

# Exhibit III – What It Proves

Filed August 21, 2023 less than 46 hours before trial.

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## ***What it shows:***

- Reveals a concealed collaboration between Carol Glassman, Nelissa Milfeld, Micheal LaPlum, Alyson Varvel, Jay Freedberg & Eric Six. To get a predetermined maintenance award and more then 400k in legal fee's stolen from the Company she was sworn to protect.
- Entries show drafting, revisions, and communications tied to “rebuttal” expert reports (Exhibits JJ and OO) that were never authorized or disclosed under C.R.C.P. 26(a)(2)(B). and filed only 9 days before trial.
- **Exhibit III's selective redactions** hide the same timeframe confirming intentional concealment of authorship and expert coordination.
- It shows how the joint expert's income finding of **\$115,000** was first inflated to **\$145,000**, supported my an undisclosed expert working in the background and then just five days after opposing counsel learned that the **2.75% mortgage could be assumed** a new, undisclosed expert appeared with a report assigning income at **\$197,500**. That figure was later sworn to as independent analysis but was, in fact, reverse-engineered to produce a maintenance amount high enough for Co-Petitioner to qualify for the assumable loan. The result was not only a manipulated financial outcome but also additional legal fees for the attorneys who orchestrated it.

# The Courts Clear Directive

*No Exhibit III*

## THE COURT:

*“Know that, in a record that contains something like **50 or 60 or more exhibits** that if you don't reference them, either testimony or in argument, I am unlikely to hunt them up on my own when I'm writing the order and try to figure out how they fit into either party's position. So for the purpose of the record, let's just have you all tell me which ones are stipulated, and I'll admit them now, and then you won't have to do anything foundational or even referential during the hearing itself. But know that if **you didn't mention them in the JTMC**, and **you don't mention them in argument**, and **no witness talks about them**, I will probably **not even look at them.**”*

EXHIBIT AA - pg.9 line - 3-13

*There is no need to lay foundation for them or anything for the purpose of admission. Really understand what I indicated before is that I'll need you to reference them either in testimony or argument if you want me to consider them substantial. There is no need to lay foundation for them or anything for the purpose of admission.*

EXHIBIT AA - pg.10-11 line - 25,1 and 2

## Comment

*The only time the words “Exhibit III where ever voiced or referenced across all depositions, trial transcripts, preeminent orders or the Court of appeals reversal was when Miss Glassman miss lead the court to think the Burden of legal fee's was on Ms. Varvel*

# The Award

**Awarded 15,000 the had already been paid,**

## **Trial Court**

*Court finds it appropriate to award some attorney fees to Mother. Pursuant to § 14-10-119, C.R.S., the Court orders that Father shall pay for \$15,000 of Mother's remaining attorney fees.*

*Ex. 65 page 8*

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## **Ms Glassman**

*“The money in Tool Studios is the only source of money to pay their bills This has been the status quo*

*Email for Ms. Gassman to attorney Ms. Goff*

*Friday, July 14, 2023 9:19 PM*

# The Courts Confirmed

*No Exhibit III, No reward.*

*“If you didn’t mention them in the JTMC, and you don’t mention them in argument, and no witness talks about them, I will probably not even look at them.” (Ex. AA, p. 9)*

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## Permeant orders Page 2

### EXHIBITS<sup>1</sup>:

Petitioner's: 13, 14, 15, 16, 17, 18, 19<sup>2</sup>, 20, 22, 23, 24, 26

Co-Petitioner's: A, B, C, D, G, H, K, L, M, N, P, Q, S, T, U, V, X, Y, BB, CC, FF, GG, HH, II, JJ, KK, NN, 00, RR<sup>9</sup>, SS<sup>9</sup>, TT<sup>9</sup>, WW, XX, YY, zz, AAA, BBB, CCC, DDD, EEE, FFF, III, JJJ, LLL, MMM, NNN, 000, PPP

<sup>1</sup> The Court does not maintain or file any physical exhibits in domestic relations cases. **It is counsel's responsibility to file all exhibits used in this Permanent Orders hearing within seven (7) days after the hearing.** Counsel is directed to e-file any exhibits offered or admitted at the hearing in accordance with Chief Justice

Directive I 1-0 I and Local Administrative Order I I- 102. Prose parties' admitted exhibits will be scanned and uploaded into the electronic file by court staff. 2 Admitted as demonstrative exhibits only.

*There was no post trial submission, no mention in the JTMC and was never mentioned in argument as nowness talked about them. of Exhibit III it was not mentioned in the JTMC*

## **Judge warned:**

*“If you didn’t mention them in the JTMC, and you don’t mention them in argument, and no witness talks about them, I will probably not even look at them.” (Ex. AA, p. 9)*

## **Exhibit III was referenced only once, when Ms. Glassman asked Alyson:**

*“Turn to Exhibit III... through July, have you incurred \$79,000 in fees and \$12,000 in costs?”*

*“Sadly, yes.”*

*(Ex. AAA, Vol. II, p. 206) Adapted by Court of Appeals. July 2023.” (¶ 38, p. 17)*

*“Nowhere did the district court make any findings to explain whether the \$15,000 of attorney fees awarded to wife was reasonable. ... We reverse the district court’s award ... and remand for further proceedings. The court must reconsider wife’s request, identify the legal authority supporting any award of fees, and make findings ... including findings as to the reasonableness of any fee award.” (¶ 42, p. 19) .*

*Adapted by Court of Appeals. July 2023.” (¶ 38, p. 17)*

Date	Event	Record Reference
Aug 21, 2023	Exhibit III filed <48 hrs before trial	Filing ID: FED53E8356F6C
Aug 23, 2023	Trial begins	Exhibit AA & AAA (Trial Transcript)
Aug 25, 2023	\$10,000 wire + \$11,802.44 CC payment from Tool Studios	Exhibits 16 & 59
2024	Court of Appeals reverses \$15,000 fee award for lack of evidence	Exhibit 51 (24CA141)