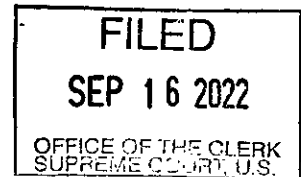


22-5737

ORIGINAL

IN THE  
SUPREME COURT OF THE UNITED STATES

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SHARLA JENKINS – PETITIONER

Vs.

HELEN FORBES FIELDS – RESPONDENT(S)  
AS ADMINISTRATOR OF THE ESTATE OF ELASE JENKINS

ON PETITION FOR A WRIT OF CERTIORARI TO  
THE SUPREME COURT OF OHIO  
CASE NO. 2022-0100

PETITION FOR WRIT OF CERTIORARI

SHARLA JENKINS  
4063 EAST 148<sup>TH</sup> STREET  
CLEVELAND, OHIO 44128  
216.203.4655

## **QUESTION (S) PRESENTED**

**APPENDIX C:** Why did it take Sr. Magistrate Richard L. Gedeon over 6 months to remove Shera Jenkins as executrix of the Estate and she was not performing her duties as an Executrix?

**APPENDIX D:** Was Sr. Magistrate Richard L. Gedeon waiting for Helen Forbes Fields Esq to Administer the Estate before he removed Shera?

**APPENDIX D:** Why was it a meeting with Magistrate Gedeon and Fields and none of the Heirs was informed of the meeting?

**APPENDIX D:** did Fields arrived at the valued of \$500., for the household goods to be valued at that amount?

**APPENDIX D:** Dose the Probate Court check the Will to see what the decedent wishes were for appointment of administrator?

**APPENDIX C:** What right did the Probate Court have to take my right as a Beneficiary of the Estate and change role to other?

**APPENDIX C:** How long was the case reopened to put Shafone Palmer D.O.D. on the docket and how much time was spent on this case, dose the court record show the time spend?

**APPENDIX C** Dose Helen or the Probate Court remember the O.R.C. for administrating and Estate?

## **LIST OF PARTIES**

All parties do not appear in the caption of the case on cover page. A list all parties to the proceeding in the court whose judgement is the subject of this petition is as following:

Attorney Darrell A. Fields Esq  
Counsel for Helen Forbes Fields Esq. Respondent  
15515 Oakhill Road  
East Cleveland, Ohio 44112

## **RELATED CASES**

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### CASE

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Other

IN THE  
SUPREME COURT OF THE UNITED STATES  
PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

**OPINIONS BELOW**

☐ For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix \_\_\_\_\_ to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

The opinion of the United States district court appears at Appendix \_\_\_\_\_ to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

☒ For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix C to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☒ is unpublished.

The opinion of the \_\_\_\_\_ court appears at Appendix \_\_\_\_\_ to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

## JURISDICTION

☐ For cases from federal courts:

The date on which the United States Court of Appeals decided my case was \_\_\_\_\_.

☐ No petition for rehearing was timely filed in my case.

☐ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: \_\_\_\_\_, and a copy of the order denying rehearing appears at Appendix \_\_\_\_\_.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. \_\_\_\_ A \_\_\_\_.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

☐ For cases from state courts:

The date on which the highest state court decided my case was April 13, 2022  
A copy of that decision appears at Appendix C.

☐ A timely petition for rehearing was thereafter denied on the following date: June 21, 2022, and a copy of the order denying rehearing appears at Appendix D.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. \_\_\_\_ A \_\_\_\_.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

## CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

### 1 Appointment of Administrator

The Court reviews a trial court summary judgment *In re Estate of Young*, 4 Ohio App.2d 315,320,212 N.E. 612 (10dist. 1964).An abuse of discretion is more than an error of law or judgment; it implies that the court's attitude was unreasonable, arbitrary, or unconscionable. *Blakemore v. Blakemore*, 5 Ohio St.3d 217,219,450,N.E.2d 114 (1983). Compare a similar "suitable" qualification found in the statute on preferential order of appointment for administrators. Section 2113.06 Revised Code. In our opinion, Section 2113.05 Revised Code, grants discretion in determining if an applicant for letters testamentary is a competent and suitable person, and an order granting or refusing letters is reviewable for abuse of discretion. See *In re Estate of Bowman* (1957), 76 Ohio Law Abs. 597.It would seem, too, that where the circumstances would justify a removal from office if appointed, then initial appointment could be [\*\*\*11] refused. By this it is not meant to suggest that an obligation to remove is the sole criterion for refusal to appoint but simply that there is an analogy between the two problems. Arguably, a court should be more cautious in ordering removal than refusing appointment. [321] See *In re Estate of Watkins* (1944), 114 Vt. 41A 2d 180. It is also clear that the mere fact of a personal interest which is adverse and antagonistic to that of the estate or of the beneficiaries of the estate is not alone and, as such, a disqualification for appointment. See 18 A. L. R. 2d 633, at 634. The Ohio statutes recognize that an executor or administrator may have a claim against the estate. In Section 2117.02, Revised Code, there is provision for the fiduciary to present such a claim subject to rather stringent requirements of notice and procedure.



This Court reviews a trial court summary judgment Estate of Beverly Lindsay, 2005-Ohio-5930

R.C. 2117.02 provides, in pertinent part: "An executor or administrator within three months after the date of his appointment shall present any claim he has against the estate to the probate court for allowance. The claim shall not be paid unless allowed by the court. R.C. 2117.02 time limit is mandatory, and constitutes a statute of limitations. In re Estate of Waterman, 2d Dist. No 2002-CA-28. 2003-Ohio-3406.

## **2 Amended Final Account**

This court review this trial court summary entry In re Estate of Black, 145 Ohio St. 405, 62 N.E. 2d 90, the court held that the summary proceeding to discover concealed assets may not be used to collect a debt, obtain an accounting or adjudicate right under a contract See, also In re Estate of Butler, 137 Ohio St 115. 28 N.E. 2d 196, In re Estate of Leiby, 157 Ohio St 374, 105 N.E. 2D 583 The Black and Leiby case were decided under Section 10506-67 et seq, General Code (Section 2109.50 Revised Code), relating to the concealment of assets. This statute has been held to provide for a summary inquisitorial proceeding to recover specific property or the proceeds thereof belonging to a trust estate. In re Estate of Leiby, supra. Section 2115.16.

## CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

### 1 Appointment of Administrator

The Court reviews a trial court summary judgment *In re Estate of Young*, 4 Ohio App.2d 315,320,212 N.E. 612 (10dist. 1964).An abuse of discretion is more than an error of law or judgment; it implies that the court's attitude was unreasonable, arbitrary, or unconscionable. *Blakemore v. Blakemore*, 5 Ohio St.3d 217,219,450,N.E.2d 114 (1983). Compare a similar "suitable" qualification found in the statute on preferential order of appointment for administrators. Section 2113.06 Revised Code. In our opinion, Section 2113.05 Revised Code, grants discretion in determining if an applicant for letters testamentary is a competent and suitable person, and an order granting or refusing letters is reviewable for abuse of discretion. See *In re Estate of Bowman* (1957), 76 Ohio Law Abs. 597.It would seem, too, that where the circumstances would justify a removal from office if appointed, then initial appointment could be [\*\*\*11] refused. By this it is not meant to suggest that an obligation to remove is the sole criterion for refusal to appoint but simply that there is an analogy between the two problems. Arguably, a court should be more cautious in ordering removal than refusing appointment. [\*321] See *In re Estate of Watkins* (1944), 114 Vt. 41A 2d 180. It is also clear that the mere fact of a personal interest which is adverse and antagonistic to that of the estate or of the beneficiaries of the estate is not alone and, as such, a disqualification for appointment. See 18 A. L. R. 2d 633, at 634. The Ohio statutes recognize that an executor or administrator may have a claim against the estate. In Section 2117.02, Revised Code, there is provision for the fiduciary to present such a claim subject to rather stringent requirements of notice and procedure.

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## STATEMENT OF THE CASE

The Supreme Court of Ohio erred in not reviewing and considering facts adequately and correctly.

### 1) Appointment of Administrator

O.R.C. 2913.01 (A) "Deception" means knowingly deceiving another or causing another to be deceived by any false or misleading representation, by withholding information, by preventing another from acquiring information, or by any other conduct, act, or omission that creates, confirms, or perpetuates a false impression in another, including a false impression as to law, value, state of mind, or other objective or subjective fact.

In re Estate of Young 4 Ohio App.2d 315,320,212, N.E. 2d 612 (10<sup>th</sup> Dist. 1964)

O.R.C. 2115.02 Within three months after the date of the executor's or administrator's appointment, unless the probate court grants an extension of time for good cause shown, the executor or administrator shall file with the court an inventory of the decedent's interest in real property located in this state and of the tangible and intangible personal property of the decedent that is to be administered and that has come to the executor's or administrator's possession or knowledge.

Shera Jenkins (Shera), was appointed Executrix of the Estate on December 10, 2015. See exhibit A

On January 15, 2016, I filed a motion to remove Shera.

On February 2, 2016, Shera file a Motion for Continuance see exhibit B.

On February 3, 2016 Shera motion was overruled. See exhibit C.

On March 29, 2016 Shera received a notice from Probate Court to filed inventory, within 30 days see exhibit D.

On May 20, 2016, Shera received another notice to file Inventory on or before July 5, 2016 see exhibit E.

Shera was removed on June 16. 2016 see exhibit F,

Elast Jenkins (Jenkins), remains was still in the Cuyahoga county Morgue.

There was no hearing when Shera was removed, and I had no ideal as far as what should be done next.

O.R.C. 2113.06 (A) Administration of the estate of an intestate shall be granted to persons mentioned in this division, in the following order:

(1) To the surviving spouse of the deceased, if resident of the state;

(2) To one of the next of kin of the deceased, resident of the state.

(B) If the persons entitled to administer the estate under division (A) of this section fail to take or renounce administration voluntarily, the matter shall be set for hearing and notice given to the persons.

On August 4, 2017 Helen Forbes Fields Esq (Fields), filed a Motion for Extraordinary Attorney Fees (ex fees), the first entry on the invoice is On June 28, 2016 Fields stated

**Meeting with Magistrate Gedeon regarding assuming the role of Administrator of the Estate of Elase Jenkins due to family discord.** (See exhibit G).

Fields Ex Fees was granted for \$5,4853.00 on November 9, 2017 (see exhibit H).

There was no discord between the heirs and there was no hearing before Fields filed her application for Authority to Administrator Estate and there was no hearing after Fields filed the application on June 30, 2016.

On Fields application the amount of the Household Goods was valued at \$500. Site unseen. (See exhibit I.

Fields also checked the box that state **Applicant says the decedent's Will requests that no bond be required, and therefore ask the Court to dispense with bond** (see exhibit I).

Nowhere in Elase Jenkins (Jenkins), Will dose it state that a Fiduciary can Administrator the Estate without a bond (see exhibit J).

Fields should have been bonded.

The heirs did not get the opportunity to wave our rights to Administrate the Estate (see exhibit I).

O.R.C. 2913.42(A)(1) Falsify, destroy, remove, conceal, alter, deface, or mutilate any writing computer software, data, or record.

On December 7, 2015 Shera filed an Application to Probate Will, nowhere on the Application dose my middle initial appears (see exhibit K).

Nowhere in the will dose my middle initial appear (see exhibit J).

On July 21, 2022, I called the Probate Court and was connected to the Data entry department, I asked was it something they could mail me showing the parties' roles, because the list of parties no longer had the role of the parties, and I received a copy of the parties' role (see exhibit L).

I also received a copy of the case docket and the docket was tamper with again.

On August 11, 2022, I decided to check the list of parties again and the parties role was listed on the list of parties alone with Shafone Palmer's D.O.D. (see exhibit M).

I called the Probate Court clerk of court and asked if they update a closed file and I was told only if the case is being reopened, and if the case was not being reopen it was no reason to put the D.O.D. of a beneficiary on the docket.

On p, 3, of the Complaint with The Supreme Court of Ohio, I put Shafone Palmer D.O.D., this is the only time it should have been on the docket.

Being listed as other on the list of parties, if for some reason this case has to be reopened because of some financial assets that was not disbursed, I could not administer the estate.

I am asking The Honorable Supreme Court of United States to have Sharla J Jenkins taken off of the docket and Sharla Jenkins put back on the docket and my party role change back to

beneficiary, they data entry department can add or remove from the parties list, (see exhibit L).

## 2) Amended Final Account

O.R.C. 2913.01 (B), "Defraud" means to knowingly obtain, by deception, some benefit for oneself or another, or to knowingly caused, by deception, some detriment to another.

In re Estate of Butler, 137 Ohio St 115.28 N.E. 2d 583, The Black and Leiby case were decided under Section 105.016-67 et seq, General Code (section 2109.59 Revised Code) relating to concealment of assets.

On May 27, 2021, I mailed the Original Complaint, requesting The Supreme Court of Ohio to assist me in obtaining the Citizens Bank Documents, because of the pandemic The Supreme Court of Ohio did not receive the Complaint until July 28, 2021.

On May 27, 2021 I received the Release of Authorization from Attorney Darrell Fields (Darrell), counsel for Respondent Helen Forbes Fields (Fields). (see exhibit N)

On December 5, 2017, I was mailed the cost sheet from Citizens Bank for the Account Balance Sheets. (see exhibit O)



I requested the Release of Authorization when I filed the Exception to the Amended Final Account on December 19, 2017 and when I filed the Objection to the Magistrate's decision to Amended Final Account on May 1, 2018.

I called Citizens Bank and was told that the documents wads sent to Darrell, because I am not able to receive bank information.

I called Darrell on May 24, 2021 and asked him if he had the copies of the citizens bank documents and he told me that I could get the copies tomorrow.

On June 24, 2021 I texted Darrell and told him he could get a could get a copy and I wanted the original copies (see exhibit N)

On June 25, 2021, I texted Darrell and told him I don't need to talk to him, why can't your secretary give me the original balance sheets. (see exhibit N)

I went to meet Darrell to pick up the Citizens Bank documents. (see exhibit N)

I texted Darrell again and asked him what happened to the Citizens Bank with Shirley name on it and Darrell texted me back and said ask the bank. (see exhibit N)

I knew Darrell being Fields Attorney/ Husband that I had to go back to The Supreme Court of Ohio, to find out about the Citizens Bank Checking Account, and I did.

On June 25, 2021, I received the Transcript of Accounts (documents), in stand the account balance sheets, and thanked the bank because it broke the amounts down.

On November 15, 2010 Elase Jenkins (Jenkins), won an Ohio Lottery Commission of \$250k (see exhibit P), which was deposited in Citizens Bank Saving account with Shera Jenkins (Shera), and Jenkins name on the account number ending in 9936, after taxes \$175,500 (see Exhibit Q).

Citizens Bank also sent documents for the account with Jenkins and Shirley Jenkins Cook (Shirley), account number ending in 7013, (see exhibit R), Shirley date of death was October 12, 2015, Shera gave Citizens Bank Shirley's death certificate.

After reviewing the Citizens Bank documents, on October 20, and October 22, 2021, I attempted two time to mail Darrell a request letter requesting information for Citizens Banks Checking account (see exhibit T) and they were returned, he had changed his address after I found out his new address and mailed the requests and he received it, He did not respond. (see exhibit S)

I filed another complaint with The Supreme Court of Ohio.

**ITEM 3.** All of the funds contained in my checking account Charter One Bank I give, bequeath and devise in equal shares, to my beloved daughter, SHERRY JENKINS-PICKENS,

**SHARLA JENKINS, SHIRLEY COOK, SHERA JENKINS and SHAFONE PARMAL to share and share alike, per capita, absolutely.**

Shera did not open up an Estate Checking account at Citizens Bank.

On March 7, 2016, Shera closed the Citizens Bank Checking Account, with Elase Jenkins and Shirley Jenkins Cooks account number ending with 7013, and received a Certified Check in the amount of \$525.22, the pay to the order of The Estate of Elase Jenkins. (see exhibit Q)

The certified Check could only be deposited in another bank and the name on the bank account had to read The Estate of Elase Jenkins.

Helen Forbes Fields (Fields), was appointed administrator of Jenkins Estate on July 1, 2016 on July 1, 2021 was five years Fields had to reveal this account of concealed financial assets Fields, withheld this information from me.

I am asking The Honorable Supreme Court of United State, to assist me in getting a copy of the cancelled check from Citizens Bank Checking Account.

I received a letter from Fields dated July 22, 2016 I received a letter from Fields Stated,

**On July 21, 2016 Citizens Bank contacted my office and reported One Hundred Sixteen Dollars (\$116.00) was on deposit in your Mother's saving account as of her date of Death.**  
(see exhibit U)

Charter One bank is now Citizens Bank.

Jenkins Citizens Bank Saving Account balance as of Date of Death was \$15.81. (see exhibit V)

The letter mailed on July 22, 2016, 21 days after Fields was appointed, was address to Sharla Jenkins. (see exhibit U)

Fields address the letter on July 22, 2016 to Sharla Jenkins, and I am sure she looked at the list of parties. (see exhibit U)

On August 17, 2016, I received a letter from Fields,

Fields stated on the letter, **The Citizens Bank has contacted my office requesting a certified death certificate in order to provide all bank statements listed in your mother's name. The cost of a certified death certificate is Twenty-Five Dollars (\$25.00). I think it makes sense to provide a certified death certificate to Key Bank as well. Therefore, please forward Fifty Dollars (\$50.00) in a money order or cashier check to Forbes, Fields & Associates Co., L.P.A. so that two (2) certified death certificates can be ordered, (see exhibit W).**

Shafone Palmer (Shafone), sent a money order for \$37.50 attached to the Amended Final Account filed November 20, 2017, and Shera sent her share of \$41.00 (see exhibit Y), Shera sent another blank money order. I would The Honorable Supreme Court of United State to assist me in finding what method did Fields use pay for the certified death certificates.

On September 27, 2016, I received another letter from Fields,

Fields stated in this letter, received your telephone message that you believe your mother possessed a Chase Bank account at the time of her death Please note, this is the first time I've heard that your mother held an account at Chase Bank, Please indicate how you are aware of the account's existence. Also indicate the location of the bank branch, the type of bank account held by your mother, and the bank account number to me at your earliest convenience.

Further, provide to my office payment in the amount of Twenty-Five Dollars (\$25.00) to cover the cost of a certified death certificate. The document must be provided to Chase Bank in order to conduct the search, and provide bank statements, if in fact they truly exist. (See Exhibit J)

I left a message for Fields, that I saw Chase Bank Statement at the Estate Property, in just Jenkins name, after Fields sent the letter on July 22, 2016

Motion to remove Executrix p.1, Filed January 15, 2016, I asserted that Shera had destroyed the Will and the bank information, so after we went to Jenkins Attorney for the reading of the Will, and paid than.

I went to the Estate Property looking for Citizens Bank Statements, only to find out later Shera was concealing most of the Citizens Bank statements and saw Chase Bank Statement.

In order for anyone appointed by the court as administrator of an estate, all that person needs to see if the decedent had a bank account at any bank, was the appointment letter from the court, decedent social security number and ID, and any bank can tell the administrator if there was an bank account in that person name, and if it was the bank could issue a bank statement showing the balance in the account as of the date of death.

Fields order 3 certified death certificates, shown on the Amended Final Account p.4, filed November 20, 2017 \$78.50. (see exhibit Y)

On August 4, 2017 Fields filed a Motion for Extraordinary Attorney Fees (ex fees), Granted, on November 9, 2017 for \$5,485.00. (see exhibit H)

Ex fees on September 13, 2016 Fields asserted received and review of Bank statements from Citizens Bank. (see exhibit G)

Ex Fees p.5, on September 22, 2016 Fields Shera and Fields was supposed to have a meeting about the Bank statement, Fields sent Shera a copy of the bank statements

Why weren't the other heirs informed about this meeting? (see exhibit G)

Fields withheld the fact that Shera had transferred the Citizens Bank Checking Account from me.

I went to the Estate property looking for Citizens Bank Statements and I saw bank statements from Chaser Bank with only Jenkins name on them.

Charter One Bank is now Citizens Bank.

O.R.C. 2109.301 (B) (1) Every Administrator or Executor within six months after appointment shall render a final and distributive account of Administrator's executor's Administration of the estate.

Shera was appointed Executrix of the estate on December 10, 2015, and was removed on June 16, 2016, there was no hearing when Shera was removed, Fields was appointed on July 1, 2016, and there was no hearing when Fields was appointed.

Jenkins was at the Corners Office doing this time as if the Probate court was waiting on Fields to be able to Administrate this case.

Shera should have filed a separated Final Account, Fields combine the two Final Accounts together, the Amended Final Account filed on November 20, 2017, the same day as the hearing for the Amended Final Account, and this Amended Final Account should not have been approved by law, because Shera was Executrix of the Estate for over 6 months, Fields should have filed two Final Account and signed them, by Law.

On October 2, 2016, filed rh Inventory and Appraisal, there was no appraisal, because Fields made sure that it was no expense put on the Estate, it was not because of lack of funds.

Fields attached the Citizens Bank statement with Shirley's and Jenkins to the Inventory and Appraisal, this statement showed that Shera was doing telephone transaction before Jenkins D.O.D. and \$100.00 after Jenkins D.O.D. (see exhibit Z)

I feel that Fields intentions were to make it seem like Shera was doing the telephone transactions to pay for Jenkins cremation, at least that's what I felt Fields was doing (see exhibit Z)

O.R. C. 1127.01 (2) fraudulently issuing a certificate of deposit or instrument of evidence of deposit.

The \$100.00 money order filed with the Amended Final Account on November 20, 2017, was for Shera reimbursing the Estate for the telephone transactions on November 16, 2015, the day after Jenkins Date of Death, did not have anything wrote for the pay to the order that part of the money order was blank. (See Exhibit Y)

Fields increased the Citizens Bank Balance by \$100.00, on the Amended Final Account, filed November 20, 2017, current balance on the bank statement with Jenkins and Shirley account number ending in 7013, was \$555.19, on the Amended Final Account, the balance is \$665.18, the bank fees was not deducted. (see exhibit Z)

Fields withheld the fact that Shera was committing fraud, from me.

Jenkins died on a Sunday, on December 16, 2015, at 9:00am I was on the telephone with Citizens Bank and Key Bank telling them that Jenkins had died on Monday November 16, 2015, that what stopped the telephone transactions.



**ITEM 4 I give, bequeath and devise to my beloved grandson, SHERMAN CLIFTON AGNEW, JR., any automobile which I may own at the time of my death and I further give, bequeath and devise all of the cash in my Key Bank Savings account to my beloved grandson, SHERMAN CLIFTON AGNEW, JR.**

Sherman Clifton Agnew, Jr. (Sherman) his status on the dockets was other, because all he received from Jenkins was item 4, everything else was left to Jenkins Daughters.

On January 15, 2016, I filed the motion to remove Shera the first hearing was on February 4, 2016, at that hearing Sherman gave the KeyBank account back to the estate to take care of Jenkins remains.

For Shera to close the key Bank Account and open the Key Bank Hassle-Free Checking Account, she needed a copy of the Will, her appointment letter and ID. (see exhibit BB)

On April 15, 2016 Shera closed out the KeyBank Account, and open a KeyBank Hassie-Free Account, the beginning balance should have been \$1,053. (See exhibit AA), as shown on the Amended Final Account, Shera took \$253. Dollars out of the account and the beginning balance was \$800. (see exhibit BB

Shera was able to take the whole amount of this account and apply it to the cost of Jenkins funeral, but Shera was using this account as her own personal Checking Account.

The Amended Final Account p.4, Filed November 20, 2017, Additional deposits by Shera to KeyBank Account for \$609.64 was Shera's pay checks. (See Exhibit Y).

Fields withheld this from me and the Probate Court until she filed the Original Final Account on August 4, 2017.

Once again, the cost of the cremation for \$900.00 was written on the KeyBank Hassie-Free Details Report, this report is filed with the original Final Account on August 4, 2017. (See Exhibit BB)

Shera was using the KeyBank Hassie-Free Account as her personal Bank Account.

Jenkins was admitted in the hospital the end of April 2015, Jenkins urinary track shut down and impurities had built up in her systems, cause Jenkins to be delusional, I was told by Jenkins Doctor that Jenkins would have to take dialysis treatments until her systems was clean, around August 1, 2015. Jenkins systems were clean, and she had to continue the dialysis treatments. Around September 1, 2015 Shirley went on Life support.

**Some individuals see it as an opportunity to take advantage of the rightful beneficiaries as well as the person, perhaps when they were close to death or soon after death, to commit fraud, and help themselves to assets and personal possessions. To most decent people this is unconscionable behavior; by unfortunately this did happen Shera started this concealing of the assets and personal properties. <https://www.findlaw.com>**

O.R.C. 2109.32(B)(4) If an administrator or executor learns of the existence of newly discovered assets after the filing of the final account or otherwise comes into possession of assets

belonging to the estate after the filing of the final account, the executor or administrator shall file a supplemental final account with respect to the disposition of the assets and shall provide a copy of the supplemental final account to each heir of an intestate estate or to each beneficiary of a testate estate, as provided in division (B)(1) of this section and subject to the exceptions specified in divisions (B)(1)(a) and (b) of this section.

The Citizens Bank Checking Account has not been disbursed the account was transferred.

On February 22, 2017, I received a letter from Fields explaining the responsibilities of the heirs as far as Shera being a Life Tenant. Fields asserted in the letter, to a remainder interest held jointly by you, Sherry and Shafone. As the holder of the remainder interest, the three (3) of you are responsible for payment of taxes and insurance of the property. If an inspection of the property indicates items that need to be repaired, you, Sherry and Shafone, and NOT Shera, would be responsible for the cost of the such repairs. (see exhibit CC).

This letter was filed with the motion to remove Fields, filed April 10, 2017.

Fields sent me this fraudulent letter only to defraud me, Shera is responsible as a Life Tenant.

**During tenancy, the life tenant is responsible for paying all bills, including mortgage payments, utilities and all other aspects of upkeep. Lawn maintenance and landscaping are also the responsibility of the tenant, as are any repairs to the house's plumbing or electrical systems. Most importantly, they are responsible for paying all associated taxes and for maintaining enough homeowner's insurance to protect the property against any damage. The owner of the property, known as the remainderman, will take over all of these**

**responsibilities upon the life tenant's death, but until that time, the person living in the house assumes expenses as any homeowner does. <https://www.sapline.com>**

Shera stands by the letter Fields sent me, the property taxes are delinquent (see exhibit DD).

I believe this Fields way of purchasing estate property sheriff's sale.

I would like for The Honorable Supreme Court of United State to help me get an explanation from fields why she sent me this fraudulent letter explaining a life tenant.

**A criminal conspiracy exists when two or more people agree to commit almost any unlawful act, than take some action towards it completion. The action taken need not itself be a crime, but it must indicate that those involved in the conspiracy knew of the plan and in tented to break the law. <https://www.Findlaw.com>**

Shera started the conspiracy and with the assistance of the lower court Fields completed the conspiracy to commit Fraud.

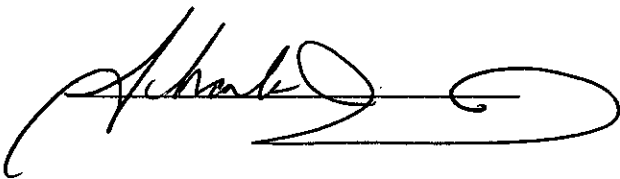
O.R.C. 2109.303 (B)(2) of this section, every testamentary trustee shall, and every other fiduciary not subject to section 2109.301 or 2109.302 of the Revised Code may, render an account of the trustee's or other fiduciary's administration of the estate or trust at least once in each two years. Any testamentary trustee or other fiduciary shall render an account, subject to division (B) of this section, at any time other than a time otherwise mentioned in this section upon an order of the court issued for good cause shown either at its own instance or upon the

motion of any person interested in the estate or trust. Every testamentary trustee shall, and every other fiduciary may, render a final account within thirty days after completing the administration of the estate or trust or shall file a final account within any other period of time that the court may order.

Every account shall include an itemized statement of all receipts of the testamentary trustee or other fiduciary during the accounting period and of all disbursements and distributions made by the testamentary trustee or other fiduciary during the accounting period.

The Amended Final Account should not have been Approved.

If The Honorable Court of United State, assist me in getting the information I am requesting I will expose this Conspiracy to Commit Fraud or Please give me relief so I can go on with my life.

A handwritten signature in black ink, appearing to read 'Sharla Jenkins', followed by a large, stylized circular flourish.

Sharla Jenkins -Petitioner  
4063 East 148<sup>th</sup> Street  
Cleveland Ohio, 44128

## **REASONS FOR GRANTING THE PETITION**

By matter of "LAW"

My Mother died November 15, 2015, and I've been a legal battle with a court appointed Attorney, for almost 7 years.

After My Mother died the only thing I could have done for her was Honor her last wishes, and because of this conspiracy it became impossible for me to do that.

There is nothing else I can do for My Mother, since she was cremated and put in to 4 boxes, I can't even put flowers on her grave, and Fields decided that the ashes was to be divide up among the Heirs, Shafone took  $\frac{3}{4}$  of the ashes, Sherry and I didn't want any ashes, and Shera has  $\frac{1}{4}$ , since Shafone is decease, I don't know what happened to the ashes she had.

They took my right as a Beneficiary of the Estate and changed me to Other to complete this conspiracy.

Jenkins wishes had nothing to do with this case, it was Fields will that was done.

They did these wrongful acts so Openly, as though it was by law.

This was My Mother, and anyone with empathy should understand what I am feeling.

I am Distraught over what I had to endure after the lost of My Mother, I could never forget the experience I had the first time I had to go through Probate Court.

## CONCLUSION

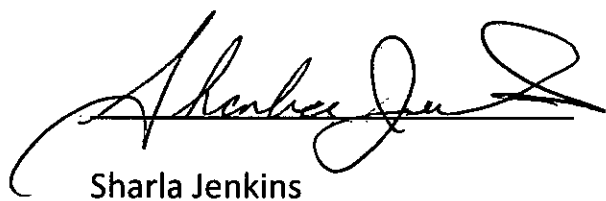
It took 9 months before Jenkins remains was taking out of the Cuyahoga Corner Office, and it did matter what I filed with any of the courts, Fields refused to answer any of my questions I had regarding Citizens Bank Checking Account, as of today I am still requesting the information,

I am asking The Supreme Court of United State for assist in helping me expose this conspiracy or give me relief, so I can go on with my life

Attorney Darrell A. Fields  
Counsel for Helen Forbes Fields Esq. Respondent  
15515 Oakhill Road  
East Cleveland, Ohio 44112

The petition for a writ of certiorari should be granted.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Sharla Jenkins', is written over a horizontal line.

Sharla Jenkins

Date: September 16 2022