

## **Executor's Report for The Maurine P Hamilton Estate and Hamilton Family Trust**

**Alan L Hamilton, Successor Executor-Trustee**

**February 15, 2013 (with 3/21/2013 updates)**

### **Summary:**

Alan Hamilton was appointed the Successor Executor-Trustee on Oct 28, 2008 by the Travis County Probate Court, after Sylvia Hamilton's confession to embezzling \$800,000 in annuities from the Maurine P Hamilton Estate and Trust. This is the report to date.

In Aug 2008, I contacted an attorney about my missing retirement Trust K-1 statements, which should have been zero, since the annuities did not mature until 2017 and no distributions were being made to my knowledge. I was then informed of the embezzlement confession by the attorney and CPA, and the past 4 years have been spent collecting, scanning and presenting the evidence at [www.ProBaitCourt.com](http://www.ProBaitCourt.com) and [www.HowToStealAnAnnuity.com](http://www.HowToStealAnAnnuity.com), which now ranks 19 on the google search of "How to Steal an Estate". Rampant, Systemic and Easy with only 1) a newly created DPOA and 2) a letter from a crooked CPA, who then files fraudulent taxes to cover-up the embezzlement of the "Trust". The Disappearing Trust Trick that no law enforcement agency understands. The CPA Danny Davila told the new Executor-Trustee Alan Hamilton, that "the police never look into these kinds of things and to just split what was left and forget about it."

The bank records obtained to date show that elderly mother was most likely murdered for her money (under investigation by Travis County DA). My entire inheritance/retirement has been stolen and I am running out of money for this investigation, as the only constant income I have left is my \$500/month social security check at age 66. I have paid lawyers and CPAs about \$30,000 during the last 4 years and have been unable to obtain the accounting records from Sylvia Hamilton or her CPA Danny Davila. We have been able to obtain some of the bank records, showing major portions of the embezzlement transactions. A Full Audit of the embezzlers by the IRS is the only hope that is left.

### **The following items have been completed for the Estate:**

- 1) Care and Distribution of Real Estate per the Will and Trust.
- 2) Management of farm and oil/gas lease and pipeline easements.
- 3) Collecting/distributing the immense amount of documents in connection with investigation of missing annuity assets. Required creation of [www.ProBaitCourt.com](http://www.ProBaitCourt.com) and scanning in of many documents for distribution. [www.ProBaitCourt.com](http://www.ProBaitCourt.com) started in April 2009 to solve distribution problem for a large number of large documents to many

interested parties. Also [www.HowToStealAnAnnuity.com](http://www.HowToStealAnAnnuity.com) built for [www.facebook.com/CFPB](http://www.facebook.com/CFPB) discussion online about Elder Financial Abuse.

Consumer Financial Protection Bureau Elder Abuse facebook page at:

<http://www.facebook.com/pages/Elder-Abuse-Financial-Exploitation-Fraud-Awareness/215284045232475>

- 4) Reports to relevant agencies: Police (5-22-2009), FINRA (12-31-2010), TDI (3-29-2012), CFPB (6-14-2012), DA (9-14-2012), IRS (3-21-2013) so far. SEC, AG, USPSOIG next hopefully...
- 5) Lawsuit filed against previous Trustee per missing assets (9-7-2012). After spending \$7500 on an attorney for the lawsuit to compel discovery of the accounting records, no Answer was even filed by Sylvia Hamilton. Sylvia Hamilton and CPA Danny Davila have stymied any investigation or requests for Trust accounting and taxes/Trust Annual Reports and K-1s to date.

**The following items remain to be finished:**

***with Lawyer, and Government oversight agencies:***

- 1) Lawsuit against other responsible parties per missing assets: CPA, Estate/Trust attorney, Mutual of Omaha. Our new lawyer says that even if you prove fraud against an insurance company in Texas, you lose anyway. So we need government agency help, as this is David vs Goliath Organized Crime. Google "How To Steal an Estate". Rampant-Systemic-Easy. The Crime no one sees, much less understands.
- 2) Recovery and Collection of missing annuity assets, safe deposit box contents (gold and silver coin collection) and bank accounts assets.

***with new CPA:***

- 3) Proper filing of taxes with IRS (non-fraudulent Maurine Hamilton 1040s and Trust 1041s/K1s/4684s for theft-loss). Previous Trustee and CPA filed fraudulent 1040 taxes to cover up the embezzlement of the estate-trust. The Disappearing Trust Trick.
- 4) Alan Hamilton will then be able to file/amend his taxes with the K-1 losses reported. (pipeline easement Trust 1041-1040 reporting questions also)
- 5) Computer Trust losses spreadsheet completion for lawsuit.

**with Law Enforcement:**

- 6) Criminal Indictment against Sylvia Hamilton and others for embezzlement, money laundering, wire and mail fraud, tax fraud and evasion, elder abuse and possible homicide of elderly woman in her care. (Travis County DA investigator/CFE on case now).

**with IRS Criminal Investigation Division-WhistleBlowers Office-Forms 211/3949A:**

- 7) IRS Audit and action on Danny Davila, CPA, and Sylvia Hamilton for filing/preparation of fraudulent 1040 taxes to cover-up and hide the embezzlement of Estate-Trust (IRS Sec7206(2)). The Case of the Disappearing Trust. Unable to obtain accounting records.

**Debts owed by the Estate:**

- 1) Marjorie Miller is owed for building and maintaining the [www.ProBaitCourt.com](http://www.ProBaitCourt.com) and [www.HowToStealAnAnnuity.com](http://www.HowToStealAnAnnuity.com) investigation/document websites, and co-management of the investigation of the missing assets, and the care, distribution and re-investment of assets found, per the 12-22-2008 Contract for same (50% of Estate-Trust assets recovered). Marjorie Miller began working with Alan Hamilton in 8/2008, so we are at 4 years+ on this contingency agreement, with annuity-asset recovery and filing non-fraudulent taxes remaining.
- 2) Other Professional fees for recovery of missing assets and proper closing of Estate/Trust and taxes. (new lawyer and new CPA).
- 3) No taxes are owed by the Estate/Trust since it was embezzled to insolvency and all the money (1 million dollars+) ended up in Sylvia Hamilton's account, as Danny Davila the CPA noted as he amended the fraudulently filed 2004 taxes, to move one \$60,000 stolen annuity to Sylvia Hamilton's taxes, to make the tax owed by deceased/possibly murdered Maurine Hamilton zero. But it was an Irrevocable Trust. And no Trust tax forms (1041/K1s/4684s) were ever filed by Sylvia Hamilton or her CPA Danny Davila, reporting the embezzlement and loss to the beneficiaries, which included Alan Hamilton.



Alan L. Hamilton

Successor Executor/Trustee of the Maurine P. Hamilton Estate and Trust

Date 3/21/2013