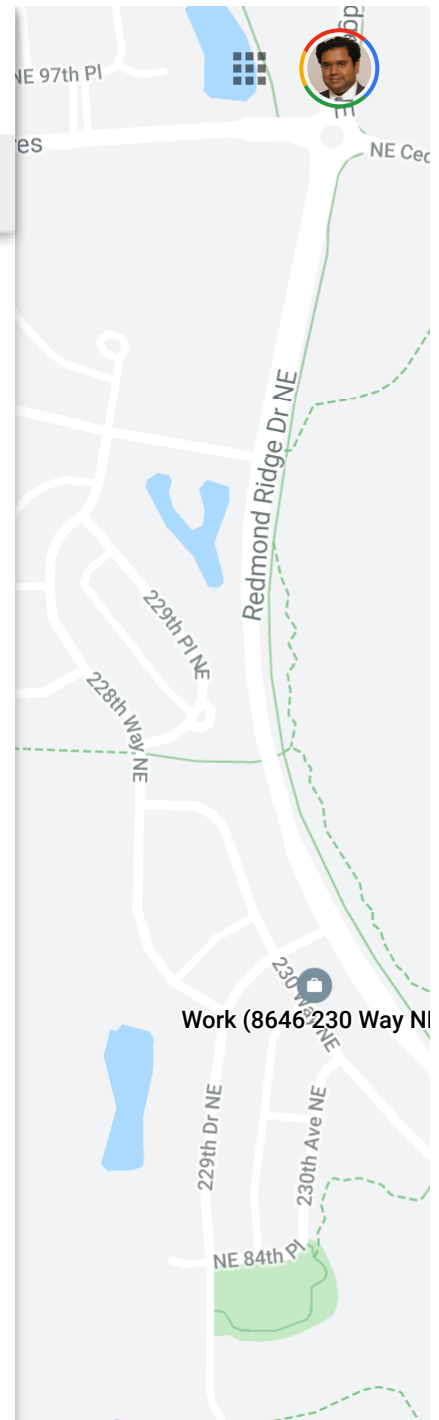
3:55 PM



Redmond, WA 98053



Add a place



Work (8646 230 Way NE)



Map data ©2019