



Marjorie Miller &lt;marjiemiller@gmail.com&gt;

## What Austin Judge Sam Sparks thinks of embezzlement

1 message

Marjorie Miller &lt;marjiemiller@gmail.com&gt;

Thu, Sep 18, 2008 at 1:57 PM

To: Marjorie Miller &lt;marjiemiller@gmail.com&gt;, ecologicalal@gmail.com, wayne@waynegronquist.com

Alan and Wayne,

Here's a digital copy of the "Slammin Sammy" article/draft email I gave you a paper copy of yesterday. I started it the morning after our 1st meeting with Danny the CPA on Wednesday evening, Sept 10th, 5:30-7pm. Indeed, I found this article with the other articles I sent, but forgot to include it in the other "Embezzlement" research email I sent you on Sept 11th.

The email then got delayed as I studied Annuities in depth at the links listed below, plus the Mutual Of Omaha website, after having the below recorded quotes from Danny ring in my brain all night. They didn't make sense then and they don't make sense now. Once we have the annuity paperwork, we can examine the contracts stipulations in more detail. On top of that, Sylvia had \$200,000 in various bank accounts, while convincing Danny she was broke.

Ponder that as you listen to Sylvia's stories Wayne, as well as the 4 law firms below who were "played" by a woman who just got 8 years. Alan thinks she's pointing to the right, when the money's really to the left. As soon as Alan is Executor, we can request a copy of the "previous Executor's records" - Sylvia's, which must include bank statements and thus a trail to the money. Legally, she will have to turn them over to you, even if "she can't find them", with "Power of Attorney", we could request copies of all bank records for the last 2-4 years, while she was Executor of the Estate.

As well, her phone records will lead us to her contacts. We don't need an investigator to dig up information we can get ourselves. Save the money for when we are at a dead end. Alan thinks Sylvia's got the money and is just playing the distraction game. She may have transferred the money via check. Who signed that check? Does it look forged? Or did she take Maurine to the bank 80 times in 2 years to withdraw \$10,000 cash, 40 times per year, 4 times a month, once a week. She had to give away \$10,000 once a week, to get rid of \$800,000 in 2 years. If over 4 years, that's every 2 weeks, she gave away \$10,000. Every 2 weeks. We think not. There is a paper trail here, we just need to find it.

Marjie :

September 11, 2008

Wayne -

Don't fall for Sylvia's scammer act. Apparently the CPA Danny fell for it, and assisted her in draining all the accounts.

I can't believe Danny said:

1. "Annuities are a bad investment for retired people, so I made the insurance company give the money back to them.." and then said
2. "Because retired people need money." and then said
3. "Sylvia and your mother had no bills, so why did they need any money".
4. "Since I'm licensed, I was able to write the insurance company and demand the money back from the annuities, or else. So they didn't argue with me and sent all the money back."
5. "Sylvia has been pissing away all that interest all these years that the money would be paying if

invested."

6. "I never heard back from them. I don't know what they did with the money. I haven't heard from them in years."

7. "But now they owe \$30,000 in taxes for cashing out the annuities in 2004, which were tax-deferred investments which paid guaranteed ROI payments."

8. "\$800,000 is missing from the Estate/Trust, and Sylvia says she has no money to pay the \$30,000 in taxes which is due she withdrew the cash from the annuities."

I looked up annuities, and wikipedia at [http://en.wikipedia.org/wiki/Annuity\\_\(financial\\_contracts\)](http://en.wikipedia.org/wiki/Annuity_(financial_contracts)), says the reason they are good for retirees, is annuities pay until you die, guaranteeing you never run out of money, and then pay out like a life insurance policy after that, making them the perfect retirement investment. The SEC seems to think they are good for retirees as well at <http://www.sec.gov/answers/annuity.htm>. Guaranteed income for life, no matter how long you live, is BAD for retirees? IS THIS GUY REALLY LICENSED?

Apparently Sylvia went in to Danny after Alfred died in 2004 with her "I'm poor" act, and got him to use his license" to turn everything into cash for her to then take from the estate/trust. Just like she came over and told Alan she needed access to the "insurance account" because "her house was facing foreclosure and she would have to move in with Alan if that happened." I was suckered and said to Alan that we needed to help her. Alan said he smelled a rat. And indeed, it now appears it was just a ploy to drain the last account of any money for Alan. It has taken about 4 months of watching Sylvia, but now I see what's hard to believe if you're used to dealing with normal honest people. As well, the insurance company appears to have a problem repeating releasing large amounts of cash to people, annuities, insurance, without ever checking their IDs and legal authority to draw the money out. Alan's done some internet research and he says it's treble damages against insurance companies for neglect of fiduciary duty, like contacting all beneficiaries involved, which the CPA did not do as well.

I couldn't have said it better, pasted from below article:

*Just before the sentencing, Ben Caballero, CEO of National Home Guaranty, told Sparks that Weaver was a deceitful actress who took advantage of trusting people.*

*"She is truly an evil person," Caballero told the court.*

Alan says the judge in below article is known as "Slammer Sammy"...

**Woman gets eight years in prison for embezzlement**

<http://austin.bizjournals.com/austin/stories/2003/09/29/daily36.html>

A Dallas woman has been sentenced to eight years in federal prison for embezzling more than \$560,000 from previous employers, including Austin-based law firm [Ikard & Golden PC](#).

At Friday's sentencing, U.S. District Judge Sam Sparks in Austin offered little leniency for 32-year-old Lyssa Anne Weaver. In July, Weaver pleaded guilty to three counts of money laundering and fraudulent use of a Social Security number.

Sparks says Weaver, also known as Lyssa Anne Patin, "has been stealing from her employers since 1993, and all but one reported problems with missing funds. There's not anything in the record that would lead me to believe that [Weaver] would stop these types of offenses."

She was ordered to pay \$561,000 in restitution to five businesses, including Ikard & Golden and Dallas-based [National Home Guaranty Corp.](#)

Ikard & Golden took the brunt of the abuse, losing about \$400,000 while she worked there as an administrative assistant between February 1998 and October 2000. To elude authorities, she moved to Dallas shortly after she was dismissed from the law firm.

While at Ikard & Golden, Weaver forged about 100 personal checks drawn on the law firm's bank account and deposited the money into her personal bank account. She altered customer bank statements sent to the firm and gave false information to the firm's bank to cover up the activity, authorities say.

Frank Ikard Jr., founding partner of the law firm, calls Sparks' sentence "very fair."

Just before the sentencing, Ben Caballero, CEO of National Home Guaranty, told Sparks that Weaver was a deceitful actress who took advantage of trusting people.

"She is truly an evil person," Caballero told the court.

Authorities say Weaver used some of the ill-gotten money to buy a home and pay back money she had stolen from previous employers.

When released from federal prison, Weaver will be on probation for five years. Sparks mandated that she tell future employers about her history of embezzlement to ensure she isn't in a position to handle corporate funds.

Email COLIN POPE at ([cpepe@bizjournals.com](mailto:cpepe@bizjournals.com)).

---