

STATE OF SOUTH CAROLINA
In the Court of Appeals

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APPEAL FROM AIKEN COUNTY
Court of Common Pleas

OCT 27 2014

The Honorable Doyet A. Early, III, Circuit Court Judge

SC Court of Appeals

Appellate Case No. 2014-000250

Adele J. Pope, ...Appellant,

v.

Estate of James Brown, Deceased; The James Brown 2000 Irrevocable Trust;
Russell L. Bauknight, Individually, as former Executor *de son tort*, and in every
current and former fiduciary status claimed or held as to the Estate of James
Brown and the James Brown 2000 Irrevocable Trust, ...Respondents,

And Robert L. Buchanan, Jr., ...Interested Party.

RECORD ON APPEAL
VOLUME II

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INDIVIDUALLY

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ATTORNEYS FOR RESPONDENT
ESTATE OF JAMES BROWN
AND JAMES BROWN 2000
IRREVOCABLE TRUST

INDEX TO RECORD ON APPEAL
VOLUME I (pp. 1 - 434)

I. ORDERS AND JUDGMENTS

Order of the Hon. Jasper N. Cureton, filed June 30, 2014.....	1
Form 4 Order of the Hon. Doyet A. Early, III, dtd. June 2, 2014.....	3
Order of Dismissal of the Hon. Doyet A. Early, III, dtd. March 4, 2014, ...	5
Form 4 Order of the Hon. Doyet A. Early, III, dtd. January 31, 2014.....	8
Order of the Hon. Paul E. Short, Jr., dtd. January 30, 2014.....	11
Order of Dismissal of the Hon. Doyet A. Early, III, dtd. January 7, 2014.....	13
Order of the Hon. Doyet A. Early, III, dtd. October 30, 2013 Withdrawing Attorney General.....	27
Order of the Hon. Doyet A. Early, III, dtd. October 1, 2013.....	30
Order of the Hon. Liz Godard, dtd. June 13, 2013, Case. Nos. 2008-CP-02-1647 and 2013-CP-02-1348.....	51
Order of the Hon. Doyet A. Early, III, dtd. June 13, 2013, Case Nos. 2008-CP-02-1647, 2007-CP-02-0122, 2007-CP-02-872.....	53
Order of the Hon. Doyet A. Early, III, dtd. June 13, 2013, Case Nos. 2007-CP-02-0122; 2008-CP-02-0872; 2008-CP-02-0322; 2010-CP-02-0721; 2012-CP-02-1059; 2008-CP-02-1426; 2008-CP-02-1712; 2008-CP-02-2127; 2008-CP-02-1556; 2008-CP-02-1557; 2008-CP-02-1758; 2008-CP-02-1759; 2008-CP-02-1647; and 2013-CP-02-348.....	56
Order of the Hon. Frank R. Addly, Jr. dtd. November 22, 2011, Case No. 2011-CP-36-379 (Partial).....	See 302
Order of the Hon. Doyet A. Early, III, dtd. April 1, 2008 Order	64
Order of the Hon. Doyet A. Early, III, dtd. February 20, 2008	70
Order of the Hon. Doyet A. Early, III, dtd. January 8, 2008	78

II. PLEADINGS

Complaint filed June 10, 2013.....	82
Exhibit 1: Petition for allowance of Claim.....	145
Exhibit 2: Notice of Disallowance of Claim dtd. May 29, 2013.....	146
Exhibit 3: Summary, <i>Wilson v. Dallas</i> and Related cases.....	147
Exhibit 4: Proposed Fiduciary Payments and Other Payments.....	149
Exhibit 5: Attorneys working for benefit of Estate/2000 Trust.....	150
Exhibit 6: Attorneys in <i>Wilson v. Dallas</i> Related Cases who should be paid by ...Others.....	151
Summons.....	152
Motion for Expedited Relief filed June 10, 2013.....	153
Motion to Dismiss Under Rule 12(b) (Bauknight).....	157
Motion to Dismiss Under Rule 12(b) (Estate/2000 Trust).....	161
Exhibit A: Notice of Disallowance.....	168
Motion to Alter or Amend, Etc., Order of January 7, 2014	170
Exhibit: Order of Jg. Early dtd. January 7, 2014.....	See 13
Notice of Appeal dtd. February 7, 2014.....	238
Exhibit: Order of Jg. Early dtd. January 7, 2014.....	See 13
Exhibit: Form 4 Order of Jg. Early, dtd.1/31/14.....	See 8
Motion to Alter or Amend, Etc., Order of March 4, 2014.....	240
Exhibit A: Order of Jg. Early dtd. March 4, 2014.....	See 5
Ltr.of Counsel for Bauknight <u>Individually</u> to Court dtd. May 23, 2014.....	250
Exhibit A: Order of Jg. Early dtd. January 7, 2014.....	See 13

II. PLEADINGS (Continued)

Exhibit B: Order of Jg. Early dtd. March 4, 2014.....	See 5
Return and Memorandum Opposing Ltr./Motion of Bauknight.....	251
Exhibit 1: Ltr. of Appellant to Court dtd. March 6, 2014.....	260
Exhibit 2: Motion to Alter or Amend Order dtd. March 4, 2014.....	See 240
Exhibit A: Order of Jg. Early dtd. March 4, 2014.....	See 5
Supplemental Return to Ltr./Motion of Russell Bauknight, Individually.....	261
Appendix (Partial) to Supplemental Return	269
Index to Appendix.....	269
1. Sample Documents from Wingate Suit, Richland County Case No. 2010-CP-40-4900 (Partial).....	273
Exhibit A-1: Summons and Complaint	273
Exhibit A-2: Motion to Dismiss Appeal and Writ, Ct. of Appeals..	278
Exhibit A-3: Transcript, Hearing, May 30, 2010.....	281
Exhibit A-4: Ltr. of Wingate dtd. June 11, 2014.....	285
Exhibit A-5: Answer and Counterclaim of Buchanan & Pope.....	286
2. Sample Documents, FOIA #1 - Pope vs. AG & James Brown Legacy Trust, (now Richland Cty. 2012-CP-40-0350)(Partial).....	293
Exhibit B-1: Complaint.....	293
Ltr., Pope to AG Custodian of Records dtd. June 30, 2011.....	296
Affidavit of Pope Supporting Production.....	297
Ltr. Nexsen/Pruett to Pope dtd. July 15, 2011, Re: FOIA.....	300
Exhibit B-2: Motion of Legacy Trust to Dismiss FOIA #1.....	301
3. Sample Documents, FOIA #2 - Pope v. A.G.Wilson, Case No.	

II. PLEADINGS (Continued)

2011-CP-36-379 (now Rich. Cty. No. 2010-CP-40-4900)(Partial).....	302
Exhibit C-1: Order of Jg. Addy, Jr. dated November 22, 2011.....	302
4. Documents Related to Forlando Federal Suit, U.S. Dist. Ct. Case No. 30:08-cv-00014-WOB (Partial).....	304
Exhibit D-3: Amended Counterclaim Buchanan.....	304
5. Documents Related to Nby. Cty. Case No. 2012-CP-36-00688 (Partial).....	307
Exhibit E-1.....	307
a. Ltr. AG Wilson to Court dtd. June 13, 2014	307
b. Ltr. AG Wilson to Court dtd. May 23, 2014.....	308
Exhibit E-2: Ltr. of Wingate to Court dtd. May 20, 2014	309
6. Sample Documents Related to Cannon/Criminal Case s (Partial) Exhibit F-2: Excerpts, Bauknight Petition for Rehearing.....	311
Ltr. Pope to AG Wilson dtd. 11/6/2013 (partial).....	312
7. Sample Aiken Cty. Court Documents after 5/8/13 (Partial).....	314
Exhibit G-1: Pope Return to Motion Deanna, Others.....	314
Exhibit G-2: Motion to Reconsider Sojourner Appointment.....	315
Exhibit G-4: Portion, Transcript July 9, 2013.....	317
Statements of the Court, Ms. Pope and Mr. Bell.....	317
8. Documents related to Petition for Writ of Certiorari, Appellate Case No. 2013-2582 (Partial).....	320
Exhibit H-1: Petition for Writ of Certiorari filed June 13, 2014.....	320
Exhibit H-2: Appendix, Petition for Certiorari (partial).....	321

II. PLEADINGS (Continued)

<i>Private Foundations, Copyright Heirs and Musical Millionaires: or Why the James Brown "I Feel Good" Trust doesn't.....</i>	322
Statements of the Court, Messrs. Wingate and Mr. Kendall.....	334
DNA & Dignity.....	336
Email of Sonny Jones dtd. January 20, 2011.....	338
Appellant's Reply to Bauknight's Return dtd. Feb. 27, 2014.....	340
Ltr. of Toberoff dtd. September 23, 2013.....	348
Amended Notice of Appeal, filed June 30, 2014.....	349
Order of Jg. Early dtd. March 4, 2014.....	See 5
Form 4 Order of Jg. Early dtd. June 2, 2014.....	See 3

III. COURT TRANSCRIPTS

Hearing held July 2, 2013.....	351
Statement of the Court.....	352
Statements of Ms. Pope, Mr. Black, Ms. Jowers Mr. Gilreath, Mr. Covington, Mr. Petrano, Mr. Harris, Mr. Waters and Mr. Bauknight	353
Hearing held July 9, 2013.....	381
Statement of the Court.....	382
Statements of Ms. Pope, Mr. Black, Ms. Jett, and Mr. Rosen.....	382
Hearing held October 8, 2013	402
Statement of the Court.....	402
Statements of Mr. Black, Mr. Buchanan and Mr. Newsome.....	404
Hearing Held December 3, 2013	409
Statement of the Court.....	409
Statements of Mr. Newsome and Ms. Pope.....	410

INDEX TO RECORD ON APPEAL **VOLUME II (pp. 435 - 738)**

IV. OTHER MATERIALS

Pope email request for hearing to Judge Early, July 10, 2012.....	435
Email Chain of Judge Early and others, 5/9-14/13 re: Hearing, new PR.....	436
Email Chain of Judge Early, others re: Status conference 5/29/13.....	438
Notice of Disallowance of Russell L. Bauknight dtd. May 29, 2013.....	440
Affidavit of Pope in Support of Expedited Hearing , filed 6/10/13.....	441
Bauknight's Memorandum Opposing Pope's Motion to Reconsider.....	443
Pope's Reply to Bauknight's Memorandum Opposing Reconsideration.....	446
Ltr. of Buchanan to Judge Early, dtd. 7/26/13, with Attachments (Partial)...	455
Ltr. of Toberoff to Warner Music, dtd. 9/23/13 re: Copyright Terminations..	485
Ltr. of Counsel for Bauknight <u>Individually</u> , to Court dtd. March 3, 2014	487
Supplemental Affidavit of Buchanan & Pope in Support of Commissions and Payment of Certain Priority Expenses of Administration dtd. 7/13/09, with Exhibits.....	488
Exhibit 1 Complaint (part of Case 122).....	545
Exhibit 2 January 8, 2008 Order of Jg. Early, See 78.....	560
Exhibit 3 February 20, 2008 Order of Jg. Early, See 70.....	561
Exhibit 4 April 1, 2008 Order of Jg. Early, See 64.....	562
Exhibit 5 Minimum PR/Trustee Commission, Order dtd. 1/8/08.....	563
Exhibit 6 CV of Robert L. Buchanan, Jr.....	565
Exhibit 7 CV of Adele J. Pope.....	566
Exhibit 8 Summary of Activities of Pope, 11/20/07- 5/26/09.....	569
Exhibit 9 Summary of Activities of Buchanan, 11/20/07-5/26/09.....	671
Exhibit 10 Letter of Pope to Sr. Assistant AG Jones, dtd. 11/21/07.....	718
Exhibit 11 Attorney's Fees & Costs, James D. Bailey, Esquire.....	721
Exhibit 12 Attorney's Fees for, Tressa T.H. Hayes, Esquire.....	722
Exhibit 13 Ltr. of Buchanan & Pope to AG McMaster, dtd. 5/10/08.....	723
Exhibit 14 "Stand Down" Email of Rosen to Jg. Early dtd. 8/12/08.....	725
Exhibit 15 Email of Sonny Jones to Judge Early dtd. 8/12/08.....	726
Exhibit 16 Ltr. of AG McMaster to Buchanan & Pope dtd. 7/30/08.....	727
Exhibit 17 Ltr. of AG Jones dtd. 7/7/08 & Emergency Petition.....	729
Exhibit 18 Email of Cox to Heflin, Re: JB Project, dtd. 11/26/07.....	738

FOI E-Mails

From: Adele Pope <adele@popelawfirm.com>
Sent: Tuesday, July 10, 2012 4:32 PM
To: rnrosen@rosen-lawfirm.com
Cc: Sonny Jones; Mary Frances Jowers; rlbuchananjr@atlanticbbn.net; dwilliams@jeterandwilliams.com; louis@levensonlaw.com; DBlack@nexsenpruet.com; FKingsmore@nexsenpruet.com; cpaton@rosen-lawfirm.com; dearlyj@sccourts.org; dearylc@sccourts.org; AJH@swblaw.com; MVG@swblaw.com; d_michel@yahoo.com
Subject: Re: In re Estate of James Brown

Dear Judge Early:

I respectfully request that you NOT delay the hearing on striking my filings and proceeding with voiding the Gag Orders issued in 2008 which, it is now clear from my affidavit served yesterday, have been ignored by two Attorneys General and 20 lawyers for four years -- with only Bob Buchanan and me carefully following the directive until it is declared void ab initio or expired.

Mr. Rosen incorrectly reported what happened on July 5 in the Richland County Case. Since he was not there, I respectfully request that he retract his statements.

I have been gagged for 4 years, and found out just last week that the Attorney General was actually communicating with Albert Dallas at least twice after your Gag order about the Contents of the Hynie Diary. If you will look carefully at the communication between Sr. Assistant AG Jones and Dallas attached to my affidavit and dated January 9, 2009, you will see it appears that Attorney General McMaster's office requested a copy of the diary from Mr. Dallas -- and he sent it.

There has never been a suggestion that this was improper on the part of either.

To continue Gag me in this manner solely because I asked the Court to void the order before I spoke about the diary content is manifestly unfair.

As to Bob's settlement, there is still pending in Case 4900 a Motion to Compel Mediation and my response that it is illegal to gut Bob's ability to protect the 2000 Trust and Will of James Brown without notifying the Supreme Court and getting their permission -- or resigning.

I respectfully ask that the hearing continue. If the May 24, 2012 Order is withdrawn, we will not need to hear it.

Your honor, I respectfully request that these matters be heard on the record.

Thank you,

FOI E-Mails

From: Early, Doyet A. Law Clerk (Adam C. Ness) <dearlylc@sccourts.org>
Sent: Tuesday, May 14, 2013 1:46 PM
To: Early, Doyet A.
Cc: Sonny Jones; Early, Doyet A. Law Clerk (Adam C. Ness); Adele Pope; rlbuchananjr@atlanticbbs.net; dwilliams@jeterandwilliams.com; louis@levensonlaw.com; FKingsmore@nexsenpruet.com; cpaton@rosen-lawfirm.com; rrosen@rosen-lawfirm.com; Mary Frances Jowers; AJH@swblaw.com; MVG@swblaw.com; Michel, David L.; dallaslaw@classicsouth.net; dbblack@nexsenpruet.com; rbauknight@bpscpas.com; gcovington@covpatlaw.com
Subject: James Brown - hearing to set new PR

Dear All:

Judge Early would like to schedule a hearing regarding the appointment of a new Personal Representative, regarding the above-named matter.

Provided he has received the remittitur from the South Carolina Supreme Court, Judge Early is available to hear this matter on May 29 or 30, in Barnwell, at 2:00 pm.

Everyone, please respond regarding your availability on the dates and times listed above.

Also, if anyone notices I have failed to copy a necessary party, please forward this on to them.

Sincerely,

Adam C. Ness, Esq.

Law Clerk to the Honorable D.A. Early, III The Circuit Court of the 2nd Judicial Circuit PO Box 90<x-apple-data-detectors://0/0> Bamberg, SC 29003<x-apple-data-detectors://0/0>

Telephone: 803.245.4004<tel:803.245.4004>

Fax: 803.245.2983<tel:803.245.2983>

dearlylc@sccourts.org<mailto:dearlylc@sccourts.org>

On May 9, 2013, at 2:16 PM, "Adele Pope"

<adele@popelawfirm.com<mailto:adele@popelawfirm.com>> wrote:

May 9, 2013

Dear Judge Early:

I am pro se as to all James Brown matters currently pending before you in Aiken County. In light of three things that happened during the last few weeks, I ask that you schedule a Status Conference for all counsel in all Aiken County James Brown matters as soon as possible. Those are:

a. A request by the Wingate Firm, which represents some Aiken County Interested Persons, for a delay in Richland County Case 4900 and two Freedom of Information Act Cases until you rule on certain matters in Aiken County.

[I oppose the request. AG Wilson is seeking to be dropped as a party to Case 4900. As to one FOIA matter, Lewis & Babcock is seeking to dismiss the James Brown Legacy Trust as a party. As to both FOIA cases, AG Wilson indicated this week a willingness to have a hearing as soon as possible.]

b. A notice by Gene Covington, Esq., counsel for Albert Dallas, that he intends to proceed with a deposition of Charles Bobbitt (about 82) to preserve his testimony in one or more of the Aiken Cases.

[I do not oppose the deposition, whether before or after a status conference.]

c. The Supreme Court's Ruling of May 8, 2013 in Case 1647.

I respectfully request that the agenda include:

1. Scheduling my Motion to Intervene in the Dallas Claim matter, which Mr. Dallas does not oppose.
2. Review of matters which might be more efficiently concluded in the 3-year-old Richland County Case 4900.
3. Scheduling of matters to be heard after the Remittitur in Case 1647.

I have tried to include all counsel, but ask that others help me by circulating this. I also request that -- for efficiency -- my counsel in Richland Case 4900 and the Forlando Federal Suit be deleted from your list as they do not represent me in any Aiken Case.

Thank you for your consideration.

Adele J. Pope
1228 Walnut Street
Newberry, South Carolina 29108
(803) 413-0753
adele@popelawfirm.com<mailto:adele@popelawfirm.com>

<-----Original Message----->

>From: Black, David

>[DBlack@nexsenpruet.com<mailto:DBlack@nexsenpruet.com>]

>Sent: 7/10/2012 4:23:18 PM

FOI E-Mails

From: Early, Doyet A. Law Clerk (Adam C. Ness) <dearlylc@sccourts.org>
Sent: Wednesday, May 15, 2013 9:49 AM
To: Chris B. Paton
Cc: louis@levensonlaw.com; Early, Doyet A. Law Clerk (Adam C. Ness); Early, Doyet A.; Sonny Jones; Adele Pope; rlbuchananjr@atlanticbbn.net; dwilliams@jeterandwilliams.com; FKingsmore@nexsenpruet.com; Robert Rosen; Mary Frances Jowers; AJH@swblaw.com; MVG@swblaw.com; Michel, David L.; dallaslaw@classicssouth.net; dblack@nexsenpruet.com; rbauknight@bpscpas.com; gcovington@covpatlaw.com; amédlin@sc.rr.com; shahidlo@bellsouth.net; steve@slotchiverlaw.com
Subject: Re: James Brown - hearing to set new PR

All:

This is set for May 29th at 2:00 pm in Barnwell.

Any materials for the Judge's consideration must be received no later than the Friday before. If they number more than 10 pages, they must be submitted in hard copy form.

Sincerely,

Adam C. Ness, Esq.

Law Clerk to the Honorable D.A. Early, III The Circuit Court of the 2nd Judicial Circuit PO Box 90<x-apple-data-detectors://0/0> Bamberg, SC 29003<x-apple-data-detectors://0/0>

Telephone: 803.245.4004<tel:803.245.4004>

Fax: 803.245.2983<tel:803.245.2983>

dearlylc@sccourts.org<mailto:dearlylc@sccourts.org>

On May 14, 2013, at 3:36 PM, "Chris B. Paton" <cpaton@rosen-lawfirm.com<mailto:cpaton@rosen-lawfirm.com>> wrote:

Adam:

Counsel for Tommie Rae Brown also can attend a hearing in Barnwell on May 29 at 2:00 pm.

Thanks.

Chris Paton, Esquire

Rosen Law Firm, LLC

The Peoples Building

18 Broad Street, Suite 201 (29401)

P.O. Box 1840 Charleston, SC 29402

From: Early, Doyet A. Law Clerk (Adam C. Ness) [<mailto:dearlylc@sccourts.org>]

Sent: Friday, May 17, 2013 11:07 AM

To: Chris B. Paton

Cc: louis@levensonlaw.com; Early, Doyet A.; AGSJONES@scag.gov; Adele Pope; rbuchananjr@atlanticbbn.net; dwilliams@jeterandwilliams..com; FKingsmore@nexsenpruet.com; Robert Rosen; MFLowers@scag.gov; AJH@swblaw.com; MVG@swblaw.com; Michel, David

L;dallaslaw@classicsouth.net; dblack@nexsenpruet.com; rbauknight@bpscpas.com; gcovington@covpatlaw.com; amedlin@sc.rr.com; shahidlo@bellsouth.net; steve@slotchiverlaw.com

Subject: RE: James Brown - hearing to set new PR

Dear All:

Please be advised that Judge Early will use the May 29th hearing date to conduct a status conference. At the status conference, he will expect that each of you be prepared to discuss the future track of the James Brown Estate and Trust litigation. By way of example: now that the settlement agreement has been reversed, what cases are presently pending, and how do the parties propose to move their respective cases forward?

Also, as a general housekeeping matter, please be advised that when any party seeks a ruling from Judge Early, they will be expected to comply with **standard motions practice** protocol—that is, filing a motion, accompanied by the proper motion coversheet and filing fee, etc. Thank you in advance.

Sincerely,

Adam C. Ness, Esq.

Law Clerk to the Honorable D.A. Early, III

The Circuit Court of the 2nd Judicial Circuit

PO Box 90

Bamberg, SC 29003

Telephone: 803.245.4004

Fax: 803.245.2983

dearlylc@sccourts.org

Exhibit 2

STATE OF SOUTH CAROLINA

COUNTY OF AIKEN

IN THE MATTER OF: JAMES BROWN

)
)
)
)
IN THE PROBATE COURT

NOTICE OF DISALLOWANCE OF CLAIM

CASE NUMBER: 2007 ES02 0056

TO:

Name: Adele J. Pope

Address: 1228 Walnut St.

Newberry, SC 29108-3554

The undersigned, as the Special Administrator, appointed to administer this estate, disallows all of your claim for \$4,993,151, plus any requests for attorney's fees, costs or other ancillary costs associated with your claim presented on July 17, 2009.

Your claim was disallowed for the following reason(s):

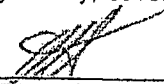
This claim was filed jointly with Robert L. Buchanan, Jr., who has settled his claim against the estate. You only served as Co-Personal Representative and Co-Trustee of the James Brown 2000 Irrevocable Trust for a relatively short period of time. During the period of approximately 18 months that you served as Co-Personal Representative and Co-Trustee, there is no way that \$4,993,151.00 in fees and commissions could have been legitimately earned. The affidavits you submitted to substantiate your claim describing the hours you spent in these roles confirm this. Further, your claim is based on an overinflated, unsubstantiated and self-serving valuation of the probate estate as of the date of Mr. Brown's death.

You petitioned the court and obtained an Order dated January 8, 2008 allowing payment to yourself and Mr. Buchanan toward your commissions for service as Special Administrators in the amount of \$317,000, plus costs. This payment may now be subject to disgorgement pursuant to the Supreme Court's opinion in this matter dated May 8, 2013, in which the Court found that you were properly removed as Co-Personal Representative and Co-Trustee for cause.

This claim is disallowed on the basis that the requested fees and commissions were not earned and therefore are not due and owing, and further that the Estate is entitled to an offset for any damages suffered as a result of any maladministration during your service as Co-Personal Representative and Co-Trustee.

Failure to protest this disallowance of your claim, (that is, failing to file your petition for its allowance (form #373PC) in the Probate Court and failing to commence a proceeding on the claim within thirty days after the service of this Notice of Disallowance of Claim), shall result in your claim or the disallowed portion of your claim being forever barred.

Executed this 29th day of May, 2013.

Signature: 

Name: Russell L. Bauknight

Address: 1517 Gervais St.

Columbia, SC 29201

E-mail: rbauknight@bpscpas.com

Telephone (O): 803.771.8943

Telephone (H):

STATE OF SOUTH CAROLINA	)	IN THE PROBATE COURT
	)	
COUNTY OF AIKEN	)	
	)	
Adele J. Pope,	)	Estate File No. 2007-ES-02-0056
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
Estate of James, Brown, Deceased et al.	)	Affidavit Supporting Request
	)	For Emergency Appointment
Defendants.	)	of Litigation SA/ST
AND:	)	And
	)	Expedited Appointment of
Robert L. Buchanan, Jr.,	)	Administration SA/ST
Interested Party.	)	And Related Relief
	)	

PERSONALLY APPEARED BEFORE ME ADELE J. POPE, who being duly sworn, deposes and says:

1. In support of my request for Emergency Voiding of the authority of Russell L. Bauknight to act on behalf of the Estate of James Brown and The James Brown 2000 Trust in pending litigation, I incorporate by reference each fact stated in my complaint which, on information and belief, is true and correct to the best of my knowledge.

2. I am informed and believe that Russell's continued work for Tommie Rae and his continued assertion that Brown's worldwide music empire was worth less than \$4.7 Million at death, as suggested in his Notice attached as Exhibit 2 to the Complaint, pose a grave and immediate threat to the Estate/2000 Trust in Case 4900, this Case, the Forlando Suit and the FOIA suits, as well as damage to me.

3. Russell and Kenneth Wingate, Esq., made the minor beneficiaries of the James Brown 2000 Irrevocable Trust Plaintiffs in Case 4900 in direct conflict with their

right to receive a \$285,000 Trust under the 2000 Trust – then refused for 3 years to appoint a GAL for them.

4. In 2012 Russell moved to strike Offers of Compromise to the Minors, on information and belief, without even presenting them to the minors or their parents. [See Exhibits A and B]

5. Russell has also refused for over a year to appoint a GAL for incarcerated Venisha.

6. I am informed and believe that Russell's continued false representations on behalf of the Estate/2000 Trust about Tommie Rae; the value; and the Federal Copyright Act will re-do the damage the *Wilson v. Dallas* decision undid by voiding his appointment. Those false representations are set out, in part, in the Complaint in this action.

6. Because of motions pending in the Forlando Suit, I respectfully submit that the appointment of a Litigation SA/ST who is not paid by Russell and who is required to protect the Will and 2000 Trust is an emergency, and the appointment of an administration SA/ST urgent.

FURTHER DEPONENT SAYETH NOT.


ADELE J. POPE

SWORN TO BEFORE ME THIS
9th DAY OF June, 2013

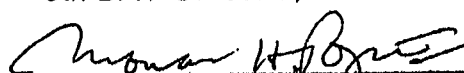
 (L.S.)
Notary Public for South Carolina
My Commission Expires: 03-28-2022

Exhibit A

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

RUSSELL L. Bauknight, as Trustee,
and others

and

HENRY DARGAN McMASTER and
others

Plaintiffs,

v.

Adele J. Pope,

Defendant

) IN THE COURT OF COMMON PLEAS
) FIFTH JUDICIAL CIRCUIT
)
)
)

Case No.: 2010-CP-40-4900

) Offer of Judgment of
) Adele J. Pope to Sydney L. , a minor
)
)
)

TO: PLAINTIFF SYDNEY BROWN AND SWEENEY, WINGATE AND BARROW, PA.
("WINGATE") HER ATTORNEYS:

Pursuant to South Carolina Code §15-35-400, Rule 68 of the South Carolina Rules of Civil Procedure, and all other applicable law, Defendant Adele J. Pope ("ADELE") proffers an Offer of Judgment to Plaintiff and Counterclaim Defendant SYDNEY L. ("SYDNEY"), a minor, in the above-referenced matter as set out below:

If pursuant to said rule and law, the Offer is not timely accepted and the judgment against said Defendant Pope is less than the above proffer, said Defendant/Counterclaim Plaintiff shall seek from SYDNEY all expenses and costs, including attorneys' fees, under South Carolina Code §15-35-400, Rule 68 of the South Carolina Rules of Civil Procedure, the South Carolina Trust Code, and all other applicable law, and interest under Rule 68.

Recitals

On June 15, 1999 SYDNEY's famous grandfather James Brown created the first

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EXHIBIT

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version of his Brown Family Education Trust for SYDNEY and certain other designated grandchildren by creating a Revocable Trust.

SYDNEY was less than one (1) year old.

A year later, on August 1, 2000, James Brown finalized his Estate Plan, leaving his entire music empire solely to the James Brown 2000 Irrevocable Trust, which he immediately funded with his mansion and home estate. SYDNEY and certain other grandchildren were given education trust funds. Everything else went to the "I Feel Good" private foundation, solely to provide scholarship for needy and deserving students studying in South Carolina and Georgia.

In 2002 SYDNEY's mother, Dr. Yamma Brown, sued James Brown for \$1 Million over 23 of his more than 800 published songs. She acknowledged Brown had excluded her from his music empire.

On December 25, 2006 James Brown died. SYDNEY and 6 other grandchildren became entitled to their separate Education Trusts, as follows:

(1) SYDNEY: \$285,000.000; (2) Carrington: \$285,000.000; (3) Janise: \$285,000.00;
(4) Venisha: \$285,000.00; (5) Forlando: \$285,000.00;
(6) Romunzo: \$285,000.00; (7) Jason: \$285,000.00

On January 9, 2007 SYDNEY's mother, with others Brown excluded from his music empire, hired Atlanta attorney Louis Levenson and contracted to pay him \$150,000 and 30% what he could get them of Brown's assets.

On January 24, 2007, Levenson brought suit for SYDNEY, through her mother, seeking to removed Brown's trustees. SYDNEY was 7.

On March 7, 2007, at SYDNEY's request, ADELE and Robert Buchanan, Jr. ("Bob")

were appointed by Judge Doyet A. Early, III as Special Administrators (SAs) of Brown's estate.

In March 2007 SYDNEY's father went with Brown's Trustee Albert Dallas to the Creme de La Creme School, which SYDNEY attended, and paid her tuition.

By November 20, 2007 Brown's three original trustees had resigned and, with SYDNEY's consent, ADELE and Bob became PRs and Trustees of SYDNEY's Education Trust.

The Court gave ADELE and Bob all of the authority and duty as if originally appointed by James Brown -- including the duty, as he directed, to vigorously defend against any challenges to the 2000 Trust.

Thirty-six days later, SYDNEY's mother, through Levenson, sued to declare SYDNEY's Trust void and set aside her father's Will. SYDNEY's mother purported to act for SYDNEY.

Bob and ADELE, vigorously defending SYDNEY's Trust and the rest of Brown's Estate Plan, have consistently asserted that SYDNEY's mother could not speak for SYDNEY while trying to destroy the \$285,000.00 Education Trust James Brown created for SYDNEY.

On August 10, 2008 SYDNEY's mother struck a deal with then-Attorney General Henry McMaster to decimate SYDNEY's \$285,000.00 Trust, commingling it with other funds and adding beneficiaries James Brown had intentionally excluded.

Bob and Adele appealed the approval of SYDNEY's mother's deal by Jg. Early on May 26, 2009, and that appeal is pending in the S.C. Supreme Court.

On May 19, 2010 WINGATE, purporting to speak both for SYDNEY and SYDNEY's mother, sued Bob and Adele in Richland County asserting they had breached their

fiduciary duty to SYDNEY by appealing the dismantling of SYDNEY's \$285,000.00 Education Trust.

Terms of Judgment

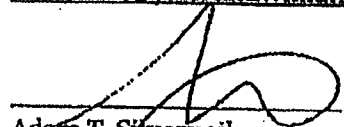
The Court shall issue its order substantially as follows:

1. As to all claims of SYDNEY against ADELE, SYDNEY is entitled to nothing.
2. As to the counterclaims of ADELE against SYDNEY, ADELE, is entitled to judgment against SYDNEY on all causes of action in the aggregate amount of \$1.00.

AND IT IS SO ORDERED.

Respectfully submitted,

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Attorneys for Defendant Adele J. Pope

August 7, 2012

Exhibit B

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

**RUSSELL L. Bauknight, as Trustee,
and others**

and

**HENRY DARGAN McMASTER and
others**

Plaintiffs,

v.

Adele J. Pope,

Defendant

) IN THE COURT OF COMMON PLEAS
) FIFTH JUDICIAL CIRCUIT

Case No.: 2010-CP-40-4900

**Offer of Judgment of
Adele J. Pope to Carrington L., a minor**

TO: PLAINTIFF CARRINGTON L. AND SWEENEY, WINGATE AND BARROW, PA. ("WINGATE") HIS ATTORNEYS:

Pursuant to South Carolina Code §15-35-400, Rule 68 of the South Carolina Rules of Civil Procedure, and all other applicable law, Defendant Adele J. Pope ("ADELE") proffers an Offer of Judgment to Plaintiff/Counterclaim Defendant CARRINGTON L. ("CARRINGTON"), a minor, in the above-referenced matter as set out below:

If pursuant to said rule and law, the Offer is not timely accepted and the judgment against said Defendant Pope is less than the above proffer, said Defendant/Counterclaim Plaintiff shall seek from CARRINGTON all expenses and costs, including attorneys' fees, under South Carolina Code §15-35-400, Rule 68 of the South Carolina Rules of Civil Procedure, the South Carolina Trust Code, and all other applicable law, and interest under Rule 68.

Terms of Judgment

The Court shall issue its order substantially as follows:

1. As to all claims of CARRINGTON against ADELE, CARRINGTON is entitled to nothing.

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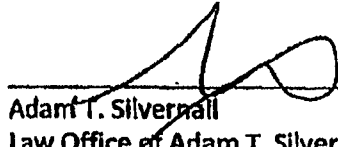


2. As to the counterclaims of ADELE against CARRINGTON, ADELE, is entitled to judgment against CARRINGTON on all causes of action in the aggregate amount of \$1.00.

AND IT IS SO ORDERED.

Respectfully submitted,

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Attorneys for Defendant Adele J. Pope

August 6, 2012

STATE OF SOUTH CAROLINA
COUNTY OF AIKEN

IN THE COURT OF COMMON PLEAS
(ON REMOVAL FROM PROBATE COURT)

IN RE:

THE ESTATE OF JAMES BROWN
A/K/A: JAMES JOSEPH BROWN

**BAUKNIGHT'S MEMORANDUM IN
OPPOSITION TO POPE'S MOTION TO
RECONSIDER
JUNE 13, 2013 ADMINISTRATIVE
ORDERS**

Case No.: 2008-CP-02-1647
Case No.: 2007-CP-02-0122
Case No.: 2008-CP-02-0872
Case No.: 2008-CP-02-0322
Case No.: 2010-CP-02-0721
Case No.: 2012-CP-02-1059
Case No.: 2008-CP-02-1426
Case No.: 2008-CP-02-1712
Case No.: 2008-CP-02-2127
Case No.: 2008-CP-02-1556
Case No.: 2008-CP-02-1557
Case No.: 2008-CP-02-1758
Case No.: 2008-CP-02-1759

On May 29, 2013 this Court held a status conference¹ concerning *Wilson v. Dallas*, --- S.E.2d ---, 2013 WL 2005103 (2013), the South Carolina Supreme Court's May 8, 2013 Opinion (the "Opinion") affirming, reversing, and remanding this Court's May 26, 2009 order confirming the James Brown Estate and Trust Settlement Agreement. At the close of the conference, the Court informed the attorneys that administrative orders would be issued to ensure orderly administration of the litigation of all pending James Brown cases. On June 13, 2013 this Court entered the referenced administrative orders. On June 24, 2013 Ms. Pope filed a motion² to

¹ Ms. Pope attended and participated in the May 29, 2013 status conference hearing.

² In addition to the above thirteen actions, Ms. Pope's motion was improperly filed in several other James Brown related cases.

reconsider, amend, or vacate the administrative orders. Ms. Pope fails to raise any issue that merits this court amending, reconsidering, or vacating its June 13, 2013 administrative orders.

This Court's May 26, 2009 order removed Ms. Pope from her fiduciary positions relating to the James Brown Estate and Trust. Nearly four years later, on May 8, 2013 the South Carolina Supreme Court affirmed this court's prior orders removing Ms. Pope for cause. As the Supreme Court stated, "[Ms. Pope's] continued service as [a] fiduciar[y] is not in the best interest of the estate." *Wilson v. Dallas*, --- S.E.2d ---, 2013 WL 2005103 (2013). Accordingly, upon remand this court properly entered administrative orders removing Ms. Pope in her fiduciary capacities and consolidating the will contest actions.

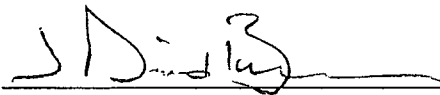
Collateral Estoppel now prevents Ms. Pope from relitigating her removal. Under the doctrine of collateral estoppel, also known as issue preclusion, when an issue has been actually litigated and determined by a valid and final judgment, the determination is conclusive in a subsequent action whether on the same or a different claim. *Zurcher v. Bilton*, 379 S.C. 132, 135-36, 666 S.E.2d 224, 226 (2008) (stating an issue litigated and determined by a valid and final judgment is conclusive in a subsequent action whether on the same or a different claim); *see also, S.C. Prop. and Cas. Ins. Guar. Assoc. v. Wal-Mart Stores, Inc.*, 304 S.C. 210, 213, 403 S.E.2d 625, 627 (1991).

In 2009 Ms. Pope objected to her removal from the James Brown Estate and Trust litigation. On May 8, 2013, the S.C. Supreme Court rejected Ms. Pope's argument concerning her removal. It is now the law of the case and the final judgment of the South Carolina Supreme Court that Ms. Pope has been removed from her fiduciary positions and is no longer a party to

the James Brown Estate and Trust litigation. Ms. Pope's motion to reconsider, amend, or vacate must be denied.

To the extent allowed by South Carolina law, the South Carolina Frivolous Proceedings Sanction Act (FCPSA) and Rule 11, SCRCP, the Estate and Trust moves for fees and costs incurred in responding to Ms. Pope's frivolous and unnecessary motion. *See Runyon v. Wright*, 322 S.C. 15, 471 S.E.2d 160 (1996) (Rule 11 sanction for frivolous filing or argument, or for bad faith filing); *Pool v. Pool*, 321 S.C. 84, 467 S.E.2d 753 (Ct. App. 1996), *aff'd as modified*, 329 S.C. 324, 494 S.E.2d 820 (1998) (standard for FCPSA sanction is frivolity). The party and/or attorney may also be sanctioned for filing a pleading, motion, or other paper in bad faith (i.e., to cause unnecessary delay) whether or not there is good ground to support it. *See Johnson v. Dailey*, 318 S.C. 318, 457 S.E.2d 613 (1995); *see also* John Freeman, *Know When to Fold*, S.C. LAW., May-June 1996, at 11 (discussing "the permissible limits of puffing and bluffing in the conduct of civil litigation").

Respectfully submitted,



J. David Black, SC Bar No. 68499
Fred L. Kingsmore, Jr.
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(803) 771-8900

Attorneys for Russell L. Bauknight, as the Court Appointed
Special Administrator of the James Brown Estate and
Special Trustee of the James Brown 2000 Irrevocable Trust

STATE OF SOUTH CAROLINA

COUNTY OF AIKEN

Adele J. Pope,

Plaintiff,

v.

Estate of James Brown, Deceased; The
James Brown 2000 Irrevocable Trust; Russell
L. Bauknight, Individually, as former
Executor de son tort, and in every current
and former fiduciary status claimed or held as
to the Estate of James Brown and the James
Brown 2000 Irrevocable Trust,

Defendants.

AND:

Robert L. Buchanan, Jr.,

Interested Party.

) IN THE COURT OF COMMON PLEAS

)

Case No. 2013-CP-02-1337

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Plaintiff responds to the Memorandum of Russell L. Bauknight, Individually,
referenced above which was served on Plaintiff on March 18, 2014. Plaintiff relies on
and incorporates her original motion and filings as supplemented herein.

Plaintiff also asks the Court to accept and consider the record of the hearing held
on March 19, 2014 in Federal District Court Case No. 30:08-cv-0014-WOB before the
Honorable William O. Bertelsman.

Seeking the Same Relief in Two Courts at the Same Time is Unfair

Mr. Bauknight asserts in the Memorandum that this Court has jurisdiction to
proceed with his motion to dismiss the complaint in this case, allowing Mr. Bauknight,
individually, to evade any review of four years of wrongdoing during his *void*

PR/Trustee service. At the same time, through other counsel, he is seeking the same relief, *individually*, in the South Carolina Court of Appeals. On March 13, 2014 he filed, *individually* and as a fiduciary, a motion to dismiss the appeal of the January 7, 2014 Order he tells this Court in his Memorandum applies only to Mr. Bauknight as a fiduciary.

This attempt of Mr. Bauknight, *individually*, to double-team Appellant and Robert Buchanan, Jr. through use of counsel of record for the Estate/2000 Trust is unfair.

It should not be allowed. The Court should void the March 4 Order for lack of jurisdiction.

Mr. Bauknight is Liable, Individually, for Improper Actions as PR/Trustee

Mr. Bauknight appears to claim that because he took improper actions while acting as PR/Trustee under the void May 26, 2009 appointment, he is not personally liable. This is not the case. Mr. Bauknight is liable under SCPC 62-3- 1005 and other sections to account for and disgorge damage from intentional acts, fraud, misrepresentation, or inadequate disclosure related to the settlement of Mr. Brown's estate.

For example, Mr. Bauknight's continued service *today* as agent for Ms. Hynie and her son in Richland County Case 2010-CP-40-4900 (the "Wingate Suit") is an intentional wrong. Mr. Bauknight must account *individually* for damage it causes.

Under *Wilson v. Dallas* Mr. Bauknight's \$563,0000 payment of Estate money to Mr. Wingate's firm in 2012, in addition to his 40% contingency, may be subject to disgorgement by Mr. Bauknight *individually* if he cannot recover it from Mr. Wingate.

Mr. Bauknight, individually, must also answer individually, for Plaintiff's counterclaims against the Estate/2000 Trust in the Wingate Suit. It was he – representing Ms. Hynie and others directly adverse to the Estate/2000 Trust – who moved to strike Plaintiff's 2012 Offer of Judgment which would have relieved the Estate/Trust from default and resolved its counterclaim liability in the Wingate Suit. Mr. Bauknight's *individual* decision to leave the Estate/2000 Trust in default and liable for counterclaims intentionally put the Estate/2000 Trust in peril. It was done for the benefit of Ms. Hynie, her son and other non-devisees.

Mr. Bauknight, *individually* and intentionally, made the decision to withhold payments due Mr. Buchanan and Plaintiff under the January 8, 2008 Order for years while they accrued interest *at the legal rate*. He is still withholding, intentionally, a \$47,000 court-approved SA payment due since January 2008 although funds have been available for years. This is an improper, intentional act of Mr. Bauknight. While the Estate/2000 Trust is liable to Plaintiff, Mr. Bauknight must account and disgorge the portion of the interest attributable to his intentional withholding to secure an advantage for Ms. Hynie, her son and other non-devisees he serves in the Wingate Suit.

Mr. Bauknight also *individually* and intentionally, concealed under the South Carolina Freedom of Information Act ("FOIA") and the Probate Code the \$4.7 million "appraisal" of Brown's music empire during his void PR/Trustee appointment. He continues to conceal it today, in violation of his fiduciary duty.

Mr. Bauknight's false \$4.7 million "appraisal" served as the basis for the South Carolina Attorney General, for more than two years, to falsely claim Robert Buchanan, Jr. and Plaintiff committed the federal felony of improperly overstating the value of Mr.

Brown's assets to the IRS by \$79 million to secure a \$5 million commission. Mr.

Bauknight intentionally made that same claim while purporting to speak as an agent of the Attorney General of South Carolina. And he continues to make it today.

The intentionally false felony claim contributed to dicta by the South Carolina Supreme Court in its *Wilson v. Dallas* decision which has permanently damaged the careers and reputations of Plaintiff and Mr. Buchanan.

The acts described above were taken by Mr. Bauknight as a fiduciary. But they were also individual and intentional acts performed to advance interests directly adverse to the Estate/2000 Trust.

Instead of taking a neutral position during the *Wilson v. Dallas* appeal, Mr. Bauknight took an intentionally aggressive and vitriolic position *against* James Brown's valid Will and Trust. And in favor of Ms. Hynie and her son. Instead of simply accepting for purposes of administration that Ms. Hynie had been "stipulated" to be Brown's spouse under a settlement, which was the subject of an appeal, Mr. Bauknight became Ms. Hynie's most ferocious advocate. He serves as her agent today.

Where Mr. Bauknight's intentional actions described above – and others – have caused damage to Plaintiff, the "I Feel Good" Trust or others, equity demands that Mr. Bauknight, individually – not the needy and needy and deserving students – account; correct those intentional acts; and bear the loss where they cannot be corrected. That is what the complaint seeks.

The Court Should Consider the March 19 Federal Court Hearing

The Complaint alleges, correctly, that Mr. Bauknight secretly colluded with

Forlando Brown and Terry Brown from 2011 to 2013. The collusion began in January 2011 when Sr. Assistant AG Havird “Sonny” Jones coordinated a secret amendment to the McMaster Legacy Trust, signed by AG McMaster just days before he left office.

AG Jones then distributed the Legacy Trust Amendment and an Assignment of Terry Brown’s right of first refusal to buy the music empire to his son Forlando to the “settling parties.”

For the next two years – represented by the same lawyer, David Bell, Esquire – Forlando and Terry – aided by Mr. Bauknight – concealed from multiple courts that Forlando was the real-party-in-interest in the *Wilson v. Dallas* appeal and the Wingate Suit. Mr. Bauknight remained silent while Forlando lied to the Federal Court, claiming he had no assets and would receive nothing from the State Court settlement unless his father died. Now he says Forlando did nothing wrong.

Forlando/Terry and Forlando made material and conflicting representations to the Courts. Forlando correctly stated in depositions – as he had in 2008 – that Ms. Hynie was not Brown’s spouse. He also stated that \$100 million was a conservative value for Brown’s music empire, and \$150 million offers were available for music empire in 2008 when AG McMaster took it over. He said Mr. Bauknight’s \$4.7 million was “bogus.”

At the same time, Terry/Forlando joined Mr. Bauknight in claiming to the S.C. Supreme Court that Ms. Hynie’s elective share claim was a “slam dunk,” that the music empire (which he had a right to buy at “fair market value”) was worth only \$4.7 million when Brown died; that there were never any offers to buy the music empire (even though he had been part of two); and that Mr. Buchanan and Plaintiff had committed

the federal felony of overstating the music empire by \$79 million to get a \$5 million commission.

Mr. Bauknight, as the complaint states, helped cover up and advance this fraud by interfering both with FOIA compliance and discovery in the Wingate Suit. He concealed the Wingate Litigation Retention Agreement that showed Mr. Bell had authorized the Wingate Suit to try to stop the appeal of the McMaster Settlement. At the same time Mr. Bell was telling the Federal Court that Brown's estate plan should be upheld.

Mr. Bauknight, with estate funds, hired counsel to fight the State's and Legacy Trust's release under FOIA of this Legacy Trust for three years.

These matters came to light only from sources *other than* Mr. Bauknight.

After the Wilson v. Dallas decision Mr. Bauknight, *individually*, has continued his troublesome alliance, in addition to Ms. Hynie, with Terry/Forlando. He claims that Forlando has done nothing wrong.

Mr. Bauknight claims the 2000 Trust should not recover from Forlando for the 4-year defense of Forlando's attempts to enjoin the 2000 Trust until felon David Cannon and his co-trustees were reinstated. These trustees wanted to cover up \$12 million of missing funds and be paid \$16 million in commissions. And they wanted options or a "kickback" from TJBL when the IPO was floated. Forlando was given 39% of TJBL just 25 days before he verified his fabricated complaint to enjoin the 2000 Trust.

Mr. Bauknight, *individually and intentionally*, is helping Forlando, Ms. Hynie and the Levenson clients dismember the "I Feel Good" Trust *again*.

In a deposition in the Forlando Brown Federal Suit on August 20, 2013 – months

after the *Wilson v. Dallas* decision, Mr. Bauknight said of the suggestion that the *Wilson v. Dallas* decision benefitted the Estate:

That's poppycock. Pure speculation from your client [Pope]. Fantasy...I'm the person who actually looked at this. And I said it was a fair and reasonable settlement. I don't know where this fantasy is that \$50 million was gone away. Number one, your client made up that number. Your client did that in a self-serving fashion so that she could take \$5 million out of this estate for her retirement. So to say that this would have diminished is a load. A total load. I looked at this. I say. You have no clue how termination rights where [sic]. You don't know the value. . . She has no clue what she was dealing with and put stuff in the paper that it's just totally fabricated untrue. It blows me away that someone with a law degree can be so dishonest and get away with it. ...You know, what? That's set aside by the Supreme Court. That's fine. I've got a new roadmap, and I'm going to follow this new roadmap to a T....

...[Y]our client raped this estate taking every dime out of it for her own fees and for Bob's fees and her lawyer's fees leaving it insolvent....Your client didn't even try. Your client didn't know the numbers. I know the numbers. There was no diminished Legacy Trust. That's fabrication from your client. [Emphasis supplied.]

On March 19, 2014 David Bell, Esquire demonstrated dramatically to the federal court the damage that the false valuation and other false claims of Mr. Bauknight, *individually*, have done to Plaintiff and Mr. Buchanan (and the "I Feel Good" Trust). Mr. Bell argued to the Honorable William O. Bertelsman Federal in Federal Case No. 3:08-cv-00014-WOB that the Supreme Court's dicta in *Wilson v. Dallas* – which was closely related to the false \$4.7 million value and intentional false statements by Mr. Bauknight's agent published in more than 330 media outlets the day before the Supreme Court oral arguments – is proof that Mr. Buchanan and Plaintiff are not entitled to recovery from the Forlando/Terry share of the Estate/200Trust for the six-

year ordeal.

Mr. Bauknight had now engaged Mr. Wingate – Ms. Hynie’s and Terry/Forlando’s lawyer – to fight the claim for legal fees for the 4-year cost of Forlando’s frivolous suit to enjoin the 2000 Trust.

And Mr. Bauknight joins Mr. Bell in asserting that Mr. Buchanan and Plaintiff are not entitled in the Forlando Federal Suit for the legal costs of defending the 2000 Trust against an injunction sought by Mr. Bell, the powerful Atlanta firm of Powell Goldstein and a former Chief Justice. If granted that federal injunction would have paralyzed the 2000 Trust; prevented the *Wilson v. Dallas* appeal; and perhaps resulted in the reinstatement of Mr. Dallas and/or Mr. Cannon.

As Mr. Bell’s arguments and the remainder of the transcript of the March 19, 2014 hearing show, the Supreme Court’s dicta is now being used by Forlando Brown to turn what under the Court’s May 26, 2009 Order was a replacement of fiduciaries in connection with a settlement , *and not for cause*, into something that never happened.

If Mr. Bauknight is able to crush Plaintiff and keep Plaintiff and Brown’s *real* heirs out of any proceeding, he, Forlando, Mr. Levenson and Ms. Hynie will be able to succeed in retaking the assets of the “I Feel Good” Trust without appellate review. This intention was announced by Ms. Hynie’s counsel and Mr. Levenson publicly on May 29, 2013.

This is bad for the “I Feel Good” Trust. It is devastating for Plaintiff.

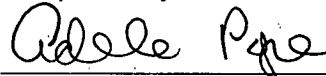
Much of the damage to Plaintiff is the result of Mr. Bauknight’s intentional wrongdoing, including his failure to correct his false claim that the \$84 million value was wrong; that Mr. Buchanan and Plaintiff had no basis for the value; and that his

was the first professional appraisal of Mr. Brown's royalties.

Conclusion

Mr. Bauknight should not be allowed to seek relief, *individually*, in two courts on the same matter at the same time – using two different attorneys. This Court should grant all relief requested in the Motion to Alter or Amend or Vacate. It should confirm that it lacks jurisdiction to proceed. In so doing, it should consider the March 19, 2014 transcript from the Forlando Brown Federal Suit.

Respectfully submitted,



Adele J. Pope, *pro se*
1228 Walnut Street
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(803) 413-0753
S.C. Bar # 4501

March 20, 2014

BUCHANAN LAW OFFICE, P.A.

ATTORNEYS AND COUNSELORS AT LAW

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rlbuchananjr@atlanticbbn.net

Robert L. Buchanan, Jr.

July 26, 2013

Honorable Doyet A. Early, III

Bamberg, SC 29

Re: Robert L. Buchanan, Jr. Response to Administrative Order Dated June 13, 2013, In
Re: The Estate of James Brown A/K/A: James Joseph Brown (Cases No. 2008-CP-
02-1647; 2007-CP-02-0122; 2008-CP-02-0872; 2008-CP-02-0322; 2010-CP-02-
0721; 2012-CP-02-1059; 2008-CP-02-1426; 2008-CP-02-1712; 2008-CP-02-2127;
2008-CP-02-1556; 2008-CP-02-1557; 2008-CP-02-1758; 2008-CP-02-1759),
*In re James Brown: Review of fees paid in Case 1647 appeal of May 26, 2009
settlement agreement*

Dear Judge Early:

In March 2007 I was appointed as one of two Special Administrators of the Estate of James Brown. I did not seek the position, but at the request of the court I agreed to assist in a limited role. I did not anticipate encountering all that followed. On November 20, 2007, I was suddenly appointed as a co-Personal Representative of the Estate of James Brown and as a co-Trustee of the James Brown 2000 Irrevocable Trust at a hearing in Bamberg. I did not seek the appointment, and I did not expect it. Believing that the resignations of the former PR/Trustees would enable the estate and trust to turn the corner and seeing everyone that day, including the settling parties, unanimously recommended Mrs. Pope and me for the position, I did not anticipate what would subsequently develop. I do not believe any reasonable person, viewing matters objectively, would have anticipated at that time the course of events that followed.

In January 2008 an order was filed which specified the terms of my remuneration. See Attachment "A." This order was not appealed. There is no question that I was entitled to be paid under this order.

Also in January 2008, James Brown's grandson, then Forlando by name, sued me in federal court. This lawsuit resulted, *inter alia*, in my professional liability carrier refusing to renew my coverage. See Attachment "C."

During the period of time commencing February 27, 2008 and continuing through April 21,

2009, I was paid \$153,000.00. See Attachment "B." Those funds were deposited into my law firm operating account. The following summary of my income (and the detail is available if you wish to review it) for the three years immediately prior to my appointment and for the four successive years, including the year of my appointment, illustrates the overwhelming nature of my service under the appointment, which overtook my law practice. It also illustrates the importance of these payments to me, which are included in the gross receipts for the respective years. The summary is as follows:

<u>Practice Year</u>	<u>RLB, JR. Practice Gross Receipts</u>	<u>RLB, Jr. Salary</u>	<u>Net Practice Earnings</u>

3 YEARS PRIOR TO APPOINTMENT

2004	859,630.52	164,000	496,729.36
2005	293,148.31	52,000	80,986.85
2006	1,027,680.33	176,000	593,570.51

4 SUCCESSIVE YEARS, INCLUDING THE YEAR OF APPOINTMENT

2007	290,765.33	52,000	61,626.07
2008	315,111.57	53,000	87,659.67
2009	186,707.25	52,000	(36,829.07)
2010	175,617.25	52,000	(24,662.66)

Beginning in August 2008 and continuing until May 2009 some persons related to the Estate and Trust forged a settlement. I invited the settling parties to provide me with evidence to support the settlement and to include necessary persons who were not at their table. Without a meaningful response and under those circumstances, I testified that I believed the will and trust instruments and existing South Carolina law would require me to appeal "this settlement at this time." I did appeal. In the spring of 2010, I was given an ultimatum by the settling parties: dismiss the appeal or be sued. In May 2010, they sued me for \$10,000,000.00 in Case 4900 in Richland County. This lawsuit caused, *inter alia*, my successor professional liability carrier to refuse to renew my coverage and to sue me. See Attachment "C."

As I was and am the sole breadwinner in my household, through the years I utilized assets, which my wife and I owned jointly, to supplement the lost earnings. The following summaries approximate loan amounts and asset liquidations and illustrate what I did in this respect (and the details are available if you desire to review them):

Money Market Account	Dates:	May 2007	May 2011
(Jointly Owned)	Balances:	\$144,000.00	\$600.00
	Status:	Closed	

Home Equity Loan (Jointly Owned) (Secured)	Dates:	May 2007	May 2011
	Balances:	-0-	\$166,000.00
	Status:	Interest only payments have been made, totaling \$28,870.60 as of 7/25/2013, and the principal balance has not been reduced	
Life Insurance Loan (Wife's Policy)	Dates:	July 2010	Borrowed \$35,000.00
		September 2011	Borrowed \$8,749.45
	Status:	Paid off with interest following settlement in Case No. 4900 (see below)	
Life Insurance Loan (Husband's Policy)	Date:	September 2010	Borrowed \$4,700.00
	Status:	Uncertain	
Life Insurance Loan	Date:	September 2011	Borrowed \$1,900.00
	Status:	Uncertain	
MasterCard	Dates:	March 2007	Balance -0-
		Summer 2011	Balance \$47,270.00
	Status:	Paid off upon settlement in Case No. 4900	
Visa	Dates:	March 2007	Balance nominal
		Summer 2011	Balance \$23,417.00
	Status:	Paid down upon settlement in Case No. 4900	
Bank Loans (Unsecured)	Dates:	2010	\$25,000.00
Status:	Rolled over 2 or 3 times and satisfied out of proceeds of real estate mortgage loan referenced immediately below		
Bank Loan (Secured)	Dates:	2012	\$62,000.00
		(Office)	
		(prior to settlement)	
(Jointly owned)	Status:	Making interest-only payments, a total of \$3,522.53 through 7/25/13, and principal remains unpaid	
Professional Liability Insurance Issues	See Attachment "C"		

Judge Early
Page Four
July 26, 2013

In 2012, I settled out of Richland County Case No. 4900 in which I was a defendant-counterclaimant. See Attachment "D." I had to go back to work. After this last year, I think (and hope) I am now about half way to reestablishing my law practice. I received \$500,000.00 in settlement proceeds. I paid an attorney fee and federal and state taxes out of the settlement.

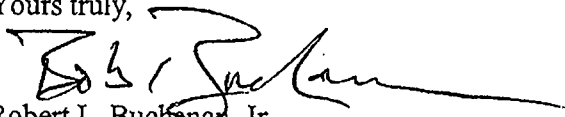
I am including herewith as Attachment "E" an itemized statement showing my time through March 31, 2012. This itemization does not include any interest (as provided for in Attachment "A") and includes my hourly rate at \$300.00. (With respect to Attachment "E," there are a few entries with minor discrepancies between "E" and the summary attached to my affidavit dated July 13, 2009. I believe Attachment "E" is more accurate because it was prepared more recently and with the assistance of my CPA. Hence, until and unless I learn differently, the summary attached to the July 13th affidavit is hereby amended to conform to Exhibit "E." (I can furnish details if you want them.)

I remain a party to the federal case (Forlando William Brown), but only as a counterclaimant. I remain a defendant-counterclaimant in another federal case in which Cincinnati Insurance Company sued me.

I am transmitting a hard copy of this correspondence and the attachments to you by FedEx so that it will be there Monday. I would appreciate your marking the hard copy "Filed." I am also sending a scanned copy of same to you and others via e-mail today. If you prefer that I file it otherwise, either in hard copy or electronically, please let me know and I will do so. And if you need anything other or further from me for your purposes in this matter, I will be happy to provide it.

With thanks and warmest personal regards, I am

Yours truly,


Robert L. Buchanan, Jr.

Cc: All persons shown on Judge Early's e-mail distribution list, via e-mail only

/rlb, Jr.

ATTACHMENT A

ATTACHMENT B

TO WRITE THE
ACCOUNT NUMBER
ON YOUR CHECK?Feb²⁷ 2008

\$15,000.

TO BE SURE RETURN
ADDRESS SHOWS
THROUGH WINDOW?

May 6 2008

\$3,000.

June 9 2008

\$3,800.

DID YOU
REMEMBER?

Sept. 2 2008

\$100,000.

TO COMPLETE CHANGE
OF ADDRESS FORM IF
YOU HAVE MOVED?

Oct 20 2008

\$15,000.

Nov 11 2008

\$10,000.

TO ENCLOSE YOUR
STATEMENT COUPON?

Feb 10 2009

\$5,000.

April 21 2009

\$2,000.

\$153,000.00

ATTACHMENT C

15 This **Spectrum Policy** consists of the Declarations, Coverage Forms, Common Policy Conditions and any
81 other Forms and Endorsements issued to be a part of the Policy. This insurance is provided by the stock
ID insurance company of The Hartford Insurance Group shown below.

SBA

INSURER: HARTFORD CASUALTY INSURANCE COMPANY
HARTFORD PLAZA, HARTFORD, CT 06115
COMPANY CODE: 3

Policy Number: 22 SBA ID8115 SA



SPECTRUM POLICY DECLARATIONS

ORIGINAL

Named Insured and Mailing Address: BUCHANAN LAW OFFICE P.A.
(No., Street, Town, State, Zip Code)

P.O. BOX 463
AIKEN SC 29802

Policy Period: From 08/16/08 To 08/16/09 1 YEAR
12:01 a.m., Standard time at your mailing address shown above. **Exception:** 12 noon in New Hampshire.

Name of Agent/Broker: HUTSON-ETHERREDGE COMPANIES
Code: 290149

Previous Policy Number: 22 SBA ID8115

Named Insured is: INDIVIDUAL

Audit Period: NON-AUDITABLE

Type of Property Coverage: SPECIAL

Insurance Provided: In return for the payment of the premium and subject to all of the terms of this policy, we agree with you to provide insurance as stated in this policy.

TOTAL ANNUAL PREMIUM IS: \$3,414

IN RECOGNITION OF THE MULTIPLE COVERAGES INSURED WITH THE HARTFORD, YOUR
POLICY PREMIUM INCLUDES AN ACCOUNT CREDIT.

HUTSON-ETHERREDGE COMPANIES
P.O. BOX 419
AIKEN, SC 29802-0419

Insurance Services Since 1876

Countersigned by

Harry O. Weeds
Authorized Representative

Date

6-11-08

463

Form SS 00 02 12 06
Process Date: 05/31/08

Page 001 (CONTINUED ON NEXT PAGE)

Policy Expiration Date: 08/16/09

INSURED COPY

03944

*0100222ID81150109

Insurer: HARTFORD CASUALTY INSURANCE COMPANY
HARTFORD PLAZA, HARTFORD, CT 06115



This Declarations Page, with the Common Policy Conditions, Lawyers' Professional Liability Coverage Form and Endorsements, if any, issued to form a part thereof, shall together constitute this Lawyers' Professional Liability Coverage Part, which in turn forms a part of Policy Number shown below.

None of the provisions of the policy to which this Coverage Part is attached, except for the Common Policy Conditions, Nuclear Energy Liability Exclusion, and any State Amendatory Endorsements modifying cancellation and/or nonrenewal provisions apply to the Lawyers' Professional Liability insurance provided hereunder.

Wherever the word "policy" appears in this form or in endorsements attached to or made a part of this Coverage Part, it applies to the Lawyers' Professional Liability Coverage Form.

POLICY NUMBER: 22 SBA ID8115

LAWYERS' PROFESSIONAL LIABILITY DECLARATIONS

THIS IS CLAIMS MADE INSURANCE. PLEASE READ YOUR POLICY.

Named Insured and Mailing Address: BUCHANAN LAW OFFICE P.A.

P.O. BOX 463
AIKEN SC 29802

Policy Period From: 08/16/08 To: 08/16/09
12:01 A.M., Standard time at the address of the named insured as stated herein.

Premium: \$ INCLUDED

Limits Of Liability: \$2,000,000 Each Claim Limit
\$2,000,000 Aggregate Limit

Retroactive Date: UNLIMITED If no date is entered, the Retroactive Date is the same as the effective date of this Coverage Part.

Deductible: \$ 2,500 Each and Every Claim

Form Numbers Of Forms and Endorsements that apply: Common Policy Conditions, Form SS 00 05; Exclusion - Nuclear Energy Liability, Form SS 05 47

SS24011202 SS24351202 SS24981202

HUTSON-ETHEREDGE COMPANIES
P.O. BOX 419
AIKEN, SC 29802-0419

Countersigned by

Authorized Representative

Insurance Service Since 1876

Harry O. Wells 6-11-08
Date

Form SS 24 99 12 02

Process Date: 05/31/08

464

Policy Expiration Date: 08/16/09

14

03962

*01002222ID81150109

SPECTRUM POLICY DECLARATIONS (Continued)
POLICY NUMBER: 22 SBA ID8115

Location(s), Building(s), Business of Named Insured and Schedule of Coverages for Premises as designated by Number below.

Location: 001 **Building:** 001

212 NEWBERRY ST. NW
AIKEN SC 29801

Description of Business:
LAWYERS & LAW FIRMS

Deductible: \$ 500 PER OCCURRENCE

BUILDING AND BUSINESS PERSONAL PROPERTY LIMITS OF INSURANCE

BUILDING

REPLACEMENT COST \$ 422,000

AGREED VALUE OF BUILDING \$ 422,000

BUSINESS PERSONAL PROPERTY

REPLACEMENT COST \$ 105,000

PERSONAL PROPERTY OF OTHERS

REPLACEMENT COST NO COVERAGE

MONEY AND SECURITIES

INSIDE THE PREMISES \$ 10,000
OUTSIDE THE PREMISES \$ 5,000

EXCLUDED PROPERTY

EXCLUDED PROPERTY

EXCLUDED PROPERTY

SPECTRUM POLICY DECLARATIONS (Continued).
POLICY NUMBER: 22 SBA ID8115

**PROPERTY OPTIONAL COVERAGES APPLICABLE LIMITS OF INSURANCE
TO ALL LOCATIONS**

**BUSINESS INCOME AND EXTRA EXPENSE
COVERAGE:**
COVERAGE INCLUDES THE FOLLOWING
COVERAGE EXTENSIONS:

12 MONTHS ACTUAL LOSS SUSTAINED

**ACTION OF CIVIL AUTHORITY:
EXTENDED BUSINESS INCOME:**

30 DAYS
30 CONSECUTIVE DAYS

**EMPLOYEE DISHONESTY: FORM SS 04 42
DEDUCTIBLE: \$ 250
EACH OCCURRENCE**

\$ 10,000

**EQUIPMENT BREAKDOWN COVERAGE
COVERAGE FOR DIRECT PHYSICAL LOSS
DUE TO:
MECHANICAL BREAKDOWN,
ARTIFICIALLY GENERATED CURRENT
AND STEAM EXPLOSION**

**THIS ADDITIONAL COVERAGE INCLUDES
THE FOLLOWING EXTENSIONS
HAZARDOUS SUBSTANCES
EXPEDITING EXPENSES**

\$ 50,000
\$ 50,000

**MECHANICAL BREAKDOWN COVERAGE ONLY
APPLIES WHEN BUILDING OR BUSINESS
PERSONAL PROPERTY IS SELECTED ON
THE POLICY**

**IDENTITY RECOVERY COVERAGE
FORM SS 41 12**

\$ 15,000

**HIRED CAR PHYSICAL DAMAGE COVERAGE
FORM SS 04 84
LIMIT PER ACCIDENT
DEDUCTIBLE: \$ 500**

\$ 50,000

SPECTRUM POLICY DECLARATIONS (Continued)

POLICY NUMBER: 22 SBA ID8115

BUSINESS LIABILITY**LIMITS OF INSURANCE**

LIABILITY AND MEDICAL EXPENSES \$1,000,000

MEDICAL EXPENSES - ANY ONE PERSON \$ 10,000

PERSONAL AND ADVERTISING INJURY \$1,000,000

DAMAGES TO PREMISES RENTED TO YOU
ANY ONE PREMISES \$ 300,000**AGGREGATE LIMITS**

PRODUCTS-COMPLETED OPERATIONS \$2,000,000

GENERAL AGGREGATE \$2,000,000

**BUSINESS LIABILITY OPTIONAL
COVERAGES**HIRED/NON-OWNED AUTO LIABILITY \$1,000,000
FORM: SS 04 38

03946

*0100222ID81150109



Buchanan Law Office

3/26/13

1. You bought an unlimited Tail from the Hartford 8/16/2009 2mil/2mil \$4,949.00
 2. Cincinnati Ins Co - 8/16/2009-2010 - \$9,486.10
1mil/1mil - 10,000 del.
they non-renewed & offered Tail for \$42,600.??
 3. Admiral Ins Co thru Johnson & Johnson
8/16/10-8/16/11 - 500/500 with \$10,000 del.
\$6,620.86
 4. Admiral - 500/500 w/ \$10,000 del.
8/16/11-12 \$6,606.98
 5. Admiral Ins - 500/500 w/ \$10,000 del.
8/16/12-13 - \$7,690.30
 6. Zurich Ins. 8/16/2006-2007 for
2 m/2m w/ 5,000 del. & non-renewed
\$3,548.00
↳ renewed by Hartford -
 7. I am attempting to find out if
Admiral will increase your limit
to 1m/1mil & how much \$.
- Will not consider inc. until Spooky
renewal 8/16/13 -

Robert Buchanan

From: Harry Weeks <HWeeks@hecos.com>
Sent: Wednesday, July 17, 2013 10:14 AM
To: rlbuchananjr@atlanticbbn.net
Cc: Harry Weeks
Subject: RE: Buchanan- Prof.-Bob/Jeannie

Bob: renewal quote from the Company came in today and Jeannie has it. the Company had a SC rate increase of 15%. Jeannie will be sending you information today. Spooky

From: Harry Weeks
Sent: Monday, July 08, 2013 2:12 PM
To: 'rlbuchananjr@atlanticbbn.net'
Cc: Harry Weeks; Jeannie Chavous
Subject: RE: Buchanan- Prof.-Bob/Jeannie

Bob: Renewal application received today and forwarded to Johnson & Johnson for review and renewal quote. thanks Spooky

From: Harry Weeks
Sent: Saturday, July 06, 2013 4:37 PM
To: rlbuchananjr@atlanticbbn.net
Cc: Harry Weeks
Subject: Buchanan- Prof.-Bob

Bob: really do need your renewal application back soon to get to the Insurance Company for renewal quote. Hope you had a good 4th weekend. Spooky

No virus found in this message.

Checked by AVG - www.avg.com

Version: 2013.0.3349 / Virus Database: 3204/6498 - Release Date: 07/17/13

Hutson-Etherredge Companies
P. O. Box 419
Aiken, SC 29802-0419
Phone: 803-649-5141 Fax: 803-648-3179

Buchanan Law Office, P. A.
Mr. Robert L. Buchanan, Jr.
P. O. Box 463
Aiken, SC 29802-0463

MEMO		Page 1
ACCOUNT NO.	OP.	DATE
BUCHA-1	JC	07/17/2013
POLICY INFORMATION		
91128875		
EFFECTIVE EXPIRATION		
PROF		08/16/2012 08/16/2013

Dear Bob:

Re: Renewal Quote

Since last year, Admiral Insurance Company has had a 15% rate increase, which is included in the quote attached. We have requested that they search other markets to see if they can find a premium more in line with what you paid last year. We will let you know if they find another market.

In the meantime, we have attached their renewal quote from Admiral Insurance Company, along with a finance agreement for your use.

Please call if you have any questions.

Jeannie K. Chavous



Quotation for Lawyers Professional Liability Insurance

On behalf of Admiral Insurance Company, we are pleased to provide a quotation for Lawyers Professional Liability Insurance subject to the terms and conditions as follows:

Insured: **Buchanan Law Office, P.A.**
Policy Period: **August 16, 2013 to August 16, 2014**
Carrier: **Admiral Insurance Company (A.M. Best Rated A+ (Superior))**
Policy Form: **LPL 9300 (04-09)**
Quote Expires: **August 16, 2013**

Total Number of Lawyers: **1**

Option 1

Limit of Liability: **\$500,000 per Claim; \$500,000 in the Aggregate**
Deductible: **\$10,000**
Premium: **\$8,407 (Excludes any premium taxes and fees)**

Additional Terms

- Prior Acts Date: **August 16, 2010**

Conditions

- Receipt of a properly completed, signed and dated Admiral Insurance Company Surplus Lines Filing Confirmation Form.
- PRIOR TO BINDING: Terms and conditions subject to change. Please provide Loss Runs for policy years 2007-2010 for our records.
- A copy of the Proposal Forms and a specimen copy of the Policy Form can be downloaded from our website at www.monitorliability.com.

Endorsements

- **LPL 94310 (04-09)** - Excludes coverage for Loss arising out of any Wrongful Act which occurred prior to a specific date.
- **SER-00-ADM (05-13)** - Provides information to the Named Insured regarding any service of suit.

\$8407	BASE PREMIUM
\$100	POLICY FEE
\$510.42	SC TAX 6%
\$9017.42	TOTAL PREMIUM

ATTACHMENT D

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

THE COURT OF COMMON PLEAS
FOR THE FIFTH JUDICIAL CIRCUIT

Civil Action No. 2010-CP-40-04900

RUSSELL L. BAUKNIGHT, as Trustee of the James Brown 2000 Irrevocable Trust and the James Brown Legacy Trust, as Personal Representative of the Estate of James Brown, and on behalf Alan Wilson, in his capacity as Attorney General of the State of South Carolina; Tommie Rae Brown, individually and on behalf of her minor child, James ~~Brown~~; Daryl J. Brown, individually and on behalf of his minor child Janise Vanisha Brown; Lindsey Delores Brown; Deanna J. Brown Thomas; Jason Brown-Lewis; Yamma N. Brown, individually and on behalf of her minor children Sydney ~~Lewis~~ and Carrington ~~Lewis~~; Tonya Brown; Venisha Brown Larry Brown; and Terry Brown

and

ALAN WILSON, in his capacity as Attorney General of the State of South Carolina; TOMMIE RAE BROWN, individually and on behalf of her minor child, JAMES ~~Brown~~; DARYL J. BROWN, individually and on behalf of his minor child JANISE VANISHA BROWN; LINDSEY DELORES BROWN; DEANNA J. BROWN THOMAS; JASON BROWN-LEWIS; YAMMA N. BROWN, individually and on behalf of her minor children SYDNEY ~~Lewis~~ and CARRINGTON ~~Lewis~~; TONYA BROWN; VENISHA BROWN; LARRY BROWN; and TERRY BROWN,

Plaintiff

v.

Adele J. Pope and Robert L. Buchanan,
Jr.,

Defendants.

SETTLEMENT AGREEMENT AND
RELEASE AS TO DEFENDANT
ROBERT L. BUCHANAN, JR.

12.0 Effectiveness

This Settlement Agreement shall become effective immediately upon execution of the documents listed in Paragraph 1.7.

13.0 Duplicates/Counterparts

This Settlement Agreement and Exhibits may be executed in duplicate. Each duplicate is subject to Paragraph 10 hereinabove. When released, each duplicate shall be deemed an original.

IN WITNESS WHEREOF, We have hereunto set our hand and seal at the County of Richland, State of _____, this 10th day of July, 2012. *KLBU*

PLAINTIFFS:

Kenneth B. Wingate
Sweeny Wingate and Barrow, PA
Kenneth B. Wingate, Esq.
Mark V. Gende, Esq.
Aaron J. Hayes, Esq.
Attorneys for Plaintiffs

Date: July 10, 2012

DEFENDANT:

Robert L. Buchanan, Jr.
Robert L. Buchanan, Jr., of
Robin A. Hraithwaite, as Attorney for Robert L.
Buchanan

Date: July 10, 2012

ATTACHMENT E

**COMPREHENSIVE RECAPITULATION
OF TIME EXPENDED BY
ROBERT L. BUCHANAN, JR.**

COMPREHENSIVE RECAPITULATION
OF TIME EXPENDED BY
ROBERT L. BUCHANAN, JR.

<u>DATE</u>	<u>HOURS</u>	<u>RATE</u>	<u>TOTAL</u>
03/05/2007 – 11/20/2007	320.00 Hrs.	\$300.00	\$ 96,000.00
11/20/2001 – 12/31/2007	69.81 Hrs.	\$300.00	\$ 20,943.00
01/03/2008 – 12/29/2008	1,050.34 Hrs.	\$300.00	\$315,102.00
01/01/2009 – 12/31/2009	530.73 Hrs.	\$300.00	\$159,219.00
01/01/2010 – 12/31/2010	262.63 Hrs.	\$300.00	\$ 78,789.00
01/01/2011 – 12/31/2011	224.56 Hrs.	\$300.00	\$ 67,368.00
01/01/2012 – 03/31/2012	30.59 Hrs.	\$300.00	\$ 9,177.00
Grand Total:	2,488.66 Hrs.	\$300.00	\$746,598.00

ROBERT L. BUCHANAN, JR.
TIME DETAIL 03/05/2007 – 11/20/2007

BUCHANAN LAW OFFICE, P.A.

ATTORNEYS AND COUNSELORS AT LAW

212 Newberry Street, N.W. (29801)

Post Office Box 463

Aiken, South Carolina 29802-0463

(803) 649-2586

(803) 649-1392 (Facsimile)

rlbuchananjr@bellsouth.net

Robert L. Buchanan, Jr.

July 1, 2009

The Estate of James Brown

Statement for Legal Services

(03/05/07 - 11/20/07)

03/05/07	rlb	Tele Judge Early	025 mins.
03/07/07	rlb	Tele Judge Early and Adele Pope; review Order	075 mins.
03/13/07	rlb	Tele Adele Pope	015 mins.
03/13/07	rlb	Research SC Code 62-7-101	150 mins.
03/13/07	rlb	Research Uniform Trust Code 62-7-101	085 mins.
03/15/07	rlb	Review Uniform Trust Code	120 mins.
03/19/07	rlb	Prep for meeting; meeting w/ Adele, Keith Lewis, David Alan & Heyward	360 mins.
03/20/07	rlb	Tele Adele, Bill Tucker	040 mins.
03/21/07	rlb	Tele conf. w/ David Cannon, Bill Tucker & Adele	080 mins.
03/22/07	rlb	Tele Adele Pope	010 mins.
03/22/07	rlb	Tele Adele Pope	010 mins.
03/26/07	rlb	Prep of meeting (1 hr) Meeting (5 ½ hr)	390 mins.
03/27/07	rlb	Tele. Adele Pope	020 mins.
03/28/07	rlb	Review correspondence; e-mails; tele Keith Babcock	020 mins.
03/29/07	rlb	Tele Adele (2) in preparation for Keith Babcock's call today	045 mins.
03/29/07	rlb	Tele Adele and Keith	010 mins.
04/04/07	rlb	Tele Adele; fax to Tucker; read faxes, etc.	150 mins.
04/05/07	rlb	Tele Adele	015 mins.
04/10/07	rlb	Tele Adele Pope and Bill Tucker	030 mins.

ROBERT L. BUCHANAN, JR.
TIME RECAP AND DETAIL
01/01/2012 – 03/31/2012

ROBERT L. BUCHANAN, JR.
TIME DETAIL
2012 RECAP

Month	Hours Expended	Amount
January 2012	03.90	\$ 1,170.00
February 2012	19.48	\$ 5,844.00
March 2012	07.21	\$ 2,163.00
April 2012		\$
May 2012		\$
June 2012		\$
July 2012		\$
August 2012		\$
September 2012		\$
October 2012		\$
November 2012		\$
December 2012		\$

TOTAL: 30.59 Hours x \$300.00 \$9,177.00¹

¹ This amount represents the first quarter of 2012.

ESTATE OF JAMES BROWN
TIME DETAIL – ROBERT L. BUCHANAN, JR.
JANUARY 1, 2012 – JANUARY 31, 2012

01/16/2012 Monday	Telephone call, Adele re her Motion to Intervene in Dallas/Bradley Commission Claims cases	1.41
01/17/2012 Tuesday	Telephone calls (2), Adele; telephone calls (2), Cal Watson	0.83
01/20/2012 Friday	Telephone call, Adele re AG contract re 4900	0.08
01/21/2012 Saturday	Telephone call, Adele re FOIA release of contract AG et al re 4900; schedule meeting for 2/2/2012	0.33
01/24/2012 Tuesday	E-mails from Adele; telephone call, Rob Braithwaite – Gende apologized for letter so different from discussions – line drawn in sand now	0.75
01/25/2012 Wednesday	Telephone call, Adele; e-mail to Judge Early, et al; e-mail to Rob B. and Cal W. re her motion to intervene in Dallas and my position	0.50

Total Hours 01/01/2012 – 01/31/2012 3.90 Hours x \$300.00/Hour = \$1,170.00

ESTATE OF JAMES BROWN
TIME DETAIL – ROBERT L. BUCHANAN, JR.
FEBRUARY 1, 2012 – FEBRUARY 29, 2012

02/02/2012 Thursday	Discussion with Cal Watson and Rob Braithwaite; discussion with Adele Pope, Daryl Williams and Adam Silvernail; re 4900, Aiken Commission cases, Forlando, etc.	2.83
02/03/2012 Friday	Review summary of meeting; file and organize files – 4900 and Cincinnati	2.50
02/13/2012 Monday	Telephone call, Jim Bailey re Billy Neusome's secretary's call re telephone call; work on Adele's order	0.75
02/14/2012 Tuesday	Work on Order re commissions	2.91
02/18/2012 Saturday	Letter for Rob to send to Judge Early re Adele's Motion to Intervene	0.75
02/19/2012 Sunday	Work on letter from Rob Braithwaite to Judge Early	1.33
02/22/2012 Wednesday	Telephone call, Rob, Cal and Adele re 02/29/2012 hearing, etc.; meeting with Rob; telephone call, Adele; telephone call Cal re letter and order	3.75
03/23/2012 Thursday	Telephone call, Adela and Rob re letter and order 02/29/2012 hearing; telephone call, Adele; review Adele's e-mail and work on order	3.25
02/27/2012 Monday	E-mail to Adele with order and request for her to call; telephone call, Cal; e-mail from Austin Crosby re hearing	0.41
02/29/2012 Wednesday	Telephone call, Adele; e-mails to Adele, Austin and all re cancellation of hearing; telephone call, Adele re strategy for getting it all over with	1.00

Total Hours 02/01/2012 – 02/29/2012 19.48 x \$300.00/Hour = \$5,844.00

ESTATE OF JAMES BROWN
TIME DETAIL – ROBERT L. BUCHANAN, JR.
MARCH 1, 2012 – MARCH 31, 2012

03/02/2012 Friday	Telephone call, Adele re D. Black's intention to strike (wrong case)	1.16
03/05/2012 Monday	Telephone call, Adele re Brent Fortson and Buddy	0.41
03/06/2012 Tuesday	Telephone call, Adele, review Adele's Return to D. Black's motion to strike	0.50
03/07/2012 Wednesday	Telephone call, Adele re bankruptcy hearing in Augusta and David Black	0.41
03/14/2012 Wednesday	Telephone call, Cal re Gende's letter to Cal re depositions and plan for Bertlesman's hearing; telephone call, Adele re all	1.08
03/15/2012 Thursday	Telephone call, Adele re Buddy, Jackie Hollander, etc; need for dates for motion and Bauknight's request to talk to me	1.00
03/20/2012 Tuesday	Telephone call, Adele; telephone call, Adam Silvermail; telephone call, Daryl Williams re case I'm <i>pro se</i> in; review e-mails; review letter, Adele to AG re Gende's letter to Adele	1.08
03/26/2012 Monday	Telephone call, Adele re scheduling meeting with Cal and Daryl on Wednesday afternoon re 4900 Forlano case and the Dallas and Bradley Aiken Cases	0.41
03/27/2012 Tuesday	Telephone calls (3), Adele re 04/23/2012 hearing	0.75
03/30/2012 Friday	Telephone call, Cal Watson; Review Adels's article (part of)	0.41

Total Hours 03/01/2012 – 03/31/2012

7.21 Hours x \$300.00/Hour = \$2,163.00

TOBEROFF & ASSOCIATES, P.C.

A PROFESSIONAL CORPORATION

Exhibit D

22337 PACIFIC COAST HIGHWAY #348

MALIBU, CALIFORNIA 90265

Tel: (310) 246-3333; Fax: (310) 246-3101

mtoberoff@toberoffandassociates.com

September 23, 2013

Via E-mail and U.S. Mail

Scott McDowell
Senior Vice President and
Head of Legal & Business Affairs
Warner/Chappell Music, Inc.
10585 Santa Monica Blvd.
Los Angeles, CA 90025

Re: James Brown/Terminations under the Copyright Act

Dear Mr. McDowell:

We represent James Brown's children, Terry L. Brown, Larhonda Waller, Deanna Brown Thomas, Yamma Brown, Venisha Brown, Jeanette Mitchell Bellinger and Cinnamon Nicole Parris, and James Brown's grandchild, Sarah LaTonya Fegan a.k.a. Tonya Brown (collectively, the "Heirs"), who are believed to constitute all or a super-majority of James Brown's statutory heirs entitled to exercise termination rights under 17 U.S.C. §304. On the Heirs' behalf, we will be serving Warner/Chappell Music and others, in the near future, with statutory notices of termination regarding Mr. Brown's music.

The Heirs are informed and believe that Tomi Rae Hynie and James Brown, Jr., acting as James Brown's putative surviving spouse and child, respectively, have served purported notices of termination regarding his musical compositions (the "Tomi Rae Termination"). The Heirs are further informed and believe that the Tomi Rae Termination is being handled by a representative of the Estate of James Brown, despite the glaring conflicts of interest that this would appear to entail.

This letter is to notify Warner/Chappell Music that the Heirs vigorously contest the validity of the Tomi Rae Termination and the standing of Tomi Rae Hynie and James Brown, Jr. to serve any notices of termination under the Copyright Act regarding James Brown's music.

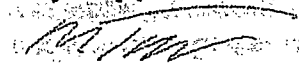
The Heirs' claim is based, without limitation, on the well-known fact that when Ms. Hynie purported to marry James Brown in December 2001 she was already married to Javed Ahmed (since 1997). The Heirs contend that this rendered her 2001 marriage void, and that the 2004 default judgment thereafter obtained by Ms. Hynie from a South Carolina family court, annulling her marriage to Mr. Ahmed, did not resuscitate Ms. Hynie's 2001 marriage to Mr. Brown pursuant to the recent on-point decision of the South Carolina Supreme Court in *Lukich v. Lukich*, 379 S.C. 589, 592 (2008) ("The question is whether the [2003] annulment order declaring Wife's first marriage void *ab initio* relates back so as to validate her purported 1985 marriage." "While an annulment order relates back in most senses, it does not have the ability to validate the bigamous second [1985] 'marriage.'").

Furthermore, Ms. Hynie's default judgment in *Tomi Rae Hynie v. Javed Ahmed* has no claim or issue preclusion effect on the Heirs as they were not parties to that action, and, in any event, the purported findings of fact and conclusions of law in that default judgment have no issue preclusion effect because such issues do not appear to have been "actually litigated" on the merits. *See State v. Bacote*, 331 S.C. 328, 330-31 (1998) ("In the context of a default judgment, collateral estoppel or issue preclusion does not apply because an essential element of that doctrine requires that the claim sought to be precluded actually have been litigated in the earlier litigation."). The Heirs' challenge to James Brown, Jr. is based, among other things, on his refusal to take a simple Court-supervised DNA test verifying that he is James Brown's child.

Please be further advised that these essential legal matters will be the subject of pending litigation in the South Carolina courts or in an alternative forum.

We hope to keep you well advised as this process marches towards a resolution. In the meantime, the Heirs and I look forward to an amicable relationship with Warner/Chappell Music regarding their statutory termination interests, and the future of James Brown's music.

Very truly yours,



Marc Toberoff

cc: Kelly Burnett via E-mail, Senior Director, Legal & Business Affairs
Warner/Chappell Music, Inc.

March 3, 2014

Jenny Abbott Kitchings
Clerk
SC Court of Appeals
P. O. Box 11629
Columbia, SC 29211

Re: Adele J. Pope v. Estate of James Brown, et al.
Appellate Case No. 2014-000250
Our File No. 101-2606

Dear Ms. Kitchings:

I represent Russell L. Bauknight, individually, in Case No. 2013-CP-02-1337, which is still pending in the lower Court before Judge Doyet Early, pursuant to Rule 205, SCACR. The matter before you is limited to the appeal of an Order of Dismissal against Russell L. Bauknight, in his fiduciary capacity as Trustee and Personal Representative of the Estate of James Brown.

Since the interests of Russell L. Bauknight, individually were not affected by the Order of Dismissal, on appeal, we respectfully request that he not be shown as a party, in his individual capacity, to the appeal nor required to participate in any appellate proceedings.

As such, my name should be removed as an Attorney of Record.

Thanking you in advance for your assistance, I am

Sincerely,


Frederick A. Crawford

RECEIVED

FAC/lhs

Cc: Adele J. Pope, Esquire
William G. Newsome, III, Esquire
Russell L. Bauknight, CPA

MAR 06 2014

SC Court of Appeals

STATE OF SOUTH CAROLINA	) IN THE COURT OF COMMON PLEAS
	) SECOND JUDICIAL CIRCUIT
COUNTY OF AIKEN	)
	) Case No.: 08-CP-02-1647 (Original)
	) Case No.: 07-CP-02-0122 (Copy)
HENRY DARGAN McMASTER, in his	) Case No.: 08-CP-02-0872 (Copy)
capacity as Attorney General of the State of	)
South Carolina; and others	) SUPPLEMENTAL AFFIDAVIT
Petitioners,	) OF ROBERT L. BUCHANAN, JR.
	) AND ADELE J. POPE IN
ALBERT H. DALLAS and others	) SUPPORT OF COMMISSIONS AND
Respondents.	) PAYMENT OF CERTAIN PRIORITY
	) EXPENSES OF ADMINISTRATION
IN RE:	)
The Estate of James Brown and the James	)
Brown 2000 Irrevocable Trust u/a/d August	)
1, 2000	)
_____	)

AND

STATE OF SOUTH CAROLINA	) IN THE COURT OF COMMON PLEAS
	) SECOND JUDICIAL CIRCUIT
COUNTY OF AIKEN	) Case Number: 2009-CP-02-1140
	)
Robert L. Buchanan, Jr. and Other,	)
Plaintiffs,	)
vs.	)
	)
The Honorable Henry Dargan McMaster,	)
as Attorney General for the State of South	)
Carolina,	)
Defendant.	)
	)
IN RE: The Estate of James Brown	)
and the James Brown 2000 Irrevocable	)
Trust	)
_____	)

AND

THE STATE OF SOUTH CAROLINA
IN THE CIRCUIT COURT FOR THE
SECOND JUDICIAL CIRCUIT

APPEAL FROM AIKEN COUNTY
PROBATE COURT

THE HONORABLE SUE H. ROE,
PROBATE COURT JUDGE

Case No. 09-CP-02-01341

IN THE MATTER OF: James Brown

Robert L. Buchanan, Jr. and Adele J. Pope, as Personal Representatives of the Estate of
James Brown and Trustees of the James Brown 2000 Irrevocable
Trust.....Appellants

PERSONALLY APPEARED BEFORE ME, Robert L. Buchanan, Jr. ("Bob") and Adele
J. Pope ("Adele"), who being duly sworn, depose and say:

I. AFFIDAVIT BASED ON PERSONAL KNOWLEDGE

1. This affidavit is made from our personal knowledge, including knowledge gained
from the books and records of the Estate of James Brown (the "Estate"), the James Brown
2000 Irrevocable Trust (the "2000 Trust") and records reviewed during our service as
Special Administrators (SAs) of the Estate of James Brown from March 7 to November 20,
2007 and as Personal Representatives (PRs) of the Estate and Trustees of the 2000 Trust
from November 20, 2007.¹

2. In 2000 James Brown created what appears to have been² the largest South
Carolina Private Foundation created by one individual solely to provide scholarships for

¹ (a) Subject to subsection (b), a person has knowledge of a fact if the person: (1) has actual knowledge of
it; (2) has received a notice or notification of it; or (3) from all the facts and circumstances known to the
person at the time in question, has reason to know it. S.C. Code Ann. Sec. 62-7-104

² If fully implemented as James Brown mandated in 2000, the Brown Family Education Trust will provide 7
designated grandchildren with adequate funding for a full education, including pre-college, college and
professional and/or post-graduate work (about \$300,000 each). Within 5 years The James Brown "I Feel
Good" Trust, a private foundation, will have a fund of at least \$100 Million, providing, in perpetuity, \$5
Million of scholarships to needy and deserving students desiring to attend schools in South Carolina and
Georgia. [See Trust]

needy and deserving children desiring to be educated in South Carolina and Georgia.³ We believe that it is our duty to preserve the James Brown Legacy for the State of South Carolina.

3. After August 10, 2007, approximately 80 boxes of documents were delivered to 1218 Taylor Street, the back of Adele's office, by or on behalf of the predecessor PR/Trustees David G. Cannon (Cannon), Albert H. "Buddy" Dallas (Dallas) and Alfred A. Bradley (Bradley), and more than 65 additional boxes of documents, records and pleadings have been gathered since November 20, 2007, during our service as PR/Trustees.⁴

II. SUMMARY OF RELIEF REQUESTED

4. Reserving all rights and objections to our removal as PR/Trustees, and orders of this Court related to the March 26 Document and appointment of Russell Bauknight as Successor PR/Trustee, we ask the Court for the following relief:

- a. Payment of a full commission of \$4,993,151, to be divided between Bob and Adele, based 1/3 on relative time and staff time spent; and 2/3 equally, based on our shared responsibility, as follows:

Bob: \$ 2,147,221

Adele: \$ 2,845,930

- b. Payment of attorneys' fees for all counsel engaged or continued by us, as a priority expense of administration.
- c. Payment from the first available monies of \$2,153,983, plus interest from

³According to *Philanthropy in the Sunshine State*, in 2001, the year after which James Brown created the 2000 irrevocable Trust and executed his Will, both of which would fund, in addition to the Grandchildren's Trust, The James Brown "I Feel Good" private foundation, only 19 private foundations in Florida had assets in excess of \$100 Million, the size of James Brown's Gross Estate, even though Florida housed 2 of the nation's 100 largest private foundations and 5.3% of the nation's private foundations.

⁴ 145 boxes have been delivered (without prejudice) to Russell Bauknight.

September 1, 2009⁵ at the judgment rate, being the unpaid amount due under January 8, 2008⁶ Order for SAs and as a deposit towards our commissions set out above.

- d. Payment of all other amounts requested herein⁷ before payment of any other commissions, accounting and/or attorneys' fees other than those which have been approved by the Court, after notice and hearing, which amounts shall be paid pro-rata with all remaining court-approved expenses of the same priority⁸ as funds are available either in the Estate or Trust.
- e. Full access to all books, records and transactions of the Estate/Trust until the conclusion of all appeals related to our appointment and service.

III. OUR QUALIFICATIONS, PREPARATION AND APPOINTMENT (WITHOUT WARNING) AS PR/TRUSTEES

5. Neither of us sought the position of SA or PR/Trustee. As Judge Early found in ¶ 3 of his Order dated November 20, 2007 (Case 122), we were nominated and approved as PR/Trustees by all parties except the Attorneys General (AGs) of Georgia (GA) and South Carolina (SC). [Order dtd. 11/20/07]

6. Our education and a summary of our prior experience is set out on **Exhibit 6** (Bob) and **Exhibit 7** (Adele). Adele's time records, which reflect in detail what we were

⁵ This does not include any time or costs for the many hours we have expended in inventorying and delivering documents (without prejudice) to R. Bauknight for temporary management; meeting with Bauknight and 2 of his attorneys engaged since May 26; responding to correspondence from 5 of his 10 attorneys; and offering to meet weekly to assist Bauknight and his attorneys begin to understand the operation of the Estate/Trust. [The offer was rejected when offered, but recently accepted on July 10, 2009.] Further, it does not include any time or costs for anticipated deposition preparation and testimony or other matters, including an appeal which we believe is required. (See § XII, ¶33)

⁶ A copy of the Complaint in the Declaratory Judgment (part of Case 122) is attached as **Exhibit 1**; the 1/8/08 Order as **Exhibit 2**; the February 20, 2008 Order as **Exhibit 3**; and the April 1, 2008 Order as **Exhibit 4**. A copy of the calculation of the minimum amount due as of September 1, 2009 is attached as **Exhibit 5**.

⁷ Most of our costs through May 26, 2009 have been paid. However, mileage since January 1, 2009 and certain other expenses incurred prior to May 26, along with all costs and advances on and after May 27, 2009, are requested in addition to the specific amount stated above.

⁸ And prior to any distributions or payment of unapproved amounts or amounts of lower priority.

both doing, are attached as **Exhibit 8**. Bob's are attached as **Exhibit 9**.

7. Among those approving our appointment as PR/Trustee was Dallas, who immediately after his resignation, asked to speak to the Court and parties. Dallas, under oath, advised the Court he had worked "hand in glove" with us as SAs. Dallas also thanked Judge Early for his courtesy⁹ [Tr. 11/20/07, pp. 428, 430]. Shortly thereafter Dallas made false statements [in an affidavit presented by the AG s] and filed documents asserting both we and Judge Early had coerced his involuntary resignation. [Transc. Hrg. 2/7/08 pp. 202-203; Motion Recusal]. Likewise Terry and Forlando Brown approved our appointment, but Forlando, through counsel he shares with his father Terry, sued us in Federal Court fewer than 45 days later. [Terry, Forlando and Dallas concealed from the Court their joint venture related to the purchase and sale of the James Brown assets.]¹⁰ [Federal Complaint dtd. 12/31/07, filed 1/2/08]

8. We were appointed PR/Trustees under the August 1, 2000 Will and 2000 Trust. Both provided for 3 fiduciaries, but the November 20 Order, ¶ 2 provided that we were not required to appoint a third Trustee, as contemplated by Item IV of the Will and Article VIII of the 2000 Trust.

9. Our predecessors, as selected by James Brown, had spent full time as PRs

⁹ Other parties to Case 122 other than the AGs supported and repeatedly praised our appointment as PR/Trustees. [See Order dtd. 11/20/07.] until November 7, 2008, when the Plaintiffs in Case 1647 asserted we should be removed for cause for: using, in part, values obtained from Dallas & Bradley for the Estate Tax Return and for not approving the proposed "settlement" which, in modified form, became the March 26th Document. [Am. Complaint, McMaster]

¹⁰ The S. C. AG was asked to intervene in the Forlando suit to protect the Trust. He refused, asserting he was prevented from doing so by 11th Amendment immunity. [Ltr. Buchanan/Pope, SCAG dtd. 6/13/08; response dtd. 6/16/08] On January 2, 2008, Forlando Brown, filed a false and misleading Federal Court complaint asserting that Judge Early had no authority to appoint us; had acted improperly in doing so; and that Cannon, Dallas and Bradley should be returned as Trustees.

since Brown's death and at least one as Trustee for years. Dallas was an attorney; Cannon an accountant; and Bradley a person who had previously worked on the road with Mr. Brown. Except for their 7 years as Trustees for James Brown, they did not appear to have other Trust experience.

10. Between March 7 and November 20, 2007, Cannon, Dallas and Bradley appeared to devote much of their time to preparing for an anticipated Will contest and defending their own actions. They also concealed some of their actions – including their attempt to receive a “kickback” or options on a proposed sale of the James Brown assets.¹¹

11. Between June 22, 2007, when we as SAs were first given access to the James Brown documents, and November 20, 2007 (especially after August 10), we learned a lot about the operation of Mr. Brown's business from Dallas and Bradley.

12. We learned that for several years Bradley's participation as a Trustee had been minimal.¹² We learned that the Trust's and Cannon's record-keeping and tax preparation were a mess; and that Dallas and Cannon had grossly mismanaged the Trust in numerous ways, including Cannon's \$900,000.00 misappropriation in 2006; the disappearance of Hallmark card ad funds in 2007; and the unexplained loss of \$7 Million

¹¹ Cannon and Dallas also worked together with Attorney William Hammond to undermine the investigation into Cannon's actions at the same time Dallas was representing to the Court that he was spearheading the investigation against Mr. Cannon. [See Complaint, interference suit.]

¹² After Brown's death, his daughter Deanna, who had earlier served as Brown's attorney-in-fact with Cannon, Dallas and Bradley, accepted the position of Trustee along with Cannon and Dallas. She apparently withdrew on January 3 when Bradley asserted his right to return to service. [See Appt. Docs.]

between 1999 through 2007.¹³

13. Cannon resigned his position as PR/Trustee, as well as all other positions with any Brown Entity (except 7th Decade) on August 10, 2007. This resignation was memorialized in an Order of that date. Between August and November, 2007, Mr. Dallas appeared to be helping investigate Cannon. It was only in mid-November that we learned that Dallas was, instead, working with Cannon, as well as with Forlando/Terry Brown, against the Estate and Trust. Despite his repeated false and misleading representations both to us and to the Court, we learned much from Dallas about Mr. Brown, the operation of his business, and about Cannon. We have learned over time to believe either none of what Mr. Dallas says, all of what he says, or some of what he says, depending on the circumstances at the time.

14. On August 10, the Court directed that Dallas and Bradley, as remaining PR/Trustees, working with the new court-appointed accountant, to complete the following actions (many long overdue) within 6 months:

- a. Preparing and filing the Inventory & Appraisalment (I&A).
- b. Applying for Recognition of Exemption of the James Brown "I Feel Good" Trust.
- c. Preparing and filing U.S. and S.C. Estate Tax Returns or Requests for Extensions.
- d. Preparing and filing 2006 Income Tax Returns for James Brown, The James Brown Irrevocable Trust, James Brown Enterprises, Inc., James Brown, LLC, James Brown Royalty Venture I SPC, Inc., Seventh Decade

¹³ This was the missing amount reported to the Court on September 24, 2007. [Tr. Hearing, p. 50] By the time we filed suit against Cannon, Dallas and Bradley on behalf of the Estate and Trust in February, 2008, the figure for missing and unexplained funds had grown to \$12+ million. We hired attorneys J. Kendall Few and James Gilreath, over the strong objection of the AG, to pursue return of these funds. Several lawsuits and an Arbitration have been commenced.

Productions, Geronimo Music, Ltd.

- e. Holding meetings to appoint officers and directors of:
James Brown Enterprises, Inc. (JBE, Inc.)
James Brown Royalty Venture I SPC, Inc.
James Brown, LLC

[Order dtd. 8/10/07] By November 20, only the I&A had been filed.

15. Both our legal training and practices, described on **Exhibits 6 and 7**, and our extensive contact with Dallas and Bradley from August - November, 2007, including the investigation into Cannon's misappropriation and other wrongdoing,¹⁴ prepared us for the tremendous task of managing the troubled James Brown Estate/Trust.

16. James Brown's documents contemplated three full-time, non-music-industry trustees who had broad latitude to coordinate his vast empire, including managing significant litigation. As attorneys with substantial litigation experience, including

¹⁴Between August 10 and November 20, Dallas and Bradley represented to the Court and to us that they were investigating Cannon's wrongdoing, [See their Mot. For Acct. dtd. 8/27/07, Case 122] They told us they knew nothing about Cannon's and Brown's financial dealings, which, they represented, were conducted outside the 2000 Trust. They asserted that the 2000 Trust had no assets after it lost the Augusta bank building in 2002. Only later did we learn that in early September 2007 Cannon and Dallas had gone to the Attorneys General (AGs) in 2 states (SC & GA) to assert Cannon's innocence; that we had done a "hatchet job" on Cannon after we discovered his \$900,000 misappropriation; and that we [Bob and Adele] were pawns of the family trying to destroy the 2000 Trust. The AG s were receptive to Cannon & Dallas.

On October 27, 2007 Cannon emailed a friend to say " ...The tide seems to be turning. I went to the Attorneys General of SC and GA and they have entered the proceedings. The Judge and other attorneys have been quite [sic]. I have told my story to both and hopefully we can move on and get this THING over with ... David " [Cannon email to Walt Inabinet dtd. 10/27/01].

One month later, AG Jones was reported to tell Terry Cox that he would be filing a motion to replace us [Bob and Adele] with a Trustee Cox [whose joint venturers were Forlando, Cannon, Dallas & Terry Brown] could work with.

Fewer than 2 months after that, AG McMaster and Forlando were on the WIS TV Special asserting that it was improper for us to serve as both PR s and Trustees, even though James Brown's documents specifically contemplated the same persons service as PR and as Trustee.

fiduciary litigation,¹⁵ we were fully qualified to serve.

IV. THE FIRST THIRTY DAYS OF OUR APPOINTMENT

17. On November 20th, after we were appointed PR/Trustees, we conducted elections for JBE, Inc., the most significant Brown Entity.¹⁶ We also outlined our duties, which had changed and increased radically, and now included:

- a. Defending James Brown's Estate and Trust against more than \$30 Million of claims, about \$16.4 Million by Cannon/Dallas & Bradley; the Pullman claims; and claims of Hynie Brown, James II, Pettit, Parris and others.
- b. Preventing the "Fire Sale" of Mr. Brown's valuable Royalties and Publicity Rights¹⁷ sought by Cannon, Dallas & Bradley since our first meeting on March 26. [Cannon had just revealed his recent cash purchase of a Million Dollar turnkey retirement home to be built in Honduras; Tr. 11/15/07, pp. 46, 80-82.]
- c. Recovering from the Cannon/Dallas Group, and others as appropriate, the approximately \$7 million then known to be missing since 1999, including the rest of Cannon's \$900,000 2006 misappropriation.¹⁸
- d. Taking emergency measures to correct the dire financial circumstance of the Estate/Trust, and improper administration of the Estate and Trust.

18. We knew the job of PR/Trustees was a full-time job for two people, but had

¹⁵ Adele had 30 years of Estate and Trust experience and Bob 25 years of transactional and litigation experience.

¹⁶ As described below, we knew that JBE, Inc. was owned either by the Estate, the 2000 Trust, or partly by each. In all cases, it would end up in the 2000 Trust under the residue of Mr. Brown's Will.(Item II). In order to proceed with the administration, we held the Shareholders' election as both PRs and Trustees, as our respective interests (which were identical) might appear. Except for a brief period between May 28, 2008 and July 14, 2008, unless we were certain an asset was owned either by the Estate or Trust, we took action in both capacities, with full disclosure to taxing authorities and others.

¹⁷ Numerous sources have confirmed that Mr. Brown's Royalties and Publicity Rights make up more than 80% of the gross value of his assets at death. [See assets summary of T. Cox dtd. June, 2007.]

¹⁸ Preventing the return of Cannon, Dallas and Bradley to any position of trust or confidence with the Estate, 2000 Trust or Brown Entities was an important component of this.

almost no warning that we might be appointed.¹⁹ Adele's estate and trust experience, and our legal training and experience, however, helped us make immediate and necessary decisions. We decided:

- a. Adele, and her larger staff would do much of the "footwork" such as paying bills, maintaining accounting records, granting access to beneficiaries' Counsel, day-to-day dealing with the accountant and others, and distributing faxes and mailouts to beneficiaries.²⁰
- b. Bob and Adele would meet in person every week, and by telephone as often as needed. [Usually first thing in the morning and 3 - 5 times daily.]
- c. All decisions were to be approved by both of us, in advance.

A. THE CRISIS AT BEECH ISLAND (MR. BROWN'S HOME ESTATE)

19. By Saturday, November 24, 2007, we confirmed that maintaining the same level of security for Beech Island and its contents would cost more than \$250,000.00 per year. Critical security costs were more than \$20,000 in arrears. Not much later the plumber advised us that troublesome overhead copper pipes threatened to destroy the contents of Mr. Brown's home. As he described, the next overhead leak, rather than being a traditional drip, would be "like a fire hose".

¹⁹ We were appointed, without warning, 2 days before Thanksgiving, 2007. Beginning 10 days after our appointment, one or more of Cannon, Dallas, Bradley, the AG of Georgia, the AG of S.C, and Forlando Brown, asserted that our appointment was invalid. Only Dallas and Bradley timely appealed our appointment Order. [Cannon also tried unsuccessfully to assert the Court was without jurisdiction. See SC Ct. Appeals Opinion No. 4570, filed June 23, 2009].

²⁰ Adele's legal assistants and Law Clerk, who worked thousands of hours on James Brown matters over 2½ years, have provided valuable and competent help. Fletcher Rinehart worked extensively on Beech Island, museum and Royalty clearance matters; Laura Mangum, an accounting major, kept financial records and helped meet requests by the AG for financial information. Adam Silvernail, a law clerk, performed legal research tasks and discovered the James Brown Music Education Foundation online. This entity, whose website competes with the Estate, was formed 1 day after Brown's death by Joel Katz and Greenberg Traurig ("GT"), attorneys for Mr. Brown and the Cannon Group, with Brown's daughters Deanna and Yamma named as designated Trustees. All at first denied knowledge of the Foundation.

20. We continued the same security service by agreeing with Sizemore to pay the weekly bill and \$1,000 per week towards the arrearage while its personnel remained in place.²¹

21. The 2000 Trust had no cash, and the Estate's money would run out in March if it continued to advance the Beech Island costs. Although we wanted Beech Island to be preserved as a museum, if possible, we could not let it jeopardize Mr. Brown's primary goal, which was for scholarships for his grandchildren and others. We had to avoid the forced sale of Mr. Brown's Royalties and image/Publicity Rights.²²

22. We needed emergency relief both for Beech Island and its contents, and sought it in the Declaratory Judgment Complaint filed on November 27. [Exhibit 1]

B. ESTATE AND TAX INCOME TAX ISSUES

23. As SA s we had requested copies of tax returns for the 2000 Trust and Mr. Brown prior to our first (March 26) meeting. We were not given copies of the returns until June 15, 2007. Attorney Bill Hammond kept insisting that we did not need to see the tax returns because they were wrong, and had to be amended. We disagreed, believing that even if incorrect, they could provide valuable background information. When requests failed, we asked the Court for access to the tax returns and other records.

²¹ A balance of about \$5,000 on the Cannon Group arrearage (reduced from about \$16,000) remained when Sizemore stopped working in March, 2008.

²² At our first meeting as SA s with the Cannon Group (March 26, 2007), they insisted that if we did not approve a sale of Brown's royalties for \$26 Million (without conducting any due diligence) we would be responsible for the collapse of the Estate. By late May, the Cannon/Dallas Group wanted to sell all of the Brown assets for about \$45 Million. After Cannon's resignation on August 10, 2007 Dallas advised us that the sale price should be \$100 Million, of which \$50 Million would be "for the children". [Dallas apparently based this small return on the "October 18 Letter", discussed below, which purported to set forth commissions and payments to various persons in the event of a sale or refinance, and would have paid Dallas about \$5.5 Million of the sale and Cannon about \$6.4 Million.].

Judge Early orally ordered us to have access to the tax returns and other records on June

13. An order followed (the "Access Order") on June 22.

24. In June, 2007 accountant Phil Farr advised, and we confirmed by letter:

- a. Farr filed only one income tax return for James Brown, LLC, for 1999.
- b. Farr had never filed an income tax return for the 2000 Irrevocable Trust.
- c. JBE, Inc. tax returns listed James Brown as its sole owner from 1999-2005.

25. Between August 10 and November 20, 2007 we attempted to assist Dallas, Bradley and a new Court-appointed accountant with the mess which had been made of the Trust, JBE, Inc. and James Brown tax returns without interfering with Dallas and Bradley's administration of the Estate/Trust.

26. While Sellars, the new CPA, was trying to gather information to begin to straighten out the mess caused by the Cannon/Dallas Group, Cannon, Hammond and Farr, who was terminated by the August 10, 2007 Order as accountant,²³ and was also Dallas' personal CPA, were secretly changing, signing and filing the tax returns of JBE, Inc. to show that JBE, Inc. was owned before Mr. Brown's death by the 2000 Trust, and not by James Brown. [See Tr. Hearing 11/15/07, pp. 100-107]

27 Within 30 days of our appointment, we made contact with the South Carolina Department of Revenue (SCDOR) and the Internal Revenue Service (IRS). We advised them in detail of the problems we had identified to date. Because virtually all of Mr. Brown's Estate and Trust was "paid or permanently set aside" for charitable purposes, we

²³ Farr prepared, signed and filed 4 years of amended income tax returns, and the 2006 return, for JBE, Inc. in September and October, 2007. We received copies after they were filed. Cannon testified on November 15 that he consulted with Farr and Hammond and authorized these filings. Hammond's services as attorney were also terminated by the August 10 Order. Dallas asserted he knew nothing of Farr's preparing, signing and filing the returns.

hoped to work with them to straighten out the years of problems. [Ltrs. SCDOR, IRS, dtd. 12/11/07].²⁴ We have consistently worked with the IRS and SCDOR since December, 2007, but progress has been slow because of lack of cooperation of Cannon and Dallas, and, after August 10, 2008, the Settling Parties.

28 We have been advised that Cannon had an audit conducted, but he has refused to disclose it.²⁵ Dallas and Bradley have been wholly uncooperative in producing even the most minimal information, even though their attorney represented to the Court and others in January, 2008 they would provide an accounting within 30 days. They have appealed the Court's Order dated March 7, 2008 directing them to provide an accounting, and – nearly 1 ½ years later – have not accounted for their acts as Trustees.²⁶

29. We estimated about \$500,000 of Estate Taxes and interest was then overdue.

C. CONTACT WITH THE ATTORNEY GENERAL

²⁴ We have been working for more than a year with the IRS and SCDOR on these issues. Because of Cannon and Dallas' refusal to provide the necessary background information, which we have repeatedly requested for 1 ½ years, we have been unable to prepare the 2007 Returns or correct the earlier filings. Beginning August 10, 2008, the "settling parties" including the AG, asserted that a large part of Mr. Brown's Estate/Trust should not be paid or permanently set aside for charity. This would mean that there are additional estate tax consequences, as well as income tax consequences for all years since Mr. Brown's death which must be addressed. In September, 2008, A. Medlin refused our offer for the "Settling parties" accountant to prepare the Estate tax Return with us, instead insisting on Mr. Sellars. He said they had no accountant, and the "settling parties" were happy with Mr. Sellars. In February, 2009, we contacted A. Medlin and Heyward Carter, one of the tax attorneys for the "settling parties", seeking their input into the Income and Estate Tax issues raised by the proposed Settlement, because we were working with the IRS on these issues. Mr. Carter refused to work with us.

²⁵ Four months after our discovery of Cannon's \$900,000 misappropriation, Cannon began asserting his Fifth Amendment privilege as to all matters related to his income. [Transcript 11/15/07, pp. 137, 184-186]. According to AG Jones .. "It is a criminal investigation." [Tr. 11/15/07, pp. 293-294.] So far as we know, to date [July, 2009] Cannon has not been charged with any crime related to the Estate, the 2000 Trust or James Brown.

²⁶ Cannon also failed to file an accounting. Dallas and Bradley filed an accounting of the post-death checkbook, but have refused to file an accounting of their acts as Trustees. (Successor PR/Trustee Bauknight has instructed us not to communicate with Cannon, Dallas and Bradley for the purpose of seeking to obtain information or documents [See ltr. of 6/19/09].)

30. On November 21, 2007, AG Jones contacted Adele and asked that we resign. When she said that was not in the best interest of the Estate/Trust, AG Jones asserted it was unethical for us to serve as both PRs and Trustees.²⁷ Our 8 months experience with the Estate/Trust – along with the Cannon/Dallas Group – confirmed the confusion about who owned what. The fact that Mr. Brown's Will left almost everything to the Trust made it important for the same persons to be both PRs and Trustees. Mr. Brown's unified Estate Plan permitted it, and Adele's 30 years of experience supported it.

31 AG Jones asserted it was improper and might be an ethical violation solely for us to accept the two positions. Since it was the day before Thanksgiving, Adele wrote Jones without talking to Bob. A copy of her letter is attached as **Exhibit 10**, and states in part:

November 21, 2007

Dear Sonny:

I am in receipt of your e-mail sent at 11:15 this morning and am responding to it quickly because of the coming holidays. Bob may want to answer this separately.

I do not fully understand your position with respect to the obvious conflict, since Mr. Brown himself designated the same persons to be personal representatives and trustees, and there is incorporation by reference language in the Will. Also, whereas our obligations prior to yesterday were to oversee preservation and protection of assets, I believe, as personal representatives, we now have the obligation to support and uphold the Will and Trust, which are wholly compatible with each other and which, together, constitute Mr. Brown's known estate plan.

....

I am concerned about your assertion of a possible ethical conflict, as I take very seriously such a remark. Please let Bob and me know the basis for such an

²⁷ This assertion was subsequently mirrored in the allegations of the Forlando Federal Court actions but ultimately rejected.

allegation, as we would want that matter fully explored in connection with any motion filed by you, and, if appropriate, ruled on by the Court.²⁸

32 On or about November 29, 2007, AG Jones and AG Lewis of Georgia obtained from Dallas, by then a target of investigation for impropriety with respect to the 2000 Trust, an Affidavit and presented the Affidavit (along with an affidavit of former lawyer Hammond)²⁹ to support the position that the we should not serve as PR/Trustees. [See Aff.Dallas dtd. Nov. 29, 2007]. The affidavit contained both false and misleading statements.

33 We could not understand then, and we do not understand now, why the AG would take these actions, which made recovery from Cannon and Dallas more difficult, especially since the AG now supports Bauknight's role as both Successor PR and Successor Trustee, in addition to Bauknight's role as Trustee of the "Legacy Trust."

D. THE DECLARATORY JUDGMENT CASE

34 To resolve many of our concerns, 7 days after our appointment we filed, pro se, a Complaint for Declaratory Judgment and Related Relief Including Expedited Emergency Relief [Exhibit 1]³⁰ to allow us to sell the home to a museum purchaser (hopefully family); and take other action to prevent bankruptcy of the Trust; sell tangible personal property (TPP) of the Estate/Trust and take certain other protective actions. [See

²⁸ Judge Early's Order of April 8, 2008 found that our service as PR/Trustees was both ethical and appropriate. The Order was not timely appealed by the AGs or the settling parties.

²⁹ Hammond was actually made a Trustee by Dallas and Bradley in July 2007, but his law firm would not permit him to accept the position.

³⁰ Like many other cases, the Declaratory Judgment was commenced in the Probate Court; removed to Circuit Court; bears the Number Case 122. Since April, 2008 certain separate cases have been assigned separate numbers.

Exhibit 1].

E. THE TANGIBLE PERSONAL PROPERTY

35 Between November 27 and January 4 we interviewed Sotheby's, Christie's and Julien's, all auction houses equipped to handle a James Brown TPP sale. The Sotheby's and Christie's representatives visited Beech Island with us. Mr. Julien had visited earlier.

36 Mr. Julien, at the request of Dallas, made statements to the press which bothered Mr. Levenson's client and posed a security threat to the contents of Beech Island, thus making working with him difficult. Sotheby's visited and showed interest, but for internal reasons, advised us in early January they would not take on a James Brown sale.

37 Christie's was very responsive and proposed a reasonable contract. In addition, they were able to act quickly to remove threatened items from Beech Island. And they would advance the cost of the long-overdue Estate Tax Appraisal of the TPP.

38 On January 9, 2008 we advised the Court that we had selected Christie's to sell certain TPP and sought approval of the contract which was part of the Declaratory Judgment case. [Transcript, 1/9/08, pp. 58-60]

39 The Court's decision was delayed by calls from Dallas and Bradley for Judge Early's recusal, and Terry and Forlando Brown also interfered.³¹ The hearing was finally

³¹ Even though they had supported our appointment [See Order dtd. 11/20/07], and did not appeal it, Terry and Forlando now asserted in Circuit Court that Judge Early had no jurisdiction over 2000 Trust matters. Also, by January 2 F. Brown had filed a Federal Lawsuit seeking to enjoin the 2000 Trust from any action and to return Cannon, Dallas and Bradley as Trustees. Forlando concealed from State and Federal Courts his financial relationship to Cannon and Dallas, and his majority financial interest in his father's Terry Brown's joint venture with TJBL, LLC, which had been formed on December 5 to acquire Brown Assets. For the next year, F. Brown represented to the Federal Court that he was not a party to any state court case

held on February 7, resulting in an Order on February 20.

40. As the Court found in its Order of February 20, 2008 and its subsequent Order of April 1, 2008, the Estate/Trust's financial status was critical on November 20, 2007 and did not improve during the period.³²

F. THE CHRISTIE'S SALE

41. After a hearing on February 7, the Court issued an Order which allowed the following:

- a. Sale by Christie's;
- b. Placement of non-sale items of TPP in museums;
- c. Sale of Beech Island, to a museum purchaser if possible. [Order dtd. 2/20/08]

42. As described below, had Forlando and Terry Brown, Dallas and others not directly interfered with the Christie's sale, authorized by two Court Orders,³³ it is more probable than not that the Estate/Trust would have had adequate funds to meet its projected \$1.6 Million budget for 2008. Unfortunately, that did not happen.

involving the Trust, although he and/or his attorney appeared and participated in many Brown Trust/Estate case hearings. Moreover, until his attorney, David Bell, was pressured by state court Judge Early, he and Bell did not disclose to the federal court that the copy of the 2000 Trust attached to the federal court complaint contained the Schedule B prepared by Dallas after Brown's death.

³²The February 20 Order found that several factors interfered with our seeking traditional funding, including Forlando's Federal lawsuit and challenges to the Trust. Judge Early also found that the challenges of the AG and certain beneficiaries to our appointment "negatively affects their [Buchanan and Pope's] ability to perform their duties without seeking court approval or to seek long-term arrangements."

In both the February 20 and the April 1 Orders Judge Early ordered that any party delaying or interfering with the Christie's sale should be charged with all costs and damages of such interference. He retained jurisdiction to enforce implementation of the Orders and hear enforcement issues. Despite this, Dallas, Bradley, Deanna, Forlando and, according to Forlando, other family members, intentionally interfered. We filed a motion in July, 2008, just after the Christie's sale, for the loss to the Estate/Trust from this interference. A year later it has not been heard.

³³Order dtd. 2/20/08 and Order dtd. 4/1/08.

43. According to Forlando Brown's sworn testimony, the family, which disagreed among themselves about a number of things, agreed to take action to prevent the Christie's sale despite the two Court Orders.³⁴

44. The Christie's sale, placement of TPP at museums³⁵, and removal of the masters ³⁶ allowed us to reduce the very basic security and maintenance costs of Beech Island from \$250,000 per year to about \$70,000 per year.

45. The Court's Order dated February 20, 2008 allowed us to seek a purchaser for the Beech Island real estate, with reservation of a site for a future home of the "I Feel Good" Trust if feasible. Despite our authority under both the Trust and Court's Order,

³⁴See deposition of F. Brown, Federal Suit, September 27, 2008, p. 147. On September 27, 2008 Forlando testified "... all the children had agreed to this \$2 Million dollar thing. And the family got together and decided it's more important to keep those assets together, beside our differences ... [The "family" attempt to stop the sale, in the face of two separate Court Orders approving it, served to damage the value of the TPP, a portion of which (PHE) was James Brown's only devise to children.]

³⁵ We have placed James Brown memorabilia and papers for protection and exhibition (loans up to 3 years) with the I. P. Stanback Museum at S. C. State University; the South Carolina State Museum; the Augusta Museum of History; and the Lucy Craft Laney Museum of Black History. All have been extremely helpful, in particular Dr. Leonard McIntyre and Ellen Zisholtz (S. C. State); Elaine Nichols and Dr. Fritz Hamer (S. C. State Museum); and Nancy Glazer, Augusta Museum of History. Dr. McIntyre and Ellen Zisholtz organized a team of alumni and professors from S. C. State for the emergency process of removing hundreds of items from Beech Island before we ran out of money for security costs. Many of the S. C. State items are currently on display at the Stanback. The Exhibit has received rave reviews, and has potential for promoting Beech Island as a museum. Ms Nichols and Dr. Hamer have also helped in numerous ways, including storage for items returned from the Christie's sale, and finding a volunteer to repair the Grammy award (which was damaged prior to being sent to Christie's).

³⁶ To secure and protect the masters and certain other audio materials, on the night of January 17, 2008 Adele, Fletch Rinehart, Cpt. Pounds of Sizemore, Mr. David Washington and Adele's son packed 66 boxes of masters and audio materials for shipping the next morning. By coordination with Barry Cardinale of the secured storage facility for sound and movies, we had the items sent through Custom Critical, one day arrival, for storage. Because of security concerns, this was done secretly, but everyone was notified after the objects arrived safely. This removed additional critical objects from the dangers they had faced for more than a year.

After the removal of the Christie's items [April 5], the 66 boxes of masters/related materials and more than 2000 items for temporary museum placement, Sizemore was terminated. Mr. David Washington, a critical assets to the Estate/Trust has remained, and has served the Estate/Trust with distinction.

direct interference has prevented the Beech Island sale.³⁷

**V.APPLICATION FOR RECOGNITION OF THE “I FEEL GOOD”
TRUST AND OTHER STEPS TO CORRECT TAX PROBLEMS CAUSED
BY THE CANNON/ DALLAS GROUP.**

46. In his Order dated August 10, 2007, Judge Early directed that Dallas and Bradley, as remaining PR/Trustees, apply for IRS recognition of the “I Feel Good” Trust within 6 months. [Order. Dtd. 8/10/07, Para.1(b)].

47. Application for IRS recognition of the “I Feel Good” Trust, a charitable subtrust of the 2000 Trust, should have been made in 2000. It was not. It was a first priority for us to complete the application process.³⁸ The approximately \$83 Million Estate Tax deduction, resulting in an approximately \$40 Million estate tax and interest savings, was dependent on this IRS recognition of the “I Feel Good” Trust.

48. One of the components of the application was preparation of a Scholarship Application form to be submitted to the IRS with the Application for Recognition. We asked distinguished educators Dr. Leonard McIntyre (Dean, S. C. State University) and Ms. Inez Tenenbaum (former S. C. State Superintendent of Education) to serve on an Advisory Committee for the “I Feel Good” Trust, and to assist us with the scholarship forms. They both agreed to do so, and did.³⁹

49. In November we encouraged one of Mr. Brown’s children named in the Will

³⁷ In January, 2009 we offered the Beech Island Real Estate to family members for \$925,000 agreeing for the Trust to hold a Note for most of the purchase price. All Brown family members refused to purchase Beech Island.

³⁸ As SAs we had reported to the former PR/Trustees the need to complete this process, and the Court’s Order dtd. 8/10/07 in Case 122 had directed that Dallas and Bradley do it within 6 months.

³⁹ Both later agreed to serve on the Advisory Board, but Ms. Tenenbaum has resigned because of a federal appointment. Dr. McIntyre became Interim President of S. C. State University, and, as such, helped us preserve, house and display James Brown memorabilia at the I.P. Stanback Museum and Planetarium.

[Daryl], Terry, Larry, Deanna, Yamma or Venisha] to serve on the Advisory Committee of the "I Feel Good" Trust.⁴⁰ None accepted. We worked with the Court-appointed accountant and the Application for Recognition was filed on December 5, 2007.

50. The 2000 Trust was irrevocable. It did, however, give the Trustees a right to amend the 2000 Trust "in any manner required for the sole purpose of ensuring that the Trust qualifies and continues to qualify as an exempt entity in compliance with the Internal Revenue Code, as amended." [Tr., Article VII(b)]. We knew from the Cannon/Dallas Group that they were claiming a 15% PR/Trustees' fee, which we believed to be unacceptable. Further, the Cannon/Dallas Group had filed claims against the Estate asserting more than \$16 Million, much of it these claimed commissions. In order to insure IRS qualification, as provided in Article VII of the 2000 Trust, we adopted a resolution limiting the Trustees' fees, once the "I Feel Good" Trust is funded, to ½% per year.⁴¹

⁴⁰ This "Advisory Committee" was not, and was not intended to be, the Advisory Board, as contemplated by James Brown in Item IV of the Will and Articles VIII and XIII of the Trust, and as set out in the Advisory Board document dated August 1, 2000. As Judge Early found in his Order dtd. 4/8/08, Case 122, that Advisory Board was not in place on November 20, 2007. Subsequently, as of March 15, 2008 we asked Dr. McIntyre, Ms. Tenenbaum, Dr. Ann Carmichael, and Judge (Ret'd.) Walter Williams to serve on the Advisory Board for 6-month periods, the most recent to expire October 15, 2009. Ms. Tenenbaum resigned in 2009 when she was placed into consideration for a federal appointment. Mr. Brown's original Advisory Board, appointed in the August 1, 2000 document witnessed by Hynie Brown and Venisha, appointed: Deanna Thomas (disqualified by virtue of contesting the Trust's validity); Willie Glenn (deceased); and Ella Overton (deceased); [Advisory Board document]

⁴¹ ½ % per year, upon funding, after the difficulties of the Estate/Trust administration related to the asserted spousal, heir and Elective Share claims, and the then- more- than \$30 Million of other claims, seemed reasonable to us and acceptable to the IRS. As required by the IRS, the commissions were required to be reasonable and based on service to the Trust, so that among the 3 Trustees, the pay could be allocated based on various factors, including time involved. At the time of the application, the "I Feel Good" Trust had no assets, and Dallas and Bradley had just filed their motions accusing Judge Early of impropriety. The AG s of Georgia and SC had already obtained November 29 affidavits of Dallas and Bradley falsely accusing us of impropriety. Based on what we knew on December 5, 2007we estimated that full funding of the "I Feel Good" Trust would take place in 2 -5 years (after the more than \$30 Million of claims and claims of Hynie Brown etc.,were resolved). [The Will/Trust contests were filed between December 20-26.]

VI. PROTECTION OF PUBLICITY RIGHTS AND ROYALTIES

51. In May of 2007 Dr. Terry Cox, an Atlanta "Branding" expert, was solicited by Cannon, Dallas and Forlando Brown to make a proposal to enhance the James Brown Publicity Rights, variously known as his "brand", and/or image/persona/likeness rights. [We will use the term "Publicity Rights" to describe the various names given by Dr. Cox and others.]⁴²

52. In his June, 2007 report, which proposed an IPO⁴³ Cox estimated the James Brown assets to have the following value:

⁴²According to Forlando Brown's sworn testimony, Forlando met Cox in Jan.or Feb. 2007 at a meeting at Yamma and Darren Lumar's house with Deanna, her husband, a "UBS guy Jim Blackwell and a host of investors, Louis [Levenson], David Yonk [sic.] from his firm.. where they were going to basically take over these assets and manipulate these assets to make money for them basically is what they were going to do." [Depos. F. Brown, 9/27/08, pp. 101 -102]. Cox next surfaced with Forlando (who was then using the name "William" Brown) after an email purportedly from Forlando, "My Grandfather's Final Shame", surfaced in May, 2007. The "Grandfather's Shame" letter threatened to expose both family and the Cannon Group to the media if certain actions were not taken. Cannon hastily called a meeting at Greenberg Traurig law firm (GT). Cox made the brand enhancement proposal for the Estate/Trust. [Although we were SAs we were not invited.] By June, 2007, at the request of the Cannon/Dallas Group, Cox put together a proposed \$100 Million plan to sell the Estate/Trust assets to a group to do an IPO, with "kickbacks" or options for the Dallas/Cannon Group.[See Affidavit AJP, dtd. 2/17/08, Ex. L]

On October 22, 2007 Cox made a proposal to purchase Estate/Trust assets for \$90 - \$100 Million. [See Ltr.,Cox, dtd. 10/22/07].

At his October 31, 2007 State Court deposition, Forlando said he had never heard of a \$100 Million offer.[Depos. 10/31/07 Case 122, pp. 29-30]

On November 20 after the resignation of Dallas & Bradley, Cox called the kickback proposal a "mistake" [Transcript 11/20/07, pp. 445-446]

On December 5, 2007 TJBL,LLC (TJBL)was formed. According to Forlando in his Federal Court deposition almost a year later, '[m]y role was to be majority owner. "[Depos. F. Brown, 9/27/08 Federal case, pp. 138.]

On March 27, 2008 TJBL and Terry Brown offered to purchase "all assets of the James Brown Estate", and all assets of the Trust [letter of intent] for \$90-100 Million.] [F. Brown Depos., 9/27/08, Def. Ex. 10., Depos. pp. 140.] Though not putting up any money, Forlando said he would have "one hundred percent [management] control." [Depos. 9/27, p 140.]

⁴³ The report states "as part of the sales agreement the trustees [Cannon, Dallas/Bradley] want options or a 'kickback' on the IPO." [Aff.Buchanan/Pope, 2/17/2008, Ex. L, p. 3].

a. Image/Likeness value: \$40-50 MM

b. Property: \$10 - 15 MM

c. Music Catalogue: \$36-45 MM

53. Toby Byron, who had worked with Dallas and Bradley on a Shout! Factory project for the Estate/Trust completed November 1, 2001 (and had been fully paid) also spoke under oath on November 20, 2007 of the importance of marketing and other aspects of the James Brown brand.⁴⁴ [Trans., 11/20/07, pp. 435-443,]

54. On November 20, 2007 there was a question as to whether Mr. Brown's management contract with Intrigue Music Management International ("Intrigue"), which was headed by Frank Copsidas (Copsidas),⁴⁵ was still in effect.⁴⁶

55. During December 2007 and January 2008, we began working on marketing the Publicity Rights, but were faced with (disputed) claims by Cannon/Dallas and their associates to a large percentage of any deal. These claims would have been in addition to the legitimate fees and costs of a Publicity Rights manager. Their claims (all disputed) included, but were not limited to, the following: Intrigue/Copsidas: 15 %; Cannon: 5%; Dallas: 5%; Bradley: 5%; Byron 5-10%. We determined that clarifying the Cannon/Dallas Group's relationships, and terminating unproductive relationships, was critical to the stability of the Estate/Trust and the marketing of Publicity Rights.

⁴⁴ Byron, however, failed to inform the Court or the parties that in November 2007 Dallas had promised him 5% of any sale. [At the time, the Cannon/Dallas Group and others were claiming at least the following percentages to any deal, whether a sale or exploitation: Dallas: 5% plus about \$.5 Million; Cannon 5% plus \$1.4 Million; Bradley, 5%; Byron, 5%; GT, 5% (sale or refinance only); Copsidas 15% ; Pullman 12.5% (sale or refinance of TIAA royalties only);

⁴⁵ Who referred to himself as "Superfrank".

⁴⁶ By its terms the Intrigue Contract could be terminated on March 31, 2008 if properly terminated. Buddy Dallas had told us the Intrigue Contract was terminated at Mr. Brown's death, but Copsidas did not agree.

56. In December 2007 we attempted to negotiate a 1-year short-term arrangement with Copsidas/Intrigue, without prejudice to the various claims between us. It was unsuccessful.

57. In December 2007 we also made contact with Royalty agencies and various other music-related contacts⁴⁷ and with Global Gaming (GG), with which a contract had been finalized in February, 2007.⁴⁸ [Cannon, Dallas, Bradley and Copsidas are claiming 30 % of GG funds. The Estate/Trust disputes their claims.]

58. From January 2, 2008 until today, the Forlando/Terry Group as well as Dallas, have directly interfered with and have damaged the Publicity Rights in numerous ways, including, inter alia, Forlando seeking a Federal Court injunction against any action by the Trust.

59. In February 2008 we learned that in 2007 funds from a James Brown Hallmark card Publicity contract may have gone into Cannon's company, 7th Decade. Because Cannon is asserting his Fifth Amendment rights and there is no discovery available, this information has not been corroborated. To the extent such funds were also misappropriated, they have not been recovered.

A. THE CORBIS/GREENLIGHT AGREEMENT

60. In December 2008 Illinois counsel for the Estate/Trust arranged a settlement conference in New York for January 19, 2009 in the CORBIS matter. This Illinois litigation relates to a publicity rights issue which attracted Mr. Brown's attention in 2000.

⁴⁷ Contacts included BMI, Warner Chappell, Fort Knox, BMI, SoundExchange and others.

⁴⁸ The GG contract was begun before Brown's death and completed Feb. 2007, and, to date, has produced no funds to the Estate.

Mr. Brown brought suit, through attorneys Jay Ross and Art Gold, in 2002.⁴⁹ We invited all of the “settling” parties. None attended.

61. After negotiation, on March 23, 2009, after 7 years of Mr. Brown’s efforts, and 2 years since his death, we reached a favorable settlement which incorporated a 2-year agreement related to the management of Mr. Brown’s Publicity Rights – just what the Estate/Trust needed. [We incorporate by reference, and urge the Court to review, our pleadings, motion for Summary Judgment and Affidavits related to the GreenLight 2-year contract in Case No. 2009-CP-0597.]

62. In order not to delay the South Carolina Court approval, which was a component of the settlement, we filed a simple action with the AG as Defendant. We could have filed an ex parte request, but this seemed most reasonable. We served it the day we filed it, in the hopes that the AG would quickly consent so that the Publicity Rights Agreement could begin on May 1 as contemplated. We urged the AG, and later Russell Bauknight and others, to embrace this fine contract which we especially negotiated for the shortest reasonable term – 2 years.

63. We have been troubled to learn from Russell Bauknight that the GreenLight contract – which, but for interference, could have been in place on May 1, 2009 – is being delayed, and may be lost, because Terry Brown claims that it interferes with his “Right of First Refusal.” Even if our settlement appeal is unsuccessful, we do not believe that Terry Brown can or should control what happens in the Estate and Trust prior to the funding of the Legacy Trust, while creditors, non-settling parties and taxing authorities

⁴⁹ We were both deposed by Corbis’ Chicago counsel prior to the commencement of settlement talks.

must be protected.

64. . We discussed our position with one of Bauknight's attorneys, and thought he agreed. But so far we are unaware of any settlement.

B. ROYALTY AND RELATED CLEARANCE REQUESTS

65. While there was much interference with Publicity Rights, there was much less with Royalty Clearances, which were in shambles in November, 2007.

66. Between November 20, 2007 and May 26, 2009 we processed close to 200 royalty rights clearance requests worldwide, for diverse matters from yogurt to automobiles, and from Poland and Bulgaria to Mexico and Japan. The funds from these requests go to payoff the TIAA debt, which has now been reduced from about \$19 Million in the summer of 2006 to about \$11 Million on May 26, 2009. While these clearance approval/requests have not increased the current cash flow into the Estate/Trust, they have been essential to the preservation of the overall Royalty/Publicity⁵⁰ and reduction of TIAA's lien on Mr. Brown's royalties.

67. In early 2008 Terry B. Cox emphasized the importance of brand strategy to the offices of the Attorneys General of SC and Georgia as follows:

The value for the trust is that this additional revenue [increased royalties through brand (publicity) development] is not connected to the sale price, **but to the success of the brand strategy**. My opinion, the present trustees, if questioned, do not understand the magnitude that this additional value would provide the trust . . . in four years an additional \$5 million. This additional \$5 MM can not be realized if the assets are sold off in pieces to different buyers, or even to a single buyer with no brand strategy. [Emphasis supplied.][Ltr. Cox to Jone, Lewis, 2/08]

⁵⁰ Terry Cox referred to the combined "royalties", without trying to segregate the publicity revenues. This correctly shows how branding enhances the value of both the Publicity Rights and the Royalties because of their close relationship and interrelated nature. Others have recommended that careful attention to and participation in the clearance requests are necessary to preserve asset value.

68. We deny Mr. Cox's statements about us. We have always sought the protection and enhancement of the Royalties and Publicity Rights, but Mr. Cox prefers that it be done by him for Cannon, Dallas and Forlando and Terry Brown. We believe that the royalties will increase if the CORBIS/GreenLight settlement is approved.

69. A critical component of the CORBIS/GreenLight settlement is that their contract is unencumbered by the claims of Cannon, Dallas, Forlando Brown and others, and the litigation ends on favorable terms.

VII. ENGAGING ENTERTAINMENT AND EXEMPT ORGANIZATION COUNSEL AND OTHER COUNSEL

70. We wanted high quality entertainment counsel who could work with a high-quality exempt organization counsel to help us address the important issues we would be facing, namely:

- a. Is it in the best interest of the Estate/Trust to sell the James Brown assets, possibly maintaining a "Legacy royalty" as had been suggested by Dallas and others, or maintain and manage them long term?
- b. Which assets are appropriate to retain perpetually within a private foundation, and which assets, if retained, would violate tax and other rules and regulations applicable to Mr. Brown's private charitable foundation?
- c. Which assets that are legally prohibited for the "I Feel Good" Trust could be placed in the Grandchildren's Trust?
- d. For those assets which are desirable to hold but must be divested, how to delay divestment?
- e. How to involve the family both with a permanent Brown Family seat on the board and possible family ownership of Beech Island and Household effects without running afoul of prohibited transaction rules?
- f. Other succession issues.

71. Adele knew well-regarded Charitable Organizations counsel Alan

Rothschild, who agreed to work with us.

72. To obtain entertainment counsel we contacted Bertis Downs who is both a professor and works with R.E.M. He suggested Nashville attorney and former Warner Music Group executive Ray Gonzalez. We interviewed both a very competent attorney in New York and Ray Gonzalez, and selected Ray.

73. Unfortunately, by the time we had excellent entertainment counsel in place, challenges to the Will and Trust and other challenges temporarily dampened our ability to exploit Mr. Brown's Publicity Rights⁵¹ and make long-range plans for the Trust. We hoped to deal with these issues throughout 2008 and to transition in 2009 to conducting the due diligence necessary to address the issues discussed in paragraph 70 above.

74. We engaged James D. Bailey to help us with the more than 15 cases pending in Circuit Court. He has represented the Estate and Trust faithfully and over 1 ½ years; and has charged about \$196,000, approximately \$80,000 of which has not been paid.

75. Attached as **Exhibit 11** is a brief summary of Jim Bailey's charges, which are a liquidated debt of the Estate and Trust, and which should be paid promptly, with interest.

76. After interference by Dallas, Bradley, Powell Goldstein⁵² and Forlando

⁵¹ After consultation with entertainment (and other) counsel, we decided by early January, 2008 that we would delay any consideration of a sale of the primary assets - Royalties and Publicity Rights, while we stabilized the Royalties and Publicity Rights, and dealt with claims and challenges.

⁵² PG attorneys Bill Shearer and others represented Cannon, Dallas and Bradley while they were PR/Trustees. They billed the Estate in excess of \$48,000 for, among other things, Shearer's advice and drafting with respect to Cannon, Dallas and Bradley's effort to move the Trust out of South Carolina. Powell Goldstein is now advising Terry Brown regarding the settlement. PG attorneys Bill Custer, Bill Shearer and others represent Forlando Brown, an adult grandchild, in the federal court action pending against us. Augusta attorney David Bell is working with PG in both the state and federal cases. They are advocating conflicting positions with respect to the proposed settlement: for Forlando, they oppose the settlement (objecting on his behalf in state court and seeking to maximize his benefits under the educational

Brown [and others] in the Christie's sale, we engaged Tressa T.H. Hayes to work with us on Appellate and Appellate-related matters. She has vigorously and faithfully served the Estate and Trust and should be paid as set out in **Exhibit 12**.

77. In approving our commissions and the fees of all counsel we have used, we ask the Court to consider how valuable our own legal training and experience has been in reducing legal costs, and how carefully we have controlled (and will control) Estate and Trust legal fees without sacrificing quality or damaging the Estate/Trust.⁵³

78. Part of our objection to the settlement was our grave concern for the payment of a 2% (about \$2 Million) "Finder's Fee" to someone who "found" something already belonging to the Estate/Trust; and the estimated \$12 - \$14 Million of attorneys' fees; and unknown fees of Mr. Bauknight, and now apparently his ten attorneys. We verily believe we have been more than reasonable in obtaining high quality legal representation for the Estate/Trust on very reasonable terms.

79. **Exhibit 8** is Adele's daily records of her service to the Estate/Trust. **Exhibit 9** is Bob's, which is less detailed. Working with our competent attorneys, we have jointly authorized and carried out every action taken by or on behalf of the Estate and Trust during our service. Our attorneys have provided valuable services to the Estate.⁵⁴

trust in federal court); for Terry, Forlando's father, they advocate in favor of the settlement in state court, the effect of which is a drastic reduction of Forlando's interest under the educational trust.

⁵³ For example, Cannon/Dallas and Bradley sought \$15 Million in commissions and incurred almost \$1 Million in Aiken County Attorney fees in one year. Mr. Bauknight informed us that he has engaged ten attorneys, and we have received communications from five. We are informed and believe the "settling" parties expect to pay between \$12 and \$14 million in contingency legal fees and costs, which they intend to take from James Brown's assets.

⁵⁴ Within 45 days after our appointment we needed to have James Bailey and our other counsel to deal with the following, and other matters:

VIII. OWNERSHIP OF JAMES BROWN ENTERPRISES, INC. (JBE, INC.)

80. On September 24, 2007 all of Mr. Brown's acknowledged family, Dallas and Bradley stipulated that the only assets in the 2000 Trust at Mr. Brown's death were Mr. Brown's home Estate ("Beech Island") and possibly \$50. Those parties stipulated that JBE, Inc was owned by the Estate. [See Exhibit 3, Hearing 9/24/07].⁵⁵

81. By November 2007 we knew that Cannon and Phil Farr, the former Brown CPA who was terminated by Court Order dated 8/10/07, had filed unauthorized tax returns as to the true owner of JBE, Inc. In September and October of 2007 these unauthorized returns for JBE, Inc. for 2003 - 2006 changed the ownership to show the 2000 Trust instead of Brown as the owner of JBE, Inc. (Farr had prepared JBE, Inc., returns for 2003-2005 showing James Brown, not the trust, as owner of JBE, Inc.; he had also submitted an affidavit to the Court in September of 2007, stating Mr. Brown was the owner.) By November we also knew that both Cannon and Dallas had changed their stories about JBE, Inc's ownership both to the Court and to us.⁵⁶

-
- a. Request by Dallas and Bradley that Judge Early recuse himself. [This was followed by assertions that all Orders related to the Trust and the Dallas/Bradley resignations were invalid.]
 - b. December 20, 2007 contest by Tommie Rae Hynie Brown of validity of Will and Trust.
 - c. December 26, 2007 contest by Daryl, Venisha, Yamma, Deanna and Larry Brown of validity of Will and Trust.
 - d. January 2, 2008 frivolous Federal Court suit filed by Forlando Brown to paralyze 2000 Trust; challenge all Orders of Judge Early related to the Trust; and return Cannon, Dallas and Bradley as Trustees.
 - e. The South Carolina Attorney General was vigorously asserting that the same person(s) could not serve as both PR of Mr. Brown's Estate and Trustee of the 2000 Trust.

⁵⁵ Dallas later said the statement was false as, presumably, was his motion filed 3 weeks earlier to declare JBE, Inc. an asset of the Estate - and not of the 2000 Trust.

⁵⁶ Dallas and Bradley filed a Motion on August 31, 2007 to Declare JBE, Inc. an asset of the Estate. Dallas told us that he prepared papers in 2002 to transfer JBE, Inc. to the Trust, but that he wanted James Brown to sign them, even though he had the authority to do so. He said Cannon never delivered the transfer papers to James Brown.

82. Being unable to know the truth on the ownership of JBE, Inc, on December 18, 2007, we withdrew the Dallas/Bradley Motion to Declare JBE, Inc. an asset of the Estate. The withdrawal was served on all parties to Case 122.⁵⁷

83. As discussed above, we have advised the IRS and the SC Dept. Of Revenue (SCDOR) of this and other ownership issues.

IX. DEFENSE OF CLAIMS AGAINST THE ESTATE/TRUST

84. When we became PR/Trustees, approximately \$45 Million of claims were filed against the Estate and/or Trust. An important goal of ours over the 1 1/2 years between November 20, 2007 and May 26, 2009 was the management and reduction of those claims. We have carefully and efficiently done this with the help of James D. Bailey, Jr., Esquire, Tressa T. H. Hayes, Esquire and Matthew Ballenger, Esquire of Hogan and Hartson in New York⁵⁸ Pullman Litigation. For a more detailed understanding of our services related to the claims litigation, and that of our counsel, we incorporate the pleadings, filings, orders and our affidavit in the following matters:

- a. Claim of David G. Cannon; Aiken County Case No. 2008-CP-02-1425.
- b. Claim of Albert H. Dallas; Aiken County Case No. 2008-CP-02-1426.
- c. Claim of Alfred A. Bradley; Aiken County Case No. 2008-CP-02-1427
- d. Claims of the Pullman Group; Aiken County Case No. 2007-CP-02-122
- e. Claim of Roosevelt Johnson; .
- f. Claim of Lewis & Babcock, LLP;
- g. Claim of Rodney A. Peeples, Esquire;
- h. Claim of Smith, Massey, Brodie, Thurmond & Guynn, P.A. ; Aiken County Case No. 2008-CP-02-1551

⁵⁷ Since James Brown had a unified Estate Plan, all of his assets other than his Personal and Household Effects (PHE), including JBE, Inc., were devised to the 2000 Trust even if they were was not transferred before his death.

⁵⁸ A portion of the Hogan and Hartson fees remains unpaid. Pursuant to two Court Orders approving both the engagement and the contract (8/08) these fees are a priority expenses of administration and should be paid.

- i. Claim of Murrell; [Judgment]
- j. Claim of Stanley Jackson, Esquire; Aiken County Case No. 2008-CP-02-1549
- k. Other Claims

X. THE FORLANDO BROWN FEDERAL SUIT

85. The Forlando Brown Federal Suit is a good example of the most troublesome aspect of the Brown litigation – the false and misleading statements by both parties and their counsel, officers of the Court.⁵⁹ It is doubly troublesome that Terry and Forlando

⁵⁹Forlando, while in the same document [Complaint, Federal Suit] making numerous false and misleading statements, accuses Levenson and/or his associate D. Yount. He says: "...counsel for the heirs of James Brown submitted a false affidavit...[t]here is absolutely no dispute that this affidavit is false and counsel for the heirs have subsequently conceded that the affidavit is false."

Some of Forlando's other false and misleading statements include:

"Adele... is a long-time friend of Judge Early. When counsel for the heirs heard that Pope had been appointed they celebrated and told Forlando..that Pope was a 'bulldog' who 'would get the existing Trustees of the Irrevocable Trust removed and have more compliant trustees appointed in their stead that would be more likely to follow the wishes of the heirs.'"[Para 38.].

Forlando refers at least 6 times to Judge Early issuing orders "at the request of Pope and Buchanan. [Paras 55,56,57,58,59]. Forlando stated: "Adele... is a longtime friend of Judge Early." [Para 38]. Forlando asserted that we had "allied [ourselves] with the heirs ...who had been cut out of the bulk of the Brown Estate through the Will" and "wished to destroy his Estate Plan".[Para. 41]. Forlando falsely asserted that we had a plan to "strip the [2000] Trust of assets" and "interfere with the Irrevocable Trust", which was consistent with the heirs who had recommended us. [Para. 40].

With knowledge that his statements were false, misleading, or both, Forlando on December 31, 2007 misstated our position about ownership of JBE, Inc., and conversations we had with Cannon and Dallas. These reflected what Cannon and Dallas were saying in their various motions filed on and after November and some of the false statements Dallas would make to the Court in January - March, 2008. [Para. 41, 42, 43,44,45,47,65]. Forlando asserted incorrectly that there was no motion to remove Dallas and Bradley, and no evidence in the form of affidavits or otherwise to support the removal of Dallas. [Para 71]. He stated that on November 20, 2007: "At last Adele ...and Robert.. had achieved what they had so long desired – complete control over the Estate of James Brown and the Irrevocable Trust." [Para. 76] The Order was entered without jurisdiction [77]. The Probate Court has exclusive jurisdiction over trust matters [Para. 78] No proceeding "of any kind was filed anywhere... to remove Dallas and Bradley..."[Para 79].

Combined with false statements about us, Forlando did describe with some accuracy the early relationship of Attorney General Jones with Cannon and Dallas. He said: " In September of 2007....Given their precarious position as Trustees, and the ever present threats of removal, Dallas and Bradley filed a motion to determine that [JBE, Inc.] was an asset of the Estate of James Brown. At the same time Dallas and Bradley also purposefully notified the Attorneys General of the States of South Carolina and Georgia, whom they knew would take action to defend the charitable beneficiaries of the Irrevocable Trust in the proceeding.. The Attorneys General were allowed to intervene.... [Para 63,64.]... On November 9, 2007, Dallas and Bradley, having now been joined by the Attorneys General of Georgia and South Carolina in their fight against Pope and Buchanan, filed...[a false statement follows about a filing by Dallas and Bradley in the Circuit court]."[Para 67]. [Emphasis supplied.]

Brown, along with Deanna and Yamma, have wasted the Court's time and the Estate and 2000 Trust's funds to come full circle, i.e., reunite with Cannon and Dallas to destroy James Brown's Estate Plan.

86. Atlanta Law Firm Powell Goldstein (PG) represented the Cannon/Dallas Group, as Trustees, in the summer of 2007 just before we discovered the \$900,000.00 taking. Cannon and Dallas were working to remove the 2000 Trust from South Carolina and the inevitable discoveries which Judge Early's access Order allowed. [Affidavit. S. Jackson]

87. PG secretly worked with Hammond, Cannon and Dallas in June when the \$100 Million joint venture/Sale/IPO with Forlando was being proposed and Cannon and

Forlando also stated: "The Attorneys General of the State of Georgia and for the State of South Carolina, on behalf of the charitable beneficiaries of the irrevocable Trust, have moved to set aside or amend the November 20, 2007 Order appointing Pope and Buchanan...as trustees on the grounds, among others, that Pope and Buchanan are in a conflict of interest. . . The Attorneys General have similarly objected to the commingling of Estate and Trust funds by Pope." [Emphasis supplied.] [Para. 88.] Forlando referred to Cannon's \$900,000.00 taking as "disclosures about certain financial transactions involving David Cannon prior to James Brown's death" [Para 49].

The 42-page, 112-paragraph Forlando complaint falsely summarized its general position in Paragraph 100. After 13 bullet-point false and misleading accusations, Forlando, on December 31, 2007, asserted in this verified pleading:

Pope and Buchanan have acted in concert with counsel for the six named children under the Will and counsel for Tommi Rae Hynie, and as advocates of the positions of the heirs and Hynie, and to the detriment of the Brown grandchildren and the charitable beneficiaries, all contrary to the primary educational and charitable purposes of the Irrevocable Trust. [Para 100]

Nothing, of course, could have been further from the truth on December 31, 2007, or today.

Shortly thereafter, on the same grounds, in addition to seeking the injunction and our removal by the Federal Court, Forlando sought damages against us individually. [Am. Compl.] We have counterclaimed. Forlando's attorneys in the frivolous Federal suit are: Powell Goldstein attorney William Shearer, former Trust counsel who billed the Estate \$48,225 in 2007 and, cooperating with Cannon and Dallas in their violation of the August 10 Order, will not release the Estate/Trust file as directed by Judge Early. PG and Bell also both now represent, in addition to Forlando [controlling owner of TJBL], his father, Terry Brown, in Terry's claim to about \$4 Million of Mr. Brown's Estate/Trust; PLUS a Right of First Refusal which will destroy the Trust's 501(c) (3) status and devalue the James Brown assets; and which has already delayed the CORBIS/GreenLight agreement, at a loss estimated to be at least \$1 Million per year.

Dallas were demanding a kickback or option. [Cox Proposal 6/01]

88. In September 2007 PG sent the Estate a \$48,225 bill for its work.

89. In November the Cannon/Dallas attempts to move the 2000 Trust out of the state, to Georgia, and other secret wrongdoing, came to light. Following Cannon's resignation on August 10, 2007, Dallas and Bradley resigned on November 20, 2007.

90. On November 20, 2007 after the resignation of Dallas and Bradley, Dallas and Terry Cox, under oath spoke of Cox's "very significant offer"⁶⁰ [Trans., 11/20/07, p. 426], but concealed Cannon, Dallas and Forlando's financial involvement.⁶¹

91. Cox, under oath, said that including a kickback or option for Dallas and Cannon was a "mistake." [Transc. 11/20/07, pp. 448]

92. On December 5, 2007 Forlando and Cox became joint venturers in TJBL.

93. On December 10, Forlando called Adele to talk about his tuition education payments under the Grandchildren's Trust. Adele told him they hoped to have funds as soon as the TPP sale was approved, and Adele offered to speak to the financial aid person at his college.

94. On December 10 or 11 , 2007 David Bell called Adele and directed her not to talk to Forlando. Adele requested that Bell advise Forlando of his mandate so that Forlando, who had called her various times, would know the non-communication was not her idea.

95. By about December 18, David Bell was mailed notice that we withdrew the

⁶⁰ The \$100 Million offer of October 23, 2007

⁶¹ Cox denied Dallas had a participation interest even though an email from Cox to GT Attorney Sidman said Buddy wanted "a piece of the IPO." [Trans., 11/20/07, p. 445]

Dallas/Bradley motion to declare JBE, Inc., an asset of the Estate; he had also received our request in the Declaratory Judgment action that the court declare there was no probable cause to contest the Will or 2000 Trust.

96. As knowledge is defined in the Trust Code,⁶² David Bell, Forlando and Terry Brown clearly had knowledge before December 31, 2007 that:

- a. We were not pawns of Deanna and Yamma Brown.
- b. Dallas and Bradley, not we, filed the motion to declare JBE, Inc., an asset of the Estate – and we had withdrawn it.
- c. We fully supported the Trust and the Will.
- d. Cannon had misappropriated \$900,000.00 from the Trust; had resigned; and was unfit to serve.

97. Despite this, on December 31, 2007 Forlando, with knowledge of the falsity, verified a Complaint (and later verified others) falsely accusing us of things he knew to be false, including having, for personal gain, wrested the 2000 Trust from Cannon, Dallas and Bradley. He accused Judge Early of impropriety, and sought to enjoin the 2000 Trust from taking any action.

98. Concealing his financial relationship with Cox, Cannon and Dallas, Forlando represented himself to be an impoverished student who only wanted to enforce the 2000 Trust.

99. Although wholly frivolous, the lawsuit had to be taken seriously, including the conduct of a 2-day hearing on the injunction, which has not been granted. The expense of defending the frivolous lawsuit has caused us to lose our professional

⁶² See SC Trust Code § 62-7-104.

malpractice insurance coverage.

100. Among the many troublesome aspects of the Forlando Federal Suit was a false affidavit prepared, signed and filed by David Bell in which Bell falsely told the Federal Court that he had relied on representations by us in advising Forlando to sign a Stipulation, presented to the state court on September 24, 2007, that JBE, Inc., was an asset of the Estate. He had not talked to us, and could not possibly have relied on us, as our affidavits – and the facts – confirmed.

101. After the purported “settlement” Bell and Levenson directly and indirectly threatened us if we did not resign.

102. In addition, Bell and PG attached what was represented to be a copy of the 2000 Trust to the federal complaint. The copy contained the Post-death, Second Schedule B which Dallas had created in January 2007 to make it appear that James Brown had himself transferred assets to the 2000 Trust during his lifetime.

103. As a result of the false and scurrilous accusations of the Forlando Suit, the first time either of us had had to call on our legal negligence carrier to defend us, in our combined 60 years of practice, both of our professional liability policies were cancelled – Adele’s at the end of 2007 and Bob’s effective August 16, 2008.

104. David Bell also assisted his clients in filing grievances against Louis Levenson, both in South Carolina and Georgia. While we have been troubled by some of

Mr. Levenson's actions,⁶³ we felt that the Levenson grievances filed by Bell, like the later Forlando Suit brought against us, were not merited and were brought for an improper purpose.

105. Approximately \$400,000 has been spent on the defense of the Forlando Suit. The premium for Adele's insurance for 2008, obtained after the cancellation, was more than 4 times that of 2007. Bob has thus far been unsuccessful in securing other coverage, so his new rates have not yet become an issue.

106. We believe that the costs of the frivolous Forlando suit should be paid by the Estate/Trust, and recovered by the Estate/Trust from the Bell/PG clients.

107. The unchecked false and misleading statements and filings of Dallas, Bell and others have made our task of preserving and protecting the Estate and 2000 Trust and defending the Estate Plan of James Brown more difficult.

108. While we did not seek revocation of Mr. Bell's pro hac vice status in Case 122, his false affidavit and other false representations he has made to the Court compelled us to support it. The Court did not revoke his pro hac vice status despite earlier warnings.

109. In McMaster v. Dallas, Case No. 2008-CP-02-1647, Bell actively participated for months without seeking pro hac vice status. [We have not seen evidence of his admission.]

⁶³ Mr. Levenson called Bob to advise that if we didn't resign there were those who were intent upon ruining us. He made a similar call to our attorney, James Gilreath, the night before Adele was to testify.

XI. THE EFFECT OF OUR SERVICE AS PR/TRUSTEES ON OUR CAREERS

110. In February 2007, when asked by Alan Medlin (Adele) and counsel for the then-PRs (Bob) to consider appointment as SAs, both of us had very active careers.

111. At our first meeting with the Cannon/Dallas Group on March 26, 2007 Cannon was red-faced, literally banging his fist on the table and accusing us of being spies for the enemy.⁶⁴ We told him we understood his concern, but were just doing our job.

112. On November 20, 2007 that job changed dramatically, and without warning.

113. In 2007 we both reduced our practices to meet the ever-increasing demands. As before, we had a job to do.

114. From November 2007 Adele was spending more than 80% of her working time on James Brown matters and had to turn away many requests for her service. In November 2008, well into a year in which she would spend at least 2,300 hours on being a Brown PR/Trustee, Adele decided to close active practice.⁶⁵ Bob, having turned away numerous matters over 2½ years, must now rebuild his practice. We have both borrowed money⁶⁶, and are continuing to borrow money, to pay our staffs and keep our offices functioning.

115. We are both sole practitioners. Bob's staff of 1½ and Adele's larger staff have devoted much of their time for 2½ years to Brown matters.

⁶⁴ Dallas and Bradley, as always, were cordial.

⁶⁵ Adele has retained a small number of client matters other than her Brown Service since January 2009.

⁶⁶ Adele made a taxable early withdrawal from her retirement funds rather than borrowing from traditional sources.

116. If we return to active service as PR/Trustees,⁶⁷ we will have the same goals we had – and fulfilled – through May 26:

- a. Protect and enhance the assets, especially the Royalties and Publicity Rights.
- b. Defend the Estate Plan of James Brown.
- c. Develop a Succession Plan which will prevent loss of millions to persons James Brown did not intend to have his assets.

XII. THE REUNION OF CANNON/DALLAS WITH THE DEANNA/YAMMA GROUP AND THE TERRY/FORLANDO GROUP, AND OUR DUTY TO APPEAL

117. Cannon's violations of the criminal law and the Cannon/Dallas/Bradly breach of their fiduciary duty to James Brown were apparently undiscovered until shortly before or after Brown's death. They include Cannon's unreported \$4.9 Million from the TIAA Funds in 1999; the \$900,000 taking from the 2000 Trust in 2006; and the after death filing in Aiken County of a \$700,000 judgment in favor of Cannon against Brown which he secretly obtained by paying \$41,000 in 2002.

118. The Cannon/Dallas relationship with Brown's family/beneficiaries has been mixed. Deanna held a power of attorney with Cannon and Dallas until Brown's death. Deanna and Yamma became, after Brown's death, Trustee and Executive Assistant to the Trust board, respectively.

119. In early 2007 the Deanna/Yamma group (then all 6 acknowledged children) split from Cannon and Dallas because, as Forlando has asserted, Cannon and Dallas

⁶⁷ We have repeatedly advised the court and parties that we have no desire to serve longer than necessary to stabilize the Estate/Trust (and have actually filed an action seeking the development of a succession plan).

would not give them enough control. Then Forlando and Terry Brown split from the Deanna/Yamma group.

120. Forlando and Terry have asserted that we were appointed SAs in March 2007 to get rid of Cannon and Dallas so the Deanna/Yamma Group could take the James Brown assets for themselves.

121. The Deanna/Yamma Group engaged us – and this Court – for 8 months with hundreds of hours of complaints about the unconscionable 16% (approximately) commissions from the Estate/Trust the Cannon/Dallas Group wanted. Then they filed suit in state court to get it all for themselves.

122. Terry Brown has now re-joined the Deanna/Yamma Group. Both he and his son Forlando are now represented by Powell Goldstein (PG).

123. PG still refuses to release⁶⁸ its file for the period when the Cannon/Dallas Group was seeking a kickback or options in the IPO.

124. Having reunited, Cannon/Dallas and Mr. Brown's family are happy to take Brown's funds for themselves and accuse us of impropriety for defending Mr. Brown's wishes.

125. We have been since early 2008, and remain, the only persons protecting the interest of James Brown's Estate Plan, including:

- a. Brown's In Terrorem clauses of the Will and Trust.
- b. Brown's Spendthrift Clause of the Trust.
- c. Brown's desire to dedicate most of his estate to the private education trusts.

⁶⁸ And Cannon and Dallas in violation of the August 10, 2007 Order have refused to deliver the file.

126. We have made it clear to the AG and others since November 20, 2007 that we only intend to complete our duty and provide for proper succession.

127. We believe that we must appeal the McMaster Orders.

128. We respectfully submit that the appeal increases the chance of retaining the \$50+ Million for the Estate/Trust; will have no adverse effect on the Estate/Trust; and our requested commissions should be the same in either case.

XIII. OUR RELATIONSHIP WITH THE ATTORNEY GENERAL'S OFFICE

129. The Office of the AG did not assist in any way with the Cannon Appeal.

130. We believe that the motion by the AG to remove us for cause as PR/Trustees was baseless and ask the Court to review our counterclaim and affidavits for our full position.

131. We believe that we have made every reasonable effort to cooperate with and inform the Office of the AG from the outset. The AG has opposed us consistently to some extent on every issue, beginning with our appointment. This alone has complicated our ability to meet our objectives. Just some of our many communications in which we urge the AG to abandon their neutrality towards Cannon and Dallas; help us protect the Estate/Trust; and help us try to find out the actual amount of the secret \$12 - \$14 Million the "settling parties" intend to pay their attorneys and Bauknight from Mr. Brown's Estate and the 2000 Trust are attached as **Exhibit 13**.

XIV. PURSUING THE CANNON APPEAL

132. By November 15, 2007, the criminal investigation in relation to Cannon's income – which came from Brown – was known.⁶⁹ And his \$900,000 2006 taking from the Trust had been known for months.

133. When Cannon was held in contempt by the Court, and appealed, we were not concerned with the sentence. We were concerned with the destabilizing effect his challenges to the Court's (Judge Early's) authority to act were having, and whether the year spent uncovering the Cannon/Dallas actions which led to their resignations would have to be repeated.

134. We asked the Assistant AG Jones to work with us on the Cannon Appeal to prevent the return of Cannon and Dallas. The AG failed to do so.

135. The AG did not actively oppose Cannon's appeal position that Judge Early had no jurisdiction over the year-long Trust hearings.⁷⁰ Only M&T Bank and we did.

136. The AG did not file a brief or attend the Cannon oral arguments.

137. During the period of his appeal, Cannon repeatedly violated Judge Early's Orders in connection with Geronimo Music Management, LLC (Geronimo), a company owned at least 51% by the 2000 Trust which is the publisher for some of Mr. Brown's songs. Dallas also violated the Orders.

138. Cannon and Dallas continue to be in direct violation of the August 10, 2007 Order by refusing, as ordered, to turn over either the PG or the Greenberg Traurig (GT)

⁶⁹ See Transcript 11/15/07 pp. 291-294.

⁷⁰ They also acquiesced – and we agree – that James Brown's Will and Trust were established in 2000. [We believe all are bound by this finding.]

Estate/Trust Files.⁷¹

139. The AG's failure to support us as PR/Trustees in efforts to prevent the return of Cannon and Dallas made our work difficult – but not impossible.

XV. OUR DEFENSE OF THE ESTATE PLAN AND OTHER "FAMILY" CLAIMS

140. We ask the Court to take judicial notice of our vigorous defense of the Estate Plan.

141. We believe the James II matter could have been decided with a DNA test, long ago ordered by the court but never conducted; and/or by motions to dismiss and for summary judgment. However, some motions remain pending and discovery has been stayed.

142. We believe the facts demonstrate Hynie Brown is neither an heir nor devisee of James Brown; we believe much of her claim should have been decided on motion to dismiss; and the remainder on Summary Judgment after discovery, which was stayed.

143. We believe the facts show all adult grandchildren who endorse the settlement have violated the In Terrorem and Spendthrift clauses of the Trust. We have pending motions to that effect.

144. We believe the AG's irrevocable commitment on August 10, 2008 to work with certain persons claiming to be some of the heirs of James Brown against the Estate,

⁷¹ Dallas, through innocent attorney Wayne Byrd, asserted that there was no Powell Goldstein file. [Byrd Ltr Jg. Early dtd 2/27/08]. He withdrew the statement when PG's previously-concealed \$48,225 bill from September 2007 was discovered. This was not the first time Dallas or Cannon (and others) lied to the Court through attorneys. [See Bell Affidavit, Forlando Suit; Stan Jackson Affidavit; Keith Babcock testimony on 2/20/08, pp. 37-45]

the Trust and the trust beneficiaries was wrong. [See August 10 signed document]

XVI. SALE OF THE JOSEPH BROWN HOUSE.

145. According to Louis Levenson, attorney for various family members, the home of Joseph Brown, James Brown's father, held more significance for his acknowledged children than Beech Island. The house, valued at \$60,000.00 was an albatross for the Estate. It was unoccupied; the Cannon Group had allowed the insurance to expire; and it came to Mr. Brown through the Estate of Joseph Brown, which had not been probated.

146. The location in Georgia made oversight of the Joseph Brown house and solving the probate issues more problematic and costly. Further, it came through an intestate Estate, and we learned of the possibility of a brother of James Brown who might claim an interest in the house—even though James Brown had provided all of the funds for it.

147. We sought, and obtained, court approval to sell the Joe Brown house to the Levenson clients with only a quitclaim deed; 10% down and a note and security deed for the remainder' purchaser's counsel to prepare documents.

148. Mr. Levenson assured us that payment by his clients would never be a problem. After we spent months assisting the purchasers (Levenson clients) in getting the sale documents correct, the sale finally closed. The purchasers made only 2 payments. Beginning in August of 2008 they refused to make any further payments based on the "settlement."

**XVII. THE OFFER OF COMPROMISE AS AN ATTEMPT TO FORGE A
SETTLEMENT THAT WOULD NOT DISQUALIFY THE TRUST
AND CREATE A \$40 MILLION ESTATE TAX AND INTEREST
PROBLEM**

149. By January 30, 2009 the AG was making good on his promise of August 10, 2007 to join the Deanna/Yamma/Hynie Brown Group in attempting to defeat the Estate Plan of James Brown⁷² by attacking the Estate, the Trust – and now, without cause, us, for defending the Estate Plan.[See Am.Compl., McMaster v. Dallas] On January 30 AG Jones offered millions of dollars more, to be taken from James Brown's assets, to encourage Terry Brown to abandon his firm, and sworn, assertions that both the 2000 Trust and 2000 Will were valid, carried out the wishes of James Brown, and had been affirmed by James Brown.[See Ltrs. of S. Jones, D. Bell, dtd. 1/30/09.] Also extremely troublesome was that on January 30 the "settling parties" – of which the Attorney General was a part – began to assert, with no basis whatsoever, that at death Mr. Brown's Gross Estate for Federal Tax purposes might have been less than \$100 Million. There was no basis for this position or their refusal to discuss these matters with us.⁷³

⁷²Just after AG Jones arranged and conducted the August 10 mediation, AG McMaster signed a "private binding agreement" to "settle all differences among the parties whose signatures appear below." The agreement was signed, in addition to the AG, by Louis Levenson, T.R. Brown, Robert Rosen, Daryl L. Brown, Deanna B. Thomas, Deanna for Venisha, Deanna for Yamma and Larry Brown. The parties agreed, among other things:

...5.

a) [to file] a joint motion seeking removal of Pope and Buchanan

... k) "The parties agree to use their best effort to extinguish any other outstanding interest or claims by any potential heir, devisee, or successor..."

7. The Agreement is a private binding agreement among the parties hereto.

⁷³ In February, 2009 the "settling parties", including the AG, has disclosed nothing about the estimated \$12 - \$14 Million to be paid to counsel for the "settling" parties. The, Court, to date, has not required disclosure. We believe confidential reports have been filed with the Court that we have not been allowed to see. We believe this secrecy is inappropriate under the circumstances. [Counsel for the Deanna/Yamma Group and Hynie Brown are working on a contingency basis.] On February 2, 2009 we wrote one of the 5

150. From November 2007 to January 2009 threats to the Estate and Trust, had gone from the \$16+ Million claims of the Cannon Group, and claims of those working with them, to the \$50+ Million threat of the proposed settlement, including the devastating Terry Brown Right of First Refusal and probable loss of status of the “I Feel Good” Trust as a private foundation. The “settling parties” purportedly speaking for the Attorney General of South Carolina were openly referring to James Brown’s Estate and private trusts as “the Attorney General’s money” [See Transcripts throughout, including 3/4/09, pp. 575] AG Jones repeatedly asserted, and the Court was paying attention, that all AG McMaster had to do was enter the James Brown proceeding and that gave him a right to completely take over the James Brown Trusts and Estate and put both under his direct personal control. This included the assertion that we should be required to sign a document containing factual findings we knew to be false; pledging not to tell about internal matters of the Estate and Trust; and generally violating both our constitutional rights and those of the Estate/Trust beneficiaries.

151. As a last-minute effort to salvage at least some of the Estate Plan as Mr. Brown had intended, we proposed an Offer of Compromise in a form which would have avoided much of the Estate Taxes [correct form] and, although a greater compromise

tax attorneys for the “settling parties” to get information about their new suggestion that the Estate/Trust was worth less than \$100 Million at death, and to obtain additional tax information. [Ltr. Buchanan/Pope to Carter/Medlin 2/2/09] When they refused to confer with us about these issues [Carter ltr. 2/2/09], we wrote the AG on February 6, 2009. The AG did not help us get the necessary information. Likewise, the AG has acquiesced in keeping R. Bauknight’s management fee a secret, and the fees of the 10 attorneys he has now hired a secret. [We have asked Bauknight, but not received an answer, as to how Bauknight intends to allocate attorneys’ fees and his commissions between his position as Trustee for certain Brown Family members under the Legacy Trust – which is adverse to the Estate/Trust – and for administration of the Estate/Trust. He had not answered. [These secret fees and commissions interfered with our obligation to keep the IRS informed of issues related to estate administration, including matters related to the proposed settlement. We believe that secret fees and commissions are inappropriate under the circumstances.]

than we would have proposed, would have paid the settling parties in the settlement less than the AG was proposing to take away from Mr. Brown's Estate and Trust. The major provisions of our April 1, 2009 Offer of Compromise, which would have properly ended the Will/Trust contest, were:

2. The Last Will and Testament of James Brown dated August 1, 2000 shall be formally admitted to probate, but subject to the modifications set out below:

- a. The Personal and Household Effects (PHE) to which the 6 children are entitled under Item I of the Will shall consist of the current contents of Beech Island and the assets on loan to museums. Deanna Thomas shall take possession of the Beech Island contents for safekeeping on behalf of the 6 children on or before May 1, and shall immediately deliver a receipt for same.
- b. The first sentence of Item II of the Will is amended to so that after amendment it shall read:

Subject to subparagraph (3), below, I give and devise the rest, residue and remainder of my property as follows:

(1) Fourteen (14%) percent to be divided equally among Daryl, Terry, Larry, Venisha and James II Brown, Deanna Brown Thomas and Yamma Brown Lumar, all of whom are declared to be acknowledged children of James Brown.

[An additional One (1%) percent to James II upon receipt of official DNA confirmation by May 1, 2009. Provided, however, failure to elect this provision shall not be deemed to create any presumption or inference affecting his status as an acknowledged child for all purposes.]

(2) The Remainder [either 85% or 86% percent] to the James Brown 2000 Irrevocable Trust created on August 1, 2000 prior to the execution of this Will . . .

(3) All amounts otherwise payable to James Brown II shall be paid to a conservator or Trustee nominated by his mother and acceptable to the Court.

3. GAL and attorneys' fees and costs for James II shall be charged to his share as a priority expense of administration, in a reasonable amount to be set by the Court upon presentation of Affidavits and/or other documentation.

4. The permanent resignations of Messrs Cannon, Dallas and Bradley as set out in the August 10, 2007 Order in Case 122 shall remain in full force and effect.

5. Robert L. Buchanan, Jr. and Adele J. Pope shall continue to serve as PRs and Trustees, and their actions to date are ratified and confirmed.
6. Effective upon entry of this Order, Louis Levenson, if his clients consent in writing to such service, shall serve as Special Administrator, to cooperate and assist the PR/Trustees with marshaling and managing assets and litigation, including but not limited to, implementation of the CORBIS settlement; selecting a recipient of the Right of First Offer; due diligence regarding a potential asset sale; and related TIAA and Pullman matters.
7. Except as set out herein, and subject to payment of the claims set out below, the Last Will and Testament of James Brown dated August 1, 2000 shall remain in full force and effect, including its tax apportionment provisions.
8. The Court specifically finds that all challenges to the validity of the James Brown 2000 Irrevocable Trust and its subtrusts, the Brown Family Education Trust and the James Brown "I Feel Good" Trust are barred by applicable statutes of limitation and should be dismissed. All challenges thereto should be dismissed.
9. Upon receipt of the Estate Tax Closing letter, after disclosure to the IRS of the final Order approving this settlement; payment or provision for all debts, taxes and expenses of administration; final resolution of the Forlando Brown Federal Suit, including the counterclaim; and final resolution of the Cannon and Dallas/Bradley appeals, Robert L. Buchanan, Jr. and Adele J. Pope shall resign as Trustees (and PRs if appropriate) and appoint as Successors:
 - a. Deanna J. Brown Thomas (to fill a seat to be held by, or permanently reserved for, a member of the Brown family);
 - b. A competent, independent South Carolinian appointed by the Attorney General of South Carolina; and
 - c. A competent, independent South Carolinian appointed by a majority of the then-existing Advisory Board, which currently consists of Dr. Leonard McIntyre; Dr. Ann Carmichael; Ms. Inez Tenenbaum; Judge Walter Williams; and Coach Larry Campbell.
10. 430 Douglas Drive, Beech Island shall be sold, absolutely as is, to DEANNA BROWN THOMAS for \$925,307, or other(s) if not closed by May 1, 2009, as set out the PR/Trustees' Memorandum dated March 27, 2009.
11. In complete settlement of all claims and rights each may have in and to the Estate and Trust, and paid prior to the final residuary distributions set out above, the following shall be Offered, and paid if timely accepted as part of this Offer:

a. Seven (7%) percent of the residue to Tommie Rae Hynie in exchange for relinquishment of all claims she may have in, to and/or against the Estate, the Trust and any Brown Entities.

b. Ten Thousand (\$10,000.00) Dollars and recognition that she is child of James Brown as contemplated under current Federal Copyright Law, to each of Cinnamon N. Parris, Jeanette Mitchell and LaRhonda Pettit, in full settlement of all claims and/or demands each shall have against Estate/Trust.

12. The *In Terrorem* clauses of the 2000 Will and Trust shall not be enforced against persons who immediately ratify in writing the 2000 Will and 2000 Trust, as modified by this Order.

9. All assets other than Beech Island and Geronimo, LLC shall, for accounting purposes, be treated as Estate assets unless objected to by the Attorney General of South Carolina, or if a different ownership is clearly established..

10. A 6-months' Right of First Offer with exclusive due diligence period for a potential sale of the bulk of the Estate/Trust Assets shall be granted as soon as reasonable, but within 30 days, with any one or more person(s) procuring a buyer who actually closes entitled to a finder's fee, up to a total of 2%, as agreed by the PR/Trustees or approved by Probate Court.

11. All parties shall execute such additional documents as are reasonably requested to carry out the terms of this Order.

152. While the Offer of Compromise would normally not have been discussed, the "settling parties" themselves referred to it in Court on the last day of the hearings when Harley Ruff⁷⁴ confirmed Adele's opinions regarding the disastrous tax consequences of the proposed "settlement". This attempt to salvage the Estate and Trust was rejected.

153. By admitting the 2000 Will to probate, the Offer of Compromise also dealt

⁷⁴ Both Harley Ruff and Adele were acknowledged by Judge Early as experts in Estate Planning in the proceeding. Both testified that the form of the proposed "settlement", including the "Legacy Trust" and the "Right of First Refusal" would not only disqualify the Estate Tax Deduction (with loss of about \$40 Million in taxes and interest) for the "I Feel Good" Trust, but would also disqualify the Trust as a private foundation. [Tr. Hearings] This directly violated the terms, purposes and provisions of the 2000 Trust; its spendthrift clauses; and its *In Terrorem* clauses.

appropriately with the problem of the settling parties' having failed to join proper parties, including Salkehatchie, U. S. C. Aiken and others.

**XVII. OUR ASSISTANCE WITH THE TRANSITION OF
MANAGEMENT OF THE ESTATE/TRUST PENDING APPEAL
(WITHOUT PREJUDICE)**

154. On August 12, 2008, one of the "settling" parties' counsel notified us to "stand down" and quit managing the Estate because a "settlement" had been reached. [Ltr. Rosen and email to Judge Early dtd 8/12/08, **Exhibit 14**]. This was followed by a letter of the AG announcing a "settlement" reached on August 10 after a secret mediation to which we were not invited and of which we were not informed. [Ltr Jones dtd 8/12/08, **Exhibit 15**]

155. The "stand down" directions and notice of the secret mediation came just 12 days after we had received a letter from AG McMaster about plans to proceed with the appointment of a 3rd Trustee, and were a complete surprise. [Ltr McMaster dtd 7/30/08, **Exhibit 16**]

156. Counsel's suggestion that we stop administering the Estate/Trust demonstrated a total misunderstanding of the James Brown musical empire and the more-than 20 pending cases in which we were involved as PR/Trustees and on behalf of JBE, Inc.

157. We did not know the then-secret contents of the proposed August 10 mediation document.⁷⁵

⁷⁵ The August 10, 2008 document asserts that it is irrevocable, but it was changed repeatedly until submitted to the court on March 26, 2009.

158. We had an Estate Tax Return for an approximately \$100 Million Estate due – with no further extensions permissible – on September 25, 2008, and depositions scheduled in the Forlando Federal Suit in September, with a 2-day hearing scheduled for November 18.

159. We needed to know what was proposed in the secret agreement in order to assess its impact on the Estate Tax Return.

160. Prior to the AG's filing of McMaster v. Dallas we asked the Court to require that the settlement terms be disclosed⁷⁶.

161. The AG commenced McMaster v. Dallas September 2008 without making us a party. By then we had contacted the "settling" parties, urging them to become involved in the Estate Tax Return preparation, and asking that their accountant participate in our preparation of the return or prepare it for our review. We also asked them to appoint someone to work with us on litigation and on Royalty/Publicity matters. They refused.

162. Alan Medlin, counsel for one of the "settling" parties, advised Adele that the "settling" parties had no accountant and that they wanted Sellars to prepare it. Tax attorney Carter later refused to participate in the tax process.

163. Russell Bauknight had been known to us since June 2008 when AG Jones filed an Emergency Petition to Appoint a Special Trustee, asserting we had no authority

⁷⁶ At the August 19, 2008 hearing, an in-chambers meeting (attended by counsel for various parties, including those adverse to the Estate/Trust) which evidently dealt with a rough outline of the August 10 settlement was held. We strongly believed that public disclosure was appropriate. We did not go in chambers. We were also facing depositions in the Forlando Federal suit, and knew that the Federal Court might compel our disclosure. The Public disclosure was made at the November 25 hearing, after the Federal Court depositions..

to act. [See Em. Pet. Dtd 6/26/08 and Ltr of Jones dtd 7/7/08, **Exhibit 17**].⁷⁷

164. Between July, 2008 and May 26, 2009, we invited Bauknight to visit Beech Island. [He did not return our calls.] We invited him to attend (by phone or in person) the CORBIS/GreenLight Settlement conference in New York on January 19, 2009. [He declined.] We requested his input, since he is an accountant, on tax issues proposed by the August 10 document. [He did not respond.]

165. Bauknight met with us once after he was appointed "independent" SA/ST. He knew virtually nothing about the more than 20 pending cases.

166. Despite this, he testified under oath that no transition was necessary if he was appointed Successor PR/Trustee.⁷⁸

167. We were appointed PR/Trustees on November 20, 2007 without any transition. We did not want that to happen to anyone else and wanted a smooth transition of [temporary] management, without prejudice to our position that Bauknight improperly recommended the Settlement and has an irreconcilable conflict which renders him unable to serve as PR/Trustee while working for the "family."⁷⁹

⁷⁷ Dallas, at approximately the same time, was also interfering in the Circuit Court and Ct. Of Appeals, trying to derail the Christie's sale on July 17. Powell Goldstein, Deanna and Forlando also interfered.

⁷⁸ At first (January 30, 2009) Bauknight was speaking as an "independent" Special Administrator/Special Trustee for the sole purpose of evaluating the Settlement. He was later revealed as the Trustee of the Legacy Trust and as the proposed Personal Representative and Trustee. Despite his assertion, even a temporary transition for management pending reconsideration and appeal demand time and effort. After rejecting our offer to meet weekly for a reasonable time, on July 10, 2009 Bauknight accepted it. We will meet with him at our next meeting.

⁷⁹ See Statement of Henry McMaster to WIS-TV, 2/12/08: "One of the issues, according to McMaster, is that the . . . trustees [Buchanan and Pope] are currently representing both the poor kids trust and the families' interests, which . . . 'goes far past the stop sign of conflict of interest.'"

**XVIII. DEALING WITH THE UNRESOLVED \$40 MILLION TAX PROBLEM
CAUSED BY THE AUGUST 10 DOCUMENT AND GREATER
PROBLEMS OF THE MARCH 26 AGREEMENT**

168. While our objection to the settlement is well documented, the “settling” parties refusal to disclose information and cooperate presented problems which began on August 12 and have continued until today.

169. When we received our first notice of the settlement(August 12) PG attorneys were in Adele’s office gathering documents for the November injunction hearing in the Forlando Suit. We had confidential depositions in the Forlando Suit in September and the Estate Tax Return due September 25. The “stand down” letter arrived on the 13th. From counsel for Hynie Brown on August 13.

170. Starting on August 13 the lawyers for Trust and Will Contestants began to make demands of us and speak as one, and for, the AG of South Carolina⁸⁰. This cause numerous administration and practical problems for the Estate and Trust, which continue today.

171. We knew the secret “settlement”, if finally implemented, would take assets from James Brown. We knew this would create about 50 cents on the dollar in Estate

⁸⁰ In an extraordinary number of letters during the 9 months between August 13, 2008 and May 26, 2009, attorneys for Hynie Brown (Rosen), the Deanna/Yamma Group (Levenson) and others began to speak to us and the Court as purported attorneys for and representatives of the AG and the State of South Carolina. They did so by asserting that they were speaking as attorneys for the “settling parties”, which included the AG. For 9 months – and now– these counsel who represented themselves to us and the Court to speak for the AG, were withholding information about the “settlement” he had purportedly reached on our behalf for the benefit of the Estate and James Brown 2000 Trust;. [The “settling parties” delay (and possible loss) of the CORBIS/GreenLight settlement and contract is another example.] This joint action of the Will and Trust Contestants, who either are not beneficiaries or were subject to both the *In Terrorem* and Spendthrift clauses of the Trust, and the State of South Carolina through its AG was unlike anything either of us had experienced. It was just the behavior (falsely attributed to us) which Attorney General McMaster had denounced in his February, 2008 WIS television appearance in support of Forlando.

Taxes⁸¹, and, in addition, might affect the post-death income (2006 and future) taxes we had been working on with the IRS since December 2007.

172. The record of our attempt to find out what the “secret” settlement was is clear. What is important is that the AG and Settling Parties knew we needed this information for September 25, 2008 and refused to cooperate in the preparation of Tax Returns. By the time we filed the Return on September 25, we had heard the outlines of the “settlement” and knew it would generate at least \$10 Million in Estate Taxes.⁸²

173. After refusing to work on the Estate Tax Return, another troublesome action of the “Settling” parties was to file an action for our removal and suggest, speaking on behalf of the AG, that we had over valued the assets of the Estate of James Brown on the Estate Tax Return by using some of the information provided by Cannon, Dallas and Bradley. The assertion was false.

⁸¹ Hynie Brown’s attorneys were asserting, and later attempted to stipulate, that Hynie Brown was the Wife of James Brown. We had worked with assistant AG Jowers on that issue, even before the Lukich decision and were confident, based on Hynie Brown’s settlement and promise never to claim to be James Brown’s common law spouse (See Brown’s Reply to counterclaim and Order, Aiken County Family Court and counsel letters). If she were the wife, which was not likely, Estate Taxes would be less.

⁸² When we were able to review the documents presented on January 1, 2009 and March 26, 2009, it appeared that the “settlement” as drafted disqualified the Estate Tax Deduction, creating a \$40 Million Estate Tax and interest liability and the Right of First Refusal to Terry Brown (and other impermissible family control) not only secured the loss of the Estate Tax Deduction but disqualified the “I Feel Good” Trust as a private foundation.

**XIX. OUR DUTY TO DEFEND JAMES BROWN'S RIGHT TO
CONTROL SUCCESSION IN HIS ESTATE, GRANDCHILDREN'S
TRUST AND THE "I FEEL GOOD" TRUST"**

174. Our joint affidavit dated August 19, 2008, with all Exhibits, in Cases 872 and 122, which we incorporate by reference, outlines the Cannon/Dallas/Cox proposed sale of assets. GT lawyer Jacobs confirms in an email that the sale was authorized on May 17, 2007. Cox was looking for investors by June 15. Cannon, Dallas and PG were involved in the attempts to transfer the 2000 Trust to Georgia as the \$900,000.00 misappropriation was about to be discovered. Hammond was designated a successor Trustee, and Hammond, Dallas and Cannon were in contact with Sr. Assistant AG Jones in S.C. and Assistant AG Grace Lewis in Georgia to falsely discredit us and keep alive the deal which would pay about \$10 Million to Cannon and Dallas.

175. We believe that it is our duty to defend James Brown's Succession Plan for the fiduciaries of his Estate, the Grandchildren's Trust and the "I Feel Good" Trust. We do not believe, as has been asserted in Court, that the "I Feel Good" Trust is, or will be, "the Attorney General's money". We do not believe, as has been asserted in Court, that the Attorney General has the right to take a private estate, a private trust and a private charitable foundation; change their terms and succession plan; and place them under his personal control.

176. On November 26, 2007, less than a week after our appointment, Terry Cox wrote Marion Heflin, to say

I had a conversation with the Senior Assistant Attorney General of South Carolina. ..He is preparing a petition to have them [Buchanan and

Pope] removed and told me that he would select a trustee for me to work with...
[Cox email to Heflin, 11/26/07, **Exhibit 18.**]

He reported that he was meeting with Jones and Lewis the following week.

177. Seven years before his death James Brown established a Succession Plan in his Will and the 2000 Trust. As this affidavit and the referenced documents and transcripts show, we believe James Brown had a right to determine his own succession plan, and that it is our duty to uphold it as part of the defense of his Estate Plan.

178. Because Cannon, Dallas and Bradley resigned without naming successors we were appropriately appointed by the Court. As is outlined in the letters to the AG, our attempts to add a third PR/Trustee were always contravened by AG Jones.

179. During our service we have worked hard to establish a Succession Plan that will avoid some of the problems of the Dallas/Cannon era. While we have faithfully performed our duties as PRs and Trustees, we do not believe there is any basis for ignoring James Brown's succession plan for his Will and 2000 Trust and placing James Brown's assets under the direct personal control of Attorney General McMaster.

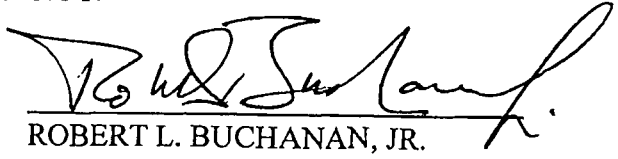
XX. INCORPORATION BY REFERENCE

180. In support of our commissions, payments and reimbursements for us and our counsel we incorporate by reference all other affidavits we have filed in each above-referenced case, the Pullman Litigation, and the Corbis cases, together with the pleadings and Court Orders in those cases.

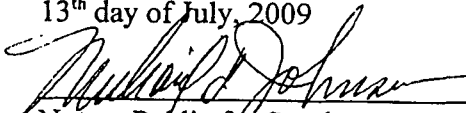
181. We also incorporate by reference our Time records which are made a part of this affidavit as additional explanations of many other acts we performed for the benefit of

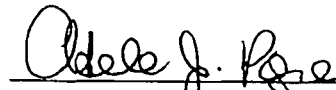
the Estate of James Brown and the James Brown 2000 Irrevocable Trust.

FURTHER DEPONENTS SAYETH NOT.


ROBERT L. BUCHANAN, JR.

SWORN TO before me this
13th day of July, 2009

 (L.S.)
Notary Public for South Carolina
My Commission expires: 24 FEB 14


ADELE J. POVE

SWORN TO before me this
13th day of July, 2009

 (L.S.)
Notary Public for South Carolina
My Commission expires: 24 FEB 14

**Exhibits to
Joint Affidavit of AJP and RLB dtd. July 13, 2009**

- Exhibit 1 Complaint in the Declaratory Judgment (part of Case 122)
- Exhibit 2 ~~January~~ 8, 2008 Order
- Exhibit 3 February 20, 2008 Order
- Exhibit 4 April 1, 2008 Order
- Exhibit 5 Commission Calculations
- Exhibit 6 Resumé, Robert L. Buchanan, Jr.
- Exhibit 7 Resumé, Adele J. Pope
- Exhibit 8 Time Records, Adele J. Pope
- Exhibit 9 Time Records, Robert L. Buchanan, Jr.
- Exhibit 10 Copy, Letter to Mr. Jones from Mrs. Pope, dtd. 11/21/07
- Exhibit 11 Summary of Charges, James D. Bailey, Esquire
- Exhibit 12 Summary of Charges, Tressa T. H. Hayes, Esquire
- Exhibit 13 Copies, correspondence between PR/Trustees Buchanan and Pope and Office of Attorney General
- Exhibit 14 Letter of Mr. Rosen to Judge Early dtd 8/12/08
- Exhibit 15 Letter of Mr. Jones dtd 8/12/08
- Exhibit 16 Letter of the Honorable Henry D. McMaster dtd 7/30/08
- Exhibit 17 Emergency Petition dtd 6/26/08 and Letter of Mr. Jones dtd 7/7/08
- Exhibit 18 Email of Terry Cox to Marion Heflin dtd. 11/26/07

EXHIBIT 1

STATE OF SOUTH CAROLINA
COUNTY OF AIKEN

IN THE PROBATE COURT
PROBATE COURT #2007-ES-02-0056

Robert L. Buchanan, Jr. and Adele J. Pope
as Trustees of the James Brown 2000 Irrevocable
Trust and as Personal Representatives of the
Estate of James Brown, deceased,

Plaintiffs.

v.

Deanna J. Brown Thomas, Yamma N. Brown, Lumar
Venisha Brown, Daryl J. Brown, Larry Brown, and
Terry Brown, each individually and as parent and
natural guardian of his and her minor and unborn
issue; Romunzo Brown, Forlando Brown, Tonya
Brown, Sydney L. Carrington L. Jason
Brown-Lewis; Lindsey Dclor's Brown and Janise
Vanisha Brown; Henry Dargan McMaster, in his
capacity as Attorney General for the State of South
Carolina; Tommie Raye Hynie Brown; and James
B. a minor, by Stephen Slotchiver, his
guardian ad litem.

Defendants.

SUMMONS

STATE OF SOUTH CAROLINA
COUNTY OF AIKEN

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND
CORRECT COPY OF THE ORIGINAL ON FILE IN THIS COURT
WITNESS MY HAND AND SEAL OF THE COURT THIS 28TH

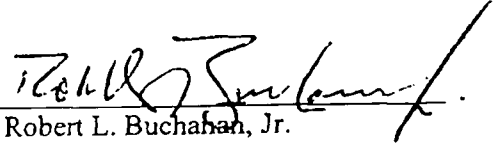
DAY OF JANUARY, A.D. 2007

JUDGE OF PROBATE FOR AIKEN COUNTY, S.C.

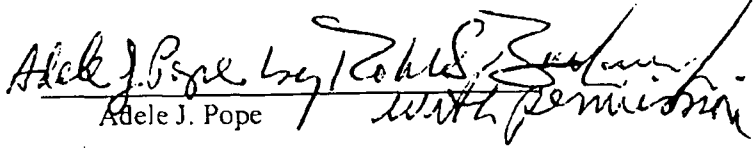
TO: ALL DEFENDANTS NAMED ABOVE

YOU ARE HEREBY SUMMONED and required to answer the Complaint for Declaratory
Judgment and Related Relief, Including Expedited Emergency Relief of Plaintiffs, a copy of which
Complaint is herewith served upon you, and to serve a copy of your Answer to the said Complaint
upon Plaintiffs at 212 Newberry Street NW, Aiken, South Carolina 29801, within Thirty (30) days

after the service hereof upon you, exclusive of the day of such service; and if you fail to appear and defend, judgment by default will be rendered against you for the relief demanded in the Complaint.


Robert L. Buchanan, Jr.

AND


Adele J. Pope *with permission*

As Personal Representatives and Trustees

212 Newberry Street NW
P.O. Box 463
Aiken, South Carolina 29802-0463
803-649-2586

November 27, 2007

STATE OF SOUTH CAROLINA

COUNTY OF AIKEN

Robert L. Buchanan, Jr. and Adele J. Pope
as Trustees of the James Brown 2000 Irrevocable
Trust and as Personal Representatives of the
Estate of James Brown, deceased
Plaintiffs,

v.

Deanna J. Brown Thomas, Yamma N. Brown Lumar)
Venisha Brown, Daryl J. Brown, Larry Brown, and)
Terry Brown, each individually and as parent and)
natural guardian of his and her minor and unborn)
issue; Romunzo Brown, Forlando Brown, Tonya)
Brown, Sydney L., Carrington L., Jason)
Brown-Lewis, Lindsey Delores Brown and Janise)
Vanisha Brown; Henry Dargan McMaster, in his)
capacity as Attorney General for the State of South)
Carolina; Tommie Raye Hynie Brown; and James)
B., a minor, by Stephen Slotchiver, his)
guardian ad litem,)
Defendants.

) IN THE PROBATE COURT
) PROBATE COURT #2007-ES-02-0056

) COMPLAINT FOR DECLARATORY
) JUDGMENT AND RELATED RELIEF
) INCLUDING EXPEDITED
) EMERGENCY RELIEF

Plaintiffs would respectfully show unto the Court:

1. This Court has jurisdiction to hear and determine this matter pursuant to South Carolina Probate Code Section 62-1-302, the South Carolina Trust Code Section 62-7-101 et seq. and other applicable law.

2. Plaintiffs are the duly appointed Trustees of the James Brown 2000 Irrevocable Trust (the "Irrevocable Trust") and Personal Representatives of the Estate of James Brown. They are serving under the terms of the Trust and the Will of James Brown (the "Will"), both dated August 1, 2000. They were appointed on November 20, 2007.

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3. Defendants Deanna J. Brown Thomas, Yamma N. Brown Lumar, Venisha Brown, Daryl J. Brown, Larry Brown, and Terry Brown are, on information and belief, the acknowledged children of James Brown under the Will.

4. Defendants Romunzo Brown, Forlando Brown, Tonya Brown, Sydney Lumar, Carrington Lumar, Jason Brown-Lewis, Lindsey Delores Brown and Janise Vanisha Brown, on information and belief, are the grandchildren of James Brown and (provided that they do not contest the Estate Plan) are beneficiaries of the Brown Family Education Trust, a subtrust of the Irrevocable Trust. To the extent that these defendants are minors, they are properly represented herein by their parents.

5. Defendant Henry Dargan McMaster, in his capacity as Attorney General of the State of South Carolina, has an interest in the James Brown "I Feel Good" Trust, a subtrust of the Irrevocable Trust, by virtue of his statutory interest in the protection of charities domiciled in the State of South Carolina.

6. Defendants Tommie Rayc Hynic Brown and James Brown II, by virtue of their claims to be the spouse and after-born child, respectively, of James Brown, may have an interest in this proceeding. Further, each is a representative of persons not named or designated in either the Will or the Irrevocable Trust, but claiming an interest in the Estate of James Brown and/or the Irrevocable Trust.

BACKGROUND

7. James Brown, also known as the Godfather of Soul, died on December 25, 2006 a resident of Beech Island, Aiken County, South Carolina.

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8. Prior to his death, on August 1, 2000, Mr. Brown executed the Will and Irrevocable Trust.

9. On information and belief, the Will and Irrevocable Trust, read together, constitute the entire estate plan (the "Estate Plan") of James Brown.

10. The Estate Plan of Mr. Brown generally provides as follows:

- a. Any beneficiary who interferes with Mr. Brown's Estate Plan shall forfeit his or her entire interest in the Estate Plan. (Item X of Will and Article XXI of Irrevocable Trust)
- b. Only the children of James Brown named as defendants herein shall be considered his children and "their legitimate issue who shall also be the lineage issue of [Mr. Brown] shall be the entire class" acknowledged to be Mr. Brown's heirs and issue.
- c. Mr. Brown's Personal and Household Effects (PHE) are devised to his children. (Item I of the Will)
- d. All assets owned by Mr. Brown at death are added to the Irrevocable Trust. (Items II and III of the Will)
- e. Upon the death of Mr. Brown, the Irrevocable Trust is divided into two separate shares designated as "Brown Family Education Trust" and "The James Brown 'I Feel Good' Trust". The two shares shall be equal, subject only to the generation-skipping transfer exemption as computed by the formula in the Trust. (Article V of the Trust)

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- f. As provided in Article V of the Irrevocable Trust, the Brown Family Education Trust is "undiminished by estate, inheritance, succession, death or similar taxes" and, thus, to the extent that at least an equal amount goes into The James Brown "I Feel Good" Trust, will ultimately have a value of approximately \$2,000,000.

11. On information and belief, because there is no estate tax apportionment clause in the Will or Irrevocable Trust, the children of James Brown must pay, or bear from their devise, the full value of estate taxes attributable to assets they receive, with all interest until paid.

12. The James Brown "I Feel Good" Trust (subject to equalization with the Brown Family Education Trust up to \$2,000,000) is the remainder of the assets of Mr. Brown.

13. As a result of improper financial administration of Mr. Brown's assets both prior to and after his death, when Plaintiffs became Personal Representatives and Trustees, the Estate and Trust were in jeopardy. Factors contributing to such state include:

- a. The resignation on August 10, 2007 of David G. Cannon, Mr. Brown's financial advisor, attorney-in-fact, Personal Representative and Trustee.
- b. The lack of ability to verify documents and representations related to Mr. Brown's assets.
- c. The numerous issues related to income taxes, gift taxes and other transfers.

14. As a result of their appointment on November 20, 2007, Plaintiffs, on information and belief, are now charged with the duty of upholding, defending and implementing the Estate Plan of Mr. Brown, as embodied in the Will and Irrevocable Trust.

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FOR A FIRST CAUSE OF ACTION
(Approval of Emergency Plan of Administration)

15. Plaintiffs ask that the Court approve and implement, in general, their emergency plan of administration, together with each matter requested herein.

16. The general outline of the emergency plan of administration is as follows:

- a. Completion of Application for Recognition of Exemption of the James Brown "I Feel Good" Trust under section 501(c)(3) of the Internal Revenue Code;
- b. Filing of 2006 income tax returns for James Brown, with full disclosure of problems associated with unauthorized filings of returns of Mr. Brown's corporation;
- c. Determination of gifts, if any, so that estate tax returns, and, if appropriate, gift tax returns, can be completed;
- d. Orderly liquidation of the Tangible Personal Property (TPP) as set out herein.
- e. Expedited decision-making related to the Home of James Brown, including orderly sale, if appropriate;
- f. Preservation of the name, image, likeness and persona, along with royalties, for the long-term benefit of the beneficiaries of the Irrevocable Trust and its subtrusts;
- g. Review and, as appropriate, total or partial disallowance of claims;

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- h. Engagement of counsel to pursue loss of funds to Mr. Brown, the Estate, the Irrevocable Trust and the Brown Entities from approximately January 1, 1999 to the present.

17. Plaintiffs ask that the Court approve the emergency plan, and implement all aspects of it as set out herein on an expedited basis. To the extent that the implementation of the plan requires bifurcation or further division into separate proceedings, they request this Court do so in order that emergency matters may be heard and resolved at the Court's earliest convenience.

18. Plaintiffs further request that the Court approve the payment of all fees and costs for their service as Special Administrators from March 7, 2007 until November 20, 2007 on an hourly basis as follows: Attorney Service -- \$300 per hour; Paralegal services -- \$50 per hour; other support personnel -- \$25 per hour. And that the total amount of these services be treated as a priority expense of administration.

19. Plaintiffs request that the Court continue their payment on a time and cost basis as set out in 18, with leave to seek such an additional full commission in the future.

**FOR A SECOND CAUSE OF ACTION
(Approval of Engagement of Attorneys)**

20. Plaintiffs reallege Paragraph 1 through 19 as fully as if set out herein.

21. In order to implement the emergency plan, the Plaintiffs are informed and believe that the Court should approve the immediate engagement by the Personal Representatives, the Irrevocable Trust and the Brown Entities of J. Kendall Few, Esquire and James R. Gilreath, Esquire so that assets of David G. Cannon, his entities and others may be recovered for the benefit of the Estate, Irrevocable Trust and Brown Entities as their interests appear.

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FOR A THIRD CAUSE OF ACTION
(Expedited Action to Determine Gifts and Location of Estate/Trust Property)

22. Plaintiffs reallege Paragraph 1 through 21 as fully as if set out herein.

23. The Personal Representatives lack information to determine whether Decedent made prior gifts, including gifts which would affect Mr. Brown's available generation-skipping transfer exemption which must be known to determine final value of the Brown Family Education Trust.

24. Plaintiffs are informed and believe no gift tax returns were previously filed by Mr. Brown.

25. Plaintiffs are informed and believe that all persons who are parties to this action should be required, under oath, to state the following:

- a. the date, value and amount of any gifts from James Brown during the three years prior to his death.
- b. whether they are aware of any gift tax returns filed by Mr. Brown

26. On information and belief, any devisee who received a gift from Mr. Brown prior to death should be charged with all gift/estate tax attributable to such gift, with applicable interest, to be charged, to the extent possible, against any property to which the donee may be entitled from the Estate Plan.

27. On information and belief, all parties to this action should also be required to state under oath the following:

- a. whether they have received since the date of Mr. Brown's death any property belonging to the Estate or Trust

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- b. whether they are aware of any property belonging to the Estate or Trust which has been transferred to any other person since the death of Mr. Brown.

28. On information and belief, these declarations are necessary in order to complete the estate tax return of Mr. Brown and any gift tax returns that may be due. Further, they are necessary for determination of the final value of the Brown Family Education Trust.

**FOR A FOURTH CAUSE OF ACTION
(Expedited Action with Respect to Tangible Personal Property)**

29. Plaintiffs reallege Paragraph 1 through 28 as fully as if set out herein.

30. The Estate, the Irrevocable Trust and the Brown Entities, on information and belief, own valuable items of tangible personal property ("TPP"), and mixed property, including valuable unpublished masters.

31. Among the items of TPP, on information and belief, are Personal and Household Effects ("PHE") devised to the children of James Brown.

32. On information and belief, subject to his confirmation of the validity of the Estate Plan, the maximum interest to which James Brown II might be entitled in the assets of the Estate, if he is determined to be a child, is of a one-seventh interest in the PHE Mr. Brown owned at death.

33. James Brown II, should he elect to contest the Will or Trust, would forfeit his entire interest in the PHE and Estate.

34. Because of the emergency need to expedite the sale of the TPP, on information and belief, the interest, if any, of James Brown II should be set aside as a one-seventh interest in the

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TPP and held in a Certificate of Deposit, unless and until his entitlement, if any, is determined.

Prior to this set aside, a proportionate share of estate taxes should be paid.

35. As to the remainder of the TPP, Plaintiffs request that the Court inquire into the matter and declare the ownership of the TPP under the Estate Plan as follows:

- a. All published or unpublished masters constitute business personal property and were not devised to the children under Item I of the Will because they are not PHE.
- b. All cars titled in the name of James Brown Enterprises, Inc., and/or James Brown Enterprises shall constitute business personal property, and were not devised to the children under Item I of the Will.
- c. The Court should declare, based on the inventory filed by the former Personal Representatives (and any additional assets identified under the Third cause of action) which items are PHE devised to the children under Item I of the Will. (To be divided by the Personal Representatives into lots)
- d. To the extent that property is devised to the children, they should be required to remove it, under supervised conditions, within thirty days, upon payment to the Estate of fifty (50%) percent of its estate tax value. In the alternative, each such child shall leave his or her share of PHE on deposit for sale as set out herein.
- e. The amount which each child should be allowed to take (subject to the tax deposit required above) should be limited to one-seventh of the value of

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the PHE.

- f. All remaining TPP, together with the one-seventh potential share of James Brown II and any portions left on deposit should be delivered to, and sold by, the auction house selected by Plaintiffs from among Christie's, Julien's, Sotheby's and/or such other auction house as they shall choose.

36. On information and belief, this expedited procedure for determination and sale of TPP is appropriate; is authorized by the Will and the Irrevocable Trust; and is critically important because the Estate and the Irrevocable Trust lack the capacity to continue to preserve and protect these assets.

37. On information and belief, the Defendant Attorney General and the children of James Brown should be encouraged, to the extent possible, to resolve all differences with respect to which assets are PHE devised to the children under Item I of the Will.

38. On information and belief, the estate tax valuation provided by the auction house selected by the Personal Representatives should in all respects be binding on the parties unless adjusted by the Internal Revenue Service upon audit of the Estate's estate tax return.

**FOR A FIFTH CAUSE OF ACTION
(Sale or Other Disposition of Trust Real Estate)**

39. Plaintiffs reallege Paragraph 1 through 38 as fully as if set out herein.

40. On information and belief, the Irrevocable Trust is the owner of Mr. Brown's home located at 430 Douglas Drive, Beech Island, South Carolina, with improvements and surrounding real estate (the "Home").

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41. Under the Irrevocable Trust, the Trustees are authorized to sell the real estate.

Because of Mr. Brown's unique contribution to music history, they, however, ask for Court guidance with respect to the disposition of the Home.

42. The purposes of both the Brown Family Education Trust and The James Brown "I Feel Good" Trust are primarily educational.

43. On information and belief, the Court, upon considering input of all beneficiaries of the Irrevocable Trust, but especially Defendant Attorney General, should inquire into the matter and declare whether the Home, or any portion thereof, is:

- a. A significant asset that should be maintained for the benefit of The James Brown "I Feel Good" Trust.
- b. If the Court does not determine that the Home should be maintained for The James Brown "I Feel Good" Trust, ordering a sale; approving a plan; and setting a minimum value at which the Home should be offered for sale;
- c. If the Court determines that retention of the Home is appropriate, specifically authorizing the Trustees to obtain financing, including a mortgage of the Home, as necessary to pay for the substantial and continuing costs of upkeep.

44. Upon a finding that retention would be inappropriate, the Court should direct and approve a plan for sale of the Home because its costs of upkeep are a burden to the trust.

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**FOR A SIXTH CAUSE OF ACTION
(No Probable Cause for Contesting Estate Plan)**

45. Plaintiffs reallege Paragraph 1 through 44 as fully as if set out herein.

46. On information and belief, the Court should declare that no probable cause exists for contesting the Estate Plan of James Brown and that his entire Estate passes pursuant to terms of the Will and the Irrevocable Trust.

47. On information and belief, the Court should also declare that any person contesting any component of the Estate Plan, whether the Will or the Irrevocable Trust, shall forfeit his or her entire interest under both the Will and the Trust.

**FOR A SEVENTH CAUSE OF ACTION
(Expedited Discovery)**

48. Plaintiffs reallege Paragraph 1 through 47 as fully as if set out herein.

49. On information and belief, a delay in the final determination of these matters will cause irreparable harm to the Estate, the Irrevocable Trust and the Estate Plan of James Brown.

50. The Estate Tax Return of the Estate of James Brown is now overdue, and many of the issues raised herein must be resolved prior to its proper completion.

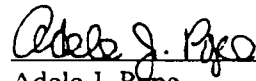
WHEREFORE, plaintiffs pray that the Court inquire into this matter and issue its Order or Orders as follows:

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- (a) expediting, to the extent allowed by law, any answers and discovery in this matter, and scheduling a final hearing, if possible, before the end of January, 2008.
- (b) approving the emergency plan of administration and related relief requested in Plaintiffs' first cause of action;
- (c) approving the engagement of counsel as set out above;
- (d) determining gifts and requiring the parties to assist in the location of assets as set out herein;
- (e) granting all relief with respect to the tangible personal property requested in the fourth cause of action;
- (f) providing for the sale or other disposition of the home as set out herein;
- (g) declaring that there is no probable cause for contesting the Estate Plan of James Brown and requiring forfeiture of any contesting party as set out herein.
- (h) for all additional relief requested herein, and such additional relief as the Court may deem just and proper.


Robert L. Buchanan, Jr.

AND


Adele J. Pope
Personal Representatives
and Trustees

November 27, 2007

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EXHIBIT 2

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	SECOND JUDICIAL CIRCUIT
COUNTY OF AIKEN	)	
	)	CIVIL ACTION NO. 2007-CP-02-0122
	)	
	)	ORDER DIRECTING PAYMENT
IN RE:	)	OF FEES AND COSTS OF SPECIAL
	)	ADMINISTRATORS AND OTHER RELIEF
THE ESTATE OF JAMES BROWN	)	
A/K/A JAMES JOSEPH BROWN	)	

This matter comes before me on Motion of Robert L. Buchanan, Jr. and Adele J. Pope, as
 Personal Representatives of the Estate of James Brown; Trustees of the James Brown 2000
 Irrevocable Trust; and former Special Administrators of the Estate of James Brown. They seek
 an order approving payment of fees of \$317,000.00 and costs for their services as Special
 Administrators for the period from March 7, 2007 through November 20, 2007. They also seek
 approval of continued payments on a "time plus costs" basis while they serve as Personal
 Representatives and Trustees. Their unreimbursed costs for the period are \$2,415.38. They ask
 that the "time plus costs" payments be a deposit towards, and without prejudice to, their right to
 receive full commissions as Personal Representatives and Trustees.

The motion was supported by affidavits of Robert L. Buchanan, Jr. and Adele J. Pope,
 with detailed attachments outlining their work as Special Administrators for the period from
 March 7, 2007 through November 20, 2007, and as Personal Representatives and Trustees since
 that time. For the 8 ½ month period they served as Special Administrators, the two attorneys
 worked more than 950 hours. Their staffs and law clerks worked more than 680 hours.

Since, by limitation in this Court's ^{STATE OF SOUTH CAROLINA} ~~COUNTY OF AIKEN~~, the Special Administrators were not
 fiduciaries during the period before November 20, 2007, the Court made its findings
 original documents which have been filed by the parties.

JAN 09 2008
 L. Godard
 Clerk of Court of Common Pleas and Second
 Judicial Circuit, Aiken County, S.C.
 Deputy Clerk

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EXHIBIT 3

STATE OF SOUTH CAROLINA

COUNTY OF AIKEN

Robert L. Buchanan, Jr. and Adele J. Pope
as Trustees of the James Brown 2000 Irrevocable
Trust and as Personal Representatives of the
Estate of James Brown, deceased
Plaintiffs,

v.

Deanna J. Brown Thomas, Yamma N. Brown Lumar
Venisha Brown, Daryl J. Brown, Larry Brown, and
Terry Brown, each individually and as parent and
natural guardian of his and her minor and unborn
issue; Romunzo Brown, Forlando Brown, Tonya
Brown, Sydney L., Carrington L., Jason
Brown-Lewis, Lindsey Delores Brown and Janise
Vanisha Brown; Henry Dargan McMaster, in his
capacity as Attorney General for the State of South
Carolina; Tommie Raye Hynie Brown; and James
Brown, a minor, by Stephen Slotchiver, his
guardian ad litem,
Defendants.

) IN THE PROBATE COURT
) PROBATE COURT #2007-ES-02-0056

2007 CP 02 122

) ORDER APPROVING SALE OF
) TANGIBLE PERSONAL PROPERTY
) AND REAL ESTATE AND
) GRANTING RELATED RELIEF

This matter was commenced with the filing on November 27, 2007 and service of a
Summons and Complaint by Plaintiffs as Personal Representatives of the Estate of James Brown;
and Trustees of the James Brown 2000 Irrevocable Trust (the "PR/Trustees"). It was duly
removed to the Circuit Court on motion of the Honorable Sue Roe, Probate Judge.

All named defendants have answered or appeared herein. Defendants Terry Brown,
Romunzo Brown and Forlando Brown, through their counsel, have demanded a jury trial as to all

STAFF OF SOUTH CAROLINA
COUNTY OF AIKEN
I, Liz Godard, Clerk of Court of Common Pleas and General
Sessions for Aiken County, South Carolina do hereby certify
that the foregoing constitutes a true and correct copy of the
original documents which have been filed in my office this

on a showing of urgent need by the PR/Trustees, the Court scheduled the
hearing on certain issues requested in the Complaint.

Present at the hearing held February 7, 2008 were: counsel for all devisees under the

CCCCP. & G.A., Aiken County, S.C.

Deputy Clerk

EXHIBIT 4

STATE OF SOUTH CAROLINA

) IN THE PROBATE COURT
) PROBATE COURT
) #2007-ES-02-0056

COUNTY OF AIKEN

Robert L. Buchanan, Jr. and Adele J. Pope
as Trustees of the James Brown 2000
Irrevocable Trust and as Personal
Representatives of the Estate of
James Brown, deceased

Plaintiffs,

v.

Deanna J. Brown Thomas, Yamma N. Brown
OF

Lumar, Venisha Brown, Daryl J. Brown, Larry
Brown, and Terry Brown, each individually
and as parent and natural guardian of his
and her minor and unborn issue; Romunzo
Brown, Forlando Brown, Tonya Brown,
Sydney [REDACTED], Carrington [REDACTED], Jason
Brown-Lewis, Lindsey Delores Brown and
Janise Vanisha Brown; Henry Dargan
McMaster, in his capacity as Attorney General
for the State of South Carolina; Tommie Raye
Hynie Brown; and James B. [REDACTED], a minor,
by Stephen Slotchiver, his guardian ad litem,
Defendants.

SUPPLEMENTAL ORDER
DIRECTING EXECUTION

CONTRACT AND SALE

STATE OF SOUTH CAROLINA
COUNTY OF AIKEN
I, Liz Godard, Clerk of Court of Common Pleas and General
Sessions for Aiken County, South Carolina, do hereby certify
that the foregoing constitutes a true and correct copy of the
original documents which have been filed in my office this

APR 12 2008

C.C.P. & G.S., Aiken County, S.C.

Deputy Clerk

This matter came before me on March 31, 2008 upon request of Robert L. Buchanan, Jr. and Adele J. Pope, Personal Representatives of the Estate of James Brown and Trustees of the James Brown 2000 Irrevocable Trust (the "PR/Trustees") that the Court issue a supplemental order directing them to execute the contract with Christie's and proceed with the sale as contemplated in this Court's final Order Approving Sale of Tangible Personal Property (TPP) dated February 20, 2008.

The February 20th Order, which was not appealed, provided in part:

EXHIBIT 5

ESTATE/TRUST OF JAMES BROWN

1. MINIMUM PR/TRUSTEE COMMISSIONS CALCULATIONS AS PER ORDER DATED 1/8/08 (November 21, 2007 - May 26, 2009)

[Note: Does not include Post-May 26, 2009 Fees and Costs due under the January 8, 2008 Order.]

DESCRIPTION	TOTAL HOURS	RATE	TOTAL
RLB, JR.	1475	\$ 325.00	\$ 479,375.00
AJP	3610	\$ 325.00	\$ 1,173,250.00
RLB, JR. LEGAL ASSISTANTS	279	\$ 75.00	\$ 20,925.00
AJP LEGAL ASSISTANTS/CLERKS	3790	\$ 75.00	\$ 284,250.00
AJP ADMIN	535	\$ 30.00	\$ 16,050.00
TOTAL	9,689.00		\$ 1,973,850.00

SA and PR/TRUSTEES DEPOSIT TOWARDS COMMISSIONS as per Court Order:

RLB, JR.: \$ 500,300*

AJP: \$ 1,473,550

\$ 1,973,850 Plus interest at legal rate as per Order

* rounded to whole dollars

PR/Trustee Commission through May 26, 2009: \$ 1,973,850

Unpaid interest on above amount¹ to Sept. 1, 2009: \$ 109,251

SA Commissions unpaid: \$ 47,972

Interest on above to Sept. 1, 2009: \$ 22,910

SA and PR/Trustee Commission Deposit ordered and payable as of Sept. 1, 2009: \$ 2,153,983

Plus: interest on above amount after Sept. 1, 2009²

¹ Calculated from 12/31/07; 6/30/08; 12/31/08 and 5/26/09

² Through January 14, 2010 at legal rate. Interest at legal rate to be compounded annually (10/09).

II. FULL PR/TRUSTEE COMMISSION: BASED 1/3 ON TIME AND 2/3 EQUALLY:
TOTAL COMMISSION: (\$ 99,863,015 [Total Value] x 5%) **\$ 4,993,151**

1/3 based on time:

RLB, JR.	29.01 %:	1,664,383.66 x .2901=	\$ 482,837.70
AJP	70.99 %:	1,664,383.66 x .7099 =	<u>\$ 1,181,545.96</u>
TOTAL			\$ 1,664,383.66

2/3 Commission Equally

$4,993,151 \times (2/3) = 3,328,767.34$

RLB	\$1,664,383.67
AJP	<u>\$1,664,383.67</u>
TOTAL	\$3,328,767.34

TOTAL COMMISSIONS REQUESTED:

RLB :	$482,837.70 + 1,664,383.67 =$	\$ 2,147,221.37
AJP:	$1,181,545.96 + 1,664,383.67 =$	<u>\$ 2,845,929.63</u>
		\$ 4,993,151.00 ³

³ Plus interest at the legal rate from May 26, 2009.

EXHIBIT 6

CURRICULUM VITAE

Robert L. Buchanan, Jr.
212 Newberry Street, N.W.
Aiken, South Carolina 29801
803-649-2586
rlbuchananjr@bellsouth.net

Educational Background

Erskine College	AB	1973
University of South Carolina School of Law	JD	1976

Court Admissions

South Carolina	1976
United States District Court South Carolina	1977
United States Court of Appeals Fourth Circuit	1988

Practice Areas

The approximate 33-year practice has included Criminal Defense, Workers' Compensation, Social Security, Administrative, Real Estate and Business Transactions, Probate, Domestic Relations and Civil Litigation; Emphasis has been in Civil Litigation, especially involving Commercial and Business Torts, Product Liability, Personal Injury, and Real Estate.

Recognitions

AV Rated Lawyer, Martindale-Hubbell
Preeminent Lawyers, Martindale-Hubbell
The Best Lawyers in America

EXHIBIT 7

Adele Jeffords Pope¹

Ms. Pope graduated from Mary Baldwin College in 1965 with a degree in Spanish. She was awarded a Master of Arts in Teaching degree from the University of Virginia and was a Spanish teacher for several years.

From 1971 to 1974, Ms. Pope attended the University of South Carolina School of Law from which she received a J.D. in 1974. She was a member of the South Carolina Law Review and the Order of Wig and Robe. She also was a member of the Client Counseling Competition Team.

Ms. Pope has completed the Harvard Mediation Training Course.

PROFESSIONAL CAREER:

After serving as a Trust officer for a year, Ms. Pope began the private practice of law. She has practiced law since 1975, except while in attendance at the University of Miami. Ms. Pope received an LL.M. in Estate Planning from the University of Miami.

Ms. Pope practices law in Columbia, South Carolina² and for more than 25 years concentrated her practice in trust and estate drafting and administration and fiduciary litigation. Mrs. Pope has recently retired as a member of the American College of Trust and Estate Counsel. She has served as an officer of the Estate Planning, Probate and Trust section of the South Carolina Bar and on other Bar committees.

CHARITABLE BOARDS AND COMMISSIONS:

Ms. Pope has served on the Board of the South Carolina Commission on Women; the Central Carolina Community Foundation; the United Way of the Midlands; the Newberry Arts Council; and other entities.

REPRESENTATIVE COMPLEX ESTATE AND TRUST MATTERS AND LITIGATION:

I. Anne T. Boyce Matters:

Shortly after the passage of the South Carolina Probate Code, Ms. Pope was one of the attorneys in Trust and Estate matters related to the Estate of Anne T. Boyce.

¹ Law Office of Adele J. Pope, PC, 1218 Taylor Street, P.O. Drawer 7125, Columbia, South Carolina 29202-7125, Telephone: (803) 779-1870, Facsimile: (803) 779-1673, email: adele@popelawfirm.com

² From January 1, 2009 until May 26, 2009, Mrs. Pope's activities were primarily related to her active service as one of two Personal Representatives of the Estate of James Brown and Trustee of the James Brown 2000 Trust (with Robert L. Buchanan, Jr.). They are currently seeking reconsideration of an Order dated May 26, 2009 terminating their services.

These cases were resolved after one trial by a global, Court-approved Settlement and Agreement Among Successors to Decedent (prepared by Elizabeth Van Doren Gray, Kenneth B. Wingate, Terrell L. Glenn, William P. Simpson, Ms. Pope and others). The form of the Agreement and "Related Orders and Document" was widely used over the following 20 years as a model for global settlements. See Estate of Anne T. Boyce, Marion County Probate Court No. 88-ES-33-00139, and related Marion and Horry County cases.

The cases involved, among other issues, a disputed devise to a private foundation whose validity was contested and estate tax issues. The primary asset was an interest in Waites Island and 2000 acres on Little River, Horry County, S.C., part of which, as a result of the settlement and a related gift, became part of the Coastal Carolina biological station.

II. Wyman Boozer Matters:

Mrs. Pope represented one of the parties in the litigation and global Settlement which resolved (through an Agreement Among Successors to Decedent and related Orders and Documents) a number of cases related to the Estate and Trusts of S. Wyman Boozer and Bessie Inez Boozer.

See: Agnes K. Boozer, Plaintiff; vs. Allen B. Wise, Jr., et al. Defendants, Richland County Circuit Court Case No 97-CP-40-2863 (Formal Appointment); Agnes K. Boozer, Plaintiff; vs. Allen B. Wise, et al. Defendants, Richland County Circuit Court Case No 97CP402907 (Formal Testacy) (Removal of Wise & Tapp); Agnes K. Boozer, Plaintiff; vs. Allen B. Wise and Peggy C. Tapp, Defendants, Richland County Circuit Court Case No 97CP402902; Allen B. Wise, Peggy C. Tapp, and Stanford W. Boozer, Jr., as Personal Representatives, Plaintiffs, vs. Agnes K. Boozer, et al, Defendants; AND Agnes K. Boozer, Individually and on behalf of Shareholders of Wyman Boozer Realty, Inc. similarly situated, Third-Party Plaintiffs, vs. Allen B. Wise and Peggy C. Tapp, Third-Party Defendants. Richland County Circuit Court Case No 97CP402908 (Wise, Tapp, Boozer Matter); Agnes K. Boozer, Plaintiff; vs. Allen B. Wise, Jr., et al., Richland County Circuit Court Case No. 97CP402906 (Special Administrator); Allen B. Wise, Peggy C. Tapp, and Stanford W. Boozer, Jr. as Personal Representatives, Plaintiffs, vs. Agnes K. Boozer, et al., Defendants AND Agnes K. Boozer, Individually and on behalf of Beneficiaries of the Estate of S. Wyman Boozer, Third-Party Plaintiff, vs. Cheryse A. Tapp, Third-Party Defendant. Richland County Circuit Court Case No. 97-CP-40-3297 (Sale of Regatta); In the Matter of S. Wyman Boozer, Deceased, Richland County Case No. 97CP403459 (Review of Compensation).

Other counsel involved included: F. Kingsmore and others, Nexsen Pruet; Kenneth B. Wingate, GAL; B. Michael Brackett; Warren C. Powell, Jr.; Michael H. Quinn; Carole H. Gunter and Peter H. Murphy.

The Agreement Among Successors to Decedent was approved by all interested parties and counsel; the guardian ad litem; and all Courts in which the various cases were pending. It resolved a Formal Testacy Matter; a matter related to enforcement of a Penalty (In Terrorem)

Clause; the replacement of and succession provisions for PR/Trustees; removal, service and payment to resigning PR/Trustees; an Elective Share claim; attorneys' fee matters; and a number of corporate and Trust administrative issues. It also anticipated and resolved additional potential claims and issues.

III. Floyd D. Spence, Sr., Estate Matters:

Mrs. Pope represented the widow of Decedent Floyd D. Spence, Sr. in various matters which were resolved by a global Agreement Among Successors to Decedent in 2004. Negotiations for the global settlement were commenced by the primary parties in February and concluded in May, 2004. Thereafter, the settlement was reviewed and joined in and executed by various "Ratifying Parties," including the non-party parents and natural guardians of certain minors, and the guardian ad litem. The global settlement was presented and approved at a hearing in open Court on May 1, 2004 before the Honorable Marc H. Westbrook. The Settling Parties and Ratifying Parties were placed under oath. All swore that they had reviewed and approved the Agreement and waived their right of appeal.

The global settlement called for the replacement of the PR by Decedent's widow and son, with proper payment, releases and exoneration of the departing PR, who had served properly and well.

By Agreement, waiver and Order incorporating the Agreement Among Successors formerly adverse parties became Co-PRs and managed the Estate under the Agreement and Will as modified by the Agreement. The Settlement, among other issues, created a mechanism for dividing 29 +/- acres in Spence Plantation on Lake Murray. Even though provided for in the Agreement, no further Court intervention related to the settlement was necessary. The Estate was closed in 2008.

See: Estate of Floyd D. Spence, Sr.: Deborah W. Spence, Plaintiff, v. Floyd D. Spence, Jr., Zachariah W. Spence, Benjamin D. Spence, Caldwell D. Spence and Craig H. Metz, Defendants, Lexington County Case No. 02-CP-32-3689. See Order of the Honorable Marc H. Westbrook dtd. 6/1/04.

PRIVATE CHARITABLE FOUNDATIONS AND TRUSTEE/DIRECTORS

- A. Ms. Pope is voluntary counsel to the Pope-Brown Foundation.
- B. Ms. Pope is a Trustee of the Small Change Foundation (a tiny foundation).
- C. Mrs. Pope has advised a number of private family foundations and the Trustees of private family foundations ranging in size from \$100,000 to \$40 Million.

EXHIBIT 8

ESTATE OF JAMES BROWN & JAMES BROWN 2000 IRREVOCABLE TRUST

Summary of Activities of Adele J. Pope, PR/Trustee

(working with Robert L. Buchanan, Jr.)

November 20, 2007 - May 26, 2009

November 20, 2007- Appointed with Robert L. Buchanan, Jr. (RLB, Jr) and Personal Representative of the Estate of James Brown and Trustee of the James Brown 2000 Irrevocable Trust dtd. August 1, 2000 upon resignations of Albert H. ("Buddy") Dallas and Alfred A. Bradley in open court.

After resignations, testimony of Dallas, Terry Cox (who made \$100 Million offer in October) and Toby Byron made presentations to Court on record, under oath, in chambers.

Meeting of JBE, Inc. on return to Aiken. RLB, Jr. President; AJP VP.

Note: Jg. Early's Order Accepting Resignations and Appointing PR/Trustees issued Today. And Probate Ct. Order of Appointment issued.

Jg. Early issued Order Allowing Combining of Funds allowing Estate/Trust to maintain single Bank Account.

November 21, 2007 (Wednesday)

Correspondence; conferences with RLB, Jr. and others. Correspondence with S. Jones re: his assertion that that same persons could not serve as both as PRs & Trustees. Corresp. re: same. [Writing numerous persons to advise of appointment, give contact information.]

7.75 hrs.

November 22, 2007 - November 23, 2007 - Thanksgiving, Friday following.

November 24, 2007 (Saturday)

Travel to Aiken/Beech Island. Meet with RLB, Jr.; view Beech Island Home Estate; 2d meeting
6.50 hrs.

November 25, 2007 (Sunday)

Work on Application for Recognition of Exemption of The James Brown "I Feel Good" Trust; charitable trust matters; review issues related to Will/Trust no-contest clause; parties; elective share; gift taxes; estate taxes; Tangible Personal Property (TPP)

4.25 hrs.

Note: AJP makes first inquiry re: second "Schedule B"

November 26, 2007 (Monday)

meeting with accountant; work on Application for Recognition, etc.; receive/review correspondence; conferences re: issues needing decision; meeting on Tuesday, 6.75 hrs.

November 27, 2007 (Tuesday)

Confs w/atty. general; confs w/PR/Trustee, security; confs. w/accountant; rec/rev draft of 1023; revise, finalize and sign Petition relatd to gifts; penalty clause in Will/Trust; TPP; PHE; home and other matters; rec/rev corresp; t/c w/Calvin and Alvin; mtg. w/PR/Trustee AIKEN & Mary Frances Jowers (MFJ), atty with Atty. General's office; inquiry t/c Cox at mtg; finalize S&C; review home procedures. 10.50 hrs.

Note: Jg. Early issues Order Sealing Record (DGC Financial information)
Declaratory Judgment Action filed today. (Buchanan and Pope pro se.)

November 28, 2007 (Wednesday)

Rec/rev. docs; confs w/visiting re. Atty General; rec/rev numerous tax docs from counsel for Cannon (left 2:30); t/c w/counsel for all parties re: complaint, request that they acknowledge service; conf w/RLB, Jr., Medlin, Levenson, Bell, Jones, Shukat, Sizemore, others, and review many emails, corresp; serve complaint. 7.25 hrs.

November 29, 2007 (Thursday)

Rec/rev. numerous documents, corresp; continued work on making active, as well as historical, files available to interested parties; numerous confs. 8.30 hrs.

November 30, 2007 (Friday)

Numerous confs, rec/rev. docs, pleadings; review numerous docs; work on Trust documents; meet w/advisory committee members.[Inez Tenenbaum and Dr. Leonard McIntyre agree to serve on Advisory Committee to The James Brown "I Feel Good" Trust.] 7.10 hrs.

December 1, 2007 (Saturday)

Work on possible request for global solution, all tax issues w/IRS and SC Dept. Revenue in light of former PR/Trustees/ Atty-in-Fact filings & failures to file. 3.60 hrs.

December 2, 2007 (Sunday)

Rev. docs; work on minutes, conflict policy, By Laws for "I Feel Good" Trust; rev. filings.
3.70 hrs.

December 3, 2007 (Monday)

Prep. docs; review records, documents; prep for mtg.
3.30 hrs.

December 4, 2007 (Tuesday)

Weekly mtg. AIKEN; finalize & prep for filing App. Determination of "I Feel Good" Trust; discussion, action various matters, dealing w/\$18,000 overdue Sizemore bill from former Trustees.
9.75 hrs.

December 5, 2007 (Wednesday)

Prep for mtg. w/accountant, mtg. to send Application for Recognition; cs/w Atty General's rep.; review numerous communications, pleadings; message CORBIS counsel re: status of litigation; rev. docs for case.
9.20 hrs.

Note: Form 1023 Application for Recognition of 501(c)(3) Exemption of the James Brown "I Feel Good" Trust filed..
AJP notifies Court and others of documents in Privilege Box, including Herring file, which should be produced. Requests Court to review.

December 6, 2007 (Thursday)

Conf w/jg, parties; confs w/RLB, Jr. and others, including L. Dunbar of Sotheby's ; counsel for various parties; review of privilege box files; rec/rev. numerous pleadings, motions, corresp. w/advisory committee, others; conf w/accountant, next projects brief scan of hearing transcript.
8.30 hrs.

December 7, 2007 (Friday)

Attend phone hearing re: scheduling of Dec., Jan., Feb. matters; prep proposed Order; rec/rev docs; conf w/Sotheby's rep., others re: TPP; numerous t/cs; request of Alan Medlin (AM) to meet Sunday, ok; Global Gaming Contract (GG) confs; corresp.; Notifications to Pullman Group; Haber Corporation; TIAA; BMI; Fitch, Inc.; Universal Attractions; and others re: new status, addresses.
8.20 hrs.

Note: AJP corresponding with Court and Counsel re: copying from Mr. Cannon's computer; Privilege Box

December 8, 2007 (Saturday)

Prepare for hearing; review additional documents

2.00 hrs.

December 9, 2007 (Sunday)

Cola.; reviewing documents; work on TPP issues; mtg with Alan Medlin at his request.

2.50 hrs.

December 10, 2007 (Monday)

Confs. w/Mr. Buyck & others of his firm, as per request of Sonny Jones that we consider Mark Buyck's firm to be counsel for recovery of losses from 1999 through 2007 by Cannon and others; confs. w/ RLB, Jr., Alan Rothchild re: possibility of working as exempt organizations counsel; review of claims filed against Estate; corresp. related to claims to gather more information regarding position of claimants Dallas, Bradley, Farr, L&B, Peeples, Suggs/Johnson; disallow Intrigue Claim; ltrs. Shukat, Sprinkle, Sotheby's; conf. w/counsel for Tommie Rae Hynie Brown (TRHB) re: Wells box; call from 2 Brown gr'children, re: Brown Family Education Trust (Grandchildren's Trust) benefits; conf. w/d David Bell re: acknow. of service; rev. claims; inquiries; confs. others.

8.20 hrs.

December 11, 2007 (Tuesday)

Corresp w/IRS, SC Dept. of Revenue; prep report on claims for mtg.; conf. w/Probate Court; reading pleadings, motions, affidavits; corresp. w/counsel for interested parties; work on making documents. available to interested parties; mtg. w/RLB, Jr. and MF Jowers SC Attorney General; rev. pleadings filed; other corresp. (Day: 7-7:30)

10.50 hrs.

December 12, 2007 (Wednesday)

Conf. w/RLB, Jr, corresp, William Latham, counsel for Frank Copsidas, Intrigue Music Management; Tom Wells, and others; wk GG contract, corresp; conf w/Sandra Matthews of AG re: 1023 to GA Ag; ok'd. In relation to my inquiry about the source of the second Schedule B, Sonny Jones believes it was post-death, and is checking, as are we; received a long, unsolicited call from Jeff Allen. Mr. Allen had much negative to say about Cannon, Dallas treatment of Mr. Brown; begin prep for TIAA/M&T conf. offer to F.Copsidas for 1 year plan to Sizemore.[Sizemore threatening to remove security personnel because of \$16 -\$18k arrearage of Cannon Group. Proposed plan to pay down and continue service until TPP can be removed.]

6.70 hrs.

December 13, 2007 (Thursday)

conf. W/ RLB, Jr; review Wells docs; corresp; work on TIAA and M&T, mtg. For 4 next Tues; rev. status of entities from 1999 - 2007; conf. w/ Darren Julien re: his view of propt. Has seen property. Likes, but concerned there's too much talk by dealers, shopping. Strong feeling about propt. S/d not be removed except by auctioneer. Has spent good amount of time already w/ this project. Says they sometimes work w/ Sotheby's, in comp. w/ Christie's; Says their price tends to be a little higher, but that they don't add costs. Loves house also; rec/rev ltr. Universal.
6.35 hrs.

December 14, 2007 (Friday)

Prepare for hearing; conferences with RLB, Jr., others; review Transcript of hearing; review followup for hearing. Corresp.; Rec/brief review of docs, pleadings in Elective Share.
8.50 hrs.

December 15, 2007 (Saturday)

Review transcript of November 15, 20 hearing.
1.10 hrs.

December 16, 2007 (Sunday)

Contd. study of hearing; work on issues to be addressed in additional orders.
3.25 hrs.

December 17, 2007 (Monday)

Rec/rev. pleadings; work on Elective Share; Cannon issues; corresp. re: computer records to be produced by Phil Farr, D. Cannon; Initial conf. w/ SC Dept. Rev. Auditor; provide info; work w/ SC Employment Sec. Comm. re: overdue returns; conf. w/ accountant re: 2006 and other tax matters, POAs.; work on draft of proposed Orders; review Cannon documents, other docs., in prep. for mtg; initial attempt to contact Betis Downs of R.E.M; T/C Alan Medlin re: upcoming Will/ Trust contest, ack. of service; ltr. Re: claims of Pettit; Murrell; Paris; Royce; Austin; Kirby; Cruise; Bobbitt; GT; Udom; Pullman; Staulcup; McKay; Jackson; Wells; Intrigue; Washington.
8.80 hrs.

December 18, 2007 (Tuesday)

Initial conf. w/ Mr. O'Neil, w/ R.E.M.; work on, w/ RLB, Jr., Return, motion for accounting; work w/ RLB, Jr. on withdrawal of Motion of former PR s Dallas and Bradley to declare James Brown Enterprises, Inc. (JBE, Inc.) an asset of Estate. Withdrawal of their motion. Finalize and serve both; rec/rev. documents and corresp., including notice re: Trust and Will contest; prepare for and attend meeting in AIKEN w/ RLB, Jr.,

Mary Frances Jowers of SC AG; t/c w/ Chas. Mattison of TIAA, MW of M&T Bank, and counsel re: issues related to non-compliance by former PR/Trustees, recovery by M&T of \$373,000. [\$100,000.00 loan from TIAA-M&T Funds to Estate in August, 2007 was based on Dallas/Bradley agreement, with which we concurred, to make best efforts to commence litigation to recover remainder of \$900,000.00 Cannon misappropriation.]

9.70 hr.

December 19, 2007 (Wednesday)

Rec/ rev. numerous communications; review minutes of PR/Trustees; corresp. w/ prospective charitable . Counsel (Rothschild); prosp. Ent. Counsel (Ray Gonzalez); review memo of Mr. Bradley re: assertion that he did not serve as Trustee until January 2007. Rec/rev. info. re: boxes located at office; corresp. w/ former PRs, others re; Schedule B and other matters; prep. Proposed Orders; Agenda; conf. w/ agent for slack re: voluntary, invol.non-excl. use; conf. w/ RLB, Jr. about and with counsel; conf. Counsel AG; prep. and send ltr. To former PR/Trustees to obtain facts re: transfers to Trust of JBE, Inc. and time and intent of second "Schedule B".

10.20

December 20, 2007 (Thursday)

Preparing for hearing; reviewing minutes of Trust and Estate mtgs.; conf/ w off. Atty Gen.; rec/rev. motion to recuse, affidavits; rec/rev. documents and corresp.; prep. Docs for hearing.

8.50 hrs.

December 21, 2007 (Friday)

Prep. For & attending hearing in AIKEN; matters raised included Schedule B; Elective Share, engagement of counsel in Cannon, etc;other matters; rec/rev. complaint in action to set aside trust, action to set aside Will; mtg. w/ counsel in Elective Share; mtg. with James D.Bailey regarding representation of Estate/Trust in various matters.

[After meeting, privilege box to Dallas/Bradley and S. Jackson, directed to designate privilege box documents as to which they still claim privilege, remainder to be released. They review box, but fail to create privilege log as directed.]

10.10 hrs.

December 24, 2007 (Monday)

Confs/corresp. Re: discovery; rec/rev. docs, corresp.; prep. For hearing; prep. Docs. Distributing copies of 1999 Will and Trust by fax after receiving telephone consent from counsel for Mr. Dallas, Bradley.

5.60 hrs.

December 26, 2007 (Wednesday)

Daryl Larry, Yamma, Deanna and Venisha file Petition to Set Aside Trust and Petition to Set aside informal Probate of August 1, 2000 will. .

December 28, 2007 (Friday)

Mtg. W/ Ms. Beeber, NYC re: various issues in mgmt. of assets.
2.00 hrs.

December 31, 2007 (Monday)

Reviewing documents; work on Elective Share issues.
3.30 hrs.

January 1, 2008 (Tuesday)

Reviewing pleadings, including 4 suits filed; reviewing mail and other correspondence, motions, responses to pleadings, documents.
7.20 hrs.

January 2, 2008 (Wednesday)

Rec/rev. numerous motions, responses; work on docs and other prep. for mtg, attend PR/Trustee mtg, AIKEN. Mtg. w/ S. Hamm; At mtg, review, discussion, decision re: numerous estate, trust issues.
9.90 hrs.

Note: Forlando Brown files Federal suit to declare Orders of Jg. Early void; enjoin Trustees from taking any action; and to return Cannon/Dallas/Bradley as Trustees.

January 3, 2008 (Thursday)

Mtg. w/ Mr. Hamm, Reps. Atty. Gen.; prep. for hearing; rec/rev. Affidavits; real estate tax matters; rec/rev. complaint seeking return of Dallas and Bradley as Trustees. Reading transcripts of hearings; Conf. Re: possible audit of catalog; rec/rev. objections to our elective share position.
10.30 hrs.

Note: Parris and Pettit file Petition to Set Aside Trust and Petition to Set Aside Informal Probate

January 4, 2008 (Friday)

Hearing, AIKEN. Recusal Motion. Denied. Mtg. w/ various parties to encourage efficient administration of various pending suits; rev. docs; conf. w/ counsel re: Elec. Share, Will, Trust contests.
11.00 hrs.

January 5, 2008 (Saturday)

Saturday, Rev. Fed. Complaint filed by Forlando Brown; Preparing for hearing, Jan. 9; reviewing bills, financial matters; conf. w Stan Jackson re: request to view docs. on Monday, 4.50

January 6, 2008 (Sunday)

Work on docs.; prep. for hearing to be held Jan. 9; conf. w/ Lee Dunbar of Sotheby's re: Mr. Dallas' request that D. Julien speak to press. Corresp. w/Mr. Jackson re: request to rev. docs Monday; work on motions, etc.; confs, corresp., w/ counsel for benefys.
8.50 hrs.

January 7, 2008 (Monday)

Cs/w RLB, Jr. Re: hearing, house, many matters. T/C w/ Ray Gonzalez and others re: removal and protection of masters; Work w/ atty, RLB, Jr.
7.25 hrs.

January 8, 2008 (Tuesday)

Travel to AIKEN, meet'g RLB, Jr; to home Beech Island to meet Lee Dunbar, rep. of Sotheby's; view home; meet on return to airport; PR/Tee/ mtg., bills, etc; telconf. w/ Leon Friedman re: call he received previous day from Wm. Hammond; dealing w/ leak at home; rec/rev motions related to new counsel for Buddy Dallas, Albert Bradley; prep. For hearing; Conf. w/ Vivian Pfeiffer re: possible Christie's sale of TPP.
9.75 hrs.

Note: Jg. Early issues Order Directing Payments to Special Administrators and PR/Trustees (1/8/08)
Jg. Early issues Order Scheduling Hearings

January 9, 2008 (Wednesday)

Prepare for changes in hearing resulting from new counsel for Bradley, Dallas; Prep. For discussion w/ atty., need for counsel to assist w/ recovery of 1999-2007 losses; attend hearing w/ RLB, Jr., JB; Wayne Byrd substituted for Stan Jackson in all capacities for Buddy Dallas, Al Bradley; confs. w/ Mr. Levenson, RLB, Jr., JB re: motions to dismiss, stat. Lim., other defenses to 4 suits; possibility, subject to motions,

announcement that working w/ Christie's to auction tpp; announcement, working w/ counsel in Tenn [Gonzalez] re: preservation of masters, problems since death; went to home. 3rd leak of the week. Plumber, Benjamin Franklin Plumbing, drained & turned off water heaters; Good thing. Overhead pipe might have burst and flooded. Address numerous other pending matters.
13.50 hrs.

Note: Jg. Early issues Order Approving Engagement of Counsel

January 10, 2008 (Thursday)

Num. Confs. and corresp. Re: various est. matters; work on possible consolidation of 4 suits contesting will; work on requests to admit in Elective Share matter; rec/rev. numerous documents; rev. amended complaint in federal suit; rec. call from L. Dunbar, Sotheby's. Upset over depos. Rec'd en route to Conway, 6:10 p.m. Did not speak.
9.50 hrs.

January 11, 2008 (Friday)

Confs., corresp., drafting, motions, corresp., re: consolidation of matters related to removal, accounting; Elective Share, etc., ; confs. w/ Robt. Buchanan re: pending litigation; need for counsel, etc.; work on requests to admit, other motions, pleadings, w/ RLB, Jr. and counsel.
3.50 hrs.

January 12, 2008 (Saturday)

,Rev. all pleadings related to Elective Share and petitions of 3 persons Saturday claiming to be children; confs. W/ Mr. Buchanan; preparing corresp. to benefys and ct; prep. for travel to AIKEN and visit to home w/ Deanna. Review and consider numerous documents, proposal re: ad, etc.
9.00 hrs.

January 13, 2008 (Sunday)

Travel to AIKEN, Beech Island; view home; prepare for termination of agreements w/ Intrigue. Review history of Scholarships; corresp. w/ Court; counsel Re: various of pending 8 proceedings.
11.00 hrs.

January 14, 2008 (Monday)

Rec/Rev. Corresp., numerous persons; corresp. W/ RLB, Jr., counsel, others; rec/rev. various assessments from IRS for JBE, Inc. Mtg.w/ accountant re: matters to be addressed within next 60 days. Includes 2006 Individual Income Tax Returns, 2007 employee issues, and other matters; rec/rev. federal suit and related documents; corresp. and confs. re: Home of Joe Brown; Rec. Notice that insurance not reinstated on Joseph Brown home. Confs. to seek occupant; rec/rev. corresp. f/m Robt. Rosen. Addressing concerns raised by

Mr. Rosen's client and by Mr. Rosen; conf. w/ Mr. Green in Switzerland. Talked about money for child. Referred him to P. Shahid.
8.90 hrs.

January 15, 2008 (Tuesday)

T/c, meetings with Christie's and others re: Tangible PP; learned that probably about 500 lots to be selected by Christie's. Means there will have to be alternate plans for the remainder; mtg. W/ Christie's included Yount, Michel, Chrs. Reps; Fletcher; Viv. Pfeiffer; MF Jowers of AG's office. Meet in office w/ RLB, Jr. others re: numerous Trust/Estate matters. work on proposals for TPP. Study issues related to marriage, will contest, effect on TPP disposition. Notes f/m mtg. Tel. CHRISTIES - reps. In home. Attend: D. Michel, D. Yount, AJP, M. F. Jowers w/ S. C. Atty. Gen'l From Christie's Vivian Pfeiffer; Kath - business manager, Simeon and 2 others, on property, w/ Fletcher Rinehart. Gave permission for above persons PLUS, B. Buch., D. Bell & P. Shahid to speak to Christie's rep. about process as we go along so that all will be informed. Also sought help in moving the tapes, masters to Iron Mountain Storage or facility with similar properties. Overview of where we are - next month or two... then questions Simeon, Kate and Condra - Tom Rot will join them tomorrow. Gen'l household contents; jewelry w/in 2 -3 weeks
Estate Tax Valuation - all currently in house. Selection for sale - Things that will do well for sale... gives idea of how we envision putting together..., Estimates - sale 3 - 5 times what selection for sale... Not committed to anything ... Proposal for sale... sale strategy.... Timing... single owner... examples... similar others held. Snapshot of others.. Brando \$750,000 - \$3,000,000 - Proposal - Media Plan; Long lead ;Regional, Domestic, Intl. Online pr, mktg. PR campaign exhaustive and focal point of proposal..., Head of Mktg., etc. Comparables, etc.
6.50 hrs.

January 16, 2008 (Wednesday)

Numerous conferences regarding logistics for removal of masters to secure storage; establishing plans for secure packaging and removal; engaging extra security to be present at packing, transfer; working with audio/video specialist re: transfer, reception of tapes, masters, etc. Reviewing documents; correspondence and rec/rev. corresp; rev/rev. numerous pleadings, motions filed in conec. W/ Elective Share, Will/Trust matters.
8.50 hrs.

Note: Jg. Early issues Order Denying Motion to Reconsider finding David Cannon in Contempt

January 17, 2008 (Thursday)

Meeting w/ reps. of SC Attorney General visiting office for record inspection; confs. Re: Elective Share discovery; confs. W/ RLB, Jr. Re: numerous est./trust matters, including Geronimo, Intrigue termination; security and TPP issues; numerous confs. w/ Barry, IM, others re: prep. for transfer of masters, etc. schedule security, transfer procedure w/ KFR, Cpt. Pounds, others, to arrange for secured packing, transfer to secure storage; confs. Re: custom critical transfer; final arrangements for transfer; travel w/ WHP to Beech Island

to meet KFR and Cptn. Pounds, secure 66 boxes for transport on 1/18/08 at 7.am. For same-day arrival at secure storage. To Beech Island to check each box as packed, in company of KFR, WHP and Cptn. Pounds; boxes sealed and placed in atrium for return at 7 am. for custom critical pickup. Overnight, AIKEN ; rec/rev and responding to concerns of M. Woj., M&T Bank; confs. W; Carlin rep. Rec/ respond to request by counsel for Buddy Dallas, Mr. Dallas at 4:55 to come tomorrow to rev. docs; ret'd call at 9:30. Can't meet tomorrow

11.10 Hrs.

January 18, 2008 (Friday)

Travel AIKEN to Beech Island to meet Cptn. Pounds and Custom Critical pickup at 7; confs. w/ agent for secured storage site re: transport & delivery. Return to Columbia. Daylong mtgs. w/ engaged counsel for Cannon and related recovery; review numerous documents, pleadings, etc. Mtg. w/ counsel for Elective Share/ Will/Trust matters to review documents, pleadings related to ES, including cases brought by TRB and JB, etc.; Review and discussion of alternatives related to both TPP and Real Estate, including sale, partnerships, charitable sale and other possibilities; tel. Mtg. W/ RLB, Jr. re: various matters; rec/rev. numerous items of corresp.; conf. W/ counsel for Mr. Dallas, Bradley, re: review of documents on Monday, re: failure to come on January 17.

11.00 hrs.

Note: Jg. Early issues Order Directing that all Hearing Transcripts be Filed with Clerk of Court

January 19, 2008 (Saturday)

Work on Declaratory Judgment; review various matters in preparation for discovery, hearing.

2.80 hrs.

January 20, 2008 (Sunday)

Begin and work on Pretrial Brief, issues remaining for Court; relationship to newly-filed suits, etc. Review TPP list, issues.

3.70 hrs.

January 21, 2008 (Monday)

Confs. w/ counsel for former PR/Trustees re: need for baseline info. of what was in Trust, Est. at death & in Trust from 2000.; work on various matters; work on issues related to Declaratory Judgment, home, finances; prepare for hearing.

4.00 hrs.

January 22, 2008 (Tuesday)

Confs., rev., prep. docs. For mtg. And hearing on Feb. 7,8. ; travel to AIKEN for wkly mtg.; confs. Re: electricity; conf. W/ RLB, Jr. On various matters, including work on, finalizing, proposal for sale of TPP;

proposal for sale of real estate; proposal re: house of J. Brown.
8.70 hrs.

January 23 - February 2, 2008

AJP in Salzburg, Austria . Review of materials about catalogue, marital history.
2.30 hrs.

January 23, 2008

Note: Jg. Early issues Scheduling Order

January 24, 2008

Note: Jg. Early issues Order Denying Cannon's Motion to Stay Contempt
J. Mitchell files Petition to Set Aside Trust and Informal Probate.

February 1, 2008 (Friday)

Note: Jg. Cureton (COA) issues Order Granting Supersedeas and Stay of Cannon Contempt

February 3, 2008 (Sunday)

Return to Columbia; Review pleadings, correspondence, documents and communications during period;
begin preparation for hearings; confs.
7.20 hrs.

February 4, 2008 (Monday)

Confs. w/ various attys. Reviewing historical documents; meeting and confs. w/ RLB, Jr. and Mr. Gilreath
and Mr. Few. Detailed review of complaint and related documents; continued review of documents and
pleadings in prep. For hearing to be held on February 7, 8.
8.40 hrs.

February 5, 2008 (Tuesday)

Preparing documents and review of documents, pleadings and discovery in preparation for meeting w/ RLB,
Jr. And J. Bailey; travel to AIKEN for mtg.w/ SC Atty. Gen., RLB, Jr., etc. continued review of corresp.,
pleadings, motions, and documents in prep. for hearing; conf. w/ Barry Cardinale about catalogue, 11.00

February 6, 2008 (Wednesday)

Extensive preparation for hearing; confs. W/ RLB, Jr. and others; review of 7th decade records, including

Hallmark ad payments, which went to 7th Decade; conf. w/ Mr. Israel; conf. w/ Mr. Bobbit. Advised of severing relationship w/ Intrigue.
8.40 hrs.

Note: Jg. Cureton (COA) issues Order Clarifying Bond

February 7, 2008 (Thursday)

Travel to AIKEN; meet w/ RLB, Jr. and J Bailey prior to hearing; attend hearing; meet over lunch w/ Mr. Few, Mr. Gilreath; attend hearing on various matters including: Prior to Mot. To Reconsider Order Accepting Resignation of Dallas, Bradley, Mr. Byrd requested Jg. Early to produce written order re: Oral direction that he is not going to disqualify himself. Jg. Early agreed to do so, and is delaying the hearing on the Mot. To Reconsider Ord. Re: Resig. of Prs. Proceed w/ other matters. Mot. of Terry, Romunzo and Forlando B to Disqualify Levenson. Testimony taken of Forlando B, Terry B, Rom .B, Yamma B Lumar. Denied from bench. Order to follow; Motion to Vacate, Set Aside Order for Pro Hac Vice admission of AG of Georgia, made by Levenson Clients, but supported by Estate/Trust, AG of South Carolina and others. Granted. Court Inquiry into why the 1999 Will and 1999 Irrevocable Trust were not delivered to PR/Trustees earlier, and released to beneficiaries until Dec. 24, 2007; Leon Friedman Matter; and Darren Julien matter. Testimony from: Dallas. Says he prepared new Sch. B to 2000 Trust after JB's death to show what he believed was in JBE, Inc. (AJP heard this assertion for first time today.); testimony of Bradley. After testimony Mr. Bradley produced a document sent to him in early January, 2007 that contained Will, Trust and both original schedules and Post-Death Schedule B. Hearing on Portions of Declaratory Judgment. Requested various parts of Emergency Plan, TPP and Real property sales. AJP testimony, Gifts affidavit Order.
11.50 hrs.

February 8, 2008 (Friday)

Travel to Beech Island w/ counsel; mtg. W/ RLB, Jr. and counsel re: Orders, things to do before Tuesday meeting. Conf. W/ Mr. Israel re: possible proposal; review numerous documents, pleadings.
8.50 hrs.

February 9, 2008 (Saturday)

Review of records in Elective Share case; review of matters raised at hearing; conf. W/ accountant; conf. W/ RLB, Jr.; extensive review of facts, documents, related to Will, Elective Share.
8.10 hrs.

February 10, 2008 (Sunday)

February 11, 2008 (Monday)

rec/rev. documents and motions; preparing for Deposition in Elective Share matter; initial work on

discovery in Elective Share matter; rec/rev. corresp. from various persons. Conf. W/ Cptn. Pounds, Mr. Jones, Mr. Levenson, others. Works on Christie's TPP issues. Review disk of documents from file of Phil Farr, including communications among Hammond, Farr, Dallas, Bradley, Cannon b/ween Nov. 10 -13, 2007.
10.00 hrs.

February 12, 2008 (Tuesday)

T/c Mr. Gilreath and others, re: documents from Farr file; corresp. To/from counsel for Messrs. Dallas and Bradley re: our request for assets in the Trust/Estate. Mtg. w/ RLB, Jr. and J. Bailey, w/ MFJ of AG's office for portion of mtg., re: Elective Share and numerous other pending issues. Corresp. and then conf. w/ counsel for Neal Israel re: possible 75th Anniv special.; confs.
11.00 hrs.

February 13, 2008 (Wednesday)

T/c w/Ray Gonzalez. Re: Israel proposal. We want to approve a project for current cash, but preserve rights so we can consider entire plan after the challenge to our authority to act by SC Atty. Gen, Dallas, Bradley, F. & B. Brown, T. Brown, resolved. Consider Dallas, Bradley's assertion that they are still Trustees. Neal wants some exclusivity. But we want to preserve as many rights as possible. Limit the exclusivity. Maybe for television or home video for tribute-type event. Hoped for terms: 1 yr w/d be good, esp. from May 3, 2008. Fewer than 7 years. License for music - not be beyond 7; As much as possible. Points: Contingent comp. 25% is vague. Contingent comp. - w/d like pro-rated share of advances. Image.. Control. .. Use name of likeness. Approval over content .continued confs., work, rev. documents related to claims against Cannon, Dallas & Bradley. Review minutes of T/ee meetings. . Rec/Rev numerous documents; preparing for hearing to be held on 20th.
8.75 hrs.

February 14, 2008 (Thursday)

February 15, 2008 (Friday)

February 16, 2008 (Saturday)

Commence detailed review of records and documents related to Cannon, Dallas, Bradley; review of involvement of Hammond, Farr, Powell Goldstein and others in actions. Work on affidavit related to transaction which confirm that Mr. Dallas & Mr. Bradley not candid with Court; further review of failure of Phil Farr to turn over documents. Work on affidavit and other responses; documents for hearing.
9.10 hrs.

February 17, 2008 (Sunday)

Continued review of above, including review of minutes of Trustees in early part of 2007 during which

former Trustees dealing with Schedules B; issues of 1700 photographs from collection of Jimmy Carter; issues of Geronimo, where ownership is not determined. Review of numerous documents, records; preparing affidavit and other documents for hearing on 20th.
8.25 hrs.

February 18, 2008 (Monday)

Pres. Day, Meet w/ RLB, Jr. to complete affidavits, documentation of matters related to Dallas and Bradley, resignation, and rev docs and corresp. Related to Farr, Cannon, Dallas; serve same; prep. for hearing.
11.00 hrs.

February 19, 2008 (Tuesday)

Work on matters related to hearing and sale of TPP; attend by telephone Christie's meeting and update for all parties. Travel to Aiken mtg. W/ J. Bailey, RLB, Jr.; prep. For hearing; conf. w/ R. Gonzalez re: 75th B'day proposal; rev/ numerous docs related to matters to be determined at hearing Write Powell Goldstein re: conflict in their representing Forlando Brown w/n Trust records show they were Estate Planning attys.
11.00 hrs.

Note: Jg. Early issues Order Denying Motion for Recusal

February 20, 2008 (Wednesday)

Travel to Aiken to meet, attend Hearing on various matters, including:
Mot. To reconsider Order accepting Resignation of Dallas, Cannon and Bradley; motion of Cannon to try to sell real estate, and claimed 5th amend. To discuss, denied; Issues related to false Representations on Cannon financial statement; Delivery of proposed Orders re: Gift Affidavit and Proposed sales of TPP, Home and Joseph Brown house.; Discussion of possible coordination of various pending cases. Return to Newberry to try to outline method of joinder of parties, etc. for orderly determination of Heirs; Will/trust matter; elective share, etc. Meeting w/ counsel (aft. Hearing) for litig. Vs. Cannon, Dallas, etc.; conf. w/ Ray Gonzalez about 75th Birthday Tribute. Conf. w/ counsel for Mr. Cannon re: Jimmy Carter photographs. Mr. Bland (after asking Mr. Cannon) says that the 1700 photographs were listed on the piece of paper which talks about Items in possession of David Cannon on Oct. 30, 2007 as disks. I asked him to go back to David Cannon and ask for the original photos. He said Mr. Cannon said there are no originals. I asked him to go back and determined whether the photos were bought from Mr. Carter's estate or from him. (Notation says died 1/07). Mr. Bland said Mr. Cannon said bought from him about 2 wks before death. Spoke to Rep. of Augusta Museum of History, who attended hearing. Spoke to Deanna b. ab. our request that she see what she could do to get Danny R. To return capes. Unable. After gift affidavits received (ab. March 5, 2008) will need to pursue process for return. Cont'd work on Heirs, etc. proposal with Alan Medlin to try to reach consensus.
11.20 hrs.

Note: Jg. Early Issues Order Approving Sale of Tangible Personal Property
Jg. Early issues Order for Cannon to surrender passport

Jg. Early issues Order for Gift Affidavits
Jg. Early issues Order re: TRHB Motion for Protection (Diary)

In the February 20, 2008 Order, Jg. Early determined that the Estate/Trust needs at least \$1.6 million in 2008 to pay outstanding priority administrative claims, to defend the Estate Plan, to manage and contest claims against the Estate, to provide security for Mr. Brown's house, and to protect and secure other Estate and Trust assets [see February 20, 2008 Order, p. 4, ¶6].

Jg. Early found that "emergency action is necessary to preserve and protect the assets of the Estate/Trust," and that the proposals of Buchanan/Pope were "the appropriate methods of managing the Estate/Trust during these critical times" [see February 20, 2008 Order, p. 5].

Jg. Early's February 20, 2008 Order made provisions for "the disposition of tangible personal property," including the provision that "if possible, the sale or sales by Christie's or any other agent/auctioneer will be conducted on or before August 1, 2008" [see February 20, 2008 Order, pp. 5-6, ¶ 4].

Jg. Early's Order further states that "all parties have received full information and do not dispute the Estate/Trust's financial circumstances," and that "to the extent this Court determines that any party has unreasonably interfered with, or delayed the sales approved herein, such party may be charged with the reasonable costs of such action" [see February 20, 2008 Order, p. 8].

February 21, 2008 (Thursday)

W/ permission of Alan Medlin, Fletch looks in Wells box for 1700 photos, supposedly on disk. Not in box delivered by Wells. corresp. w/ interested parties re: procedural proposals for simplification of issues and efficient discovery. Confs. Re: Wells box, other issues w/ various counsel; conf. Re: issue raised by Forlando Brown that all orders related to the James Brown "I Feel Good" trust (which is a sub-trust of the James Brown 2000 Trust) which has no funds and cannot now be funded without Court approval. Research issues. Conf. w/ attorney Beeber in NYC. Ltr. to Jay Ross confirming termination of services.
6.30 hrs.

February 22, 2008 (Friday)

SI, Ga. Review transcripts and other documents; conf/ w/ attys, RLB, Jr. Re: docs. of Farr, other documents; work on documents and review of transcripts.
8.15 hrs.

February 23, 2008 (Saturday)

SI, Ga. Cont'd work on transcripts, documents and resignation issues.
6.25 hrs.

February 24, 2008 (Sunday)

Review docs., work on proposals; research.

2.35 hrs.

February 25, 2008 (Monday)

Rec. Info. From Mr. Dallas, Bradley through counsel, generated by Mr. Cannon that should have been returned earlier. Rec, 1st rev. of Christie's selection. Rev. Docs, records which arrived preceding week, earlier. Continued work on documents re: resignation, other issues; rec/rev Orders and documents w/h arrived Friday, Monday. Review of numerous motions, affidavits, proposed Orders, pleadings, discovery, etc. Corresp. W/ various parties; work w/ counsel to transmit Order.

10.25 hrs.

February 26, 2008 (Tuesday)

Continued work on resignation, appointment issues, including research; mtg.w/ A. Medlin; Travel to AIKEN for mtg.w/ counsel, RLB, Jr. re; numerous issues. Financial reviews; rec/rev numerous documents, pleadings, motions, affidavits and other communications re: issues to be resolved. Conf. w/ Christie's re: Issues related to terms of engagement for Est. Tax Appraisal.

11.10 hrs.

Note: Jg. Early issues Order Denying Motion to Disqualify Levenson

February 27, 2008 (Wednesday)

Further work w/ counsel, others on resignation, appointment issues and documents; review of historical facts and issues; corresp., service re:same; rec/rev. numerous documents, filings, affidavits, etc. re: TRHB. Continued work, discussion 75th Anniv. Special; rec/ contact re: Native lang, Lithuania, Latvia, Estonia ad; Study related to motion of T,R, F Brown, including impact on various matters; consultations re: resolution of various procedural issues; review of pre-2007 transactions; rec/rev numerous pleadings, docs and much correspondence in Elec. Share, Cannon and other matters. Review Orders and confs/ re: problems caused by Orders which restrict ability of all to freely review historical docs; review Geronimo issue, March mtg., etc. review numerous other docs.

10.00 hrs.

February 28, 2008 (Thursday)

mtg. w/ counsel and others; work on issues raised by numerous filings of TRH Brown; confs., corresp. and documents and work w/ counsel re: necessity of modification of Order which paralyzes joint use of Brown historical documents; lengthy conference w/ office of AG re: inability of PR/Trustees to make any long term plans, issue cease and desist orders, etc.; rec/rev. multiple ltrs, documents re:all subjects; rev. w/ atty. Proposal for JB 75th Music Special; transmit modifications; study videos and other issue related to TPP prior to March 7, 2007; conf. W/ counsel; conf. w/ security staff after contacts frm D. Bell. Rec/Rev. Order for sale of Tangible Personal Property; confs. W/Christie's.

11.00 hrs.

February 29, 2008 (Friday)

mtg. W/ counsel, confs. W/ counsel, RLB, Jr. Re: numerous issues, including resignation of Cannon; w/ permission from Rosen team, access of Steve Brown to Cannon materials; work w/ counsel, RLB, Jr. on response to motion to be relieved by Cannon, esp. concern of failure to surrender passport; work on possible solution to service and related issues, work w/ counsel on approach to Motion of T., R. & F. Brown to void all orders related to the Trust; conf. W/ David Bell about whether intended motion to be heard in Probate or Circuit Ct. Research and confs. w/counsel on issue. Conf. W/ member of security staff about contacts by investigator for David Bell. Confs. w/ counsel for M&T Bank re: Cannon recovery issues, assets. Mtg. W/ accountant to get out W-2s based on late info sw/h arrived 25th. Conf. w/ Christie's re: Cathy Elkies' absence in 2 ½ wks; continued communication w/ members of all groups.
10.10 hrs.

March 1, 2008 (Saturday)

Travel to Beech Island. First consid. Selection for sale.
3.50 hrs.

March 2, 2008 (Sunday)

Prepare for hearing. Work on various matters.
4.00 hrs.

March 3, 2008 (Monday)

Rec/rev numerous documents; prepare for hearing; work on proposal for resolution of motion to dismiss in Heirs/Will/Trust matter; confs. Re: agenda for hearing; confs. RLB, Jr., atty and others.
8.80 hrs.

March 4, 2008 (Tuesday) Confs., prep. For hearing.
1.30 hrs.

March 5, 2008 (Wednesday)

Confs.; rev. docs, orders in prep. For funeral; rec/rev Petitions.
2.00 hrs.

March 6, 2008 (Thursday)

confs. Prepare for hearing (Mrs. Pope's funeral).
1.80 hrs.

March 7, 2008 (Friday)

Travel to AIKEN for hearing on mot. Reconsid. Of resignation of Bradley, Dallas. Attend and Testify at hearing. Other testimony from Dallas, Cannon. Affidavit of R. Cullum presented.. Meet w/ counsel before, during & after hearing. Conf. w/ Ray Gonzalez about proposed contract, impediments to warranties caused by AG challenge; review bills.

11.00 hrs.

Note: Jg. Early issues Order Denying Motion to Alter, Amend or Vacate Order Approving Resignation and Granting Related Relief

Jg. Early issues Order Regarding Diaries

March 8, 2008 (Saturday)

Work on corresp. Multiple calls to parties, counsel, RLLB, Jr. Re: Sale of TPP; work on proposed Order; work on other administrative matters, 6.10

Note: Jg. Early issues Order Allowing Video Deposition of Dewaine Herring, Esq.

Jg. Early issues Order Resolving Motion of PR/Trustees to Dismiss and Requiring Service by Publication

March 9, 2008 (Sunday)

Travel from Newberry to Beech Island to meet D. Brown, L. Brown, V. Brown, Ta. Brown & Y. Brown to go through TPP proposed for sale. Remain w/ family at home from 10 a.m. until 9:30 pm.

14.50 hrs.

March 10, 2008 (Monday)

Work on issues related to Geronimo. Conf. W/ Frank Copsidas and his counsel; work on issues related to resignation, appointment; rec/rev numerous documents; bills and administrative. Confs. Re: Christie's selection for sale, need for uninterrupted action to complete sale.

8.95 hrs.

Note: Jg. Early issues Second Order Re: TRHB's Motion for Protective Order

Dallas/Bradley Appeal filed in Court of Appeals

March 11, 2008 (Tuesday)

Prep. for wkly mtg. of PR/ Trustee, including meeting of members of Geronimo. Confs. W/ RLB, Jr. Geronimo mtg. held p.m. Copsidas & counsel attended by phone. Note:d obj. of Dallas to mtg. Cannon did not attend. Bobbitt attended.. Learned in prep. For mtg. that approx. \$26,000 deducted from pyt to est. Of James Brown's last payment. Prepared, w/ RLB, Jr. Protest on behalf of Estate. RLB, Jr. attended by phone. Elected RLB, Jr. managing member and tax matters ptrn.; changing acct. to Sellars. Copsidas said he did not know Cannon

terminated as officer, director, etc. of entities. Rec'd from Dallas withdrawal of authorization prior to mtg. Prep. Other matters.
10.50 hrs.

March 12, 2008 (Wednesday)

Confs/ w/ counsel, RLB, Jr. Re: dire financial condition of Estate, limiting actions to essential. Rec/rev. Levenson objection to sale which is based on Estate Tax appraisal, rather than selection for sale. Corresp. to clear up. Work on issues related to transport of additional "masters" to sound archives.

March 13, 2008 (Thursday)

Reviewing all hearings, including bef. Appt. Of RLB, Jr., and AJP as Sas, in conn. w/ contest by Dallas, Bradley, others of authority to act. Work on TPP matters; work on pleadings, motions, various suits; work on proposed Order, deny mot. For reconsid.
10.10 hrs.

March 14, 2008 (Friday)

Review hearings, work on Orders, pleadings, motions.
3.50 hrs.

March 15, 2008 (Saturday)

Conf. W/ RLB, Jr.; cont'd rev. of hearings, work on proposed findings, other litigations matters.
6.20 hrs.

March 16, 2008 (Sunday)

cont'd work on order, pleadings, rev. transcripts.
5.80 hrs.

March 17, 2008 (Monday)

Confs .mtg. W/RLB, Jr. Rev. Proposed Order, facts, record, work on various pleadings in suits filed by Cannon, Dallas, Bradley, Work on proposed Order re: demands for notice; confs. w/ counsel & others.
11.10 hrs.

March 18, 2008 (Tuesday)

Preparing documents; travel to Aiken for weekly meeting w/ PR/Trustees; mtg. w/ counsel; review various actions taken by Forlando Brown in Federal suit which are intended to return Cannon, Dallas to position of authority; conf. w/ AG to discuss.
11.50 hrs.

March 19, 2008 (Wednesday)

Confs. W/ RLB, Jr., JB and other re: damage to Estate/Trust associated with assertion by Dallas, Bradley that Hammond was appointed Trustee; review and assist counsel w/ finalizing pleading for Declaratory Judgment related to assertion by Hammond that he was appointed Trustee, and assertion by Dallas and Bradley that they appointed an additional Trustee without revealing same to anyone for about 8 months. Review final pleadings, to be filed and served today and tomorrow.

10.75 hrs.

March 20, 2008 (Thursday)

Rec/Rev. Documents from A. Byrd accusing RLB, Jr. and AJP. Confs. w/ counsel; work w/ counsel, RLB, Jr. On matters related to action for Declaratory Judgment. Confs. Re: selection for sale, Christie's consignment proposal; numerous other matters; conf. W/ Bill Staton re: scheduling meeting.

10.10 hrs.

March 21, 2008 (Friday)

Work on numerous matters, including selection for sale and related Christie's consignment matters; several confs. W/ RLB, Jr.; confs. re: Declaratory Jmt., vs. Hammond, etc, service issues; study and work on and finalize response to motion for disclosure of address and information about location of "masters"; conf. w/ Ms. Hurst, who had interest in positive project w/ band. Explained to her that, because of constraints, all proposals must be in writing. Work on consignment issues, TPP issues, and rec/rev. w/ RLB, Jr. contract proposal.

10.50 hrs.

March 22, 2008 (Saturday)

Prep. For Est. Tax extension matters, other emergency financial matters related to Estate/Trust total lack of liquidity. Prep. for hearing on request for injunction related to interference of Hammond, Dallas, Bradley, Cannon with ability of Trust to act

3.50 hrs.

March 23, 2008 (Sunday)

Continued review of hearings in connection w/ Declaratory Jmt. related to interference of Hammond, Dallas, Cannon. Work on financial matters, emergency liquidity issues; work on Request for Hardship Extension, Estate Taxes, other Taxes

7.50 hrs.

March 24, 2008 (Monday)

rec/rev numerous documents, pleadings, motions, corresp.; work w/ RLB, Jr. and Counsel on matters related to claims of Dallas, Bradley and Cannon against Estate. Work on timing and assessment of issues preventing Estate/Trust from being able to function smoothly; work w/ counsel re: possible counter on contract

11.00 hrs.

March 25, 2008 (Tuesday)

Travel to Aiken for meeting w/ RLB, Jr. and JB re: numerous Estate & Trust issues, including security, no funds for protection of assets; proposed Order and request for hearing for final approval; contract for consignment, Christie's, etc. Work w/ counsel to finalize, serve answer, CC in Will/Trust/Intestacy matters; work on other matters

8.70 hrs.

March 26, 2008 (Wednesday)

rec/rev. draft of contract and discussions w/ RLB, Jr., research & work on issues related to dismissal, stay, transfer of appeals of Cannon, Dallas & Bradley; rec/rev. request for Injunction and how would damage ability of Estate/Trust to function; confs. Re: numerous issues; drafting, corresp.; t/cs re: security issues for lack of funds; preparing security plan, etc. Extended discussions w/ Christie's collections bus. Mgr, Kate & counsel re: all aspects of consignment Agreement, process, insurance, etc. Work on Agreement

10.75 hrs.

March 27, 2008 (Thursday)

Confs. w/ counsel in suit vs. Cannon, Dallas, etc.; rev. docs that suit; work w/ counsel on motion for dismissal or stay, Dallas/Bradley appeal; rec/rev. attempt by Cannon to prevent counsel from being dismissed; rec/rev draft of contract and finalizing same for execution; conf. W/ office of ent. Counsel; work w/ staff, RLB, Jr., counsel on various matters; work on possible contract with museums, etc.; conf. w/ Dr. McIntyre re: Beech Island, possible placement of items. telephone conferences, 11.00

Note: Jg. Early issues Order of Protection (Jones)

March 28, 2008 (Friday)

Rec/rev motions to delay or prevent sale of TPP; confs. w/ Nancy Glaser & others re: visit to property tomorrow; corresp., confs. Re: litigation; work on pleadings, documents, contracts

10.10 hrs.

March 29, 2008 (Saturday)

Travel to Cola, Aiken, Beech Island to meet Dr. McIntyre & travel to propt. Re: possibility of SC State Univ. Museum placing items; preparing for hearing

9.50 hrs.

March 30, 2008 (Sunday)

Preparing for hearing on sale of TPP; work on responses to documents filed Friday before hearing; review documents and filings

4.75 hrs.

March 31, 2008 (Monday)

Preparing for and attending hearing in Aiken, then to Beech Island; confs. w/ RLB, Jr. and counsel; travel to home to begin photog. Of selection for sale. Overnight in Aiken
13.00 hrs.

April 1, 2008 (Tuesday)

To Beech Island to continue w/ photog of selection for sale; review of items; preparing for arrival of Christies; review Order & other documents w/ RLB, Jr.; work w/ RLB, Jr. to send contract to Christie's mtg. Overnight in Aiken
10.50 hrs.

Note: Jg. Early issues Supplemental Order Directing Execution of Christie's Contract and Sale

In addition, Judge Early's Supplemental Order of April 1, 2008 found that "the emergency condition in which the Estate/Trust found itself on February 20, 2008 has worsened," and that the PR/Trustees "have responded to that emergency with a plan which must be immediately implemented to avert financial disaster" [see April 1, 2008 Order, p. 4]. This Order further found that the PR/Trustees "have the right to raise all funds necessary for a reasonable defense of the estate plan of Mr. Brown," and that "they also have the rights to raise funds for the proper administrative expenses of the Estate and Trust" [see April 1, 2008 Order, p. 5].

The PR/Trustees have "fully complied with the provisions of this Court's Order of February 20, 2008 and that this Court should direct the execution of the contract and the sale" [see April 1, 2008 Order, p. 6]. Accordingly, Judge Early then specifically ordered that the PR/Trustees were "directed to execute the consignment agreement with Christie's," that the Christie's sale "shall proceed as ordered on February 20, 2008," and that "any party who delays the implementation of the February 20, 2008 Order or the implementation of this Order shall be charged with all costs and damages" [see April 1, 2008 Order, p. 6, ¶¶ 1-3]. Under Judge Early's Order, the Court retained jurisdiction "to enforce the implementation of this Order and the sale and any other enforcement issues or interference with this Court's February 20, 2008 Order" [see April 1, 2008 Order, p. 6, ¶4].

April 2, 2008 (Wednesday)

Aiken, Beech Island meeting w/ S C State Reps re: possible display, storage of TPP of Estate/Trust; rec/ resp. of SC State Museum; Mtg. W/ Christie's reps; RLB, Jr.
10.10 hrs.

April 3 & 4, 2008 (Thursday)

To Beech Island, Aiken, Beech Island working w/ staff, Christie's reps. Re: sale by Christie's. Confs. w/ SC State Rep.
11.45 hrs.

April 4, 2008 (Friday)

To Beech Island, Aiken, Augusta, Beech Island to work with Christie's & S. C. State Reps., including E. Zisholtz, others, to continue to set aside assets for Christie's sale, develop plan for protection, possible exhibition of other TPP, and lack of security, protection for home; work on identifying assets to be transferred to SC ST. In accordance w/ 2/20, 2008 Order
12.00 hrs.

April 5, 2009 (Saturday)

Work at home & then travel to Beech Island, Aiken, Beech Island to complete work w/ Christie's for Selection for Sale; work w/ S. C. State Reprs. For transfer & protection of assets to Museum; work w/ Mr. Washington, FB re: security issues; work w/ RLB, Jr. on contract, other issues
12.75 hrs.

April 6, 2008 (Sunday)

Review TPP documents; confs. Re: final removal by Christie's, procedure for removal by SC State; terms of Loan Agreement, etc; review docs and schedules. Rev. Memo by counsel
2.85 hrs.

April 7, 2008 (Monday)

Numerous confs. Re: TPP issues, security issues at home Estate, proposed injunction in Fed Court proceeding by F. Brown & damage it would do to Estate/Trust. Issues related to Powell Goldstein bill and failure to turn over file.
4.50 hrs.

April 8, 2008 (Tuesday)

Confs. w/ counsel, others re: numerous Brown matters, including security, TPP issues; proposal for Injunction against Trust and attempt to return Cannon, Dallas, Bradley to position of Trustee; review, revise docs; prep. for hearing.
4.85 hrs.

Note: Jg. Early issues Order Denying Motion to Reconsider Appointment of Successor Personal Representatives and Trustees and Granting Related Relief.

Jg. Early issues Order of Protection (Bell)

April 9, 2008 (Wednesday)

Confs. w/ various person re: TPP issues, loan Agreements; prep., revise, review docs. In connection w/ several pending cases; confs. W/ counsel re: injunction, summary judgment; Schedule B issues.
4.55 hrs.

April 10, 2008 (Thursday)

Confs. w/ RLB, Jr., others, re: TPP placement at SC St. Confs. Re: Aug. Mus.of History; Rev/rev. documents, Order; confs. re; response to attempt of F. Brown to enjoin Trustees from acting; discussion of T. Byron.; conf. Re: Powell Goldstein bill, failure to turn over file; rev. documents; prep. Docs.; prep. for 4/25 hearing. 7.35 hrs.

April 11, 2008 (Friday)

Confs. w/ counsel re: Powell Goldstein refusal to disqualify self in proceeding to return Cannon, Dallas, Bradley to T/eeship; numerous confs. w/ counsel, RLB, Jr. Re: attempted injunction by F. Brown, how it would paralyze Trust. Rev/finalize affid. Re: same. Discussion re: proceeding of Est/Tr to recover losses from Cannon, Dallas, Bradley & others; rev. docs. related to same.; rec/rev/rev numerous docs. Rec/rev. Orders; conf. w/ NY counsel re: Order of J. Solomon; rev. proposed complaint vs. Morg St. Conf. Re: same.
6.75 hrs.

April 12, 2008 (Saturday)

prep. for mtg. of Trustees on April 13. Review documents; work on, review motions.
5.50 hrs.

April 13, 2008 (Sunday)

Return to office; work w/ RLB, Jr. on motions, affidavits, numerous matters; conf. w/ Mr. Few; review records related to Cannon, Hammond, Bradley, Dallas after resignations.
8.20 hrs.

April 14, 2008 (Monday)

t. meetings w/ SC St. Univ. and SC State Museum Reps, and security, re: transfer, protection of property; work w/ RLB, Jr. & counsel on return to pro hac vice motion; motion for SJ in Buchanan vs. Bradley & Hammond, w/ supporting affidavit; motion, various issues & affid., Will/Trust/Testacy matter; confs./corresp. W/ RLB, Jr; conf. w/ R. Gonzalez re: 75th anniv. Contract, scheduling hour to discuss various issues, including Boston, pay-per-view, etc. Work w/ counsel on reply to attempt of Dallas, Bradley to characterize appeal as their removal, rather than resignation; review documents related to transactions of former PR/Trustees and others after their termination.
11.00 hrs.

April 15, 2008 (Tuesday)

Confs. W/ RLB, Jr., others. Weekly mtg. of PR/ Trustees, attended by SC Atty. Gen. Prep., rev. documents; numerous confs. Re: museum placement issues, contracts; rec/rev. corresp., documents re: MS matter; confs w/ our counsel; Discussion of how to begin to try to forge a settlement.
11.00 hrs.

April 16, 2008 (Wednesday)

Travel to Aiken, Beech Island. Review corresp. and documents at office of RLB, Jr; work w/ reps of SC State Univ. Re: Placement of TPP, set aside items for Augusta Museum of History; confs. w/ SC State Museum about placement of Bed, other items.

10.00 hrs.

April 17, 2008 (Thursday)

confs. w/ Few, others, re: FINRA claim, Morgan Stanley issues; read docs related to MS, other matters; conf. W/ J. Rainey re: service on Advisory Board; confs. W/ museum reps. Re: arrangements for pickup of TPP from home. Confs. w/ Fletch re: same; review Note:s related to response to Cox proposal; work on valuation issues; review history of Cox relationship to former counsel for Est/Trust. Prepare corresp. w/ Morris Agency re: purported contract dated 2/15/08, apparently procured by T. Byron w/out authorization. Begin work on valuation issues for placed properties. Confs. w/ counsel for beneficiaries.

7.85 hrs.

April 18, 2008 (Friday)

Conferences w/ RLB, Jr. & others re: various things; joint t/c w/ Jacque Hollander who asked for bracelet she said was her mother's, mention that she started the "I Feel good Trust". Listened. She said her lawyer was writing. Joint T/C w/ Suzanne Weaving of Morris Agency re: her recent call, fax. Stated that (w/o our knowledge as SAs or PR/Trustees) Buddy Dallas represented to her, along w/ Byron, in the fall that Toby Byron had authority to speak for Estate. Based on these representations, certain steps begun. She was very bothered that the purported relationship had progressed so far w/o notice f/m Byron that no authority. Numerous convs. w/ Fletch, others about SC St. University, SC State Museum and Aug. Museum of History picking up items for preservation, education. Conf. W/ Tiffany re: SC St. Contract. Confs/ w/ Kendall Few, RLB, Jr. ab. FINRA claim AG. Morgan Stanley, other issues; rec call f/m Deanna Brown, inquiry re: Creditor's claims. Advised of newspeople on premises. Review complaint in Fed. Ct., Morgan Stanley; confs. W/ counsel reviewing docs in Chicago litigation, and w/ A. Gold.

11.00 hrs.

April 19, 2008 (Saturday)

Travel to Columbia, then to Spartanburg to meet with KF and RLB, Jr. on pending cases vs. Cannon, Dallas, etc. Review documents and records related to Estate/Trust debt, claims, proposals of Cox group, and many other matters. Rec/rev.

6.50 hrs.

April 20, 2008 (Sunday)

Reviewing documents, pleadings and motions.

3.20 hrs.

April 21, 2008 (Monday)

Reviewing documents and corresp. of Cannon. Rec/rev. documents, corresp. and other communications in

connection w/ hearing to be held on Friday, April 25; meeting w/ atty. for benefys. to promote possibility of abandoning contest to Will and Trust.
10.25 hrs.

April 22, 2008 (Tuesday)

rec/rev. numerous docs., corresp. Re various matters, including motions, responses. Review of same in prep. For hearing.
9.25 hrs.

April 23, 2008 (Wednesday)

Rec/rev. numerous emails, motions, corresp., et; conf. Re; upo\coming mtg.; , etc. Work on summary of Advisory Board/Committee positions to try to encourage Attorney General not to challenge the authority of the PR/Trustees to be same during period of administration because of unified Estate Plan and defense of \$46Million +claims, defense of Estate Plan in Will and Trust contests, Elective Share, etc. Rec/rev. corresp. re: possible Neal Israel contract.
10.10 hrs.

April 24, 2008 (Thursday)

Preparation for scheduled hearing on various matters, including the interference of Hammond, Bradley, Cannon and Dallas in the PR/Trustees' ability to manage Trust/Estate; rec/rev. numerous responses, motion, documents, affidavits, responses in connection w/ April 25 hearing; Reviewing numerous items of corresp., pleadings. Receive and first review of motion of SC Attorney General to set aside apptmt. of Buchanan and AJP as Trustees.
9.00 hrs.

April 25, 2008 (Friday)

Prep. For & travel to Aiken to prepare for and attend hearing on various matters; dealing w/ ruling by Court that furs and items to be w/drawn from sale; rec/rev. motion of SC Atty. Gen'l to contest Court appt. of Trustees. After hearing, corresp. W/ Christie's to deal w/ withdrawal of items and problems associated w/ interference w/ contract. Travel to home at Beech Island to allow members of family to view after removal of items for Christie's sale and items placed for safekeeping in museums. Corrsp w/Gonzalez re: need response or to drop Israel in proposal.
11.00 hrs.

April 26, 2008 (Saturday)

Rev. Transcript of hearing, docs produced by Cannon; conf. w/ counsel for benefys. to promote settlement and
2.30 hrs.

April 27, 2008 (Sunday)

Reviewing docs. produced by Cannon, emails, etc.; prep. for mtg. w/ PR/Trustee.; rec/rev numerous docs filed.
6.50 hrs.

April 28, 2008 (Monday)

Working w/ counsel in CORBIS litigation, for review of docs. by Winst. Strawn atty.; rec/rev numerous docs, corresp., etc. in various cases. Preparing for wkly mtg. of Trustees; confs., corresp. re: Neal Israel special; reviewing transcript of March hearing; corresp. Re: TRHB's w/drawal of items from Christie's sale; prep. for mtg.
8.50 hrs.

April 29, 2008 (Tuesday)

Travel to Aiken for mtg. w/RLB, Jr. Re: various matters; t/ mtg. w/ counsel in CORBIS litigation in prep. of Req to Admit & Interrog. (.80 hour); work on interruption of Christie's sale by TRHB; work on various Estate/Trust Administrative matters, including response to numerous calls from Cox; Ltr. To Intrigue re: contract w/ Neal Israel & position that Est./Trust owes no money to Intrigue or F. Copisidas; Request that Intrigue send backup info for \$26,000 w/held from Est. Pyt. From Geronimo; confs. w/ counsel for TRHB and others; Repeated attempts to have conf. w/ Christie's re; consequence of w/drawing assets. Confs/, corresp. w/ museums who have assets of Est. Corresp. Atty. For Frank Copisidas re: Agreement, Geronimo \$26,000 w/held from Est.
9.00 hrs.

April 30, 2008 (Wednesday)

Mtg. by phone w/RLB, Jr., Christie's representatives, others. Conf. and corresp. w/office of counsel for GAL of James II re: DNA testing; conf. w/ N. Glaser re: location of \$1510 in envelope in clothing of Mr. Brown; in safe; to be picked up. Conf. w/ Director of Augusta African American History Museum; rec/rev. corresp. re: Farr's communication w/ IRS. Conf. w/ JG re: Farr; confs. Re: claims of Dallas and Bradley dated July 25, 2008; confs., corresp. w/ Lab Corp. and transmit cash for payment for DNA testing of James II; Conferences w/ Ms DeHart and Mr. Kuhlke re: ownership of furs and procedure; correspondence re: same. Responding to request of L. Levenson for clients to visit home, and invitation to all family, AG to view remaining items in home. Confs. w/ office of accountants re: IRS rejection. Begin work on procedure for protection of final items remaining in home, garages. Conference w/ Christie's reps. Re: Hollander and TRHB objections to sale, forfeit the w/drawal fee; Begin work on response to IRS re: matters which need to be resolved.
8.20 hrs.

May 1, 2008 (Thursday)

Rec/Rev/ denial by Powell Goldstein to deliver file. Affid. AJP re: same. Rec/rev ltr. W. Byrd revising 2/27, 2008 ltr saying no Powell Goldstein file. Asserts Dal. & Brad didn't know engaged by Cannon. Transmit prop. Order re: paternity; confs. w/ IRS and Alan Rothschild. Review Cannon records; review interrogos. and other

pleadings served. Work on issues related to qualification of James Brown "I Feel Good" Trust. Rec/Rev. Affidavits of Ms. DeHart & Mr. Kuhlke re: JB ownership of furs. Rec/rev ltr. Of Christie's re: problems/cost of removal of furs, watch from selection for sale. Work on chronology in relation to numerous matters. 9.50 hrs.

May 2, 2008 (Friday)

Conferences w/ Dr., Laney Museum. Work on motion Prep. Docs. Travel w/ KFR to Aiken, Beech Island to check out loan items to Director of Laney Museum representatives; mtg. Aiken w/ RLB, Jr., JB to review motions, other pending matters. (Time does not include travel to Augusta to see Exhibit, Augusta Museum of History, pm). Conf. w/ IRS Agent re: Application for Recognition of James Brown "I Feel Good" Trust, date of first payment. 8.20 hrs.

May 3, 2008 (Saturday)

No time.

May 4, 2008 (Sunday)

Work on proposal for TPP. 1.85 hrs.

May 5, 2008 (Monday)

Conf. w/ RLB, Jr. and counsel, CORBIS Litigation re: depositions to be taken tomorrow in CORBIS Litigation. Review of Original and Amended Complaints and motion (2.0); rec/rev. counterclaim of Albert Dallas accusing RLB, Jr. and AJP of tortious interference with his relationship with the Trust of James Brown, and counterclaims for money from the Estate/Trust.' conf. w/accountant; preparing, revising & finalizing response to IRS inquiry re: Application for Recognition of Exemption. Work on TRH Brown Motion re: ownership; conf. w/ Mr. Gilreath re: various matters related to actions pending against former PR/Trustees; Conf. w/ Daryl Williams re: Powell Goldstein serving as attorney for Forlando Brown, member of investment group attempting to buy assets of Trust when firm formerly represented both the Estate and the Trust; Rec/Rev/ proposed Amended Complaint in Forlando Brown suit. Conf. w/ office of potential member of Advisory Board; conf. w/ office of counsel regarding meeting to discuss procedure for working on royalty, image & Persona issues in light of dire financial circumstances and challenges to our ability to contract on behalf of Estate/Trust.; rec/rev. information re: paternity of James Brown II. 9.70 hrs.

May 6, 2008 (Tuesday)

Preparing for and attending deposition in CORBIS litigation (5.7). Conference with Messrs. Gonzalez and Zumwalt re: possibilities for exploitation of image and persona through Musical or Movie and related projects. Rec/rev. information, prep. Docs related to Motions for interference with sale; rec/rev pleadings in various cases.

Corresp. and confs. Re: pending matters.
9.20 hrs.

May 7, 2008 (Wednesday)

Work on proposal for distribution/sale of remainder of TPP located at Home Estate; Confs. w/ RLB, Jr., reps. of Christie's re: sale issues, inclusion in final selection for sale; lengthy conference w/ RLB, Jr. and JB re: various matters, including hearing scheduled for May 8, telephone, re: TRH Brown attempts to w/draw items from sale, desire to visit home. Arrangements to all TRH Brown to visit home tomorrow. Rec/rev documents and pleadings; review of pleadings and consideration of reorganization of pleadings, files in light of new developments; rec/rev. docs, corresp., from D. Williams, others, re: various pending matters. Corresp. w/ Beneficiaries. First outline of thoughts for 6-month report to beneficiaries. Review Orders to determine when accountings due by former PR/Trustees Dallas and Bradley.
10.20 hrs.

May 8, 2008 (Thursday)

Conferences w/ RLB, Jr. and others regarding various pending matters; Arrangements for staff to accompany TRH Brown to home. Rec/rev phone call Deanna Brown re: visit of TRHBrown to home, concerns about taking photos. Referred to own counsel & sent message to all. Confs. & corresp. w/ accountant and IRS Re: Qualification of "I Feel Good" Trust. Corresp. W/ RLB, Jr. Related to various matters including representations of Phil Farr to IRS. Issues related to misrepresentations to Federal Court regarding Schedule B, and other matters. Work on proposed division of TPP and Receipt & Dist./sale issues. Conf. w/ accountant.
8.90 hrs.

May 9, 2008 (Friday)

Read documents related to, and attend, federal court motion hearing. Work on TPP issues; corresp. Corresp. w/ former PRs re contract entered into in May of 2006. Work on Return and Opposition to second motion for reconsideration of AG.
9.50 hrs.

May 11, 2008 (Sunday)

Review of documents and records related to TPP and Tuition payments in order to prepare for proposed Ct. Approval of payments for tuition after Christie's proceeds received, if adequate. Review matters related to Morgan Stanley proposed Order, to be distributed tomorrow. Review proposal to distribute property to children, TRHB. No responses to date. Work on proposed Order, underlying facts.
[Time not entered]

May 12, 2008 (Monday)

Preparation of various documents; conf. w/ RLB, Jr. to complete same; confs. E/ JB, who was injured and not in office, to read, review various documents for transmission; transmit proposed Morgan Stanley Order to Court,

counsel; corresp. W. Former PR/Trustees re: need to receive the accountings by end of May so we can review them at June 6 hearing, if necessary, and be ready to file Estate Tax Return under last extension on or before September 25, 2008. Request that former PR/Trustees respond immediately if not able to provide accountings by end of month. Notice to all parties and all known creditors and potential creditors to provide proposed Order and invite comment and agreement re: distribution of tuition when funds available. Receipt and brief review of Haber Corporation audit. Conf. w/ Leon Friedman, on distribution list, who sent to us. According to Friedman, Pullman continues to assert he has authority to select auditor. Brief review of Closing documents as they relate to duties of structuring agent, others in connection with audits; conf. w/ M. Ballenger to set meeting for later in month to discuss NY litigation, and confirm ok to discuss audit issues w/ local counsel for Pullman. Confirm that audit issue did not come up in NY litigation discussions.
9.50 hrs.

May 13, 2008 (Tuesday)

Brief further review of Haber Corporation Audit, Warner-Chappell S.30, 2002 - June 30, 2004. Conf. w/ auditor re: procedure. He hired by Pullman. w/d not normally send a copy of audit to us. W/d work w/ Pullman & Publisher. He does Trustee reports and also works on audits for Carlin, Warner-Chappell and BMI. Another person works on Universal. Explained that the Universal audit of the prior year was highly unusual in its conduct. Consultation w/ RLB, Jr., re: same, since he was held up, did not arrive in time for telephone mtg. T/C with J. Drennan, counsel for Pullman. Despite differences, we appear to have common goal to see that audits properly conducted, concluded and funds remitted to M&T Bank. Discussed whether we should speak directly to Pullman or to him w/ Mr. D present. Rec/ rev. email of W. Hammond Aug 13, later, in which he wholly misstates position of SA s both in March, 2007 and August 2007. (Also conflict w/ his testimony). Rec/rev. corresp. from various persons. Work on documents, review related to William (Forlando) Brown discovery requests; discovery requests of Cannon. Confs. W/ RLB, Jr.; work on method of organizing files so that Beneficiaries will have adequate information regarding financial matters, but trade secrets of Estate/trust Brown Entities will not be disclosed to others. Review proposals in May, June 2007 of Brown, Cox and group to manage, purchase assets of Estate, provide succession plan, benefits for Trustees.
10.10 hrs.

May 14, 2008 (Wednesday)

Mtg. w/D. Williams, counsel for RLB, Jr. In Forlando suit to determine best way to make docs. fully available to counsel w/o relinquishing trade secret information belonging to Estate/Trust. Discuss w/ RLB, Jr. that this will be same issue in CORBIS and other litigation against Estate/Trust/entities, and also in internal litigation by family members. Prepare outline of File Reorganization policy and review same w/ staff in attempt to get as much of post-death information into area to be viewed by counsel for Interested Parties and litigants, where appropriate, and subject to appropriate confidentiality agreements to be worked out by counsel in each matter. Confs. and correspondence w/ J. Bailey (injured back) and clerk's office re: correcting placement of Will/Trust/Heirs matter in same Civil Action No. as Removal/Appointment/Accounting matter. Further discussion about which matters need to be segregated from Removal/Appointment/Accounting matters, and parties designated in captions, to avoid further confusion upon what appear to be inevitable appeals to be taken. Conf. By phone w/ RLB, Jr. w/ Dr. Udom. Advised that w/d be at least Sept. bef. consid. to general claims will be taken up. Lack of funds to pay at this time, even if allowed. Confs. w/ J. Bailey, RLB, Jr. Re: only Children's

Will/Trust/Heirs matter ripe for scheduling Order bec. parties not properly joined in any TRHB case (exc. Removal/Appt./Accounting). Conf. w/ RLB, Jr. and JD McAlpine of Haber Corp. after he consulted w/ D. Pullman and M. Woj. at M&T Bank. Reviewed customary procedure for audits, and briefly issues of 2006 Universal Audit; payment procedures; and appropriate time for our intervention by counsel in process. Will obtain more information about audit history. Review of Hammond file in prep. for F. Brown discovery responses.

9.50 hrs.

May 15, 2008 (Thursday)

Work on Discovery in case by Forlando Brown who is attempting to return Cannon, Dallas & Bradley as Trustees; producing records and correspondence. Mtg. w/ JR ab. need for cooperation of AG in defending Estate Plan.; confs. w/ counsel, our suit, MS, Dallas, Cannon, Bradley; mtg. W/ RLB, Jr. Rec/rev/ corresp./ confs. w/ counsel for benefys re: TPP Plan; confs.w/ staff re: SC State visit to home, pickup of additional items. TPP issues.; conf. MB re: segregation of case, discovery.

10.00 hrs.

May 16, 2008 (Friday)

conf. w/ counsel in suit by Forlando Brown to return Dallas, Cannon & Bradley as Trustees. Confs. a.m. and p.m. w/ RLB, Jr. re: service of affidavit, accompanying docs.; requests to meet w/ SC AG to obtain help in defense of Estate Plan; defense of Elective Share; support of Morgan Stanley Litigation and litigation against Dallas & Bradley; work on preparing docs. For discovery in Forlando Brown and other suits. Review of all 2007 matters to try to place as much of file as possible into area for inspection by all counsel, w/o damaging trade secrets of Estate/Trust such as contracts, royalty payments, etc. Review recent pleadings, discovery, all cases. Corresp. With all counsel re: discovery of document purporting to transfer some stock to Irrevocable Trust on August 1, 2000, and signed by Cannon/Mr. Brown. Work on possible scheduling Order and related issues. Corresp. w/ RG re: issues for mtg. on Tuesday. Conf. w/ RLB, Jr. Re: attendance at his depos. In CORBIS matter, Monday.

10.20 hrs.

May 18, 2008 (Sunday)

Review assets, documents, pleadings, claims, corresp. to prepare Semi-Annual Report of PR/Trustees; work on discovery issues, suit by Forlando. Begin Draft of Report.

5.70 hrs.

May 19, 2008 (Monday)

Rec/rev appeal filed by Dallas and Bradley to Appointment of PR/Trustees. (Cites mailed on May 9, but not rec'd until today.) Research/confs. Re: appeal, Rule 59. Conf. w/ RLB, Jr. and JB re: various matters, including need for Scheduling Order in Will/Trust/Heirs matter, response to W. Hammond's counsel's inquiry; and other matters; corresp. w/ benefy's, AG re: Disposition of remainder of TPP; work on 1st Semi- Annual Report and scheduling matters; Attend by telephone Deposition of RLB, Jr. In CORBIS litigation. Conf. W/ Kendall Few

re: Counterclaim by Dallas and other matters; Est/Trust vs. Cannon, Dallas, Bradley. Further work on discovery issues, to make docs available for all while protecting trade secrets of Estate/Trust. Work w/staff to set up procedure for control of assets on loan to S.C. State and other museums. 11.00 hrs.

May 20, 2008 (Sunday)

Rev. ltr. J.Bailey to Jim Nance, re: Hammond's interference. Work w/ RLB, Jr. on finalizing, distributing First Semi-Annual report to Beneficiaries, Devisees and AG. Rec/rev. Scheduling Order, corresp. Re: same; Attempts to call counsel for devisees re: appeal in which Dallas, Bradley assert themselves Trustees, possible attempts to keep from filing accountings as PR/Trustees; conf. w/RLB, Jr., Gonzalez & Zumwalt; Work on Ret/Op 59 Motion of AG. Conf. w/ Museum director, others, to work on schedules for loan Agreements. Confs. w/ various persons and attempts to phone re: distribution of TPP remaining in house, 10.45 hrs.

May 21, 2008 (Wednesday)

Work w/ JB on numerous documents to be signed and served; Travel to Aiken for mtg. w/ RLB, Jr. and JB, finalize and serve various docs. Meeting to review numerous matters. Work on details of proposal to Sell/Distribute certain remaining items at Home Estate to family and others close to Mr. Brown, while protecting interest of creditors.
11.00 hrs.

Note: Buchanan and Pope move to dismiss Dallas/Bradley Appeal.

May 22, 2008 (Thursday)

Confs. and work on TPP matter with staff and others. Work on responses to various motions filed, including mot. of AG.
3.20 hrs.

May 23, 2008 (Friday)

Confs. w/ RLB, Jr. re: numerous Est/Trust matters, including TPP issues. Continued review of documents, transcripts, and correspondence for discovery matters. Rev. Memorandum of counsel.
7.25 hrs

May 24, 2008 (Saturday)

Review transcripts of hearings and documents in connection w/numerous motions and objections; work on documents to effect Sale/Distribution of TPP.
4.10 hrs.

May 25, 2008 (Sunday)

Rev. Docs. re: compliance w/ discovery requested by Dallas, F. Brown.
1.00 hrs.

May 26, 2008 (Monday)

Review corresp. and records in connection w/ discovery requests in various proceedings. Reviewing records, transcripts and documents in connection with response to Motion of Atty. Gen'l of SC for Reconsid. of Appointment Order. (Memorial Day)

3.45 hrs.

May 27, 2008 (Tuesday)

Rec/rev motions to quash subpoena/testimony of D. Bell, F. Brown; Rec/Rev objection of T., F. & R. Brown to Sale/Distribution to Terry Brown and other Family members; work w/ counsel, RLB, Jr. on responses to various outstanding motions, including attempts of F. Brown to quash our Affidavit related to his business relationship w/ Cox and Dallas, Mot. Alt., Amend of SC Atty. Gen., Meeting w/ RLB., Jr. Re: various Estate/Trust matters, including t/conf. W/ Mr. Pullman, w/ consent of his counsel, re: audit procedures for royalty-backed security issue. Requested written approval (although may not be technically required) of 2 x \$5,000 for engagement of 2 components of audits by Haber. Also may need to work on some authoriz'n related to Haber Corp's being paid upon receipt/credit for audit findings. Finally, auditors will notify us if we need to have counsel prepare tolling agrmt., if audit running past SL. Scheduled conf. w/ counsel in NY Litigation. Pullman has filed notice of intent to appeal. He must take certain action by July 7, in order to be heard at September term. Discussed w/ counsel that Estate/Trust, if we are Trustees, does not find it prudent to have either sale or large financing related to assets because claims, taxes would either exhaust or threaten a large part of the proceeds, even at \$100 MM. May notify Pullman of this, work toward possible settlement prior to disallowance of claim. Plan to disallow claim after Christie's proceeds secure so that we can be ready to defend. Rec/rev and brief discussion w/ RLB, Jr. Re: Nelson Mullins bills of F. Copsidas and Intrigue paid from fund of Mr. Brown. Need further investigation, and waiting for financial information. Add'l confs. and doc. review in relation to F. Brown and D. Bell's failing to disclose to the Federal Court the Dallas-created Schedule B was not a part of the Trust, as represented to Federal Ct. in verified complaint of F. Brown. Attend telephone hearing in which Dallas and Bradley claimed atty-client privilege as to file of Powell Goldstein, in direct violation of Agreement reached on August 9, 2007 and made part of August 10, 2007 Order. Review of docs. In relation to this. Conf. w/ RLB, Jr, Jeanette at Christie's re: issues related to sale, signing of final selection.

11.00 hrs.

May 28, 2008 (Wednesday)

Reviewing motions and documents; confs. W/ RLB, Jr., Christie's and others about various Estate/Trust matters. Encourage LL to encourage clients to be supportive of sale at Christie's to help all. Discussion w/ Christie's re: not agreeing to sale of items after auction at reserve prices. Continued work w/ museum issues, inventory, etc.

6.75 hrs.

Note: Jg. Cureton (COA) issues Order re: Stay during Dallas and Bradley appeal.

May 29, 2008 (Thursday)

Prep. for and attend mtg. w/ AG of SC w/ JR, RLB, Jr., SJ, MFJ, JM, to encourage office of AG to support Estate Plan of Mr. Brown, and not to rely on affidavits of Dallas, Bradley, Hammond and others. Discussed encouragement office of AG was giving to Dallas/Bradley proposed sale of Brown asset in accordance w/ Oct 18/20 ltr. and attempted return of Cannon, Dallas and Bradley as Trustees. Delivered copies of 6-Month Report of PR-Trustees showing more than \$900,000 of prof. Fees of Dallas, Cannon, Bradley; claims for \$16+ million of Bradley, etc. Requested that AG fully support PR/Trustees in following goals:

1. Defend Estate Plan against all attempts to Set Aside Will/Trust;
2. Defend against Spousal Claims;
3. Defend against return of Cannon, Dallas & Bradley to any fiduciary position;
4. Stabilize assets and prevent fire sale while defending \$46+ MM of claims.

Discussed possibility of 3rd Trustee to be suggested by AG, and reviewed by PR/Trustees and JR to make sure no conflict, positive image for Estate/Trust; ability and willingness to vigorously support Estate Plan for duration; independent; etc. No consensus re: how to achieve appointment, either temporary or permanent, in this atmosphere. Our position: find acceptable person and then consider how he/she may contribute. Rec/Rev. Continued work on alternatives for preservation of TPP until after Christie's sale in case attempt to delay hearing on Declaratory Jmt. followup sale/distribution for protection of property under Order of Feb. 20, 2008 directing sale of TPP; Research, rec/rev. documents, numerous matters. Numerous conferences.

11.00 hrs.

May 30, 2008 (Friday)

Rec/rev corresp., documents. Research related to stay, actions of PR/Trustees pending appeal. Confs. w/ various parties.

4.75 hrs.

May 31, 2008 (Saturday)

Continued review of corresp. File in light of Discovery Requests in case attempting to enjoin the Trustees from any action, so that numerous files for full review by litigants as appropriate to Court Order or discovery in 10+ pending cases. Research, analysis of waiver of attorney-client privilege as provided in the August, 2007 Agreement and August 10, 2007 Order. How it relates to ongoing litigation among the Interested Persons in the Estate, and others.

9.25 hrs.

June 1, 2008 (Sunday)

Review of all pending and completed matters important to implementation of Estate Plan of James Brown which might, or might arguably, be affected by Dallas, Bradley appeal, to extent not already hindered and affected by challenges to Will/Trust by 5 children and TRHB, and attempt by others to enjoin all actions of Trust. Research. Initial conclusion that not in best interest of Estate Plan to seek Court intervention at this time. With financial resources of less than \$20K in bank, and JB defending multiple lawsuits, the Estate/Trust during this emergency period, extreme hardship to initiate action. Must have resources to respond to attacks by others on ability of

Estate/Trust to function while Cannon, Dallas, Bradley seek reinstatement, sale. Rev. Portion CORBIS depos.
8.25 hrs.

June 2, 2008 (Monday)

Rec/Rev. Numerous communications, corresp. re: stay issues. Consultation w/ JB, RLB, Jr., re: same. Attending telephone hearing requested by D. Bell re: possible impact of stay. Decision by Court to cancel hearing scheduled on June 6, 2008. No other decision made except to cancel hearing.
8.75 hrs.

June 3, 2008 (Tuesday)

Rec/Rev. Various documents; research and consideration of impact of appeal of Dallas and Bradley of the Court's Order not recusing itself and refusing their return as Trustees. Reviewing case law, confs. w/ various persons, re: impact.
4.25 hrs.

June 4, 2008 (Wednesday)

Travel to Aiken and staff to Beech Island to pull down boxes from attic to determine whether they should be classed as Historical documents in accord. w/8/10/07 Order, or remain at home for delivery to museums or as part of TPP; Work w/ counsel to finalize responses in lawsuits against Estate brought by Dallas, Cannon and Bradley; prepare same for service. Conf. w/ Christie's re: sale to take place July 17; conferences re: Estate Tax issues and other matters. Work on various administrative matters. Review of documents from attic box containing early 1990 s image, persona lawsuit of JB which may relate to the CORBIS file. Initial Review of Hammond docs, many of which not previously produced, including emails to SC & GA AGs, Cannon and others. Conf. w/ND re: request for withheld Hammond docs.
11.00 hrs.

June 5, 2008 (Thursday)

Rec. Notice of t/c w/ Jg. Early, as requested by LL. Attend telephone hearing. Depositions; confs. w/ our counsel re: PR/Trustee's position that necessary to move with caution regarding all stay issues; request that be heard only on record after appropriate notice. Concerned that failure to analyze implications of stay, if any, on particular acts may further damage Mr. Brown's Estate Plan and impair the ability of the Estate/Trust to market his royalties, image and persona. Conf. re: semi-annual report of TIAA from M& T Bank, to be received; conf. and investigation of proposal for London use, through S. Rogoff; confirmed music only; approved; confs. Re: valuation of TPP for Est. Tax Return, museums.
10.00 hrs.

June 6, 2008 (Friday)

Begin Review/organization with staff of boxes of documents, pleadings Notebooks to have ready for inspection of counsel for Forlano (William) Brown in Federal lawsuit, as well as for all counsel to review in the lawsuits ag. Est. by Cannon, Dallas & Bradley, Will contests of 5 children and TRHB, etc. Approximately 13 completed. Purpose as communicated to AG, benefys in earlier memo is to convert oversight file, containing mostly copies of L&B docs., and other docs. sent to us from various sources, into files readily available to benefys, counsel, while protecting interest of EP in CORBIS, NY, and other litigation and trade secrets. Confs. w/ JB, RLB, Jr., and others re: failure of Powell Goldstein to produce file, need for file for Est. Tax Return and other matters. Transmit, serve our request and waiver in that connection.
9.50 hrs.

June 7, 2008 (Saturday)

Review of additional documents obtained from attic of home as they relate to the image, personal and royalty issues; review of position of AG and Dallas, Cannon, Hammond and Bradley, and how to minimize its damage to the Estate and Estate Plan of Mr. Brown. Further review of recently produced Cannon and Farr documents; initial research how to organize, deal with, royalty, image persona issues without funds for counsel, and, later, in light of challenges to Estate Plan as well as challenges of AG, Dallas, Cannon, Bradley.
8.10 hrs.

June 8, 2008 (Sunday)

Research and work on Estate Tax Issues; Review of necessary and appropriate transactions in light of questions raised by Dallas and Bradley regarding transactions of Trust during pendency of appeal. Begin analysis of which of 11 lawsuits affect only Estate, and may, without objection of AG, Dallas and Bradley proceed. Initial analysis of when, where and who should seek Court guidance, if any, regarding stay. Initial analysis of whether it is in best interest of Estate Plan to proceed with spousal/heir determination, with appeal, so that appeals will run in tandem. Prep. for mtg. w/ RLB, Jr. on June 10, including initial work on which of claims to disallow.
7.20 hrs.

June 9, 2008 (Monday)

Review of documents. Work on matters related to Pullman litigation. Rec/rev communication from counsel; work on affidavit; Further conferences re: revelations in emails of Bill Hammond, and negative impact on Estate/Trust. Conf. w/ Christie's rep. Re: catalogue. Continuing work on getting documents in position for continuous review by Interested Parties during pendency of litigation. Work on answers to Interrogatories, F. Brown suit. Corresp., Gergel re: obtain files.
8.20 hrs.

June 10, 2008 (Tuesday)

Organization, w/staff of files to begin to address demand by counsel for F. Brown for review on Friday. Corresp. to L. Friedman re: obtaining files. Confs. w/ JR re: AG issues and emails of Bill H. Prep. Corresp. w/ AG. Wkly. Mtg. W/ RLB, Jr. Daryl Williams. Finalize discovery responses, F. Brown case. Lv. 6:50 - 7:45.
12.00 hrs.

Note: Jg. Early issues Order Regarding Depositions of Shearer, McGaughey and Katz.
Jg. Early issues Order Regarding Plaintiffs' Motion for Disclosure of TPP placed in Museums
Jg. Early issues Order Approving and Setting Conditions of Interim Tuition Payments

June 11, 2008 (Wednesday)

Work on coordination and review of files in connection with discovery, attorney-client and related issues in light of positions of Dallas, Bradley that they did not waive privilege; Listen to portions of deposition of W. Shearer; meetings and confs. Re: discovery in Federal Suit..Review and discuss how to protect assets of JB Estate/Trust in face of discovery requests, all matters. Confs. Re: approvals; preparing Reading Room for discovery; Telephone meetings w/ RLB, Jr. Re: various pending matters.
9.30 hrs.

June 12, 2008 (Thursday)

Confs. w/ RLB, Jr and others re: numerous discovery and administration matters; Listen to portions, Depos. of Frank McG. Review additional documents; preparing documents; review of financial matters and dire circumstances of Estate and Trust.; extensive documents review and preparation for meeting, F.(Wm.) Brown matter; numerous telephone conferences w/ RLB, Jr.
9.20 hrs.

June 13, 2008 (Friday)

Work on issues related to Discovery in F. Brown case; confs. w/ DW, RLB, Jr. and others. Review Reading Room with counsel for F. (William) Brown; corresp. w/ AG re: damage to Estate Plan of JB resulting from reliance on Hammond, Bradley and Dallas; complete review of deposition in CORBIS litigation and transmit Errata Sheet; corresp. w/ counsel in CORBIS litigation re: confidentiality; atty-client and work product issues. Review and approve, w/ RLB, Jr. Proposals for I Feel Good. Conf. w/ Leonard McIntyre re: Martha Smith at AT&T wanting to honor JB in the Calendar to be in schools, etc.
8.10 hrs.

June 14, 2008 (Saturday)

Reading documents, telephone confs. prepare for hearing; attorney-client privilege issues.
1.25 hrs.

June 15, 2008 (Sunday)

continue work on various discovery issues, CORBIS issues, New York issues, and royalty, image and persona issues. Reviewing documents, correspondence and filings. Preparing for hearing. Meet w/ RLB, Jr. and counsel.
6.75 hrs.

June 16, 2008 (Monday)

Work on matters related to hearing, and preparation for meeting in Aiken, issues related to stay, discovery. Correspondence and rec/ rev. with LL, Augusta Museum of History, SC AG, numerous others. Work on various matter related to interrelated discovery, appropriate action in light of Ct. Appeals, Federal Court directives. Numerous calls w/ counsel, RLB, Jr.
8.50 hrs.

June 17, 2008 (Tuesday)

Travel to Aiken, Beech Island, Augusta. Meeting w/ RLB, Jr. and counsel re: various Estate matters, including issues related to Order of Jg. Cureton as it relates to the payment of Court-ordered administrative expenses and other administrative issues; travel to Beech Island to meet w/ Mr. Washington. Discuss security, upkeep issues; view perimeter of property; travel to Augusta, Mu. Of Hist. Return to Aiken; review numerous documents, issues. Confs. Re: confidentiality and protective Order.
11.00 hrs.

June 18, 2008 (Wednesday)

Receiving and reviewing documents for Forlando (William) Brown lawsuit. Confs. w/ counsel and other re: matters for hearing on June 30, 2008. Begin organization and work on royalties, image, persona issues for Estate Tax Return and other things. Corresp. And rec/rev. corresp. Work on Calendar awards ceremony application.
8.10 hrs.

June 19, 2008 (Thursday)

Corresp. And meeting w/ Sr. Assistant AG and other re: encouraging AG not to cause Estate/Trust more damage by filing precipitous motion in any Court. Review of needed focus: Defend Estate Plan; Defend Against Elective Share; Avoid a Fire Sale; be certain that Cannon, Dallas and Bradley do not return. Work on discovery issues, all cases, in relation to potential stay, supersedeas.
8.50 hrs.

June 20, 2008 (Friday)

Confs. and corresp. W/ RLB, Jr and other re: numerous matters; reviewing documents and memoranda; research. Begin analysis for accounting; further research and numerous conferences w/ RLB, Jr. and others on various matters related to hearing, administration. Work on Federal Case discovery w/ RLB, Jr.
9.20 hrs.

June 22, 2008 (Sunday)

Review documents, Memorandum, New York litigation, in prep. For response to motion for reconsideration of Pullman; review documents related to royalties, image, persona.
6.25 hrs.

June 23, 2008 (Monday)

Corresp. w/ counsel and RLB, Jr. re: guidance from court about documents we want to produce in the Forlando (William) Brown suit, but which production may violate or appear to violate Order of Jg. Cureton, SC Court of appeals. Need Court Order for protection of Estate/Trust based on F. Brown's counsel in circuit court asserting that Jg. Cureton's Order doesn't allow Trust action, and bec. of recent assertion (June 11,12) by Cannon, Dallas and Bradley, jointly, of atty/client privilege on behalf of Trust. Work on accounting and review of contracts, etc. for both accounting and for initial work for Estate Tax Return to be filed in September. Careful notation of names of receipts, etc. Begin procedure for proposed initial allocation of expenses between Estate and Trust, subject to ultimate verification.

Transmit proposed accounting for review by Co-PR. Further review of proposed Memorandum in New York (Pullman) Litigation. Additional preparation for weekly meeting of Trustees.
10.20 hrs.

June 24, 2008 (Tuesday)

Travel to Aiken for meetings w/ RLB, Jr., re: various matters; work on Estate Tax Return issues; finalize, execute and file first accounting and petition for ext'n for filing Inventory & Appraisement. Work at Court house to review Exhibits, all hearings. Review I & A filed under seal by former PR s. Review documents, including I & A filed under seal by former PR/Trustees.
9.70 hrs.

June 25, 2008 (Wednesday)

Corresp. w/ former PRs re : I & A; confs. w/ RLB, Jr. and others re: various Estate matters; rec/rev. discovery in Ga. Declaratory Judgment action; rec/rev corresp. from counsel; review, research re: Motion for supersedeas.; begin factual response to Petition of Dallas and Bradley. Corresp. W/ Sizemore, Jg. Roe, Interested Parties and others re: various administration.
6.25 hrs.

June 26, 2008 (Thursday)

Work on matters related to museums, Christie's, creation of additional accounts upon receipt of Christie's funds, and other Estate matters; preparing for hearing and related matters.
7.25 hrs.

June 27, 2008(Friday)

Conf. w/ RLB, Jr. Re: concern that SC AG is not opposed to David Cannon and Albert Dallas. Finalize correspondence re: same. Work on negative impact apptmt. of Special Trustee will have if prior to the Christie's sale. Corresp. w/ AG to discuss same. Review Ltr of Toby Byron saying Dallas promised him 5% of sales in fall of 2007 (unauthorized). Ltr. to AG to transmit same. Preparing for hearing.
Ltr. to Schomburg Ctr. Re: use of song.
8.35 hrs.

June 28, 2008 (Saturday)

Preparing for hearing. Work on matters related to Christie's sale.
3.25 hrs.

June 29, 2008 (Sunday)

Prepare for hearing.
2.50 hrs.

June 30, 2008 (Monday)

Prep. for and attending hearing in Aiken re: various matters. Our counsel Jim Bailey sick and did not attend. (Learned of illness after hearing.) Primary concern, "emergency" petition of AG to appoint special trustee. Not yet served. Doc not filed in Probate Court. Concerned that will create chaos in 12 cases if Special Trustee appointed, and might stop the critical Christie's sale. Dallas, Bradley seeking supersedeas to lift stay.
11.00 hrs.

July 1, 2008 (Tuesday)

Research and work on Special Trustee, supersedeas issues; Confs. w/ RLB, Jr.
2.10 hrs.

July 2, 2008 (Wednesday)

Research, work Special Trustee, supersedeas issues; confs. RLB, Jr.
3.50 hrs.

July 3, 2008 (Thursday)

Rec. call from Christies re: Interference by Wayne Byrd, July 1, 2008 letter asserting sale is void.; Confs. w/ office re: documents delivered by office of AG.
2.50 hrs.

July 5, 2008 (Saturday)

Review files and docs, re: interference by Dallas, Bradley in sale.
2.75 hrs.

July 6, 2008 (Sunday)

Ret. to Columbia. Review all correspondence while away June 30 - July 6. Review Special Trustee issues. Work on various matters, pleadings and documents w/ RLB, Jr.
4.50 hrs.

July 7, 2008 (Monday)

Conferences and correspondence w/ Christie's and RLB, Jr. Re: threats of Wayne Byrd and assertion that contract was void. Work on threats of Forlando (William) Brown and Powell Goldstein to interfere with sale, threats of Dallas and Bradley to do same. Serving Motion to Dismiss Special Trustee Appointment and related documents.

7.50 hrs.

July 8, 2008 (Tuesday)

Corresp. w/counsel re: illness of our attorney. Ask that they communicate with us until August 1 hearing. Rec. Response from A. Byrd refusing to communicate with us. Insisting on communicating with Bailey. Numerous conferences with Christie's, counsel re: interference with Christie's sale by Powell Goldstein on behalf of Forlando (William) Brown as well as Dallas and Bradley. Conferences with counsel re: desire to comply with discovery in Federal case brought by Forlando (William) Brown while, at the same time, respecting the Order of Jg. Cureton that may place limits on our ability to act as Trustees in litigation. Working on response to supersedeas and/or motion to lift stay, to be filed after Christie's sale completed. Work on other matters related to Estate and Trust administration

9.30 hrs.

July 9, 2008 (Wednesday)

Rec/rev. correspondence, documents; work on discovery issues in suit where Forlando (William) Brown seeks to enjoin the Trust from any action and to return Cannon, Dallas and Bradley as Trustees. Meeting and confs. w/ RLB, Jr. Re: interference with Christie's sale. Initial work on matters raised in June 30 hearing that need attention.

9.20 hrs.

Note: Dallas and Bradley file Emergency Motion to Enforce Stay
Jg. Cureton (COA) issues Emergency Stay of Christie's Sale on request of Dallas/Bradley

July 10, 2008 (Thursday)

Rec/rev. 10:22 Order of Ct. Appeals temp stay of Christie's sale w/obligation to file return by noon Monday, July 14. Rec 11:20. Petition to "enforce stay" of Dallas, Bradley which was mailed to our lawyer despite notice of his illness. Engaged counsel, Tressa Hayes, to represent Estate/Trust; work to review file, facts w/ new counsel; conf. w/ various counsel, and counsel for Christie's. work w/ counsel to prepare and revise first draft of Return and Affidavit with intention to file tomorrow.

12.00 hrs.

July 11, 2008 (Friday)

Work all day w/counsel, RLB, Jr. on Return to Motion of Dallas, Bradley to try to stop the Christie's sale, and request for relief from stay. Filed same in Ct. Appeals. Review filings by Christie's. Rec/rev corresp. from SC

AG. Response to Toby Byron in connection with his assertion that he is owed a portion of the Neal Israel contract.
9.10 hrs.

July 12, 2008 (Saturday)

continued work on matters related to interference by Dallas, Bradley in sale, including review of our documents and filings, corresp. w/counsel; conf. w/ RLB, Jr.; reviewing transcripts and record; and call to Court Reporter, voice message, to obtain docs. Conf. W/ counsel re: filing. Transmit same.
6.26 hrs.

July 13, 2008 (Sunday)

Work on catalog, review will and trust in preparation for creation of segregated accounts upon receipts of Christie's proceeds if sale approved by Court; reviewing transcripts of December, January hearings in relation to interference by Albert Dallas, others with Christie's sale. Rec/rev rough draft of hearing held on June 30, 2008; confs. w/ RLB, Jr. about accounts, categories.
7.10 hrs.

July 14, 2008 (Monday)

Work on allocation of receipts to various accounts from sale, if approved, to send to heirs, devisees, etc. prior to sale, if possible. Work w/ counsel to prepare response to filing of AG with Ct. of Appeals in connection w/ Christie's sale. AG approves sale, but asserts PR/Trustees have no authority to act. Response reaffirms request for lifting of stay to allow us to proceed with litigation, etc. Rec/rev. approval for sale to proceed, authority to serve as PR/Trustees. Numerous confs. w/counsel, etc. re: appeal. Rec/rev Order of Jg. Cureton allowing sale and lifting stay so we can manage Estate/Trust. Attempt to reach 5 persons suggested by AG as SAs to schedule meeting to allow them to go to Beech Island, learn about Estate/Trust administration, litigation, etc. Steve Johnson & Xavier Starkes scheduled for 2 p.m. next Tuesday to meet at office, go to Beech Island, Aiken, discuss administration on trip. D. Sojourner on vacation until 25th. Unable to contact Tracey Green, Russell Bauknight.
10.50 hrs.

Note: Jg. Cureton (COA) Order lifts stay of Christie's Sale; expedites Dallas/Bradley Appeal.

July 15, 2008 (Tuesday)

Confs. w/ Christie's reps/ re: various issues related to sale. Confs. w/ RLB, Jr. Transmit to Court proposed Order which RLB, Jr. and I sought in May of 2008 to be able to pay tuition upon receipt of Christie's proceeds. Org. to be considered June 6. Then on May 30 counsel for Forlando (William) Brown & others asserted Ct. C/d not proceed w/ any matter related to Trust & we had no authority as Trustees. Delayed until after receipt of Order of Jg. Cureton dtd. July 14, lifting stay and confirming that we may act as Trustees. Further work on allocation of Christie's (and any related) proceeds to be deposited into separate accounts upon receipt of Christie's proceeds. Conf. w/ Mr. Washington to update him on Christie's developments. Hope able to

continue salary until receipt of proceeds from Christie's sale. Told him code name for sale. "Mr. Washington". Attempt to contact Stacey Green. Informed by his assistant that he did not have time to go to Beech Island either this week or next, and would call when he had time. Asked that he talk with RLB, Jr. and me about the Estate/Trust. Assistant said he would call when he had time to talk. Invited rep. of AG to go w/ us to Beech Island next week. Worked w/ staff on initial, tentative allocation of Christie's funds to segregated accounts for ease of administration. Contact S. R. about approval of proposal. 2d Conf. w/ Christie's. Learned that Buddy Dallas had filed affidavit f/b/o attorney for Jacque Hollander re: her assertion that Christie's may not sell, and that she may claim, a bracelet which Mr. Brown has owned for more than 20 years. Respond to issues raised by William Custer related to black cape. Asked family, former Trustees to provide info. re: provenance. Review of other issues needed to be addressed. Attempt to contact Robert Rosen to work on Scheduling Order. 10.25 hrs.

July 16, 2008 (Wednesday)

Travel to New York; work on sale, Trust, Estate issues en route; arrive NYC; travel to Christie's to review sale setup. Meet briefly w/ personnel; conf., mtg. W/ Leon Friedman. Intention to learn more of history of relationship w/ Brown, former PR/Trustees. Will arrange to obtain files as needed. confs. W/ RLB, Jr. 6.50 hrs.

July 17, 2008 (Thursday)

All-day attendance at Christie's sale, and meetings w/ RLB, Jr. and others; early a.m. Christie's seeks our approval to sell Grammy, holding proceeds in reserve and engaging counsel – says less expensive than their counsel. We ask for clear description of outcomes in writing. They produce. By then, with notice that child of Mr. Brown may be conducting news conferences in opposition to sale, and other factors, decide to withdraw Grammy. Conversation w/ Yamma Brown re: "negative comment....you should have taken the \$2 Million." Assume this was oral suggestion received a few days ago that we be given a \$2 Million loan, for 4 months, secured by assets at Christie's, to delay the sale. Based on fact that offer never made in writing; made at last minute even though represented that he had been working with Deanna and Yamma for several months; matters in limbo with Court; no interest rate; possible loss of more than \$200,000 if delayed with Christie's; no assurances that sale could be reschedule and remarketed in 4 months; affidavit of Christie's, and numerous other factors – but mostly last minute oral offer with no terms, no interest – advised him unfortunately suggestion came too late. After completion of sale, on Thursday night, New York television station publishes live interview with Deanna B. Thomas, criticizing sale. Apparently interview conducted as sale was going on. 9.00 hrs.

Note: We were contacted by Kraig Fox of the Fox/Silliman Team about this "loan" just two days before the sale.

July 20, 2008 (Sunday)

Work on issues related to lifting of stay, sale, etc, including: Proposed consolidation and Scheduling Order; motions related to interference with Christie's sale; correspondence with S. C. State Museum and others re: items to be returned from Christie's; issues related to Geronimo; issues related to payments of costs and

expenses; issues related to Estate Tax Return in relation to sale; Global Gaming issues. Works on drafts, outlines of various documents, correspondence.
7.25 hrs.

July 21, 2008 (Monday)

rec/rev documents, correspondence, etc. received during absence. Respond to request, SR, after consultation w/RLB, Jr.; conf. w/ Dr. Hamer, SC State Museum re: items placed w/ them, placing additional items returned from Christie's; attempted t/c to Hap Harris, ins. for Brown house; work on issues related to Consolidation, Scheduling of Will/Trust/Heirs proceeding; work on factual pattern related to interference with Christie's sale; prepare for meeting with Pr/Trustee Buchanan in Aiken tomorrow, and travel to Beech Island with persons AG wishes to be Special Trustees; further work on placement, insurance issues.
7.40 hrs.

July 22, 2008 (Tuesday)

rec/rev numerous documents; work on corresp. W/ L. Friedman re: files; Former Pr/Trustees re: capes, passport, etc., T. Hayes re: representation in appeal. Meeting w/ F. Hamer, Elaine Nichols, re: items on Loan. View items; items to be sent from Christie's; corresp. W/ RLB, Jr. to Christie's, R. Gonzalez, former PR/Trustees. Travel to Aiken and Beech Island with S. Johnson, X. Starkes, to discuss possibilities of future service, issue challenging Estate/Trust; meet w/ J. Bailey re: Motion for costs related to Christie's sale. Conf. w/ Roosevelt Johnson.
8.25 hrs.

July 23, 2008 (Wednesday)

Meeting w/ M. Bodman who wanted info re: Elective Share, etc. Meeting w/ D. Williams, re: various matters, Forlando (Wm.) Brown suit; review record to prepare amended responses to Interrogatories; confs. w/ RLB, Jr. Re: various matters; rec complaints of clients of L. Levenson re: Museum. Sending Museum Information. Rec/rev docs. from S.C. State Museum re: arrangements for Chrisitie's returned, etc.
7.75 hrs.

July 24, 2008 (Thursday)

Rec/rev numerous documents; preparing response to some. Confs. w/RLB, Jr.; other t/cs re: Brown Family Ed. Trust, objection by clients of Levenson to certain language in proposed Order. Objection by Rosen to payments without DNA testing; work on responses in Forlando (Wm) Brown Federal suit, emphasis on damage to be incurred by continued attacks of family on Estate Plan, attempts to return Cannon, Dallas & Bradley to positions of trust and enjoin the Trust from being able to defend the Estate Plan and preserve and protect the assets.
3.70 hrs.

July 25, 2008 (Friday)

Confs. W/ RLB, Jr. Re: various matters, including discovery in all cases light of July 14 Order; other actions to be taken in light of clarified authority of Trustees as confirmed in July 14 Order. Attempt to reach Lewis Bus lines re: Bill not seen until this week. Work on discovery responses. Work on Elective Share matter, proposed Consolidation and Scheduling Order, Will/Trust/Heirs case. Rec/rev corresp. Work on proposals, approvals. Work on possibility of caretaker for Home Estate, to help w/ sorting, etc.

6.50 hrs.

July 26, 2008 (Saturday)

Review documents from Mr. Brown's home to be sent to museum. Work on issues related to Will/Trust/Heirs matter.

7.00 hrs.

July 27, 2008 (Sunday)

Cont'd work on docs. to be taken to museum; corresp. w/ other counsel re: Will/Trust/Heirs matter; work on issues related to Estate Tax Return, Qualification of "I Feel Good" Trust. Review transcript of June 30 re: preparation of various orders, directives. DNA matters.

6.25 hrs.

July 28, 2008 (Monday)

Confs. w/ numerous person re: assets, will/trust/heirs matter; continuing issues related to scheduling and attempting to have parties come to agreement on scheduling in Will/Trust/Heirs matter; work on matters related to Federal Suit of Forlando Brown to return Dallas, Cannon and Bradley as Trustees; corresp. w/ museums, others; rec/rev numerous items corresp. & reacting to same. Meeting in Columbia w/ RLB, Jr. Finalizing proposed Scheduling and Consolidation Order for Will/Trust/Heirs; numerous conferences re: DNA, other issues.

8.25 hrs.

July 29, 2008 (Tuesday)

Confs and corresp. w/ various persons re: scheduling, DNA, will/trust/heirs matter and financial matters for estate. Confs. w/ RLB, Jr. Re: insurance, taxes, etc.; conf. w/ RLB, Jr. & W. Sellars re: tax issues facing Estate and Brown Entities, including Tax Lien against JBE, Inc. resulting from actions of Phil Farr. Confs. Re: insurance and other critical related financial matters; rec/rev. and responding to proposed Orders; confs. w/ counsel in Federal suit to return Cannon, Dallas and Bradley.

6.50 hrs.

July 30, 2008 (Wednesday)

Confs. w/ Bank, RLB, Jr., accountant re: critical financial condition of Estate/Trust, need for interim financing to meet immediate needs. Rec'd loan of \$15,000 from Bank for 60 days in order to meet payment of electricity for Home Estate, payment of insurance for Home Estate and payment of taxes and social security to continue

payment of D. Washington. Conf. w/ M.D. of Global Gaming re: placement in service of machines, possible payment. Rec motion of counsel for F., R. and T. Brown re: Will/Trust/Heirs matter.
7.25 hrs.

July 31, 2008 (Thursday)

Rec/Rev. Corresp. from various parties; completing documentation for Estate to borrow funds to provide funds for Security, insurance for Home Estate, appraisal of Home Estate owned by Trust and electricity for home Estate until receipt of Christie's sale funds; attending motion hearing in connection with suit in which Forlando (William) Brown and others are seeking to enjoin Trust from protecting itself from Cannon, Dallas & Bradley and to return Cannon, Dallas and Bradley as Trustees; Extensive discovery to be allowed under Standard Federal Court confidentiality Order with Reading Room provisions; Trustees required to produce documents of their service as Sas, PR s and Trustees from March 7, 2007, w/ Reading Room to be ready within approx. 1 week and computer records w/in 3 weeks. This will require counsel to review more than 1 million docs for confidentiality, AC privilege. Draft draft corresp. w/ F. Brown and R. Brown re: possibility of modst funds for tuition for education upon receipt of Christie's funds. Commence review of documents for attorney-client privilege in CORBIS Litigation, Suit by Few/Gilreath against Dallas, Cannon, Bradley & others; suits by Cannon, Dallas and Bradley against the Estate; Suit by Mr. Brown/Entities, NY litigation, brought by GT prior to death, and others; conf. w/ C. Moore of Schomburg Institute re: use of "Say it Loud" in book; conf. w/ M. Bodman re: coming tomorrow to review docs; scheduled to come, but then needed to go to Chas.; call and request that he come on Saturday or next week. (voice mail). Confirm approval by RLB, Jr./AJP of clearance; conf. w/ J. Smith re: issues related to songs, royalties; scheduled 1st mtg. for Saturday p.m. Work on issues related to succession plan, and discussion w/ RLB, Jr. of need to designate successors, and possible appointment of additional current PR/Trustee who has energy/time to vigorously defend the Estate Plan of Mr. Brown; In person and T/C meeting w/ RLB, Jr. Re: above & additional issues; work on minutes, affidavit (Note: pm to Chas, work on road).
9.75 hrs.

August 1, 2008 (Friday)

confs. w/ counsel; work on proposed Order related to segregation of cases; work on response to Attorney General. Rec/rev numerous docs, proposed Orders. Confs., RLB, Jr. Re: bank loan, other matters; conf. w/ counsel.
4.60 hrs.

Note: Jg. Early issues (second) Order Approving and Setting Conditions of Interim Tuition Benefits

August 2, 2008 (Saturday)

review docs. Discussion w/ M. Bodman, counsel for F. Brown re: Elective Share. He is in office to review Historical Files. Finalize, send ltr. to F. Brown, R. Brown re: tuition benefits for fall 2008 upon receipt of Christie's. Prepare for mtg. w/ J. Smith; work on issues related Geronimo, royalties. Meet w/ counsel, Federal Suit to make approx. 120 boxes available to other counsel for F. Brown ASAP.
5.10 hrs.

August 3, 2008 (Sunday)

Extensive preparation for meeting with counsel and RLB, Jr. On Tuesday, including review of transcript and issues Court requested that we complete, especially administrative and related issues. Meeting w/ consultant about royalty, copyright issues.
3.25 hrs.

August 4, 2008 (Monday)

Work on numerous items to prepare for meeting with counsel and RLB, Jr. On Tuesday. Receiving by process server complaint by Georgia Farm Bureau and extensive discovery; work with various persons on language of proposed Orders, necessary to the conduct of the Will/Trust litigation; work on disallowance of \$31 Million claim of the Pullman Group, LLC. Conf. w/ counsel in NY claim re: need to disallow claim; confs. w/ counsel and preparing documents, files for discovery pursuant to Order in the Federal Suit brought by F. (Wm) Brown to return Cannon, Dallas & Bradley as Trustees and enjoin the Trust from being able to protect itself against \$16 Million of claims by Dallas, Cannon & Bradley; rec/rev numerous communications from various persons re: DNA testing, scheduling, etc. Work w/ counsel, RLB, Jr. on drafts of proposed Orders to be circulated at or after tomorrow's meeting; Work on Geronimo matters.
5.75 hrs.

August 5, 2008 (Tuesday)

Preparing for and attending meeting of Trustees in Aiken. Commence hearing en route w/ confs. w/counsel re: Georgia Farm Bureau suit brought in Mc Duffie County, Georgia, home of Buddy Dallas - esp. discovery requests. First lengthy meeting w/ counsel Bailey since his illness. (Met briefly in July). Discussion of all developments, including matters raised in June 30 hearing still pending. Review corresp. By counsel to all Interested Parties and Court, enclosing proposed Consolidation, Testing & Scheduling Order in the Will/Trust/Heirs case; discussion of Elective Share motion to dismiss or consolidate or stay. Discussion of Proposed Administrative Order; discussion of proposed Order assigning new case numbers to the 3 Dallas, Cannon & Bradley claims against the Estate. As per James Bailey, W. Byrd approves form of Order. No response from T. Lydon. Discussion of issues related to Geronimo, and need to pursue number of issues related to actions of Cannon, Copsidas, Intrigue, others. Signed notice of meeting for September 9 to explore areas. Telephone meeting w/ Ray Gonzalez to discuss w/him positive impact of July 14 ltr. Suggest check on Double i contract, possibly greater relationship. Also he will check on Pay-per view contracts and BET. Next mtg. on 26th. Additional discussions w/ RLB, Jr., counsel; check McDuffie county records; send payments and sign docs for cont'd insurance on Douglas Drive. Conf. re: appraiser; confs. w/possible counsel for Ga. Farm Bureau matter; confs. w/ A. & C. Waters who requested meeting tonight or tomorrow. Told them 10:30 tomorrow, Aiken, AJP by phone. Other business.
11.00 hrs.

August 6, 2008 (Wednesday)

Rec. email from RLB, Jr. that A. & C. Waters not coming. Requested possible meeting on August 26th. Suggesting movie deal. We will request written proposal before meeting. Rec/review filing in

Removal/Appointment/Accounting matter in which F. (Wm.) Brown assert that he w/draws stipulation because new information has come to light since the stipulation was signed in 2007. Rec. Ltr. from Wayne Byrd to J. Bailey suggesting that Dallas and Bradley are unable to prepare accountings because they can't get the Inventory & Appraisement they filed under seal w/Court on Nov. 15, 2007 from the Court or from their former counsel. Sent copy of form (not Notebook) which I obtained from the Clerk of Court's office, "for attys eyes only" in June, asked Court to unseal at hearing on June 30. W. Byrd agreed. Mtg. w/ counsel and computer technician to make docs available to Powell Goldstein, former counsel to former PR/Trustees, now representing F. (Wm) Brown. Primary concerns: Court approval and protection of trade secrets, including contract and royalty information. Transmitting documents completed at meeting w/ RLB, Jr. and J. Bailey yesterday. Express concerns to counsel for Dallas/Bradley that their accountings for Trust (August 2000 - November, 2007) and Estate (December 25, 2006 - November 20, 2007) missing. Confs. w/ RLB, Jr. and others re: counsel for Declaratory Judgment matter brought by Georgia Farm Bureau against Dallas, JBE, Inc. & RLB, Jr. and me as PRs and as Trustees to declare no coverage. Rec/rev. corresp. and docs. Conf. w/ P. Shahid to facilitate DNA testing for James II. Call, discuss ltr. of April 30.

5.20 hrs.

August 7, 2008 (Thursday)

Counsel for F. (Wm.) Brown in office all day w/our counsel, D. Williams. Providing docs. Mtg. w/ computer tech. to comply w/ Court Order in Federal, F. (Wm.) Case. Work providing docs., info. to new counsel in Ga. Farm Bureau case. Work w/ RLB, Jr. on opposition to Motion of Attorney General. Rec/rev various requests. Dealing w/ Labcorp re: issues related to DNA testing of James Brown II; confs. w/ RLB, Jr. and others, various matters. Work w/ Haber Corp., Pullman to authorize next audit; confs. w/ RLB, Jr. Rec/rev numerous documents, pleadings, etc.

5.70 hrs.

August 8, 2008 (Friday)

confs. Re: discovery, Federal case; rec/rev. corresp., various matters; rev. info. re: financial participation of F. (Wm.) Brown in TJBL, LLC, the entity which inappropriately attempted to appropriate the name of The James Brown Legacy, Inc. Review of documents pulled from Internet showing that entity was formed on December 5, 2007 15 days after our appt. as PR/Trustees. Concern about this financial relationship as it relates to his testimony on October 31, 2007.

1.25 hrs.

August 9, 2008 (Saturday)

Initial work on discovery matters, various cases. Review documents, including Cannon interference w/ M&T Bank's effort to obtain docs.

1.60 hrs.

August 10, 2008 (Sunday)

work on various matters for next mtg., confs., w/ counsel, including discovery in Will/Trust/Heirs matter; issues

related to appeal of Dallas and Bradley; issues related to appeal of Cannon; work w/ J.S. on matters related to royalties, etc.
6.25 hrs.

August 11, 2008 (Monday)

Working w/ RLB, Jr. & JB on Interrogatories for all parties, Will/Trust/Heirs matter; rec/rev info. Re; Geronimo. Counsel for A. Dallas asserts F. Copsidas paid his 2008 funds, Dallas asserts has rec'd none for year; respond. Reminder of Sept 9 mtg., notice sent on August 5. Confs. w/ counsel & RLB, Jr. Re: disallowance of claims against Estate/Trust, to be prepared and served. Work w/ counsel, RLB, Jr. on Requests for Production and Requests to Admit in Will/Trust/Heirs matter. Corresp. w/ R. Gonzalez re: Proposal. Rec/rev. motion re: Distribution of TPP; numerous other filings; confs w/ LabCorp, voicemail to Shahid to please proceed with DNA test. Further work on claims disallowance issue, consideration of Motion to amend Answer in Will/Trust/Heirs; conf. w/ D. Williams re: non-confidentiality of doc. produced by F. Brown. Need for Court clarification if opposing counsel does not agree.
10.75 hrs.

August 12, 2008 (Tuesday)

Review answers of F. (Wm.) Brown in Federal Suit. Confs. W/ counsel in Fed. Suit seeking return of Dallas, Cannon & Bradley. Daylong dealing with issues of Powell Goldstein, Federal Suit; rec/rev corresp. & communications re: possible settlement by some parties. Request for additional information to assess impact on Estate Tax Returns to be filed, other pending litigation, including Will contest, Bradley, Dallas and Cannon claims (depositions requested for September), Geronimo meeting; t/c w/ E. Z. of S.C. State re: contacts made by Danny Ray directly with S.C. State. Conferences w/ RLB, Jr.; and meeting w/ RLB, Jr. P.M. to finalize and serve notices of disallowance of claims, most claimants.
8.25 hrs.

Note: Dallas and Bradley file Initial Brief in Court of Appeals

* Counsel for Hynie Brown issued "stand down" demand. Jones notifies Court of secret August 10 mediation.

August 13, 2008 (Wednesday)

Review correspondence, pleading; prepare for hearing.
1.25 hrs.

August 14, 2008 (Thursday)

Work w/ computer technician on required discovery in Federal suit. Work with counsel on pleadings in federal suit. Work on draft pleadings in Ga. Farm Bureau suit. Confs. Re: creditors' claims. Research, review, Pullman \$31 million claim. Rec/rev numerous documents, communications; conf. w/ counsel and RLB, Jr. Re: status conf. w/ Jg. Early requested by Levenson, Rosen. Discuss concerns over secrecy of proceedings in relation to false allegations made in both the Court of Appeals and the Federal Court over the November 20 meeting.

9.75 hrs.

August 15, 2008 (Friday)

Travel to Aiken for mtg. w/ RLB, Jr. And counsel re: Pleadings in F. (Wm.) Brown federal suit; complete review of pleadings; work on proposed pleadings in Georgia Farm Bureau suit brought by ins. Company for A. H. Dallas. Present same to our counsel in Georgia. Review and discussion of responses to the Pullman claim. Discussion of other matters related to Estate Tax Return, hearing on Tuesday, August 19. Concern that children of Mr. Brown assert right to claim large portion of his estate/trust. Meet w/ Mr. Washington re: status of property; rec/rev corresp. from various sources. Begin work, draft of motion related to secret settlement.

7.40 hrs.

August 16, 2008 (Saturday)

Work on motion related to full disclosure of purported secret settlement, addressing concerns that the children and Ms. Hynie Brown have no right to settle in violation of the rights of the beneficiaries of the James Brown 2000 Trust, which must be protected by the Trustees. Raise concerns over failure of AG to protect the interest of the Trust. Review of pleadings and records in federal, state cases.

6.25 hrs.

August 17, 2008 (Sunday)

Conf. w/ RLB, Jr. Further work on draft of motion raising numerous concerns about failure of AG to protect the interest of the James Brown 2000 Trust; secret "settlement" and other concerns. Work on response to Pullman \$31 Million claim.

8.25 hrs.

August 18, 2008 (Monday)

Prepare for hearing and related matters. w/ RLB, Jr.; work on discovery and matters related to Federal Suit; pleadings; confs. w/counsel.

6.60 hrs.

August 19, 2008 (Tuesday)

Travel to Aiken. Prepare for and attend hearing. Confs. Re: Georgia suit; Discussion, Pullman, other matters. Aft. Return. Confs. w/ counsel for various parties (LL, AM) about non-confidential areas in which we can assist settlement provided: majority of Mr. Brown's assets to charity, as he desired; no return of Dallas, Cannon, Bradley; reasonable transition.

10.00 hrs.

Note: Jg. Early issues Order Consolidating Claims of Dallas, Cannon and Bradley for discovery.

August 20, 2008 (Wednesday)

work on brief; confs. w/ counsel; miscellaneous matters related to Federal case, other matters. Conf. w/ accountant re: Estate Tax Return, related matters.
6.45 hrs.

August 21, 2008 (Thursday)

Rec./rev numerous docs; work on discovery, Federal Case; review brief of appellants Dallas and Bradley in Ct. Appeals.
5.25 hrs.

August 22, 2008 (Friday)

work on brief, record on appeal, cont'd study of brief of appellants Dallas and Bradley.
3.25 hrs.

August 23, 2008 (Saturday)

continued work on brief, record; reviewing, revising drafts of statements of case, facts, etc.
7.25 hrs.

August 24, 2008 (Sunday)

Work on transcript, brief, correspondence, claims; rec/ brief review petition for allowance of claim.
6.25 hrs.

August 25, 2008 (Monday)

work on Brief, designations; continued review of all transcripts and designations of Dallas and Bradley.
8.25 hrs.

August 26, 2008 (Tuesday)

Work on brief, designations; confs. w/ counsel re: Pullman claim answer & CC; Discussion w/ counsel, RLB, Jr. of issues related to jurisdictional claims of Dallas and Bradley, & claims Jg. should have recused self; Discussion of proper procedure to follow where Dallas and Bradley submitted affidavits which were not presented to Court prior to final ruling; rec/rev request for meeting, counsel for F. Copsidas. Conf. w/ R. Gonzales about possible settlement, actions to preserve legacy during period of negotiation; confs. w/ RLB, Jr., work on issues related to Estate Tax Return, offer to change preparer if agreed by AG and majority of family, and if no positions taken adverse to Estate Plan. Teleph. conf. w/ R. Gonzalez re: Israel Ltr., current issues; confs., corresp. Re: Ga. Declaratory Jmt.
9.10 hrs.

August 27, 2008 (Wednesday)

Continued work with counsel on brief, designation, matters related to appeal. Confs. w/ all counsel on appeal matter re: development of brief, record; confs.
9.60 hrs.

August 28, 2008 (Thursday)

Work on brief, designation, appeal, other issues related to Estate administration, including petitions for allowance of claim filed by L&B, Peeples, Hull Towill, Pullman and others.
9.50 hrs.

August 29, 2008 (Friday)

Work w/ RLB, Jr. & counsel to finalize designation of matter to be included in record and Respondents' brief opposing the reutrn of Dallas, Cannon & Bradley at Trustees on jurisdictional grounds, as well as assertion that resignations should be overturned because of Jg.'s failure to recuse himself, failure of voluntariness, etc. Confs. re: pros and cons of seeking transfer of Cannon appeal to Dallas, Bradley appeal; rec/rev docs. from RLB, Jr. Re: Pullman ans., cc, other matters. Conf. w/ accountant re: possibility of cont'd service after our service is complete if we are replaced in settlement; communicate to Alan Medlin who asserts that he, Levenson clients and AG of SC speak as one voice, that they have not selected an accountant and do not have a choice to serve and prepare the Estate Tax Return (for our review and compliance with requirements of Mr. Brown's Estate Plan). Also advised that the "settling parties" are having mediation w/ clients of David Bell on September 15, rather than the previous Sunday, as expected. Expressed, w/ RLB, Jr. that settlement talks encouraged provided Mr. Brown's Estate Plan not violated; that most of the Estate/Trust goes for the charitable, educational purposes he espoused; and numerous other complicated issues about perpetual management, protection of the Estate Plan of Mr. Brown properly and thoughtfully addressed to carry out his wishes. Advised them that we view selection of competent accountant who is ready to accept and make smooth transition of work consistent with Mr. Brown's desires as expressed in his Estate Plan critical. Then numerous questions must be addressed for any transition.
10.50 hrs.

Note: Buchanan/Pope Initial Brief in Dallas/Bradley Appeal served.

August 30-August 31, 2008 (Sat./Sun.)

No work for Estate/Trust - Labor Day Weekend

September 1, 2008 (Monday)

Preparing for mtg. w/ RLB, Jr., counsel; review proposed answer & CC, Pullman suit, matters related to other claims, consolidation of appeals, royalty recapture issues, and other matters for meeting.
3.25 hrs.

September 2, 2008 (Tuesday)

conf. w/ Aiken Cty. Court clerk, Probate Court clerk, J. Drennan, counsel for Pullman, re: removal issue, assignment of numbers in Circuit Court to newly-filed suits by creditors; preparing for meeting; travel to Beech Island to inspect property, meet w/ Mr. Washington re: security, maintenance issues; attending meeting in Aiken, to review answer and cc in Pullman case; discussion of relationship of New York and SC Pullman cases, defenses, etc.; financial matters, revising and finalizing invitation to various "advisory" appointees to assist with defense of Estate Plan on temporary basis; review of Order proposed by office of Attorney General, and discussion w/ counsel of problems associated with failure to name parties in attendance and the clients with whom they are allowed to discuss the confidentiality matter; jurisdictional issues over holding parties in contempt when they are not parties, and are not named, and other problems associated with "confidential" agreement, etc. Telephone conf. w/ Bill Latham in which he proposed, very generally, to have "mutual releases" between F. Copsidas and Estate. RLB, Jr. and I questioned about relationship of Geronimo to proposed settlement. Latham had not considered. Questions from Latham re: purported contact of "counsel" for Estate in Nashville w/ C. Bobbitt. We unaware. Latham said CB employee of Intrigue. We discussed that CB had long history of separate relationship w/ Mr. Brown. Latham to find out more about contact and let us know. We indicated it could possibly be our Nashville counsel having seen CB's name on old contract he was reviewing. We advised Lath. to put any proposal in writing so that we would all know what parties, individuals, are covered by the proposal. Discussion of other matters raised in correspondence, contacts since last meeting. 10.00 hrs.

September 3, 2008 (Wednesday)

Work on Pullman claim, various other claims, responses. Miscellaneous Estate/Trust matters. 5.25 hrs.

September 4- September 6, 2008 (Th.- Sat.)

No work on Brown other than phone calls to check. Bonnie born September 4, 2009.
NO TIME

September 7, 2008 (Sunday)

Review Cannon appeal files to begin motion to dismiss or consolidate and expedite. Conf. w/ RLB, Jr.; meet w/ TH re: appeal matters. 3.25 hrs.

September 8, 2008 (Monday)

Rec/rev. corresp., Geronimo, other matters; work w/ counsel on dismissal, expedite and consolidate Cannon appeal. P.M. Work with Mr. Washington, Aiken County Sheriff, etc., re: burglar alarm at Home Estate. Sheriff at home. Then Mr. Washington. Then Mr. Washington and Sheriff, after obtaining key from RLB, Jr. 8.40 hrs.

September 9, 2008 (Tuesday)

Work on Answers to Petitions for Allowance of claims. Analyze Lukich decision as relates to protection of Estate Plan. Scheduled Geronimo meeting. RLB, Jr.'s father's funeral, unable to attend. Will present minutes from March meeting for review by all.

8.25 hrs.

September 10, 2008 (Wednesday)

Confs. w/ RLB, Jr. and others, re: Petitions, Answers, Elective Share matters. Grammy matters; facts related to expedited appeal of Cannon, consolidation with Dallas; Estate Tax Return.

8.50 hrs.

September 11, 2008 (Thursday)

Corresp. Re: various matters; work on motions, answers, Elective Share, TRHB actions to set aside Will, Trust, other cases; Pullman issues; other matters.

7.75 hrs.

September 12, 2008 (Friday)

Work w/ RLB, Jr., JB in Columbia [Probate Bench Bar Seminar] on Scheduling, motions related to Elective Share, TRHB claims, Petitions for Allowance of Claims, etc.; Work on Grammy museum matter, other matters; preparing for filings.

2.75 hrs.

September 14, 2008 (Sunday)

Review docs., Est. Tax Return, prep. Response to Expedite, consolidation.

2.00 hrs.

September 15, 2008 (Monday)

work on motions, Elective Share matters; disallowance matters.

2.85 hrs.

September 16, 2008 (Tuesday)

Confs. W/ RLB, Jr., counsel, re: scheduling, answers to petitions and motions pending, filed and to be filed, Elective Share, Allowances, Pullman. Confs. Re: appraisal and other Estate Tax Return matters.

3.50 hrs.

September 17, 2008 (Wednesday)

Confs. w/ RLB, Jr., others, re: answers to Petitions for allowance of Claims. K & B; Peeples; Jackson; Suggs & Gray; Pullman. Work on matters related to dismissal of TRHB claims in light of Lukich.

7.10 hrs.

September 18, 2008 (Thursday)

Rec/ rev addl info Grammy Museum; work w/ RLB, Jr. and counsel on answering complaints of plaintiffs in connection with claim disallowances; confs. Re: Motions to dismiss claims of TRHB.
7.80 hrs.

September 19, 2008 (Friday)

Confs. w/ RLB, Jr., others. Rec/rev. additional corresp. Re; clearances, Grammy Museum. Review facts for deposition, consolidation of Cannon, Dallas appeals; rec/rev. corresp. Pullman Litigation; Discuss additional motion to Dismiss; continued work on answers, cases resulting from disallowances.
8.75 hrs.

September 20, 2008 (Saturday)

Conf. w/ RLB, Jr. Work on issues related to attachment to Estate Tax Return; review facts for consolidation of Cannon, Dallas appeal.
2.50 hrs.

September 21, 2008 (Sunday)

Review Records, prep. For reply in motion to consolidate, expedite Cannon and Dallas/Bradley appeals, 2.75 hrs.

September 22, 2008 (Monday)

Deposition of Bob Buchanan, Federal Suit; Estate Tax Return issues.
8.25 hrs.

September 23, 2008 (Tuesday)

Deposition of Adele Pope, Federal Suit; work with accountant on Estate Tax Return matters.
8.30 hrs.

September 24, 2008 (Wednesday)

Confs. w/ RLB, Jr. accountant, others re: Cannon, Dallas, Bradley appeal matters; estate tax return; federal suit.
6.50 hrs.

September 25, 2008 (Thursday)

Appeal matters; Federal Suit; confs w/ RLB, Jr., atty..., correspondence; rec/rev pleadings, and work on suits on disallowances; work w/ accountant on challenges related to record on appeal; RIP matters.

7.20 hrs.

Note: Accountant Sellars attached the Post-Death, Dallas -created Schedule B to the Estate Tax Return because it had been given to him by Dallas before Dallas resigned. Corrected as soon as discovered.

September 26, 2008 (Friday)

(Newberry) Confs. Re: appeals Cannon, Dallas Bradley, record, etc.; Federal suit, misc. matters.
3.10 hrs.

September 27, 2008 (Saturday)

Attend Deposition of Forlando Brown, Federal Suit. Rec/rev. corresp; mtg. W/ RLB, Jr. Re: various matters.
7.00 hrs.

September 28, 2008 (Sunday)

Preparing for hearing, weekly meeting w/ RLB, Jr. Rec/rev corresp. Re: clearances.
2.10 hrs.

September 29, 2008 (Monday)

Travel to Aiken to attend hearing. Meeting with RLB, Jr. and J. Bailey re: hearings, claims cases pending for October, November. Estate Tax matters.
10.00 hrs.

September 30, 2008

Tuesday, Rec/rev corresp.; conf. W/ RLB, Jr. Re; Estate Tax Return, miscellaneous matters.
0.85 hrs.

Note: Jg. Early issues Order Admitting David B. Bell pro hac vice in Will/Trust/Heirs Matter
Jg. Early issues Order Denying Petition to Revoke pro hac vice admission of David B. Bell

October 1, 2008 (Wednesday)

Review depositions, Federal suit; rec/rev corresp., Doc, various matters; work on approvals, various Warner Chappell; confs. Re: Estate Tax issues, issues related to proposed Settlement; attempts to make contact with accountant, royalty/image/persona persons; work on Cannon, Dallas, Bradley appeal issues.
6.75 hrs.

October 2, 2008 (Thursday)

(Newberry) Work on clearances; Cannon, Dallas, Bradley appeals and records on appeal; conf. w/ RLB, Jr.; review depositions, Federal suit.
6.25 hrs.

October 3, 2008 (Friday)

(Newberry) Confs. w/ RLB, Jr.; work on issues related to possible settlement proposals by various parties; review depositions, Federal Court suit to return Cannon, Dallas and Bradley.
3.80 hrs.

October 6, 2008 (Monday)

Rec/rev. corresp. re: clearances through Warner Chappell; conf. W/ RLB, Jr. Re: same; conf. w/ RLB, Jr. re: various tax issues, settlement proposals; rec/rev. motion of F. Brown and others to dismiss claims of TRH Brown; Rec/rev motion of D. Thomas and others to obtain file of Powell Goldstein. Work on misc. matters, including appeal of Dallas and Bradley, record.
2.95 hrs.

October 7, 2008 (Tuesday)

Preparing for weekly meeting; conf. w/ Dr. A. Carmichael re: history of Trust, issues; rec/rev. proposals; work on appeal issues; Federal Case issues; confs..
3.70 hrs.

October 8, 2008 (Wednesday)

Work w/ T. Hayes on Appeal of Dallas, Bradley, suggestion in motion that summonses were created by L. Levenson, not filed or presented to the Court. Assist counsel w/ investigation of same. Work on affidavit related to service or original accounting document on former PR/Trustees to counter affidavit that was not filed or presented to Court. Travel to Aiken for weekly mtg. w/ RLB, Jr. Meeting w/ J. Bailey; work on finalizing and service of Answers, Motions, Notices related to Petitions for Allowance of Claim of Wells, Jackson, Pettit, Parris, Pullman, and others. Conferences re: clearance requests. Telephone conf. w/ L. Levenson, A. Medlin and others in which Mr. Medlin asked about our willingness to resign for a transition. Explained that we could not begin to discuss any possible transition until we had a hand on what exactly was being proposed; whether it would result in any loss of the \$38 (plus interest) million saved by the election of a charitable deduction on Mr. Brown's estate tax return. Explained our need to talk to the accountants of those who were working toward a partial settlement to see what their position was as to how to handle income issues for funds previously almost exclusively "paid or permanently set aside" for charity. Explained that neither of us is an income tax expert, but that it is obvious that 90+ % of Mr. Brown's assets, under his Estate Plan are paid or permanently set aside for charity. Thus, to the extent that any party proposes to take funds from charity, their accountants would need to work with us to have an understanding of how that would be handled in future. Subsequent telephone conference with L. Levenson and other invited members of settling and non-settling teams about need for confidentiality re: documents such as Estate Tax Return and contracts, as we have in the Federal suit. Concern for the number of hours associated with process of trying to designate and/or redact.
9.10 hrs.

October 9, 2008 (Thursday)

Work w/ counsel on Answers, Returns, Notices related to various claims filed against the Estate/Trust, including Hull Towill, Lewis and Babcock (revised) and others. Work on matters related to Advisory Board input into settlement proposals. Work on Dallas, Bradley appeal w/ T. Hayes, re: challenges to designations in record of Dallas and Bradley. Conferences and correspondence w/ reps. of publishers re: clearances.
9.70 hrs.

Note: Terry, Forlando & Romunzo Brown file Motions supporting dismissal of all causes of action to set aside Trust; support Buchanan/Pope's motion for summary judgment in Will/Trust contest.

October 10, 2008 (Friday)

Additional confs., corresp. Re: Estate Tax Returns, Income Tax Issues; need for hardship extensions both to file and pay resulting from fact that settling parties proposing to make payments to noncharitable beneficiaries, rather than most being paid or permanently set aside for charity; rec/rev. request for confidential tax and discovery information; work on issues related to federal proceeding, including reading and signing deposition in federal case. Additional work on issues, Court of appeals. Conferences w/ RLB, Jr. and others. Work on preparing for motions, discovery and trials in October and November, claims of Pullman, Dallas, Bradley, Cannon, Hull Towill, Staulcup, Wells, others.
7.85 hrs.

October 12, 2008 (Sunday)

work of confidentiality, copyright & related issues.
1.75 hrs.

October 13, 2008 (Monday)

confs. & corresp. w/counsel, others re: discovery and other issues, Will/Trust/Heirs matter; work on Federal suit matters, including deposition review; corresp., confs. W/ counsel appeal and circuit court matters; corresp.
5.75 hrs.

October 14, 2008 (Tuesday)

Work on matters related to claim suits to be heard in October, November; confs. w/ counsel re: claims suits, appeal matters, review of deposition, errors, etc; Geronimo, GG, and clearance matters.
6.25 hrs.

October 15, 2008 (Wednesday)

Confs. and corresp. Re: pending suits, requests for confidentiality Order, and need to protect confidentiality of financial information, contracts; confs. w/ RLB, Jr., counsel in CC and app. Matters.
6.50 hrs.

October 16, 2008 (Thursday)

Conferences and correspondence related to royalty clearances, etc.; confs. w/ counsel, RLB, Jr., staff re: preparation for hearings on Pullman, other matters, next week; work on Geronimo and other matters. Rec/rev. Order of Ct. Appeals responding to our motion to dismiss Cannon appeal; mtg. w/ counsel, Federal suit.
5.85 hrs.

October 18, 2008 (Saturday)

No work for Est/Trust Friday.(Charleston) Work on issues related to termination rights, early catalogue, contracts, relationships of Mr. Brown.
3.10 hrs.

October 19, 2008 (Sunday)

Work on copyright issues; clearances; GG matters.
2.85 hrs.

October 20, 2008 (Monday)

confs., corresp. W/ RLB, Jr., others re: clearances, other issues; rec/rev. documents related to Intrigue claim against estate; rec/rev/ documents related to Cannon's new counsel and new allegations in the Court of Appeals, circuit court (after removal)
4.10 hrs.

October 21, 2008 (Tuesday)

Work on matters related to hearing on Thursday in Aiken, including issues related to confidentiality, including proposed Order, return, etc.; need to have parity between discovery issues in Federal Court case and in various circuit court cases; review and work on claims issues.
6.80 hrs.

October 22, 2008 (Wednesday)

Travel to Aiken to prepare for hearing tomorrow; meet with J. Bailey, RLB, Jr., re: claims of Pullman, Bennett, Murrell, Smith, Massey and others; work on proposed confidentiality Order; work on clearance issues, affidavit for Cannon appeal; and confidentiality issues for discovery in all pending cases, including Cannon vs. Estate, others.
7.50 hrs.

October 23, 2008 (Thursday)

Travel to Aiken; prepare for and attend hearing, including motions and/or trials on the claims of Pullman Group; Phil Farr; Smith, Massey; Murrell; Staulcup; resulting in request for orders (Pullman); Bennett; partial

allowance, Murrell; allowance, Smith Massey; Disallowance, Staulcup; Disallowance, Farr; Disallowance, Bennett (prepare Order); conference w/ M. Ballenger re: defense of appeal, NY App. Div. Relationship of SC hearing to NY appeal; confs. W/ RLB, Jr., Tressa Hayes and others re: need to respond to false allegations of Cannon in Court of Appeals.

12.00 hrs.

Note: Jg: Early issues Order Granting Limited Stay of Discovery in Will/Trust/Heirs Matter.

October 24, 2008 (Friday)

Work with RLB, Jr. and counsel on all aspects of Cannon appeal, and related documents including review and inclusion of multiple documents in support of not extending Cannon's time for appeal; striking his recent filing in which he asserts court lacks jurisdiction and that he did not validly resign, attempts to withdraw his resignation; rec/reviewing clearances; correspondence re; various matters; receiving/reviewing and dealing with various estate/trust bills.

9.30 hrs.

October 25, 2008 (Saturday)

T/C w/ RLB, Jr. Meeting with counsel and staff re: Cannon appeal, motion to strike and return and related documents being served.

3.75 hrs.

October 27, 2008 (Monday)

Work on issues related to appeal, including providing copies to Mr. Rosen; conf., mtg. w/ RLB, Jr. and correspondence with AG re: willingness to provide bank statements, but need for compliance with Federal Order; Detailed review of Brief in appeal of Pullman suit pending in Court of Appeals, NY; lengthy conference with J. Bailey, M. Ball., A. Levin re: Pullman appeal in New York vs. matter pending in South Carolina. Work on discovery responses. Corresp. w/ counsel re: various clearance requests; conf. w/ Jg. Williams re: mtg., Advisory Board.

7.80 hrs.

October 28, 2008 (Tuesday)

Lengthy discussions with counsel in New York litigation of Estate, LLC, others vs. Pullman re: Appeal, especially issues of Dallas affidavit, etc., and portions of brief ripeness, mootness doctrines, and related to possible future sales and/or refinances; update counsel on matters in South Carolina, including Pullman proceedings here; Lengthy conf. w/ Nick, Universal, re: troublesome management issues of JB over a period of years; need and our desire to begin to rebuild. Rec/rev rulings from SC Ct. Appeals, Dallas/Bradley appeal rejected the summonses in the accounting matter filed by Mr. Brown's children as part of the appeal because no indication filed with the Court, even though former PR/Trustees' counsel acknowledged receipt which asserts defects waived. Travel to Aiken to meet w/ J.B., RLB, Jr. Re: Pullman issues and other orders needed from last week's hearing; work with counsel on Estate/Trust/Entities' responses to Interrogatories, Requests to Produce

and Requests to Admit, giving dates for depositions where we can appear (Nov. 7 or 14). Report of telephone mtg. W/ Nick; Meeting w/ RG re: clearances for independent films, karaoke, other matters. Responding to clearance requests Will be sending RG one or 2 clearance requests for further study; General discussion of our inability to get AG, family to appoint Royalty/Image/Persona representatives to work with us on clearances, as well as long-range planning for these issues. Agree that we are still in early stages of trying to establish confidence, sense of stability, and spread the word that we are being responsive to inquiries and requests. Confs. w/ staffs of Advisory Board members re: meeting on Nov. 11 being telephone meeting and possible dates for in-person meeting.
10.40 hrs.

October 29, 2008 (Wednesday)

Meeting w/ reps of S.C. State Museum to open items returned from Christie's ; work on deposition, federal suit; prepare for hearing on November 17, 18, scheduling of claims to be heard at November hearing; resolution of claims heard at last hearing; confs., corresp. Re: royalty issues.
8.90 hrs.

October 30, 2008

Thursday, [Death of Libby Johnson] Work on Pullman proposed Order; review proceedings in NY; confs. Re: Federal suit; discovery issues, deposition Federal Suit; requests re: Reading Room, etc. work on claims issues,
6.80

October 31, 2008 (Friday)

Travel to Aiken. Beech Island, meet w/ Mr. Washington, go through house, etc.; pick up 2 bankers boxes of files from L. Friedman; conf. w/ counsel re: procedure for releasing Est. Tax Return from Reading Room; scheduling of discovery in Federal Case; begin review of docs. From L.F.
5.25 hrs.

November 1, 2008 (Saturday)

Review and analysis of L.F. historical files related to contracts, legal challenges of JB, Publishers, etc. research, same; Work on chronology, exhibits for L&B trial; work on findings, etc. for Pullman Order.
5.50 hrs.

November 2, 2008 (Sunday)

Review docs related to Pullman matter; work on Pullman matter; work on L&B proposed exhibits and testimony; work on issues related to catalog, discography; cont'd review of L.F. files.
4.85 hrs.

November 3, 2008 (Monday)

Rec/Rev. Info re: Order; Work with A. Medlin prior to funeral of L. Johnson to redact all ss numbers, and have A. Medlin check, to comply with Order; notification to all parties covered in Order re: same; rec/rev corresp; work on L&B claim matter ; review documents, Orders; work on appeal matters.

3.25 hrs.

November 4, 2008 (Tuesday)

Work on L&B claim and other matters for weekly meeting; travel to Aiken for weekly meeting w/ RLB, Jr., JB. Work on preparing for responses to various claims to be heard, and notices of hearing; discovery issues, various claims; conducting Geronimo meeting which is challenged by Copsidas and Ransom, etc.

11.00

November 5, 2008 (Wednesday)

Work with counsel on matters related to Cannon and Dallas appeals, including motions and brief; rec/rev. documents related to attempts to return Cannon, Dallas and Bradley as Trustees. Receiving corresp. from counsel for TR Hynie Brown that we must agree to resign by Friday.

9.50 hrs.

November 6, 2008 (Thursday)

Work on various matters related to F. Brown suit to return Cannon, Dallas and Bradley; Work w/ counsel on amended brief, Ct. Appeals, Dallas and Bradley; work on Cannon appeal issues.

9.25 hrs.

November 7, 2008 (Friday)

Appeal matters, Cannon and Dallas and Bradley appeals; Rec/review copy of signed Order of Jg. Early re: Estate Tax Return. Meeting w/ RLB, Jr. and counsel; and others re: attempts by F. Brown to return Dallas, Cannon and Bradley as Trustees; Contact w/ Grammy Museum re: request; rec/rev request for clearance; confs. Re: matter under seal; motions, etc; preparing for hearing in which F. Brown seeks return of Cannon, Dallas and Bradley; rec/rev emergency motion and other pleadings by AG, Levenson clients, Shahid, and Rosen client, to attempt to appoint Special Administrator.

10.25 hrs.

November 8, 2008

Saturday, Review of depositions, documents, and file of L. Friedman.

4.50 hrs.

November 9, 2008 (Sunday)

Review of documents, files, depositions.

3.25 hrs.

November 10, 2008 (Monday)

Rec/Rev. Documents in which Parties contesting Will/Trust seek to remove PR/Trustees in order to carry into effect settlement which will provide: 25% to Hynie Brown; 25% to children of James Brown, but the outline of which does not deal with critical issues such as ownership of assets by particular entities; In Terrorem clause; failure of all parties to agree to Settlement; payment of Estate Taxes; and other critical issues that need addressing and resolution for a smooth transition. Rec/rev/ clearances; corresp.; further corresp. w/ L. Friedman re: additional docs.

7.25 hrs.

November 11, 2008 (Tuesday)

Work on L&B possible stipulation, numerous issues involving various lawsuits. Meet in Columbia w/ RLB, Jr. Re: various matters, including Intrigue issues, trial preparations, etc. confs. w/ attorneys.

9.00 hrs.

November 12, 2008 (Wednesday)

Conference w/ RLB, Jr. Re: various Estate/Trust matters; preparation for trial; confs. w/ counsel; reviewing documents.

7.75 hrs.

November 13, 2008 (Thursday)

Preparation for trials, L&B, others; review documents; prepare for Federal Hearing, attempt to enjoin Trustees from taking any action; work on various matters related to claims. Pullman Suit, NY matters.

8.50 hrs.

Note: Jg. Early issues Final Order Dismissing Pullman Petition for Allowance of Claim.

November 14, 2008 (Friday)

Rec/reviewing documents in Federal Suit; review of documents and Exhibits in connection with hearing in which Forlando Brown seeks to enjoin Trustees from any action; confs, prep., claims matters. Rec/rev. confs. re: Pullman suit, SC; work on motions, etc., suit to enforce settlement.

9.50 hrs.

November 15, 2008 (Saturday)

Review of depositions and documents; preparation for hearing, Federal suit.

5.25 hrs.

November 16, 2008 (Sunday)

Reviewing documents in preparation for hearing in Federal Court; review of Estate/Trust matters to be addressed in our absence. Meeting with potential intern to help with Entertainment matters.

6.50 hrs.

November 17, 2008 (Monday)

Travel to Beaufort and preparing for hearing on preliminary Injunction in Federal Suit, in which Forlando Brown seeks to prevent Trustees from taking any action to preserve, protect the Trust or defend the Estate Plan.
7.50 hrs.

November 18, 2008 (Tuesday)

Beaufort. Attend all day hearing, first. Forlando Brown in Federal suit seeks to enjoin Trustees from taking any action to preserve/protect the Trust. Testimony; review documents for continued testimony tomorrow.
8.00 hrs.

November 19, 2008 (Wednesday)

Beaufort .Preparing for and attending hearing on preliminary injunction in Federal Proceeding in which Forlando Brown seeks to enjoin the Trustees from taking any action, including defense of the Pullman Suit and \$31 Million claim recently dismissed, Claims against Trust. RLB, Jr. And AJP both testified that preliminary injunction would cause irreparable harm to Trust in preventing defense of claim, general administration and defense of Will and Trust.
10.00 hrs.

November 20, 2008 (Thursday)

Preparing docs; Meeting in Aiken with RLB, Jr. And counsel re: various Estate/Trust matters, including preparing for merits hearing on L&B and Peebles claims, request for Declaratory Judgment regarding rights of parties, duties of PR/Trustees in connection with proposed settlement, including inability to file current and corrective tax returns because neither parties proposing settlement nor former PR/Trustees who assert they are still serving as Trustees and managers of Geronimo, LLC and JBE, Inc., has identified assets in Estate, Trust, JBE, Inc., etc.; rec additional clearances requests; review of proposal by non-paid intern re: project.
10.00 hrs.

November 21, 2008 (Friday)

Rec/rev. documents related to action to remove Cannon, Dallas Bradley, now pending in Ct. Appeals, etc. Confs. w/ RLB, Jr. Prepare for hearing; conf. w/ L&B and work on Stipulations. (AJP travel/ Charlottesville)
4.20 hrs.

November 23, 2008 (Sunday)

Preparation for hearing, L&B stipulation and additional facts; review pleadings and documents; review clearance issues; review tax matters.

4.50 hrs.

November 24, 2008 (Monday)

Preparation for L&B hearing, including mtg. To prepare stipulations and review Exhibits...Preparing for other hearings, matters; conferences with counsel and RLB, Jr. Preparing affidavit related to Irreparable Harm to Trust to result from emergency action to prevent PR/Trustees from defending Estate Plan and Continuing to take action to preserve and protect the Estate and Trust; conf. w/ Art Gold re: request of CORBIS to meet in NY in January to discuss CORBIS plans for James Brown, including discussion of inviting reps. of various family members to attend when invitation comes.

11.00 hrs.

November 25, 2008 (Tuesday)

Travel to Aiken for hearing on issue of appointment of Special PR and Special Trustee for review of proposed settlement. Meeting w/ counsel and RLB, Jr. Re: various Estate/Trust matters, including investigating whether Mr. Brown receives a separate cash payment from Warner/Chappell each year which is not sent to TIAA. Corresp. w/ W/C. Various Estate matters w/ RLB, Jr.; Conf. w/ B. Sellars re: termination prior to end of calendar year. Conf. Mr. Washington; Corresp. w/ Russell Bauknight to advise of need for accountant, initial info. Re: various issues.

9.75 hrs.

November 26 -November 30, 2008 (Wed. - Sun)

Receive and review documents related to attempts by Cannon to return as Trustee, along with Dallas and Bradley; review records and facts related to allegations that Court had no jurisdiction to remove. Rec/respond to corresp.

5.25 hrs.

December 1-December 4, 2008 (Mon- Thurs)

Rec/rev pleadings and documents; continued review of facts related to Cannon allegations; confs. w/ RLB, Jr. and others re: various Estate/Trust issues.

4.25 hrs.

December 5-December 6, 2008 (Fri & Sat)

No work. Jane and Tyler married. Saturday December 6, 2008.

December 7, 2008 (Sunday)

Review of documents, facts, hearing, records related to pleadings filed and brief of Cannon in Court of Appeals asserting he should remain as Trustee.

2.25 hrs.

December 8, 2008 (Monday)

rec/rev. documents and corresp. from prior week, including review of proposed Orders, motion, etc. confs. w/counsel and Buchanan. Preparing docs. Work with counsel, RLB, Jr., various matters.
8.25 hrs.

December 9, 2008 (Tuesday)

conferences w/counsel in Cannon, Dallas & Bradley appeals and review of motion. Travel to Aiken for weekly meeting; T/C W/E, Supervisor for Spring intern. Conf. W/counsel and review docs re: damages to be caused by injunction w/o full hearing, apptmt. Of Bauknight, who is unfamiliar w/twenty pending cases. Confs. W/counsel, Pullman case NY.
9.75 hrs.

December 10, 2008 (Wednesday)

Rec/rev. numerous documents, correspondence; confs. w/ counsel and others.
2.25 hrs.

December 11, 2008 (Thursday)

Work on numerous Estate/Trust matters; rec/rev docs; review docs; work on appeals of Cannon, others.
4.50 hrs.

December 12, 2008 (Friday)

Miscellaneous Estate matters; confs. w/ counsel, others.
1.10 hrs.

December 13, 2008 (Saturday)

Rec/Rev docs., motions.
0.70 hrs.

December 14, 2008 (Sunday)

Rec/rev. docs, corresp; requests; responses.
0.60 hrs.

December 15, 2008 (Monday)

None - Weiss Trial.
0.00

December 16, 2008 (Tuesday)

conf. W/ RLB, Jr. Re: Estate/Trust matters No other work. Weiss trial.
0.25 hours

December 17, 2008 (Wednesday)

conf.; corresp.; rec/rev, respond, proposals; rec/rev. Corresp; conf. w/ counsel, annon Appeal; review of records; Dallas/Bradley appeal.
2.70 hrs.

December 18, 2008 (Thursday)

Rec/rev. and responding to various matters, including tax issues, others; confs. w/ RLB, Jr., en route to, and return from Florence, re; various estate matters, including royalty issues, prospective work for intern, issues to be addressed in January, Brief in Court of Appeals, and other matters. Conf. W/ counsel.
4.50 hrs.

December 19, 2008 (Friday)

Jane's Birthday. Confs. w/ RLB, Jr. Rec/rev. corresp. from counsel for D. Cannon in which he asserts incorrectly that PR/Trustees have all of 7th Decade records, other incorrect statements.
3.25 hrs.

December 20, 2008 (Saturday)

Working on Income Tax strategies now that it has become apparent that neither Cannon nor counsel for Dallas & Bradley will provide any information about 7th Decade, including whether it made W-2 or 1099 payments to the Trust or to Mr. Brown, etc.; Further work on facts, etc. for brief, opposing Mr. Cannon's attempts to return as Trustee and to prevent return of the additional funds he was ordered to pay the Estate.
7.85 hrs.

December 21, 2008 (Sunday)

Review of proposals to settle, other matters, in attempt to begin framework for settlement which deals with the need for permanent prevention of return of Cannon, Dallas and Bradley from the Estate/Trust, minimum reasonable loss to the Trust; and clear transition so that the Estate/Trust will not fall back into chaos.
6.50 hrs.

December 22, 2008 (Monday)

Work with counsel on Cannon and Dallas Bradley Appeal matters, reviewing documents and records for appeal related to Cannon's assertion in the Court of Appeals that Jg. Early had no jurisdiction to issue any of the more than 15 Orders he issued; work on other pending matters, including rec/rev and responding to various issues.

7.20 hrs.

December 23, 2008 (Tuesday)

Continued work With counsel on Cannon and Dallas/Bradley appeal matters; further review of Cannon Initial Brief and reviews of several drafts of Initial Brief of Respondents Buchanan, Pope. Correspondences w/ RLB, Jr., others related to additional matters, Beech Island, etc. Arrangements made this wk. For inspection pursuant to court-ordered confidential subpoena.

8.10 hrs.

December 24, 2008 (Wednesday)

Working with counsel in connection with finalizing and serving brief of Respondents Buchanan and Pope in the Cannon Appeal; prep. for contingencies while AJP out.

8.60 hrs.

December 25-December 26, 2008 (Th - Fri.)

Review of JB Musical History, documents related to financial history, claims against Estate, CORBIS matters, royalty image persona issues, and briefs.

7.00 hrs.

December 27, 2008 (Saturday)

Continued review of documents and musical history (NYC).

2.75 hrs.

December 28, 2008 (Sunday)

No work.

December 29-December 31, 2008 (Mon - Wed)

Confs. w/ RLB, Jr., staff re correspondence, current matters; cont'd work on JB musical, financial history, CORBIS issues.

5.00 hrs.

January 1, 2009 (Thursday)

Further documents study; review filings and documents; (NBY).

5.00 hrs.

January 2, 2009 (Friday)

Travel to Aiken for meeting with RLB, Jr., counsel re: numerous Estate Matters, including issues related to service, filing of McMaster Case, in which it appears that Plaintiffs have not properly served at least one Defendant, Forlando Brown, who nevertheless appeared in the action on Nov. 25. Travel with to Beech Island to look for J.C. Photos which Cannon represented were delivered to my office, but which were not. Found number of disks, as photos were described to me by Cannon's counsel as being on disks, in box identified in April, 2008 by DW as having been delivered by Wells - but after having been picked up from Mr. Cannon. [I believe this may have been part of what Mr. Wells delivered last fall, delivering the "Wells Box" to my office, and apparently, this box to Beech Island.] When it was identified, AJP sealed it so that the museum representatives, who were selecting items to retain on loan pursuant to Court Order, would not remove any items]. Secured box w/ RLB, Jr. for inspection of disks, rolodex, as necessary. Listened w/ DW to tape re: Mr. Brown's burial instructions, to be buried w/ parents; Placed tape in glass curio cabinet, along w/ handwritten Note:. Placed number of items in bedroom for additional security; corresp. w/ L. Friedman to return additional file- post 2000 - which he has not returned; review and response to clearances; review of 2008 successes and challenges.

9.50 hrs.

January 3, 2009 (Saturday)

Review of documents, including JC; initial review in connection w/ annual summary; research on copyright issues.

4.50 hrs.

January 4, 2009 (Sunday)

Further work, music, royalty issues; review of documents in conn. w/ requirements for settlement, due diligence necessary to be prepared to settle; study royalty issues.

6.75 hrs.

January 5, 2009 (Monday)

rec/rev. corresp. f/m counsel re: service issues, McMaster v. Dallas; work w/ counsel and Staff on Supp. Motion, McMaster vs. Dallas matter; initial work on Income Tax matters for 2008 to be covered in first meeting w/ accountants; message, Bill Sellars, 2007 Income Tax Returns; conf w/ counsel re: various litigation matters in Federal Court, Ct. Appeals, Circuit Court, etc.; confs. Re: travel to New York City to meet w/ CORBIS reps; Work w/ RLB, Jr. on various matters, including rev. Letter to counsel for D. Cannon, Warner re: errors in Brief Next Meeting, Friday, January 9

hrs. 8.10

January 6, 2009 (Tuesday)

Work on McMaster case motions; clearances; rec/rev. documents related to Cannon Appeal; read and review documents related to McMaster, Cannon, Dallas/Bradley and other matters.

8.50 hrs.

January 7, 2009 (Wednesday)

work on status report of pending cases, matters related to F. Brown attempts to enjoin Trustees; Petition of AG, Levenson Group, Hynie Brown Group to enjoin PR/Trustees; study copyright, royalty issues related to proposed settlement; Confidential: per Order of Judge.

8.25 hrs.

Note: Jg. Early issues Order Appointing Special PR/Trustee.

January 8, 2009 (Thursday)

Preparing for meeting of PR/Trustees; work on numerous matters related to pending litigation, including F. Brown, Cannon Appeal, Dallas/Bradley appeal and other matters; confs. w/ counsel; clearance issues; corresp. Royalty issues.

7.25 hrs.

January 9, 2009 (Friday)

Travel to Aiken and Beech Island; daylong meeting w/ RLB, Jr. to work with counsel to finalize and serve supplemental motions to prevent premature decision relating to any settlement that does not properly reach, after discovery, the question of who are the heirs at law of James Brown; whether TRHB's marriage renders her claim to be the surviving spouse void; and other critical issues; the payments of debts, expenses of administration; the \$40 Million Estate and income tax threat; and other critical matters; travel to Beech Island at request of family to visit home of Mr. Brown near second anniversary of death. Only D. and D. Brown attended, with L.C., their counsel. Allowed to visit w/ counsel and videotape home upon agreement not to use the video for any commercial purpose; provide the Estate/Trust w/ a copy w/h may be used for any purpose; and abide by all earlier Orders; Work on various administrative matters, bills, etc.

10.00 hrs.

January 10, 2009 (Saturday)

Review copy of Order of Jg. Early and possibility for irreparable damage to Estate/Trust through inadvertent and rushed determination of material issues and findings which need to be developed through discovery; Further work on 2008 Annual Report authorized at meeting of January 2.

3.25 hrs.

January 11, 2009 (Sunday)

Charleston, finalize outline of due diligence project to be conducted by JJ; conf. w/ RLB, Jr.; meet with J Jones to formulate project, scheduling, weekly meeting and updates; expectations, priority of research, etc.; further review of proposed "contribution agreement and other documents"; review of documents and records.

7.25 hrs.

January 12, 2009 (Monday)

Travel to Orangeburg to meet w/ EZ at IP Stanback Museum & Planetarium, view space w/ current show, JB show to open in February; discuss catalog, honor to be given JB; rec by fax in Oburg, review w/ counsel draft, Brief of Resps, Federal Suit of F. Brown in which he seeks to enjoin the Trustees from taking any action, paralyze the Trust; prepare w/ RLB, Jr. Ltr. to Windsor Group re: possibility of developing letter of intent to purchase assets based on developments in last quarter of 2008 (Est. Tax Return; Pullman S. C. Decision; Cannon, Dallas, Bradley appeals in briefing stage, with possibility of decision within year; commencement of due diligence studies to begin in 2009, etc.); confs.w/ RLB, Jr. and counsel throughout day; Initial review of Rutgers Law Review article re: EP, Copyright renewals and terminations, etc., the subject to our due diligence project for 2009.

6.20 hrs.

January 13, 2009 (Tuesday)

Conference w/ RLB, Jr. En route to Florence and in Florence re: various matters, including issues of termination and renewal rights; due diligence study to be conducted during 2009 related to interrelationship of EP and copyright laws; and charitable regime, including due diligence re: sale or retention of assets, including royalties, image and persona; conf. w/ RLB, Jr. and entertainment counsel to review issues related to request for clearance and option, urgent, Sat. Night Live; approved same after review; submit Play entitled "Respect" request for Say it Loud; conf. w/ Dr. T. Cox re: trying to send fax; corresp. w/ Leon Friedman re: Haber Corporation audit, possibility of meeting Sunday in NYC if time permits; rec/brief review of status of State Cases prepared by F. Brown in Federal Case; rec/ but no opportunity to review Brief of Pl., Federal Case; conf. w/ Art Gold re: arrangements for Sunday; corresp. w/ Extern re: project, research for due diligence; corresp. w/ Russell Bauknight to invite to meeting; conf. w/ RLB, Jr. Counsel on return. T/C T. Cox, responding to ltr.

8.75 hrs.

January 14, 2009 (Wednesday)

Conf. w/ RLB, Jr. En route to Florence; discussion of outline/ format for Mot. Reconsid. of Order of Jg. Early which fails to take into account the need for a determination of "Heirs" before any settlement can be considered with respect to Mr. Brown's; Discussion of outline for Due Diligence on two fronts to be conducted during 2009: 1. The whole issue of retention of royalties, image and persona and benefits and problems associated with doing so in a charitable regime; and 2. Sale vs. retention. work with counsel, RLB, Jr. as returning from Florence & in Cola. To finalize Mot. For Reconsid. and prepare for service of same; rec/brief review of Initial Brief of M&T; corresp. JJ, others; Conf. w/ T. Cox re: possibility of his investors' cont'd interest in asset purchase.

10.30 hrs.

January 15, 2009 (Thursday)

Telephone meeting w/ RLB, Jr. En route to Florence, to discuss and respond to request from RB, matters related to Mot. For Reconsid, McMaster; confidentiality request in CORBIS matter; possibility of mtg. w/ L. Friedman in connection w/ historical issues; Responding to clearances; review Nov., Dec. Jan Clearance requests to confirm pending matters will be reviewed at next meeting; Reviewing initial brief of Respondent/Creditor M&T

6.25 hrs.

January 23, 2009 (Friday)

Preparing, rec/rev. docs; research on various issues; corresp. and confs. w/ RLB, Jr. and counsel re: Forlando Brown suit; rev/ memorandum in F. Brown suit; clearance issues; corresp.

9.50 hrs.

January 24, 2009 (Saturday)

Continuing research, Federal Copyright law as it relates to proposed settlement and failure to properly identify Heirs of Mr. Brown; damage to result from same; research, documents review
[Not time entered]

January 25, 2009 (Sunday)

continued research, doc. Review, preparation.

3.25 hrs.

January 26, 2009 (Monday)

rec/rev numerous documents; work w/ counsel; preparing for hearing, Due diligence issues.

6.50 hrs.

January 27, 2009 (Tuesday)

work on various documents; conferences w/ counsel and others; Travel to Aiken to meet w/ J. Bailey, wkly mtg. w/ RLB, Jr; conf. w/ counsel for Pullman litigation; rec/rev proposals; rec/rev. corresp. from counsel in CORBIS litigation. Review documents at Court.

10.50 hrs.

January 28, 2009 (Wednesday)

rec/rev. documents related to proposed CORBIS Settlement; rec/rev court's agenda for hearing on January 30; rec/rev. various documents, motions and pleadings; rec/rev. proposals re: Music; prepare due diligence issues for hearing ;confs. and corresp. related to museums, at request of interested party; confs. w/ RLB, Jr. Re: various matters; work on annual Report, 2008.

8.10 hrs.

January 29, 2009 (Thursday)

Rec/rev. corresp. from counsel re: clearance requests; responding to same; meeting w/ RLB, Jr. By telephone

and in Columbia to prepare for hearing, need to call to Court's attention jeopardy of \$40 Million Estate Tax and interest from possible loss of Estate Tax charitable Deduction; concerns about misconceptions related to Copyright termination laws, and belief that the termination rights of heirs are much more valuable than is correct; rec/rev correspondence, orders in Cannon Appeal matter in Court of Appeals; reviewing federal copyright laws; rec/rev. docs related to CORBIS litigation; working on how to address concerns that rushed settlement not agreed to by the parties will result in further litigation and discord related to royalties and other matters.

11.00 hrs.

January 30, 2009 (Friday)

Preparing for and attending hearing in Aiken during which time proposed "settling parties" proposed, in addition to earlier agreements, to give Terry Brown a percentage of Estate and a Right of First Refusal to purchase the Music Rights, Image and Persona of James Brown; Russell Bauknight testified that he had conducted virtually no due diligence regarding value, legal issues or other critical issues to the proposed "settlement", but nevertheless recommended that the Court approve the Settlement, including the Right of First Refusal to Terry Brown.

11.00 hrs.

January 31, 2009 (Saturday)

Review pleadings and documents; research re: various matters related to settlement; review documents and records.

4.25 hrs.

February 1, 2009 (Sunday)

Review of records, interviews, documents to address concerns about due diligence for the protection of Mr. Brown's Estate Plan; concerns for loss of Estate Tax Charitable and Marital Deductions and other issues.

4.75 hrs.

February 2, 2009 (Monday)

Rec/rev corresp. from Court, various parties, re: scheduling of continuation of hearing; confs. w/ counsel, RLB, Jr. Re: numerous Estate matters, clearances, etc.; how to respond appropriately to troublesome testimony of Bauknight, Right of First Refusal to Terry Brown; office conf. w/ accountant re: tax deposits, various matters. Invited Heyward Carter to attend to discuss Estate Tax Problems with marital and charitable deduction; he refused.; further work on motion, hearing related matters. Corresp. w/AG re: First Bullet point issues to be looked at in connection with "Transition". Corresp. w/Warner Chappell re: royalty payments. Corresp. w/TIAA re: request for lowering of interest rate.

11.00 hrs.

February 3, 2009 (Tuesday)

Work on motion, related matters; conf. w/ J. Gilreath, RLB, Jr., T. Hayes and others re: various developing matters; work w/ RLB, Jr. and others on issue of Right of First Offer to present as proposal in lieu of right of first refusal. AJP views this as very acceptable mechanism, since family now appears to be anxious for sale; rec/rev. corresp., requests for clearances, etc. numerous conferences re: developments in Circuit Court, how same relates to Pullman litigation oral argument.

11.00 hrs.

February 4, 2009 (Wednesday)

Work on matters related to Circuit Court; Federal Court; clearances; and matters pending in the Court of Appeals; speak w/ Wayne Byrd about trying to get info for tax returns for 2007. He suggests Dallas, Br. want to cooperate about that. Confs. Re: Morgan Stanley litigation, CORBIS litigation.

8.25 hrs.

February 5, 2009 (Thursday)

Work on numerous matters related to due diligence and concern over additional millions in value proposed to go from Estate/Trust in connection with proposal for Terry Brown; conf. w/ counsel; confs. w/ RLB, Jr. Work on issues related to Right of First Offer, etc.

8.50 hrs.

February 6, 2009 (Friday)

reviewing documents and conf. w/ counsel in connection with suit of Forlando Brown; confs. and corresp. w/ RLB, Jr. Re: clearances, other matters; conf. w/ Counsel; rec/rev. new suit to remove Bauknight filed in Probate Court; due diligence re: attorneys' fees proposed to be paid from settlement.

7.80 hrs.

February 7, 2009 (Saturday)

research; conf. w/ counsel.

3.25 hrs.

February 8, 2009 (Sunday)

Work on facts, documents related to Federal Court matter, including facts and documents supporting Estate/Trust's position that Will and Trust of James Brown are valid; that return of Cannon, Dallas and Bradley as Trustees would not be in the best interest of the Estate/Trust. Transmit letter requesting that Attorney General McMaster look into and obtain attorneys' fees and costs of all attorneys working for Hynie Brown and Levenson clients, as well as James II, so that we can conduct due diligence on what they are trying to charge against Estate/Trust.

6.85 hrs.

February 9, 2009 (Monday)

work w/ RLB, Jr. and counsel in connection with Appeal of appt. of R. Bauknight, who failed to take any measures to conduct due diligence or protect the interest of the Estate/Trust of James Brown. Review whether appeal or removal, as sought by others, in best interest of Estate/Trust. Notified all parties in attempt to try to have agreement to stay the appeal pending necessary ruling by Jg. Early which could result in fair mediation, which we seek. Work on facts, documents related to F. Brown case in federal court. Receipt of Tax Lien Notice and conf. w/ Mr. Goodlett of IRS about appeal and intervention procedure. Work on docs to send for review. Meeting with RLB, Jr. To execute same. Rec/ beg.rev. transcript of hearing held on January 30. Continued attempts to obtain from "settling parties" attorneys' fees they are trying to charge against Estate/Trust so that we can conduct final due diligence. Conf. W/ atty. In Morgan Stanley suit. Getting file ready for Morgan Stanley document review, Tuesday - Thursday.

11.00 hrs.

February 10, 2009 (Tuesday)

Telephone meetings w/ RLB, Jr. to discuss various Estate/Trust matters, including clearances and need to complete GreenLight (confidential) settlement docs. Rec/rev. documents, correspondence and pleadings relating to clearances, pending cases, tax matters, and responding to same. Rec'd threat from Mr. Rosen to seek injunction trying to prevent Estate/Trust from expending attorneys' fees to protect itself in connection with the Will/Trust contest, etc. No word from AG or Settling Parties as to their attorneys' fees and costs, although requested. Work on matters related to the Cannon appeal and Dallas appeal, including working w/ counsel on the issue of removing personal identifiers, which Cannon and Dallas apparently failed to do in their appeal, and we need to do in the supplemental filing we are making. Morgan Stanley counsel (4) in office under confidentiality Order reviewing documents.

9.50 hrs.

February 11, 2009 (Wednesday)

Confs. w/RLB, Jr. On way to/return from Florence re: various Estate/Trust matters, including appeal of McMaster Order; threats by Rosen and others to attempt to paralyze the Trust by preventing further use of counsel; seeking ex parte Order; work w/ counsel on response to Cannon motion for reconsideration of denial of motion filed on the 10th, of which we were not given a copy; work w/ counsel issues related to brief in Forlando Brown suit, Record on Appeal, Cannon Appeal; Levy against JBE, Inc., and other matters; Conferences throughout the day with J. Gilreath re: requests, etc. of Morgan Stanley; work with their confidential discovery within reading room; issues related to documents; rec/rev. various motions, docs., corresp., etc.

8.50 hrs.

February 12, 2009 (Thursday)

Preparing for weekly mtg. w/ RLB, Jr. Work on documents and papers; conf. w/ Alan Rothschild re: concerns about disqualification of charitable deduction, other practical problems associated with creating a "settlement entity"; problems associated with proposing a Trust with no Trustee; conf. w/ Jill at Global Gaming; rec/rev info. that Cannon was reporting to jail, making unlikely that he will immediately pay back the funds to send

\$370,000 to M&T Bank; rec/rev filings with Ct. Appeals by Cannon, Dallas, etc., rec/rev and discuss w/ RLB, Jr. various requests for clearances, other matters while RLB, Jr. on road from Florence. Consultations w/ counsel and Morgan Stanley representatives (4) and our counsel throughout day about confidentiality agreement; reading room sign-in sheet; document production; copying, etc. Rec/rev. Order, Forlando Brown case; other documents, motions, etc.

11.00 hrs.

February 13, 2009 (Friday)

Travel to Aiken for meeting with RLB, Jr., JB and t/c w/ DW re: various Estate/Trust matters which JB has missed. Discuss signing updated fee agreement to confirm expanded work, work completed, and ask Court review of necessary work for the protection of the Trust/Estate in light of attempts to paralyze the Trust by preventing the engagement/retention of counsel necessary both for the proper administration of the Estate/Trust and for the conduct of litigation to preserve and protect the assets of the Estate/Trust. Review the cost of the proposed "settlement" to the Estate/Trust. Rec/rev. Motion of AG, counsel for Hynie Brown and others, to dismiss appeal; rec/rev and responding to requests for clearances; rec/rev other documents and correspondence.

8.20 hrs.

February 14, 2009 (Saturday)

Work on facts and issues related to court-ordered transition plan; preparing draft issues related to transition if Court approves issue; work on motion of Hynie Brown, others, to attempt to paralyze the Estate/Trust.

8.75 hrs.

February 15, 2009 (Sunday)

Further work on motion and return and opposition to motion. Work on CORBIS Settlement proposal issues; rec/rev. information related to appeals pending; research, etc.

5.85 hrs.

February 16, 2009 (Monday)

Work on motions, returns, affidavits, Morgan Stanley issues; CORBIS matters; clearance matters; corresp. w/ Global Gaming; preparing for weekly meeting with RLB, Jr. Conf. w/ counsel on various appeals; confs. w/ RLB, Jr.

10.50 hrs.

February 17, 2009 (Tuesday)

Meeting with counsel and RLB, Jr. Work on clearance issues, issues related to "Bullet Points"; work on return to motion and motion; work on matters related to the appeals, various responses; work on Warner Chapp. Clearance as related to GG. T. Confs., Dreitzer, Conlin re: this issue; work on Affidavit, attachments; conf. w/ extern.

11.00 hrs.

February 18, 2009 (Wednesday)

Further work on various matters, including confs. w/ R. Gonzalez re: Mr. Dynamite issue, W. C. Issue, etc. confs. w/RLB, Jr. ; confs. Review documents; work on facts in Federal Litigation; work on matters related to appeals, hearing now set for March 26th.

10.10 hrs.

February 19, 2009 (Thursday)

Work w/ T. Hayes on return to mot.to dismiss appeal, and request to hold appeal in abeyance pending rulings by Circuit Jg. Work on matters related to Injunction Request in Federal Court suit by Forlando Brown to enjoin T/ees from taking any action to protect the Trust; work on Bullet Points in case Court approves proposed "settlement" as "amended" over objection of PR/Trustees, including charts to show loss to Estate/Trust of proposed "Settlement"; actions needed to protect the Estate in connection with creditors, taxing authorities, and those who do not consent to the "settlement"; rec call from Stanback Museum directress about S. C. State Museum opening tomorrow of James Brown Exhibit; conference with Extern re: research on copyright issues; conference with Art Gold re: CONFIDENTIAL settlement issues with CORBIS and GreenLight; Conf. w/ Marianne Conlin re; GT and GG contacts with Carlin in later 2006 and 2007 about clearances for use in Slot Machine project, why the clearances were cancelled. Requested information to make sure there is no interference with that contract. She will send me the information about contact of Suzanne Weston of GT in late 2006 and Jill in 2007. Explained that we hope to make progress with the GG issue. Perhaps they have decided on other songs? Will inquire of GG; Corresp. and CONFIDENTIAL CORBIS settlement to him, after review by Bob; report from Mr. Washington that leak at Beech Island. Water off and made arrangements for plumber to come on Wednesday b/ween 10-2; Message W. Powell, Archives/History, to change travel to Beech Island to coincide w/ Plumber.; confs. Throughout day w/ RLB, Jr. As to all issues.

10.60 hrs.

February 20, 2009 (Friday)

Work on numerous issues related to appeals of Dallas and Bradley, matters to be heard at March hearing, problems associated with proposed "settlement" and clearance issues; preparing documents; rece/rev motions, pleadings, etc. related to various cases; review Orders related to sale to deal with Estate crisis issues of home, maintenance by Mr. Washington, etc. Arrangements w/ plumbers, etc.

10.10 hrs.

February 21, 2009 (Saturday),Research related to issues for hearing in March 2009, including statutes of limitations regarding Irrevocable Trust; rec/rev. emails re: various Estate/Trust matters; review documents, pleadings and records.

7.25 hrs.

February 22, 2009 (Sunday)

Further work on matters related to hearings in March, including research, review pleadings, work on motions, affidavits, pleadings, motions.

6.75 hrs.

February 23, 2009 (Monday)

Further work on Estate/Trust matters related to upcoming hearings; conf. w/ accountant re: D. Washington; corresp, motion, etc.; confs. w/ counsel; work on appeal matters, Review royalty issues in preparation for meeting w/ Julia. Concerns re: Global Gaming matter. Confs. Related to Pullman litigation hearing.
9.10 hrs.

February 24, 2009 (Tuesday)

call to Wayne Byrd to see if he, if Dallas/Bradley intend to cooperate with taxes as they said they would last week. No response. Conf. w/ Llevenson & David Bell about possibility of family purchasing the Beech Island Propt. In foundation or other museum-type purchase in accordance with proposal in February 2008 Order; he said family satisfied w/ S.C. State exhibit; t/c w/ Jan Warner re: discovery, who represents Cannon in the claim; possible scheduling Order; whether a GAL is needed bec. of Cannon's incarceration; other issues; prepare and send proposed Scheduling Order for JB to review and to send to Warner, Byrd; t/c w/ Keith Babcock to see if still willing to proceed w/ stipulated facts, court decision in stead of trial if no other parties demand cross examination; attempt to reach R. Peebles to propose the same procedure for his claim; conf. w/ counsel and work on matters we need to have hear in March, including scheduling Orders in the various cases; rec/rev multiple corresp. Re: scheduling conf. To be held today or tomorrow; scheduled for tomorrow; work w/ RLB, Jr and JB on matters to be heard March 4 -6; conf.w/ David Bell re: does he still support the Estate/Trust on the issues related to TR Hynie.
8.90 hrs.

February 25, 2009 (Wednesday)

Work on various matters related to Estate/Trust; rec/ transcripts from IRS. Rec. Copyright info. Travel to Beech Island to meet plumber and conf. w/ rep. of South Carolina Archives and History re: potential for Museum Purchase with family involvement for house. Numerous conferences with plumber who fixes 11 leaks in roof of Beech Island; reported that the leaks result from failure of the pipes, which are configured in unfortunate manner, unable to drain, as Mr. Washington has done, causing them to burst in freezing weather despite insulation. Conference with RLB, Jr. and counsel to begin work on possible transition to SA/S Trustee.
11.00 hrs.

Feb. 26, 2009 (Thursday)

Attending CLE, G'ville. Brief conversations, document review.
0.50 hrs.

February 27, 2009 (Friday)

work w/ counsel, Emergency Motion for Appointment of SA/ST; corresp. Re: subpoenas, Request that Levenson provide videotape he agreed to provide when family videotaped house in January; miscellaneous clearance

matters, rec/rev. docs, corresp., pleadings.
10.00 hrs.

February 28, 2009 (Saturday)

work on facts, etc. related to need for emergency appt. of SA/ST to have complete authority to oversee protection of James Brown assets so that attacks by "settling" parties intended to force settlement.
4.25 hrs.

March 2, 2009 (Monday)

Work on numerous matters related to emergency need for protection of Estate/Trust assets, objections to Agenda, etc,
10.00 hrs.

March 3, 2009 (Tuesday)

Work with counsel on various matters related to McMaster vs. Dallas appeal, including amended notice; matters related to Cannon appeal; and matters related to emergency need for Appointment of Special Administrator; prepare for hearing on March 4 in McMaster vs. Dallas in which some parties ask Court to approve purported "settlement" among certain interested parties. Mtg. w/ RLB, Jr. Call from counsel J. Gilreath re: contact by L. Levenson.
9.50 hrs.

March 4, 2009 (Wednesday)

Travel to Aiken to attend hearing in McMaster vs. Dallas which Daryl, Terry, Larry, Deanna, Yamma, Vanisha and Tonya Brown and certain adult grandchildren ask the Court to approve a purported "settlement" among some successors to Mr. Brown, but which has still not been reduced to writing or signed by the parties. Testify all day. Home. Reviewing records and documents re: questions asked. RLB, Jr. holding Federal Court and unable to attend.
11.00 hrs.

Note: Jg. Early issues Order related to jurisdiction in McMaster v. Dallas.

March 5, 2009 (Thursday)

Travel to Aiken for second full day of McMaster vs. Dallas hearing on approval of purported "settlement" among some successors to Mr. Brown. Testified all day. Brief meeting with RLB, Jr., counsel.
11.00 hrs.

March 6, 2009 (Friday)

Travel to Aiken for third day of McMaster vs. Dallas hearing on approval of purported "settlement" among some successors to Mr. Brown. Testified: Russell Bauknight; RLB, Jr. Attempted to have Court hear emergency

motion for appointment of SA/ST. Begin consideration of how to present Directed Verdict/Dismissal issues to Court at conclusion of Plaintiffs' case. Conf. w/ J. Gilreath re: hearing, matters in MS, Dallas/Bradley case. Work on clearances issues.
11.00 hrs.

March 7, 2009 (Saturday)

Reviewing pleadings, records and documents presented at hearing; Reviewing Orders issued by Court from November 20, 2007 through March 6, 2009; work on possible budget issues for SA/ST.
4.85 hrs.

March 8, 2009 (Sunday)

Reviewing documents, records and Orders related to proposed purported "settlement".
1.75 hrs.

March 9, 2009 (Monday)

Brief t/c w/ RLB, Jr. to establish procedure to try to avoid meetings and conferences until he completes testimony unless delay is too long. Estab. Procedure for clearances, etc. Conf. w/ J. Bailey re: same. Conf. w/ J. Goodlett re: IRS transcripts of JBE, Inc. and his recent receipt of file of JB for pre-death years, as well as JBE, Inc; Scheduled meeting to discuss, go over documents; conf. w/ accountant Sellars, as with Goodlett, re: how to prepare returns for 2007 w/o penalties of perjury and with full and complete disclosure to taxing authorities where Cannon, Dallas & Bradley have refused to provide information which they gathered during period; assert that all assets are in the Trust, and not in the Estate; and assert that they are still serving as Trustees; corresp. w/ various reps. Re: clearances; rec/rev. M&T Bank; corresp. w/ A. Medlin to confirm our conversation of Friday March 6 that Bill Shearer, who is with Powell Goldstein, the law firm suing in Federal Court to prevent the Trust from acting, and to return Cannon, Dallas & Bradley, is now representing Terry Brown as a "settling" party in his tax planning to try to obtain Right of First Refusal which PR/Trustees assert will further damage the Estate/Trust and will result in additional loss to Mr. Brown's Education Trusts. Letter to Professor Lee-Fort Tritt to ask to discuss Mr. Brown's royalty issues with him prior to next hearing; Work on due diligence issues; rec/reviewing correspondence and messages from when in Court March 4- 6; conf. w/ Ellen Zisholtz of S. C. State about JB Exhibit, related matters, including possibility of archiving other items; review facts, law on issues related to pretermitted children, charitable deduction, prohibited transactions, etc. C/w J. Gilreath re: possible mediation w/ Morgan Stanley, delay in mediation schedule.
9.10 hrs.

March 10, 2009 (Tuesday)

conference with counsel about emergency issues, including inability to protect assets; conf. w/ Mr. Washington about taking all precautions to reduce costs of upkeep; rec/rev. and respond to email from Professor Tritt; conf. w/ counsel re: motion to alter, amend Order of 4th and oral order from bench consolidating cases for consideration of settlement; work on motion; lengthy conference w/ L. Fridie who provided information from his perspective. Purpose: to propose that certain songs JB made with Derek Monk be published with split 1/3

to Monk, 1/3 to Estate, and 1/3 to a museum which he said Mr. Brown wanted. Mr. Fridie says that Mr. Brown saw museum in Seattle and wanted similar one in Augusta. Referred to songs published before death of Mr. Brown, and Mr. Fridie said Mr. Monk was not paid for those. Advised him that I made no decision w/o RLB, Jr., and had not spoken to him today; asked that he send agreement which he said Mr. Brown had w/ Monk. Gave fax #. Sent memo to AG & others asking for input, thoughts, info. Re: topic. Conf. w/ H. Ruff and D. Foley about review of estate tax issues related to JB. Research, tax and other issues; rec/ responding to clearance requests.
10.00 hrs.

March 11, 2009 (Wednesday)

Rec/rev documents, corresp. work on numerous Estate/Trust matters, including preparing for an meeting w/ IRS agent Goodlett, to go over 1999 - 2007 matter for JB, JBE, Inc. and entities, and review our request for help in sorting out matters as per our corresp. w/ IRS, SCDOR of December 11, 2007; he will get technical assistance and report back. Rec/Rev documents, corresp.; research regarding Charitable, related issues; corresp. w/ Attorney General re: Tax concerns, related issues. Receiving Confs. w/ RLB, Jr. on return from Florence. Work on various matters in connection with presentation to Court of damage proposed "settlement" will cause Estate/Trust of James Brown and his desire to dedicate most of his assets for education.
8.90 hrs.

Note: Jg. Early issues Order Denying Motion to Recuse in McMaster v. Dallas.

March 12, 2009 (Thursday)

c/w RLB, Jr. En route to and on return from Florence re: clearances, numerous other matters; attempt to reach L. Levenson by phone and write ltr. w/ RLB, Jr. re: sale or occupancy of Levenson clients – need for immediate response; work w/ counsel on motion to alter or amend Order of March 4, Amended Order of March 4, and Order from bench of March 6 in which Court consolidated Case 122 and Case 872 with McMaster v. Dallas, without discovery, hearing motions to dismiss, etc. Rec/ phone call and Order re: successful conclusion of Pullman Group litigation in NY App. Ct. Review documents to consider next step to deal with now substantially reduced claim, but with remaining issues; review of docs., order, etc. in consolidated case. Rec/rev proposed Order denying reconsid., McMaster v. Dallas appt. of R. Bauknight. Conferences w/ counsel.
9.60 hrs.

March 13, 2009 (Friday)

Reviewing files and pleadings, all cases; rec/rev. corresp. among counsel, Memorandum with non-verified opinions; conf. w/ Jay Ross re: Pay-per-issue and issue related to Ed Sullivan Show contract in which asserts reserved 4 minutes of time for future use. Discussed his drafting potential later Will which Mr. Brown did not sign. Review Dewain Herring file documents showing that JB worked on Trust, etc. from 1997. Consistent w/ what Mr. Fridie said; Letter to Global Gaming, re: concern that machines not in place within 18 month period. Requested conference. Attempt to call R. Gonzalez to discuss Pay-per-view issue, T/C w/ Ross; Corresp. w/ L. Levenson re: failure to respond to our requests re purchase of Beech Island; work on analysis of Income 1999-2008 to get ready for next meeting w/ IRS. Rec/approve clearances; review contracts w/ Carlin, due diligence.

Corresp. w/ Advisory Board to request that they continue to serve for additional 6 months.
9.50 hrs.

March 14, 2009 (Saturday)

Further due diligence related to Mr. Brown's Will and Trust, charitable issues.
2.80 hrs.

March 15, 2009 (Sunday)

Research and review of records, data re: Will, including records related to July 2000 overseas trip which was cut short. Review ltrs. to Jeff Allen confirming Mr. Brown asked that the trip be only 10 performance dates, rather than the 14 Allen attempting to book, & that Mr. Brown said he would cancel if not reduced to 10. Followup ltr. from Mr. Brown to Allen associate in August confirmed disappointment w/ Allen and Mr. B's desire not to work with him again. Reviewing documents and filings.
5.30 hrs.

March 16, 2009 (Monday)

Confs. w/ RLB, Jr. and counsel re: various matters. Corresp. w/ L. Levenson to encourage clients to purchase Beech Island. Corresp. w/ Global Gaming over failure to implement sales, etc. w/in 18-month period as provided in contract. Scheduling meeting for this week. Rec/rev. clearances; rec/rev. corresp. re: various Court matters, including Court of Appeals (Cannon), others. Preparing for weekly meeting with RLB, Jr., meeting w/ JB. Corresp. w/ Attorney General to encourage his supporting our trying to require family to buy Beech Island so that holding it will not jeopardize qualification of Trust. Further review of documents, correspondence. Corresp. w/ M&T Bank re: Royalty Note: issues. Issues related to "excluded assets" under bond indenture; review of bond indenture.
10.50 hrs.

March 17, 2009 (Tuesday)

Conf. w/ W/C rep. Re: game ad on TV, 2 wks, tomorrow; confs. w/ RLB, Jr. Re: same; Prepare for travel and travel to Aiken for weekly meeting; telephone conference w/ JB, RLB, Jr., and Jill and Mike of Global Gaming re: our right to terminate contract, and their desire to keep going, plus troubles they have had within organization, and prospects they have for success in near future, etc. We are reserving right to cancel, but scheduled monthly meetings. Work on issues related to notice from "settling" parties that they will not have a signed written agreement by Wednesday. Asked Court for permission to wait until following Monday, March 23rd at Noon. Mentioned Terry. Did not mention F. Brown as "settling" party. Rec., beg. Review of Privilege box, as provided by David Michel to J. Bailey. Discuss whether, under emergency plan, need to seal house, cut off electricity, etc. Review IRS transcripts.
11.00 hrs.

March 18, 2009 (Wednesday)

Confs re: possible settlement of CORBIS litigation and contract with GreenLight for exploitation of image/persona as part of settlement. Review of various documents and agreements in relation to settlement; Conf. And corresp. w/ M& T Bank re: Bond issues, related matters; Corresp. Related to game approved at some time since death, inquiry to find out how approved. Rec/ reviewing clearances; confs. w/ Bob re: same; and conferences and correspondence re: various matters for hearing on Wednesday. Review again Herring / Privilege Box. Conference wi Jay Ross re: work with Mr. Brown during 90s, 2000, etc. Preparation of draft will.

11.00 hrs.

March 19, 2009 (Thursday)

Further work on possibility of CORBIS settlement, exploitation of publicity rights by GreenLight, including conf. w/ our counsel and their counsel that we are unsure of what contracts are out there. Language of settlement must include this. Receive letter from R. Rosen accusing us of damaging Estate/Trust and again asking us to do nothing and resign. Work w/ RLB, Jr. On response, with particular attention to wasteful and disrespectful manner in which James II DNA has been handled. Could have been done a year ago with privacy, respect and finality. Corresp. W/ Attorney General and others re: concerns that family members are trying to devalue assets in order to further deprive the Estate/Trust of its assets. Conference with Julia, re: continued due diligence on copyrights, including initial consideration of issues related to 1993/1994 agreements. Continued review of privilege box, finalized.

10.50 hrs.

March 20, 2009 (Friday)

Work on CORBIS Settlement Proposal. Preparing for hearing on 25th and 26th.

10.00 hrs.

March 21, 2009 (Saturday)

Reviewing 4-box file of Leon Friedman, including file on suit of Deanna Yamma Publishing, other matters in which JB involved during 1990s, 2000s. Details re: Pullman matters.

8.25 hrs.

March 22, 2009 (Sunday)

Work on CORBIS Settlement Proposal issues, possible settlement, all issues;

1.25 hrs.

March 23, 2009 (Monday)

Work on CORBIS Settlement Proposal and opportunity for 2-year GreenLight Contract; Review Friedman docs; review Gold docs, other docs. Prepare for hearing.

10.00 hrs.

March 24, 2009 (Tuesday)

Work with counsel to prepare and present Summons and Complaint for Approval of CORBIS Settlement which will give Estate/Trust valuable exposure through 2-year contract w/ GreenLight. Contact AG to advise of settlement, request quick approval. Filed pleading, and hand-served AG in hopes of getting consideration at hearing on 25th.

10.50 hrs.

March 25, 2009 (Wednesday)

Travel to Aiken for continuation of hearing related to proposal of certain parties to transfer up to 70% of "I Feel" Good Trust away from education trusts and to "family", taxes, and their counsel. Rec/rev. corresp. Rec/d call from Gloria Daniel, companion of JB; re: TRHB issues, other info.

11.00 hrs.

March 26, 2009 (Thursday)

Travel to Aiken to testify against settlement which gives approximately 70% of Estate/Trust to unintended beneficiaries; conf. AM w/ Harley Ruff re: loss of charitable deduction and status.

11.00 hrs.

March 27, 2009 (Friday)

Confs. and corresp. Re: AG's failure to support CORBIS settlement. Insistence that wait 30 days. Work on issues related to upcoming continuation of hearing, clearances, etc.

8.50 hrs.

March 28, 2009 (Saturday)

Review of March 26 filing and related matters. Work on various possibilities for settlement.

8.75 hrs.

March 29, 2009 (Sunday)

Preparing for continuation of hearing; work on possibility for settlement of \$10 Million claim of Dallas/Bradley, possible Settlement terms.

1.75 hrs.

March 30, 2009 (Monday)

Work on possibility of settlement of \$10 Million Cannon/Dallas claim and related matters; Travel to Greenville to meet w/ Mr. Gilreath; work on proposals, documents. Receive docs from IRS re: audit issues, matters to be presented to IRS in connection with audit.

8.25 hrs.

March 31, 2009 (Tuesday)

Work on various matters and travel to Aiken for weekly meeting with RLB, Jr., Also meet w/ JB. Preparing and reviewing and revising Offer of Compromise to present to parties; confs. Re: possible settlement of Lewis & Babcock claim. Work with counsel on request related to IRS, Estate Tax audit, other matters; review settlement proposal related to Dallas/Bradley claim, etc. Transmit March 26 document to IRS with letter requesting extension to respond.

10.00 hrs.

April 1, 2009 (Wednesday)

Work on communications related to IRS audit; hearing to be conducted on April 6; conf. w/ Harley Ruff; corresp. w/ AG re: request for his tax people to work with us on responses to IRS; Offer of Compromise in Brown transmitted. Preparing further objection to hearing, etc.

9.10 hrs.

April 2, 2009 (Thursday)

Work with counsel on objections to March 26 Agreement and issues raised by that filing and March 31 request for appointment of Bauknight as PR and Trustee of the 2000 Trust, in addition to being Trustee of the Charitable Trust to be formed by the AG under the March 26 Agreement [5(b)]; work w/ RLB, Jr. on various issues, including Affidavit and other issues; conf. w/ Harley Ruff re: opinion related to Legacy Trust and Right of First Refusal; Work with counsel on objection and memorandum related to March 26 Agreement, Estate Tax issues, CORBIS issues, Bauknight conflicts, and other issues. Rec/rev. ltr. from Art Gold to AG McMaster re: need to go forward with settlement in CORBIS. Rec/rev. email from Alan Rothschild re: copyright issues. Conference with RLB, Jr. and Mr. Washington re: leak at house. Temporary solution proposed.

9.25 hrs.

April 3, 2009 (Friday)

prepare for hearing to be held in McMaster v. Dallas; further review and study of March 26 Agreement and problems it will cause; meeting with counsel; review tax problems caused by March 26 Agreement and numerous other matters; work on appeal issues.

7.25 hrs.

April 4, 2009 (Saturday)

preparing for hearing.

4.75 hrs.

April 5, 2009 (Sunday)

preparing for hearing.

3.50 hrs.

April 6, 2009 (Monday)

Travel to Aiken; meet w/ Harley Ruff prior to hearing; attend hearing on proposed approval of March 26 Agreement and proposed sale of Beech Island; testimony of Harley Ruff; Russell Bauknight; closing arguments; meeting with counsel after hearing.

12.00 hrs.

April 7, 2009 (Tuesday)

Rec/rev. clearance, other correspondence; review copyright issues; reviewing records in cases; conf. w/ M. Ballenger re: Pullman has moved for leave to Appeal Pullman, New York Case. First of 2 possible steps, second, if motion denied, like cert. Review of documents and records. Reviewing correspondence, pleadings, clearnaces, other matters received in absence.

9.50 hrs.

April 8, 2009 (Wednesday)

Work on various matters related to March 23 Documents; travel to Aiken for depositions in Wells claim of Pope and Buchanan; meeting with J. Bailey and RLB, Jr. After depositions re: various matters related to Estate/Trust; review transcript of earlier hearing in McMaster v. Dallas;

10.50 hrs.

April 9, 2009 (Thursday)

Work on matters related to CORBIS settlement, and need to preserve and enhance value of Publicity rights; reviewing documents from suit filed in Northern District of Illinois, served today without summons; conf. W/ Mr. Gold about our efforts to have settlement approved as soon as possible; conferences w/ counsel Hayes and others re; supplemental documents to be placed in Cannon record on appeal and providing same, getting one from Lewis & Babcock; reviews affidavit of Albert H. Dallas, Roosevelt Johnson, etc.; reviewing requests of IRS related to Estate Tax; various conferences with RLB, Jr. Re: content of CORBIS settlement affidavit, other matters; receipt and review, various bills, communications, etc; Rec. corresp. from Levenson that Deanna, his clients, will not make offer on house. Rec., initial review of outline of Jg. Early for memorandum, proposed Orders in relations to proposed "settlement" among some parties.

7.25 hrs.

April 10, 2009 (Friday)

Confs.w/ RLB, Jr. throughout day; correspondence and conferences re: service and failure of Plaintiff in latest lawsuit filed by Jacque Hollander to have summons attached to either filed document, including review of Affidavit of Albert "Buddy" Dallas; attempt to call Wayne Byrd re: tax issues raised on IRS Audit; Letter and Affidavit to Atty. Gen. McMaster to encourage agreement to approve CORBIS settlement. Rec. unsolicited call from Ms Daniels. Presenting information to confirm need for quick approval of Corbis GreenLight settlement; benefit to Estate/Trust and no downside if parties ultimately settle other matters. Note: that Hollander placed Dallas-created, post-death Schedule B to copy of Trust submitted in her lawsuit; Review of additional affidavits

covering same; Correspondence with Atty. Gen. McMaster to express again urgency of plan for Beech Island, which cannot be maintained and was ordered to be sold in February, 2008. Refusal of family to purchase despite easy terms to obtain; Confs. Re: refusal of attorney Levenson to send video duplication rights to which, by agreement, belong to Estate, and which he agreed to send; and which he has refused to send even though requested 4 times or more. Rec/rev fax from Toby Byron this a.m. asserting William Morris Agency made direct contact with him re: possible use of image in Ale ad. Fax ltr. to Wm. Morris reminding them of our Ltr. of April 17, 2008 where T. Byron, under purported authority of B. Dallas from Nov. 15, 2008 had procured contract for William Morris. Embarrassing to them. In addition to fax, attempted to call Susan Weaving, Wm. Morris contact in last Byron unauthorized action. She out for holidays. Talked to Scott, assistant to Ms. Weaving. He received fax, said he came after last April 17; will transmit message to Susan on Monday that we want our relationship to be positive. Review attorneys' fees approved by PR/Trustees to date, relationships. Research and discussions re: format for responses requested by Jg. Early. for legal memorandum/proposed Order. Correspondence with Attorney General, IRS H. Carter and others re: need to respond to questions on IRS audit of Estate Tax Return. Attempt to get information from Dallas and Bradley through Wayne Byrd for pre-death and first year of Estate both for Estate Tax Return, as requested by IRS, and for Forms 1041, Estate's Income Tax Returns. 9.50 hrs.

April 11, 2009 (Saturday)

Review of Friedman and other files, review of all issues which Jg. Early asked parties to address in outline for memoranda, proposed Orders in McMaster v. Dallas. Review of Role of Attorney General in litigation involving Private Charitable Trust, including precedent for putting himself in charge of Trust in derogation of provisions of Settlor. Review of Elliot Spitzer State of New York Ethics Ruling, 2006 re: right of Elliot Spitzer to serve on board of his family's private foundation where he was 1 of 4 Trustees, with a 1/8 vote on investments; he made no contribution to the fund; and his office as AG was required to have the following strict rule: If any criminal matter was raised with respect to the Family Trust, a special AG had to be appointed and Spitzer could have nothing to do with it; If any question arose related to the qualification, Spitzer was immediately required to refer it to the IRS. Review of transcript of January hearing, other documents, records. 7.80 hrs.

April 12, 2009 (Sunday)

Continued review of cases, files, records related to documents to be submitted to Court on April 14. Review of Interrogatory Answers, Case 872. 4.50 hrs.

April 13, 2009 (Monday)

Work all day on research of records, memoranda, hearings, pleading, etc. for memorandum to support our position that proposed settlement is not in the best interest of Estate/Trust 10.00 hrs.

April 14, 2009 (Tuesday)

Work on facts, law, pleadings, hearings, etc. for Memorandum.
9.00 hrs.

April 15, 2009 (Wednesday)

Work on memorandum, confs.
8.50 hrs.

April 16, 2009 (Thursday)

Work on law, facts for memorandum opposing settlement; travel to Orangeburg to view James Brown Legacy Exhibit at I. P. Stanback Museum and Planetarium, S. C. State.
8.50 hrs.

April 17, 2009 (Friday)

(St. G.-Chas.) Confs. w/ RLB, Jr. re: memorandum, proposed Order, facts, etc.
0.50 hrs.

April 18, 2009 (Saturday)

(In Charleston) Work on facts, law for memorandum.
0.85 hrs.

April 19, 2009 (Sunday)

(In Charleston) Work on facts, review documents, record, for Memorandum.
5.00 hrs.

April 20, 2009 (Monday)

Further Work, research, review of documents related to opposition to settlement; conferences w/ counsel; others
Re: numerous legal, factual issues.
9.50 hrs.

April 21, 2009 (Tuesday)

Rec/rev correspondence; work on law, facts, memorandum re: our position in opposition to settlement proposed by "settling" parties; rec/review info from extern.
10.00 hrs.

April 22, 2009 (Wednesday)

Continued work on facts, law, documents, records, etc. re: Brief/memorandum in opposition to proposed

Settlement which is inconsistent w/ Estate Plan of James Brown; Work on proposed Brief and related matters; conferences with RLB, Jr. And others re: Hollander suit, clearance matters, facts, law related to request of Jg. for proposed orders/briefs; conf. w/ Rep., Ct. Appeals, re: Cannon Oral Arguments; conf. w/ J. Gilreath re: Morgan Stanley case, mediation, new findings in bank records produced by Morgan Stanley; meetings w/ counsel. Rec/Rev motion to dismiss of Attorney General in CORBIS Settlement matter.
10.00 hrs.

April 23, 2009 (Thursday)

Numerous telephone meetings w/ RLB, Jr; Work with counsel Hayes on facts and legal issues related to prevention of proposed "settlement" which would jeopardize Estate Taxes, qualification of "I Feel Good" Trust; and damage Trust/Estate; review w/ counsel wording of order, facts, etc. Brief of Trustee/PR s opposing approval of settlement and related proposed Order were served today. Reviewed drafts and final in entirety w/ counsel. Respond to email of T. Byron related to beer commercial.
11.00 hrs.

April 24, 2009 (Friday)

Continued final work with counsel on Memorandum and Order to be submitted to Court in connection with attempts by non-beneficiaries and AG to transfer 65% of Trust/Estate away from intended beneficiaries. Receiving and reviewing Memorandum and Proposed Order of "settling" parties; conference with Ray Gonzalez re: issue of Beer ad raised by Toby Byron, and whether this should be considered as part of overall plan by GreenLight if contract approved. Call to A. Gold re: CORBIS/GreenLight settlement matter and Illinois matter.
10.50 hrs.

April 25, 2009 (Saturday)

Continued review of Memorandum and Proposed Order of "settling" parties in McMaster v. Dallas; review of CORBIS Pleadings, our work to enhance Publicity Rights from beginning; issues b/ween Nov. - March with Intrigue/Copsidas and termination of contract w/ Intrigue. Review of issues related to emergency motion for sale of house and refusal of family to purchase.

5.50 hrs.

April 26, 2009 (Sunday)

Continued work on CORBIS/GreenLight matters and Beech Island Home Estate sale issues.
4.25 hrs.

April 27, 2009 (Monday)

Meeting with RLB, Jr., Columbia, weekly meeting; review, revise and finalize Affidavits in support of CORBIS Settlement and Sale of Beech Island; Meetings with T. Hayes re: CORBIS, Beech Island sale; and Summary Judgment and Errata Sheet issues, McMaster v. Dallas; telephone conference with Professor Einhorn re: not

ready to engage anyone for valuation because of removal for cause motion, etc.; telephone conf. w/, and engaging attorney Gold re: special appearance in Illinois Suit on which we were not served with Summons. Rec/rev. corresp.
9.75 hrs.

April 28, 2009 (Tuesday)

Meeting w/ T. Hayes and confs. w/ RLB, Jr. re: sale of Beech Island, emergency condition; likelihood of having to terminate Mr. Washington by middle of May, and try to place additional items in museums, etc.; work with counsel on service of affidavit re: refusal of Levenson clients or "settling" parties to purchase Beech Island; Importance of approving CORBIS settlement; conferences with Illinois counsel re: CORBIS settlement, GreenLight, etc.; rec/rev info re: Hollander suit; work with counsel, RLB, Jr. on matters to be included in Errata sheet, motion for Summary Judgment related to matters raised in March 26 Document and Memorandum of "Settling" Parties. Rec/rev. clearance.
9.50 hrs.

April 29, 2009 (Wednesday)

Meeting w/ accountant re: quarterly reports; update; rec/rev. corresp., re: various matters. confs. w/ RLB, Jr. re: CORBIS, other matters.
2.85 hrs.

April 30, 2009 (Thursday)

AJP In Charleston.
0.00

May 1, 2009 (Friday)

Receiving and reviewing request for hearing on CORBIS Settlement matter; confs. w/ counsel, RLB, Jr., others re: need for approval of settlement; work on documents related to settlement; Rec/Reviewing Machine Group Proposal.
4.50 hrs.

May 2, 2009 (Saturday)

Reviewing documents; work on affidavit re: approval of CORBIS settlement.
2.15 hrs.

May 3, 2009 (Sunday)

work on matters related to CORBIS Settlement, approval of Beech Island sale; review documents and files re: Publicity matters.
5.50 hrs.

May 4, 2009 (Monday)

Preparing response, request for additional information from Machine Group, re: proposal; preparing for meeting and meeting w/ RLB, Jr.; During meeting, telephone conference with M. Dreitzer, GG re: progress on GG contract; will send written followup. Further work on affidavit and support for immediate Order, or in alternative, expedited hearing on CORBIS/GreenLight settlement/agreement. Conf. w/ Mr. Gilreath re: class action suits within period Morgan Stanley had account in JBE, Inc. Name. Rec/rev. clearance requests for songs, exercise video, other. Approved w/ RLB, Jr.
10.10 hrs.

May 5, 2009 (Tuesday)

Continued work on matters related to Cannon appeal.
5.25 hrs.

May 6, 2009 (Wednesday)

Cannon appeal, CORBIS matters.
4.75 hrs.

May 7, 2009 (Thursday)

Work on various matters related to Cannon appeal, clearance, CORBIS, Morgan Stanley. Rec/rev documents, discovery; work.
7.10 hrs.

May 8, 2009 (Friday)

Meeting w/ counsel, Cannon matters; IRS matters; clearance matters and issues.
5.50 hrs.

May 11, 2009 (Monday)

Work w/ counsel Cannon matters; royalty review and work; clearance issues; conferences, corresp.
6.75 hrs.

May 12, 2009 (Tuesday)

RLB, Jr. In Florence. Meetings w/ counsel and others, Cannon appeal. Attend oral arguments for Cannon appeal.
5.50 hrs.

May 13, 2009 (Wednesday)

Brown meeting p.m. CORBIS Affidavits out.
4.10 hrs.

May 14, 2009 (Thursday)

Morgan Stanley issues, documents; review for mediation; CORBIS settlement matters.
3.50 hrs.

May 15, 2009 (Friday)

CORBIS, Hollander, mediation matters.
4.50 hrs.

May 16, 2009 (Saturday)

Study, work on issues related to hearing, transition.
1.10 hrs.

May 17, 2009 (Sunday)

Work on issues related to hearing, transition.
1.25 hrs.

May 18, 2009 (Monday)

Travel to Aiken to meet with RLB, Jr., J. Bailey; work on various matters related to hearing on May 27; conf. w/ Art Gold re: Hollander matter; rec/review royalty reports; work on update of accounting, royalties.
7.80 hrs.

May 19, 2009 (Tuesday)

conferences and correspondence, review documents related to the Morgan Stanley upcoming mediation; work on accounting to Probate Court for 1st 18 months of service as PR/ Trustees.
5.75 hrs.

May 20, 2009 (Wednesday)

Travel to Aiken, to Probate Court, final work with RLB, Jr. on Accounting 1 A. Filing same with Probate Court; conferences and correspondence. Issues related to failure of Court to approve house sale. Work on CORBIS matters.
7.20 hrs.

May 21, 2009 (Thursday)

Work on Plan of Succession and Proposal for Resignation; Conf. w R. Gonzalez, Xavier Starkes and Ronald Stanley re: possible service as Successor (3d Trustee). Gonzalez and Stanley willing to have name placed, subject to further study if and when appointment becomes likely; work on issues related to accounting, finances.

8.70 hrs.

May 22, 2009 (Friday)

Aiken Work with RLB, Jr. various Estate Administration matters; filing and service of Request for Probate Court Rulings on various matters related to our obligations with respect to the Estate/Trust beneficiaries, Estate Plan and substituted judgment of the AG.

9.10 hrs.

May 23, 2009 (Saturday)

Preparing for approval of CORBIS settlement, including review and work on response to attempts to intervene and stop beneficial sale, negative financial impact on Estate/Trust's ability to function.

3.25 hrs.

May 26, 2009 (Tuesday)

Receive/ review Order re: Approval of Agreement among Some Individuals. Study impact of Order on our obligation to defend the Estate Plan of James Brown as embodied in his Will; conferences re: proper protection of Beech Island, termination of service of Mr. Washington; Consider obligations to Estate in light of Order. Evening: receive, begin response to request to R. Bauknight Rec/rev call from Art Gold re: correspondence, and then cancellation at request of AG of CORBIS GreenLight hearing. Rec call from Leonard McIntyre

9.75 hrs.

Note: Jg. Early issues Order Approving Settlement Agreement.

NOTE: The following, some of the Transition Items (May 27 - June 24), were not included in the time calculations:

May 27, 2009 (Wednesday)

TRANSITION - Preparing, without prejudice, detailed response to Request of Russell Bauknight to make files and records immediately available despite objections to Order; rec. call from E. Zisholz re: future of assets at SC State Stanback Museum, which remain until December; rec and forward to R. Bauknight clearance requests; destroy 1-signature checks and deliver checkbook, with caveats. Suggest no additional funds deposited to SF account. Advised of class action matters overlooked by Cannon, Dallas, and sent information for 1 claim to be filed still pending; Letter requests Bauknight to immediately notify IRS re: status of settlement, change in full Charitable claim previously taken. Notified Bauknight of Stipulation and Hammond opinion of March 2007.

Rec call from M. Ballenger. Confirmed had given name, etc. to R. Bauknight in 1st letter. Gave Bauknight contact info.; rec call from T. Parham, counsel for USC, A. Carmichael. Inventory and deliver Est. Tax Return; regular bills box; clearance docs; Morgan Stanley; CORBIS/GreenLight and Tax information, including box of tax documents and records to facilitate. 2 Letters. Confs. w/ RLB, Jr.
6.25 hrs.

May 29, 2009 (Thursday)

TRANSITION - prepare boxes and files for delivery to Mr. Bauknight, along with checkbook, etc.

June 3, 2009 (Tuesday)

TRANSITION - Travel to Aiken to meet with RLB, Jr., Mr. Bauknight, Mr. Kingsmore re: transition issues. Encouraged them to immediately finalize the CORBIS/GreenLight matter as in the best interest of the Estate, explained \$1 Million or greater likely annual loss for delay in approval of publicity contract which should have been in place on May 1; discussed issue that "Right of First Refusal" of Terry Brown, even if valid, not applicable until items placed in "Legacy Trust" after assets pass from Estate, which would be after provision for Debts, taxes and expenses of administration and provision for Non-Settling Parties' protection; discussed global gaming; issues of agreement, disagreement; intent to cooperate with his temporary management, without prejudice to our position that he has irreconcilable conflict and other issues, where consistent with Order and our duties under the documents, law, during appeal
4.00 hrs.

June 4, 2009 (Wednesday)

TRANSITION - Review of files to help with transition; receive, review and transmit number of communications, emails; begin memo to R. Bauknight of items which need his immediate and continuing attention, such as GG, CORBIS/GreenLight.
5.25 hrs.

June 5, 2009 (Thursday)

TRANSITION - Work w/ staff re: organization of file needed by all for appeal, etc. so easily available to Mr. Bauknight; rec/transmit correspondence, etc. to Bauk.; conferences and correspondence with Mr. Few, Gilreath re: Suit filed by Universal Attractions ag. Mr. Brown; relationship of Mr. Brown to Jeff Allen, Jay Ross; Mr. Brown's termination of Jeff Allen in August of 2000; and friendship of Mr. Allen to Mr. Lizzio. Correspondence w/ Mr. Bauk. re; his desire to review files on Tuesday, numerous matters we discussed on Tuesday.
7.25 hrs.

June 6, 2009 (Friday)

TRANSITION - review email and respond to Kraig Fox; respond, other emails; confs. w/ RLB, Jr., Messrs. Few & Gilreath re: direction by Mr. Bauknight, through D. Black that counsel for the Estate/Trust no discuss confidential matters with us. [See Exhibit A]
1.25 hrs.

June 8, 2009 (Monday)

TRANSITION - Correspondence with Mr. Baukn. To raise concerns over his direction, received on June 6, that counsel in Morgan Stanley not discuss confidential matters with us. Review of records, documents and orders affected by this mandate in attempt to explain need for continued attorney-client and confidential communications. Rec/ rev. communication from Mr. B.
2.10 hrs.

June 9, 2009 (Tuesday)

TRANSITION - rec/ review Report for M&T Bank showing \$2.15 MM royalty revenues during 1st ½ of 2009 (from 2008 clearances, etc.) Rec call from Ms. Houston, one of original JB s, re: how pleased with S.C. State Exhibit; Rec. Call from Gloria Daniels; Rec. Confidential call re: confidential subpoena. Need to speak to Few/Gilreath confidentially; communicated same; research re: this issue; Meeting with Mr. Bauknight, Rick Reames & RLB, Jr. to show room where files we both need during appeal located; raised concerns that purported mandate from Black inconsistent with understanding of June 2 meeting and other orders; with RLB, Jr., & D. Williams re: Forlando Federal Suit status hearing set for Thursday; Mr. Bauknight says 10 attorneys at Nexsen Pruet working on Brown matters; review w/ RLB, Jr. concerns re: confidentiality orders in various suits; Conf. w/ Mr. Gold to advise that send bill to Mr. Bauknight for Jacque Hollander suit. Although Bob and I are named individually in suit, relief sought is against Trust.
7.50 hrs.

June 10, 2009 (Wednesday)

TRANSITION - review documents to prepare for final accounting for delivery of asset management without damage to the Estate/Trust pending appeal; conference with RLB, Jr. and counsel re: need to make documents available to counsel, but retain them, for protection of Estate Plan and appeal. Research and review of issues of stay to determine best method to do same at least cost to Estate. Conf. w/ RLB, Jr., and counsel re: these issues. Concerns which need to be addressed: 1. Messrs. Few & Gilreath represent us individually in the Cannon/Dallas, as well as as PR/Trustees, because, under the contract such representation is incidental and pursuant to a counterclaim. 2. Because he is a Trustee for Terry Brown, Mr. Bauknight has a conflict in representing the Estate/Trust against his joint venturers, Cannon & Dallas. Trying to resolve best mechanism for getting Mr. Bauknight to go forward with the CORBIS/GreenLight contract for benefit of the Estate. Receive, respond to, and transmit to R. Bauknight inquiry from IRS Estate Tax attorney needing update.
6.25 hrs.

June 11, 2009 (Thursday)

TRANSITION - preparing memo to R. Bauknight re: need for immediate approval of CORBIS/GreenLight settlement/contract; conf. w/ Wm. Newsome & R. Bauknight (Starb.) Re: problems caused by R. Black's mandate without calling to discuss problem; need for us to work cooperatively to promote best interest of Estate/Trust during reconsideration/appeal. Attend status conf. Re: Forlando suit R. Bauk invited to join me. Jg. Bertelsman says injunctive relief moot; will hold remainder in abeyance for 6 months to see what is happening with appeal. Any party may apply sooner. We advised Jg. Bertelsman that some of the Reading

Room documents were with us and some had been transferred to R. Bauknight. He said anyone with problem could make motion.

7.25 hrs.

June 12, 2009 (Friday)

TRANSITION - Responding to June 12 fax Ltr. of Marcus Jacobs requesting information re: JBE, Inc. and asserts we have not responded to June 9 ltr., which did not arrive until after response almost complete; gathering additional JBE, Inc. Information for additional response.

1.25 hrs.

June 13, 2009 (Saturday)

TRANSITION: additional research for JBE, Inc. Report; rec. call Cruise Security; contact Russell Bauknight, Freddie Kingsmore.

0.75 hrs.

June 14, 2009 (Sunday)

TRANSITION: Respond to Ltr. of Jacobs who incorrectly suggested that RLB, Jr. and I directed certain action. T/c Kingsmore.

0.75 hrs.

June 16, 2009 (Tuesday)

TRANSITION: Receive and transmit to Russell for suggestions, Email from Kraig Fox; Rec/reviewing various requests for file information from Mr. Bauknight and others. Sending info. to Mr. Bauknight re: CORBIS/GreenLight Settlement; claims files, other files; rec tel conf. From Mr. Bauknight re: mtg. At 3:45 w/ Mr. Klett, RLB, Jr. Held telephone mtg. in which we reiterated our analysis of the positive value of the CORBIS/GreenLight settlement. Correspondence.

5.50 hrs.

June 17, 2009 (Wednesday)

TRANSITION: Meetings with RLB, Jr. and correspondence with R. Bauknight about numerous inquiries from his attorneys which reflect that they do not have, or are reviewing, the information previously provided to them. (Ltr. from D. Black,, 3 letters from M. Jacobs; visit & ltr. from R. Reames and t/c with C. Klett, in addition to conf. last wk. w/ B. Newsome indicate all various counsel unaware of meeting w/ F. Kingsmore and R. Bauknight and communications w/ R. Bauknight re: files, matter needing urgent attention, authorization for R. Bauknight to obtain tax documents from Wm. Sellars, etc. Correspondence w/ R. Bauknight to advise that we will be glad to meet weekly, but not efficient to respond and correct each letter from various lawyers who have not been updated. Offer to meet weekly for reasonable time to discuss matters which arise. Conf. w/ Kendall Few re: 2 Leon Friedman file boxes which were sent to RLB, Jr. by Friedman on Oct. 31, & in Reading Room for production when Jim Gilreath arranged with Morgan Stanley; as well as 4 boxes of Friedman Files which are in Kendall's office, all 4 of which contain documents important for defense of Estate Plan. At his request, sent

Kendall various items by fax, with copy to R. Bauknight. K. Few coming to review file Thursday, June 18. At R. Bauknight's request, and without prejudice, and in order to make transfer of temporary administration of Estate and Trust as smooth as possible without regard to whether a stay is in place, prepare, with F.R. 20 additional bankers boxes for pickup, with more detailed inventory and annotation to make it easier for those attempting to administer the Estate to understand and work with the files. Arranged for scanning of certain files, scanning only minimal documents based on R. Bauknight and F. Kingsmore's representation that all boxes delivered will remain available for review by RLB, Jr. and me until final decision(s). Receive call from J. Rainey inquiring & reporting Atty. General's understanding that I was paid \$900,000 and have now retired. Explained to him that this was incorrect and that the attorneys' fee matter of concern should be the 10 attorneys at Nexsen Pruet by R. Bauknight, and accountant, to replace RLB, Jr. & AJP in the temporary administration of the Estate/Trust. Told him I had seen 6 of 10, but that R. Bauknight is the one who used the figure 10.
9.60 hrs.

June 19, 2009 (Friday)

TRANSITION: Work with staff and extra helpers to prepare for delivery without prejudice of additional, for total of approximately 145 boxes of files, with Inventory & Explanation of Status, to R. Bauknight. Rec/rev. fax from R. Bauknight requesting info re: confidentiality Orders. Will address at meeting on Monday, 6:30 with RLB, Jr., to which he has been invited. Sent Draft of Receipt for Monday for Mr. Bauknight.
11.00 hrs.

June 22, 2009 (Monday)

TRANSITION: Receive email correspondence from R. Bauknight that he does not see need to meet weekly. Will call if needs to schedule meeting. Continued preparation, with staff, assistants, for transfer of file boxes for temporary administration; supplementation of Index for transfer of Custody of 145 Boxes to R. Bauknight for temporary administration. Work on Final accounting. Meetings by phone and in person with RLB, Jr. Re: various matters.
6.25 hrs.

NOTE: More than \$2.1 Million in Royalties came in from January - May, 2009.

June 23, 2009 (Tuesday)

TRANSITION: Work on final accounting and Report to Probate Court (without prejudice).
2.60 hrs.

June 24, 2009 (Wednesday)

TRANSITION: Travel to Aiken to meet with RLB, Jr. to complete and file final accounting and report of transfer of assets and books and records to R. Bauknight, without prejudice; filing final accounting (with rights preserved) in Probate Court and serving same on all, as part of Motion and Affidavit for Commissions.
5.00 hrs.

Note: (June 3 -June 15) Emails from Kraig Fox re: possible exploitation or purchase by fox/Sillerman group of assets. Return email by AJP to confirm no family member could claim Finder's Fee. Fox confirmed no Finder. Sent to Bauknight with his request we follow up on this important contact. No response from Bauknight. See Fox communications attached as Exhibit A.

Exhibit A

Adele J. Pope

From: Kraig Fox [Kraig.Fox@CKX.COM]
Sent: Monday, June 15, 2009 2:13 PM
To: Adele Pope
Subject: RE: JAMES BROWN

Yes, you are correct. There is no finder.

Deanne Brown had originally gotten us interested in the assets of the estate. I took it upon myself to reach out to you because we felt that regardless of how the estate gets settled, our company is likely the best suited to maximize value for all parties involved.

I may be down you way visiting with friends the beginning of July. Please let me know if we can get together, if not, NY of course works as well.

Best

Kraig

From: Adele Pope [mailto:adele@popelawfirm.com]
Sent: Friday, June 05, 2009 8:27 AM
To: Kraig Fox
Cc: adele@popelawfirm.com
Subject: Re: JAMES BROWN

Dear Kraig:

Thank you for the note.

A State Circuit Court Order replacing Bob Buchanan and me was entered on May 26. It named as our successor Russell Bauknight. The May 26 Order is under motions for reconsideration, and faces likely appeal after reconsideration. Challenges also remain in the Court of Appeals of South Carolina and elsewhere to our original appointment. That said, Russell, Bob and I have met and I think it is fair to say that all 3 of us want to do learn about and explore everything appropriate to the protection and enhancement of the James Brown Estate/Trust while the challenges are being sorted out.

I have sent your email to Russell and Bob, and advised Russell that I would drop you a note.

Prior to the May 26th Order Bob and I had declared 2009 as the year to conduct due diligence regarding the long-term prospects for the James Brown asset, including whether sale, management or a combination was the best option.

I would very much like to talk to you, and am sure Russell would. My daughter moved to New York last month. So I expect to be there frequently. Any time you would see or talk to me, or us, would be great.

Because it could become an issue, am I correct that our original contact was you with Bob and me as Personal Representative/Trustees, and that there was no other "finder" who put us together?

Thank you again for the contact. Hope to hear from you soon.

668

Adele Pope
June 5, 2009

<-----Original Message----->

From: Kraig Fox [Kraig.Fox@CKX.COM]
Sent: 6/3/2009 4:03:34 PM
To: adele@popelawfirm.com
Subject: Follow Up

Adele

I wanted to follow up on a conversation that we had some time ago regarding the estate of James Brown and CKX's interest in acquiring all or some of the assets and taking over operation of the assets for the interest of all stake holders.

Is this something that you are still involved in?

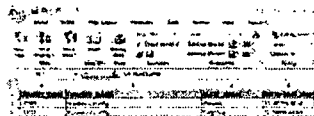
Many thanks

Kraig Fox

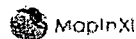
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**Kraig G. Fox**Secretary & Executive Vice President, Chief Corp Development Officer
CKX, Inc.

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ABOUT KRAIG G. FOX

Kraig G. Fox was appointed Chief Corporate Development Officer, Executive Vice President and Secretary on February 7, 2005. Prior to that, Mr. Fox was Senior Vice President at FXM, Inc. since August 2000. Mr. Fox has served as Senior Vice President of MJX Asset Management, since November 2003, and serves on the management advisory committee of FXM Asset Management. Mr. Fox was a Vice President at SFX Entertainment from December 1998 through August 2000.

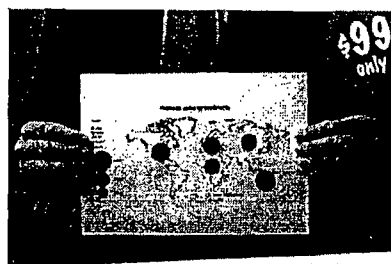
PROFESSIONAL BIOGRAPHY

Organization	Position	Status
CKX, Inc.	Secretary & Executive Vice President, Chief Corp Development Officer	Current
Mjx Asset Management LLC	Senior Vice President	Current
CKX, Inc.	Officer	Former
CKX, Inc.	Secretary	Former

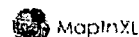
**All Executive profile data provided by Dow Jones & Co., Inc.

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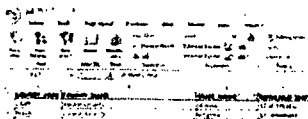


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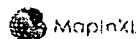


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EXHIBIT 9

ESTATE OF JAMES BROWN & JAMES BROWN 2000 IRREVOCABLE TRUST Summary of Activities of Robert L. Buchanan, Jr., PR/Trustee (working with Adele J. Pope) November 20, 2007 - May 26, 2009

November 21, 2007 (Wednesday)

Review e-mail, correspondence, faxes, documents; conferences
6.0 hrs

November 24, 2007 (Saturday)

To Beech Island, meet with AJP; view estate
5.50 hrs.

November 26, 2007 (Monday)

Telephone call, Sonny Jones, AG; telephone call from Security; Visit to home Estate, unclog drain.
3.25 hrs.

November 27, 2007 (Tuesday)

Meeting with AJP and Mary Frances Jowers
3.00 hrs.

November 28, 2007 (Wednesday)

Conference with AJP, Medlin, Levenson, Bell, Jones, Shukat, Sizemore and others; review e-mail, correspondence, faxes and documents
2.0 hrs

November 30, 2007 (Friday)

Telephone call, AJP, R. Maxwell re: Mary Jo & Bill
0.66 hrs.

December 4, 2007 (Tuesday)

Weekly mtg. with AJP
4.00 hrs.

December 5, 2007 (Wednesday)

Various telephone calls, AJP; telephone call, Laura; telephone conference, AJP, David Yount; telephone, accountants and (Tobie, Robin)
1.58 hrs

December 6, 2007 (Thursday)

Conference call with Judge Early, AJP and counsel for various parties

1.25 hrs.

December 7, 2007 (Friday)

Attend phone hearing with Judge Early, AJP, S. Jones, MF Jowers, T. Wells

3.50 hrs.

December 10, 2007 (Monday)

Review e-mails, pleadings, motions, correspondence; faxes; telephone call, AJP

3.00 hrs.

December 11, 2007 (Tuesday)

Weekly meeting with AJP, MF Jowers, Bill Latham

3.00 hrs.

December 12, 2007 (Wednesday)

Conference with AJP

2.00 hrs.

December 13, 2007 (Thursday)

Telephone call, AJP

0.66 hrs.

December 14, 2007 (Friday)

Review affidavit; telephone calls, AJP; telephone call, Ray Massey

1.91 hrs.

December 18, 2007 (Tuesday)

Conference with AJP; work on withdrawal of motion of former PRs re: JBE, Inc.; meeting with AJP, MF Jowers; telephone conference with Charlest Mattison of TIAA, MW of M&T Bank and counsel re: issues related to non-compliance by former PR/Trustees, recovery of \$373,000

3.00 hrs.

December 19, 2007 (Wednesday)

Conference with AJP re: Orders, Agenda and other matters

3.0 hrs

December 20, 2007 (Thursday)

Review file, e-mails, correspondence, faxes and documents; prepare for hearing.

7.00 hrs.

December 21, 2007 (Friday)

Attend (Status Conference) hearing; meeting with AJP, S. Jackson, B. Dallas, J. Bailey

6.50 hrs.

December 26, 2007 (Wednesday)

Review e-mail, correspondence, faxes and documents; telephone call, Debby, Rand, Regions; review motions, discovery
6.00 hrs.

December 27, 2007 (Thursday)

Review e-mail, correspondence, faxes and documents.
2.00 hrs.

December 28, 2007 (Friday)

Telephone call, Capt. Pounds; review Levenson letter; Farr response
1.00 hrs.

January 3, 2008 (Thursday)

Review e-mails, correspondence, faxes and documents; Pacer, liability carrier; Telephone calls, AJP
2.00 hrs.

January 4, 2008 (Friday)

Prepare for hearing; attend hearing; attorney conference; work on response to Sonny's Motion; telephone call, Curtis Shaw home number, left voice message
11.75 hrs.

January 5, 2008 (Saturday)

Review e-mails, correspondence, faxes and documents; review Federal Complaint filed by Forlando; prepare for hearing; conference with AJP S. Jackson
6.83 hrs

January 6, 2008 (Sunday)

Various telephone calls, AJP; prepare and review documents; review e-mails, correspondence, faxes and documents; prepare for hearing; meet with Jim Bailey
3.58 hrs.

January 7, 2008 (Monday)

Various telephone calls, AJP; telephone call, Sonny Jones; meeting with Fletch; notarize affidavits.
1.00 hrs.

January 8, 2008 (Tuesday)

Meet with AJP; trip to Beech Island Estate; dealing with water leak in house
8.00 hrs.

January 9, 2008 (Wednesday)

Meet with AJP; attend hearing; conference with L. Levenson, re: motions; trip to Beech Island Estate; attend to water leak in house (3rd this week); address numerous other pending matters
10.66 hrs

January 10, 2008 (Thursday)

Numerous conference calls with interested parties; review e-mail, correspondence, faxes and documents.
4.00 hrs

January 11, 2008 (Friday)

Review e-mails, faxes, correspondence, telephone conference with AJP and Jim Bailey; work on Request to Admit, other motions, pleadings with AJP.
1.83 hrs

January 12, 2008 (Saturday)

Telephone calls, AJP re: captions, scheduling; review e-mails, faxes, correspondence and various other documents.
4.75 hrs

January 14, 2008 (Monday)

Review e-mails, correspondence, faxes and documents.
1.00 hrs.

January 15, 2008 (Tuesday)

Meeting with AJP, Daryl Williams re: numerous trust/estate matters
4.50 hrs

January 16, 2008 (Wednesday)

Telephone call, Cal Watson; telephone call, AJP re: various matters
1.50 hrs

January 17, 2008 (Thursday)

Various telephone calls, AJP re: trust/estate matters
1.25 hrs

January 18, 2008 (Friday)

Telephone conference, AJP, K. Few, J. Gilreath, J. Bailey; Telephone conference AJP and J. Bailey; meet with AJP to review various documents, faxes and correspondence
3.25 hrs

January 19, 2008 (Saturday)

Review e-mails, correspondence, faxes and documents; work on DJ and various other matters in preparation for discovery and hearing.

5.25 hrs

January 21, 2008 (Monday)

Telephone call, AJP; telephone call, David Yount

1.0 hrs

January 22, 2008 (Tuesday)

Various telephone calls, AJP; edit 1st Interrogatories and 1st Request for Production to Tommie Rae Hynie Brown; weekly meeting with AJP; telephone conference, AJP, J. Gilreath

5.0 hrs

January 23, 2008 (Wednesday)

Telephone call, AJP; telephone calls, K. Few

0.33 hrs

January 24, 2008 (Thursday)

Telephone calls, AJP; telephone call, S. Jones; telephone call, J. Gilreath; review e-mails, correspondence, faxes and documents

7.50 hrs

January 28, 2008 (Monday)

Meeting with C. Watson and D. Williams

3.25 hrs

January 29, 2008 (Tuesday)

Telephone call, K. Few; telephone call, J. Gilreath; telephone call, Fletch (AJP's Office); meeting with D. Williams.

2.50 hrs

January 30, 2008 (Wednesday)

Review e-mails, correspondence, faxes and documents; work on various Estate/Trust documents/matters; various telephone calls

7.83 hrs

January 31, 2008 (Thursday)

Review e-mails, correspondence, faxes and documents; work on various Estate/trust documents/matters; various telephone calls

9.66 hrs

February 1, 2008 (Friday)

Review e-mails, correspondence, faxes and documents

2.00 hrs

February 4, 2008 (Monday)

Meeting and conferences with AJP, K. Few, J. Gilreath; review complaint and related documents; extensive review of documents, faxes and pleadings in preparation for hearing.

6.0 hrs

February 5, 2008 (Tuesday)

Review e-mails, correspondence, faxes and documents; meeting with AJP, J. Bailey, SC Atty. Gen. re: various Estate/Trust matters

10.66 hrs

February 6, 2008 (Wednesday)

Review e-mails, correspondence, faxes and documents; conference with AJP in preparation for hearing; conference call with Mr. Israel; conference call with Mr. Bobbit

1.83 hrs

February 7, 2008 (Thursday)

Meeting with AJP, J. Bailey prior to hearing; attend hearing; meeting with K. Few, J. Gilreath (over lunch); attend PM hearing

10.50 hrs

February 8, 2008 (Friday)

Meeting with AJP and other counsel re: Orders; review numerous documents, pleadings, correspondence, faxes and e-mails.

3.00 hrs.

February 9, 2008 (Saturday)

T/C AJP

0.33 hrs

February 10, 2008 (Sunday)

February 11, 2008 (Monday)

Numerous telephone calls, AJP

1.00 hrs

February 12, 2008 (Tuesday)

Review e-mail, correspondence, faxes and documents; meeting with AJP, M.F. Jowers; J. Bilaey; conference call, Mr. Israel

7.16 hrs

February 13, 2008 (Wednesday)

Telephone calls, AJP; Review affidavit; dictate answer to cross-claim, Cinnamon, Peaches; review motion, emails, correspondence, and other documents

3.25 hrs

February 14, 2008 (Thursday)

February 15, 2008 (Friday)

February 16, 2008 (Saturday)

February 17, 2008 (Sunday)

February 18, 2008 (Monday)

To Columbia, meet with AJP to complete affidavits, documentation of matters related to Dallas, Bradley; review other documents related to Farr, Dallas, Cannon and others; preparation for hearing; telephone conference K. Few and J. Bailey

9.50 hrs

February 19, 2008 (Tuesday)

Work on various matters related to hearing; meeting with AJP and J. Bailey; conference call, Ray Gonzales review various documents in preparation for hearing.

4.00 hrs

February 20, 2008 (Wednesday)

Continue preparation for hearing; attend hearing.

7.00 hrs

February 21, 2008 (Thursday)

Telephone calls, AJP

0.75 hrs

February 22, 2008 (Friday)

Telephone call, AJP; telephone conferences with AJP and K. Few, J. Gilreath, C. Watson; review transcripts and other Estate/Trust related documents

1.5 hrs

February 23, 2008 (Saturday)

February 24, 2008 (Sunday)

February 25, 2008 (Monday)

Review e-mail, correspondence, faxes and documents

2.00 hrs

February 26, 2008 (Tuesday)

Meeting with AJP, J. Bailey, M.F. Jowers; telephone conference with Christie's re: issues related to sale; telephone call D. Bell; telephone call, J. Gilreath
3.00 hrs

February 27, 2008 (Wednesday)

Telephone conference, AJP and D. Williams
0.41 hrs

February 28, 2008 (Thursday)

Review e-mails, correspondence, faxes and documents;
2.00 hrs

February 29, 2008 (Friday)

Conference calls, AJP, J. Gilreath, D. Williams, re: numerous issues; telephone call, D. Bell; telephone conference, AJP, J. Bailey
3.83 hrs

March 1, 2008 (Saturday)

March 2, 2008 (Sunday)

March 3, 2008 (Monday)

Conference call, AJP, D. Williams
0.66 hrs

March 4, 2008 (Tuesday)

Telephone calls, AJP, C. Watson; review e-mails, correspondence, faxes and documents
2.00 hrs

March 5, 2008 (Wednesday)

March 6, 2008 (Thursday)

Review e-mail correspondence, faxes and documents, prepare for hearing
3.00 hrs

March 7, 2008 (Friday)

Meeting with counsel prior to, during and after hearing; attend hearing; conference call, R. Gonzalez
12.00 hrs

March 8, 2008 (Saturday)

Telephone conference, AJP and counsel for interested parties
1.0 hrs

March 9, 2008 (Sunday)

March 10, 2008 (Monday)

Review e-mails, correspondence, faxes and documents;
3.00 hrs

March 11, 2008 (Tuesday)

Telephone conference, AJP, Geronimo meeting; Copsidas and Counsel
3.75 hrs

March 12, 2008 (Wednesday)

Telephone calls, J. Gilreath
1.41 hrs

March 13, 2008 (Thursday)

March 14, 2008 (Friday)

Telephone conference, AJP, J. Gilreath, K. Few
0.75 hrs

March 15, 2008 (Saturday)

Telephone conference, AJP re: various Estate/Trust matters
1.00 hrs

March 16, 2008 (Sunday)

March 17, 2008 (Monday)

Telephone call, AJP; to Columbia, meet with AJP and D. Williams
3.00 hrs

March 18, 2008 (Tuesday)

Telephone calls, D. Williams; meeting with AJP and J. Bailey re: Estate/Trust matters
4.50 hrs

March 19, 2008 (Wednesday)

Telephone conference, AJP, D. Williams, K. Few, J. Gilreath, J. Bailey re: pleadings and other matters;
telephone conference, AJP and J. Gilreath (late afternoon)
4.50 hrs

March 20, 2008 (Thursday)

Telephone calls, AJP; work on proposed Order; telephone call, AJP (afternoon); e-mail D. Williams
5.00 hrs

March 21, 2008 (Friday)

Review e-mails, correspondence, faxes and documents; conference call, AJP; work on consignment issues, TPP issues; receive/review contract proposals

4.00 hrs

March 22, 2008 (Saturday)

March 23, 2008 (Sunday)

March 24, 2008 (Monday)

March 25, 2008 (Tuesday)

Meeting with AJP; AJP and J. Bailey; re: numerous Estate/Trust issues; various telephone calls

5.25 hrs

March 26, 2008 (Wednesday)

Telephone call, AJP; talk with J. Bailey and D. Williams; review e-mails, correspondence, faxes and documents;

0.66 hrs

March 27, 2008 (Thursday)

Various telephone calls; receive and review e-mails re: taxes, affidavit; review correspondence, faxes and documents

2.00 hrs

March 28, 2008 (Friday)

March 29, 2008 (Saturday)

Review e-mails, correspondence, faxes and documents

3.00 hrs

March 30, 2008 (Sunday)

Review e-mails, correspondence, faxes and documents

2.00 hrs

March 31, 2008 (Monday)

Multiple telephone calls, AJP; receive and review faxes and various documents in preparation for hearing; telephone conference with AJP and counsel in preparation for hearing.

5.00 hrs

April 1, 2008 (Tuesday)

Review e-mail, correspondence, faxes and documents; meeting with AJP re: Christie's

4.00 hrs

April 2, 2008 (Wednesday)

Review e-mail, correspondence, faxes and documents; meeting with AJP re: Christie's
4.25 hrs

April 3, 2008 (Thursday)

To Beech Island Estate preparation of SJ claims; telephone call, Windsor Jewelers and Richard's Furrier
5.00 hrs

April 4, 2008 (Friday)

Work on SJ filing; to Beech Island Estate; telephone call, Windsor Jewelers and Richard's Furrier
6.00 hrs

April 5, 2009 (Saturday)

Meeting with AJP and Kate; work with AJP on contract; other issues (Christie's)
1.25 hrs

April 6, 2008 (Sunday)

April 7, 2008 (Monday)

April 8, 2008 (Tuesday)

Various telephone conferences, K. Few, J. Gilreath, J. Bailey; D. Williams; review e-mails, correspondence, faxes and documents
6.00 hrs

April 9, 2008 (Wednesday)

Telephone conference, AJP, J. Gilreath, K. Few, D. Williams; review e-mails, correspondence, faxes and documents; telephone calls, AJP and others; Affidavit, Levenson
3.58 hrs.

April 10, 2008 (Thursday)

April 11, 2008 (Friday)

To Greenville, meet with K. Few; to Newberry re: return motion preliminary injunction
10.00 hrs

April 12, 2008 (Saturday)

April 13, 2008 (Sunday)

Review e-mails, correspondence, faxes and documents; telephone conference with AJP, K. Few; work on motions, affidavits, other numerous matters
5.00 hrs

April 14, 2008 (Monday)

Work with AJP and J. Bailey on Return to Pro Hac Vice Motion, SJ; Telephone conference with AJP and R. Gonzalez
1.75 hrs

April 15, 2008 (Tuesday)

Telephone conference with AJP, M.F. Jowers, D. Michel; meeting with AJP and M.F. Jowers
3.50 hrs

April 16, 2008 (Wednesday)

Review e-mails, correspondence, faxes and documents; meeting with AJP to review correspondence and documents; telephone conference with counsel
2.00 hrs

April 17, 2008 (Thursday)

Review e-mails, correspondence, faxes and documents; telephone conference with AJP and D. Williams re: Motion SJ
2.75 hrs

April 18, 2008 (Friday)

Various telephone calls, AJP, News 12, Susan Weaver; telephone call AJP and Jackie Hollander; conference call, AJP and K. Few; telephone call, AJP re: appeal D&B bond, Appeal Cannon bond; t/c Tiffany Richards; review Smith Barney Arbitration, Federal Court; Forlando Case
6.00 hrs

April 19, 2008 (Saturday)

To Greenville, meet with K. Few and AJP on pending cases
8.25 hrs

April 20, 2008 (Sunday)

Telephone call, AJP re: taxes, etc.
0.66 hrs

April 21, 2008 (Monday)

Telephone call, AJP; review Motion SJ and data, DC&B; to Columbia, Meet with AJP, Louis and Lori
5.00 hrs

April 22, 2008 (Tuesday)

Telephone call, AJP; t/c, L. Levenson; t/c J. Gilreath; review e-mails, correspondence, faxes and documents;
2.50 hrs

April 23, 2008 (Wednesday)

Review of file re: reorganization outline to be done; review e-mails, correspondence, faxes and documents
6.00 hrs

April 24, 2008 (Thursday)

Organize file and documents in preparation of hearing 4/25/08
8.75 hrs

April 25, 2008 (Friday)

Prepare for court; attend hearing; to Beech Island Estate
9.50 hrs

April 26, 2008 (Saturday)

April 27, 2008 (Sunday)

April 28, 2008 (Monday)

Various t/c's, AJP
1.00 hrs

April 29, 2008 (Tuesday)

Meeting with AJP re: various Estate/Trust matters
2.66 hrs

April 30, 2008 (Wednesday)

t/c's AJP, Furrier, Christie's; t/c, AJP, Jeanette and Hartley
1.50 hrs

May 1, 2008 (Thursday)

T/c, AJP; review e-mails, correspondence, faxes and documents; various telephone calls, AJP, D. Williams, J. Gilreath, A. Rothschild and others
1.50 hrs

May 2, 2008 (Friday)

Review e-mails, correspondence, faxes and documents; review motions and other pending matters
2.00 hrs

May 3, 2008 (Saturday)

May 4, 2008 (Sunday)

May 5, 2008 (Monday)

T/c, AJP and D. Williams; review documents; t/c, AJP and Art Gold
2.50 hrs

May 6, 2008 (Tuesday)

Preparation for depositions; travel to Columbia for depositions re: Chicago litigation
12.00 hrs

May 7, 2008 (Wednesday)

T/c, D. Williams; conf call, AJP, Christie's representative re: sale; conf call, AJP, J. Bailey re: various matters; review e-mails, correspondence, faxes and documents
6.80 hrs

May 8, 2008 (Thursday)

Conf call, AJP, Christie's representative; review e-mails, correspondence, faxes and documents
2.00 hrs

May 9, 2008 (Friday)

May 11, 2008 (Sunday)

May 12, 2008 (Monday)

t/c's; AJP, J. Bailey, L. Friedman; Aiken County Clerk of Court; review e-mails, correspondence, faxes and documents
2.00 hrs

May 13, 2008 (Tuesday)

Various t/c's, AJP; t/c, C. Watson; t/c, Art Gold
1.75 hrs

May 14, 2008 (Wednesday)

Various conf calls, AJP, D. Williams; AJP, J. Bailey; AJP, JD McAlpine of Haber Corp.; meeting with AJP and K. Few
1.25

May 15, 2008 (Thursday)

T/c AJP; meet with AJP and K. Few; review e-mails, correspondence, faxes and documents
2.75 hrs

May 16, 2008 (Friday)

t/cs, AJP
0.50 hrs

May 18, 2008 (Sunday)

May 19, 2008 (Monday)

t/c, AJP; t/c, AJP and J. Bailey; t/c, C. Watson; RLB, Jr., deposition (Chicago case); t/c AJP and K. Few
2.83 hrs

May 20, 2008 (Tuesday)

t/c, AJP, work on finalizing, distributing First Semi-Annual Report; t/cs, AJP; t/c, AJP, R. Gonzalez, and J.

Bailey
2.50 hrs

May 21, 2008 (Wednesday)

T/c, AJP, meeting with AJP and J. Bailey; contempt motion, receive and review e-mails, correspondence, faxes and documents
4.00 hrs

May 22, 2008 (Thursday)

May 23, 2008 (Friday)

T/c, AJP; t/c, K. Babcock; receive and review e-mails, correspondence, faxes and documents
1.16 hrs

May 24, 2008 (Saturday)

May 25, 2008 (Sunday)

May 26, 2008 (Monday)

Meeting with AJP in Columbia; t/c Christie's, Pullman; review items on meeting agenda; discuss hearing agenda; meeting with AG; review returns to motions, prepare and serve; receive and review e-mails, correspondence, faxes and documents
4.00 hrs

May 27, 2008 (Tuesday)

May 28, 2008 (Wednesday)

To J. Bailey's office; t/c, AJP; to Clerk's Office; edit, assemble and file motion, returns; receive and review e-mails, correspondence, faxes and documents
1.66 hrs

May 29, 2008 (Thursday)

To Columbia; prepare for meeting with AG; to AG – meeting with McMaster, McIntosh, Jones, Jowers, John Rainey, AJP; meeting with AJP, review chronology; t/c, AJP, Neal Dickert; t/c, AJP, K. Few, J. Gilreath; meeting with D. Williams, AJP, C. Watson, review discovery
10.00 hrs

May 30, 2008 (Friday)

Receive and review e-mails, correspondence, faxes and documents (with attachments, motions, and returns)
2.33 hrs

May 31, 2008 (Saturday)

Receive and review e-mails, correspondence, faxes and documents; review work-product, chronology
1.00 hrs

June 1, 2008 (Sunday)

Review work-product, chronology; receive and review e-mails, correspondence, faxes and documents
2.00 hrs

June 2, 2008 (Monday)

T/c, AJP; t/c, AJP K. Few; t/c, AJP, L. Levenson; t/c, AJP, D. Williams; t/c, N. Dickert and meeting with J. Bailey; t/c AJP and J. Bailey; t/c AJP, D. Williams, J. Gilreath; conference call Judge Early and all attorneys; t/c J. Bailey, D. Williams; t/c D. Williams, J. Gilreath; review Cureton Order, pending cases, administrative; Pullman, settlement; contempt, Pro Hac Vice, Hammond
5.25 hrs

June 3, 2008 (Tuesday)

T/c AJP
0.33 hrs

June 4, 2008 (Wednesday)

Review Hammond e-mails, t/c, AJP and Christies; review discovery responses in cases of Bradley, Dallas on claims; t/c N. Dickert; meeting with Adam and Cole; t/c, L. Levenson
8.41 hrs

June 5, 2008 (Thursday)

T/c AJP, J. Bailey; prepare for and attend conference call, AJP, J. Bailey, L. Levenson; separately and together; t/c D. Williams; t/c AJP; email to L. Levenson, receive and review e-mails, correspondence, faxes and documents
2.41 hrs

June 6, 2008 (Friday)

t/cs AJP; t/c J. Bailey; t/c D. Williams, C. Watson; receive and review e-mails, correspondence, faxes and documents; receive, review and edit authorization and waiver re: depos Shearer and McGahee
2.00 hrs

June 7, 2008 (Saturday)

June 8, 2008 (Sunday)

June 9, 2008 (Monday)

t/c AJP; review draft correspondence; t/c AJP and D. Williams re: discovery; t/c C. Watson; receive and review e-mails, correspondence, faxes and documents
3.00 hrs

June 10, 2008 (Tuesday)

T/c AJP; review matter re: suit J. Gilreath and K. Few vs DC, BD, AB, Farr, Enterprise Bank, Katz and GT; t/c C. Watson; t/c AJP; t/c D. Williams; t/c AJP and D. Williams

7.08 hrs

June 11, 2008 (Wednesday)

T/cs AJP; meeting with D. Williams; meeting with C. Watson; work on chronology for AJP and attorneys
5.41 hrs

June 12, 2008 (Thursday)

t/c AJP; work on chronology for trial, preparation and attorney review; t/c L. Levenson and AJP; t/c AJP
3.33 hrs

June 13, 2008 (Friday)

T/c AJP; t/c AJP and D. Williams; t/c D. Williams and C. Watson; t/c D. Williams; receive and review e-mails, correspondence, faxes and documents
5.50 hrs

June 14, 2008 (Saturday)

Work on Attorney/Client Privilege with AJP
5.00 hrs

June 15, 2008 (Sunday)

Meeting with AJP and D. Williams in Columbia
5.00 hrs

June 16, 2008 (Monday)

T/c AJP; t/c AJP, K. Few; t/c D. Williams and C. Watson; receive and review e-mails, correspondence, faxes and documents
4.00 hrs

June 17, 2008 (Tuesday)

Communications, D. Williams and C. Watson; communication with AJP; two meetings with AJP; t/conf, AJP, S. Jones, MF Jowers, J. McIntosh; receive and review e-mails, correspondence, faxes and documents; work on Confidentiality Order
4.00 hrs

June 18, 2008 (Wednesday)

t/c AJP; t/c C. Watson; continue work on Confidentiality Order
1.50 hrs

June 19, 2008 (Thursday)

t/c (multiple) AJP; finish Protective and Confidentiality Order; receive and review e-mails, correspondence, faxes and documents; read Corbis deposition (part)
6.50 hrs

June 20, 2008 (Friday)

T/c AJP; t/c AJP, D. Williams re: Reply; Judge Cureton's Order re federal discovery; t/c AJP; t/c D. Williams (re: Order related to Cureton Order)
2.00 hrs

June 22, 2008 (Sunday)

June 23, 2008 (Monday)

T/c AJP; t/c AJP and D. Williams (with effort to reach C. Watson); review memos for/against reconsideration NY litigation; t/c AJP; receive and review e-mails, correspondence, faxes and documents; work on organization of files and filing
3.00 hrs

June 24, 2008 (Tuesday)

T/c L. Levenson; meeting with AJP and Cole (from AJP's office)
5.00 hrs

June 25, 2008 (Wednesday)

T/c AJP; t/c L. Levenson; receive and review e-mails, correspondence, faxes and documents
0.50 hrs

June 26, 2008 (Thursday)

June 27, 2008 (Friday)

t/c AJP; t/c AJP, J. Gilreath; receive and review 12(b) Motion; research and edit; receive and review e-mails, correspondence, faxes and documents
5.00 hrs

June 28, 2008 (Saturday)

t/c AJP; receive and review e-mails, correspondence, faxes and documents
2.00 hrs

June 29, 2008 (Sunday)

June 30, 2008 (Monday)

Meeting with AJP, K. Few, J. Gilreath and D. Williams; attend hearing; meeting with J. Gilreath, K. Few, D. Williams and C. Watson
6.25 hrs

July 1, 2008 (Tuesday)

July 2, 2008 (Wednesday)

July 3, 2008 (Thursday)

July 5, 2008 (Saturday)

July 6, 2008 (Sunday)

t/c AJP, work on 12(b) Motion, answers; plan of action; discussion re: Christie's
3.25 hrs

July 7, 2008 (Monday)

Answer Counterclaim and Cross-claim AG's action Special Trustee; t/c AJP; t/c K. Few; t/c J. Gilreath; receive and review e-mails, correspondence, faxes and documents
11.00 hrs

July 8, 2008 (Tuesday)

Continue Answer Counterclaim and Cross-claim AG's action, edit; t/c and meeting J. Gilreath, AJP, D. Williams, C. Watson in Columbia
10.75 hrs

July 9, 2008 (Wednesday)

T/c AJP; T/c AJP, J. Gilreath and C. Watson; receive and review e-mails, correspondence, faxes and documents
4.50 hrs

July 10, 2008 (Thursday)

t/c D. Williams; t/c C. Watson; t/c D. Williams, C. Watson and AJP; meeting in AJP's office in Columbia with Tressa, AJP, Jim Richardson, D. Williams
8.00 hrs

July 11, 2008 (Friday)

t/c AJP; to Columbia to meet with AJP, Tressa, D. Williams to work on Return to Motion and Motion to Lift Stay, t/c J. Gilreath; visit with J. Bailey
9.00 hrs

July 12, 2008 (Saturday)

July 13, 2008 (Sunday)

t/c AJP
0.25 hrs

July 14, 2008 (Monday)

t/c D. Williams; t/c AJPO; t/c S. Johnson and AJP; t/c AJP and J. Gilreath; t/c D. Williams; finish reviewing Corbis transcript; t/cs AJP
2.00 hrs

July 15, 2008 (Tuesday)

t/cs AJP; t/c K. Few; t/c J. Bailey; t/c J. Gilreath; receive and review e-mails, correspondence, faxes and documents; filing
7.00 hrs

July 16, 2008 (Wednesday)

Travel, Aiken, SC to New York, Christie's Sale
9.00 hrs

July 17, 2008 (Thursday)

Attend Christie's Sale
8.50 hrs

July 18, 2008

To Christie's for final numbers
1.00 hrs

July 20, 2008 (Sunday)

Return travel, New York to Aiken, SC (after Christie's Sale)
8.75 hrs

July 21, 2008 (Monday)

T/cs AJP; t/c C. Watson; receive and review e-mails, correspondence, faxes and documents
0.25 hrs

July 22, 2008 (Tuesday)

t/cs AJP; t/c C. Watson; review motion costs; review orders re Will/Trust/Heirs proceedings; meeting with J. Bailey; meeting with Steve Johnson, Xavier Starkes, AJP; travel to and from Brown Estate with X. Starkes, S. Johnson, AJP and Rickie Thornton
9.00 hrs

July 23, 2008 (Wednesday)

t/c AJP; t/c AJP, C. Watson and D. Williams; receive and review e-mails, correspondence, faxes and documents
3.41 hrs

July 24, 2008 (Thursday)

t/cs AJP, discuss 7/31/08 hearing and N. Dickert's letter and disk
0.66 hrs

July 25, 2008 (Friday)

Meeting with D. Williams; t/cs AJP; receive and review e-mails, correspondence, faxes and documents; t/c C. Watson; D. Williams and AJP
2.00 hrs

July 26, 2008 (Saturday)

July 27, 2008 (Sunday)

July 28, 2008 (Monday)

Meeting at AJP's office in Columbia re: Order and Confidentiality Agreement, Wills/Trust/Heirs; t/cs R. Rosen; t/c Hutson-Etherredge re: insurance; t/c Security Federal Bank re loan; t/c AJP
6.33 hrs

July 29, 2008 (Tuesday)

T/c Strom Thurmond, Jr.; t/cs to and from C. Watson; email to C. Watson; t/c D. Williams; receive and review Order of Judge Early of 7/25/08; t/c C. Watson and D. Williams re: Confidentiality Agreement; t/c AJP, Bell Sellars and MF Jowers; t/c AJP, D. Williams and C. Watson; receive and review AJP's Amended Interrogatory Answers
3.75 hrs

July 30, 2008 (Wednesday)

t/c AJP Bill Sellars and Peggy at Security Federal Bank re: loan \$15,000.00, 60-Day Note; t/c AJP, S. Jones and MF Jowers; t/c AJP; t/c Fletch re e-mails; receive and review AJP's amended interrogatory answers; t/c AJP and D. Williams; t/c AJP and Matt Bodman, t/c AJP and Bill Sellars; t/c AJP and L. Levenson
4.50 hrs

July 31, 2008 (Thursday)

Travel Aiken to Columbia to attend motion hearing, Forlando v. RLB, Jr., et al, Judge Bertlesman via teleconference at C. Watson's office; meeting with Betsy Gray, C. Watson, Bob Horner, AJP and D. Williams; t/c AJP; got served by Aiken County Sheriff, re McDuffie County GA case, Georgia Farm Bureau
7.00 hrs

August 1, 2008 (Friday)

T/c AJP, receive and review e-mails, correspondence, faxes and documents; work on filing; t/c D. Williams; C. Watson; B. Gray; Phil Tellerine (carrier)
4.5 hrs

August 2, 2008 (Saturday)

August 3, 2008 (Sunday)

August 4, 2008 (Monday)

August 5, 2008 (Tuesday)

Meeting with AJP, Cole and J. Bailey; t/c K. Few, Frank Allen, Sherry Barnes; Ray Gonzalez, Alvin and Calvin Waters; receive and review e-mails, correspondence, faxes and documents; review and sign correspondence, returns; review proposed Orders; discuss litigation strategy and general estate and trust administration; sign Disallowance of Claim, Pullman

6.50 hrs

August 6, 2008 (Wednesday)

Receive telephone message and e-mail from Alvin and Calvin Waters, review same and file (actually two e-mails); receive and review emails; Wayne Byrd re: administration only; t/c AJP and D. Williams; t/c to and from AJP; t/c J. Gilreath; email to J. Gilreath; receive and review e-mails, correspondence, faxes and documents
1.41 hrs

August 7, 2008 (Thursday)

August 8, 2008 (Friday)

t/c AJP
1.00 hrs

August 9, 2008 (Saturday)

August 10, 2008 (Sunday)

Receive and review e-mails, correspondence, faxes and documents
1.00 hrs

August 11, 2008 (Monday)

t/cs AJP; t/c AJP and J. Bailey; t/c D. Williams
1.75 hrs

August 12, 2008 (Tuesday)

t/c AJP; to AJP's office for weekly meeting
3.25 hrs

August 13, 2008 (Wednesday)

t/cs AJP; t/c C. Watson; receive and review e-mails, correspondence, faxes and documents
3.25 hrs

August 14, 2008 (Thursday)

T/cs AJP; t/c L. Levenson; t/c AJP and D. Williams; receive and review e-mails, correspondence, faxes and documents
4.99 hrs

August 15, 2008 (Friday)

Meeting with D. Williams and AJP; meeting with AJP; t/c L. Levenson
5.5 hrs

August 16, 2008 (Saturday)

August 17, 2008 (Sunday)

August 18, 2008 (Monday)

t/c AJP; receive and review Motion re: Secret Settlement; to AJP's office (Pullman, Motion Secret Settlement); meeting with D. Williams; t/c S. Barnes re: Georgia case; t/c Tressa re: appeal; t/c R. Rosen (threats, lifeline, etc.)

7.50 hrs

August 19, 2008 (Tuesday)

Preparation for 8/19/08 hearing; attend hearing; t/c AJP; multiple attempts to reach Alan Medlin; t/c AJP and L. Levenson re: transition, checklist, etc; t/c AJP and Alan Medlin re: transition, cooperation, etc.

6.43 hrs

August 20, 2008 (Wednesday)

T/cs AJP; receive and review e-mails, correspondence, faxes and documents

1.00 hrs

August 21, 2008 (Thursday)

T/c C. Watson; t/c AJP; t/c J. Gilreath

0.75 hrs

August 22, 2008 (Friday)

August 23, 2008 (Saturday)

August 24, 2008 (Sunday)

Read first draft of Brief, Court of Appeals

1.00 hrs

August 25, 2008 (Monday)

T/c AJP; meeting with D. Williams; t/c C. Watson; read second draft of brief, Ct. of Appeals

4.00 hrs

August 26, 2008 (Tuesday)

t/c AJP re Brief (Ct of Appeals); fax to Security Federal and t/c to Frank Thomas; t/c AJP; work on Answer and Counterclaim, Pullman Group; t/c AJP and R. Gonzalez; review Draft of brief sent at noon; continue Answer and Counterclaim (Pullman)

6.25 hrs

August 27, 2008 (Wednesday)

Review latest brief draft; edit Answer and Counterclaim; 1st Interrogatories and 1st Request for Production; t/c Matt Ballenger; t/c AJP

5.16 hrs

August 28, 2008 (Thursday)

T/c (2) Matt Ballenger; edit Answer and Counterclaim, Pullman; Second draft to Adele; being third draft
5.16 hrs

August 29, 2008 (Friday)

t/c AJP; t/c Matt Ballenger; edit third and final draft of Answer and Counterclaim, Pullman; fax to AJP; t/c AJP
1.50 hrs

August 30, 2008 (Saturday)

Receive and review e-mails, correspondence, faxes and documents
3.00 hrs

August 31, 2008 (Sunday)

September 1, 2008 (Monday)

Move JB files from hallway into James Brown Room; receive and review e-mails, correspondence, faxes and documents
5.50 hrs

September 2, 2008 (Tuesday)

Weekly meeting with AJP; meeting with J. Bailey re correspondence sent and to be sent; answer and counterclaim, Pullman; Appellate Brief and Record
2.00 hrs

September 3, 2008 (Wednesday)

September 4, 2008 (Thursday)

Begin Answer to Hull Towill Claim; receive and review e-mails, correspondence, faxes and documents
0.50 hrs

September 5, 2008 (Friday)

Continue work on Answer to Hull Towill Claim; receive and review e-mails, correspondence, faxes and documents
0.50 hrs

September 7, 2008 (Sunday)

September 8, 2008 (Monday)

September 9, 2008 (Tuesday)

September 10, 2008 (Wednesday)

T/c AJP; email to all; letter to Judge Early and others; continue work on Answer to Hull Towill Claim; receive and review e-mails, correspondence, faxes and documents

5.00 hrs

September 11, 2008 (Thursday)

t/cs (4) AJP (one call including D. Williams); t/c C. Watson; continue work on Answer to Hull Towill claim; receive and review e-mails, correspondence, faxes and documents; t/c K. Few; t/c Steve M.; t/c Sherry Lydon and Regions

7.75 hrs

September 12, 2008 (Friday)

Continue work on Answer to Hull Towill Claim; receive and review e-mails, correspondence, faxes and documents

7.00 hrs

September 14, 2008 (Sunday)

Meeting with C. Watson and D. Williams re deposition preparation

3.00 hrs

September 15, 2008 (Monday)

t/c AJP; deposition preparation

3.00 hrs

September 16, 2008 (Tuesday)

t/c AJP (Aiken to Florence); document review; deposition preparation (while in Florence); t/c AJP (Florence to Columbia); meeting with D. Williams and AJP in Columbia

8.00 hrs

September 17, 2008 (Wednesday)

T/c AJP (Aiken to Florence); review documents; deposition preparation; telephone call, AJP (Florence to Columbia); meeting with AJP; D. Williams and C. Watson in Columbia

8.08 hrs

September 18, 2008 (Thursday)

t/c AJP (Camden to Florence); review documents, deposition preparation

2.50 hrs

September 19, 2008 (Friday)

Meeting with D. Williams and C. Watson; review documents; deposition preparation

4.83 hrs

September 20, 2008 (Saturday)

Document review and deposition preparation; receive and review e-mails, correspondence, faxes and documents

5.08 hrs

September 21, 2008 (Sunday)

Document review and deposition preparation; receive and review e-mails, correspondence, faxes and documents
6.83 hrs

September 22, 2008 (Monday)

Deposition preparation and video deposition taken
12.50 hrs

September 23, 2008 (Tuesday)

Attend the taking of AJP's Video Deposition
11.75 hrs

September 24, 2008 (Wednesday)

T/c AJP, Bill Sellars; receive and review e-mails, correspondence, faxes and documents; t/c J. Bailey; review and approve page 1, Estate Tax Return; all of attachments; review by phone tax return
3.16 hrs

September 25, 2008 (Thursday)

t/cs (2) AJP; receive and review Return to Motion to Stay, edit
0.83

September 26, 2008 (Friday)

T/c Adele
0.50 hrs

September 27, 2008 (Saturday)

Attend deposition of Forlando Brown in Columbia
11.00 hrs

September 28, 2008 (Sunday)

September 29, 2008 (Monday)

Hearing and preparation; meeting with AJP, J. Bailey and D. Williams
10.00 hrs

September 30, 2008

October 1, 2008 (Wednesday)

t/c AJP
0.50 hrs

October 2, 2008 (Thursday)

t/c D. Williams; t/c AJP
0.50 hrs

October 3, 2008 (Friday)

t/c AJP; work on Answers; receive and review e-mails, correspondence, faxes and documents
2.50 hrs

October 6, 2008 (Monday)

Begin draft of Answer (part) to Tom Wells' Claim; receive and review e-mails, correspondence, faxes and documents
2.00 hrs

October 7, 2008 (Tuesday)

October 8, 2008 (Wednesday)

T/c AJP; t/c L. Levenson, A. Medlin, David, Jean; weekly meeting with AJP; work on answers and claims
6.50 hrs

October 9, 2008 (Thursday)

October 10, 2008 (Friday)

Receive and review e-mails, correspondence, faxes and documents; filing; t/c J. Bailey; t/c AJP
2.00 hrs

October 12, 2008 (Sunday)

October 13, 2008 (Monday)

t/cs (3) AJP; receive and review e-mails, correspondence, faxes and documents
1.00 hrs

October 14, 2008 (Tuesday)

Receive and review e-mails, correspondence, faxes and documents; filing; various t/cs, AJP and others
2.50 hrs

October 15, 2008 (Wednesday)

October 16, 2008 (Thursday)

October 18, 2008 (Saturday)

October 19, 2008 (Sunday)

October 20, 2008 (Monday)

t/c AJP; t/c J. Bailey; t/c J. Gilreath; receive and review e-mails, correspondence, faxes and documents
2.25 hrs

October 21, 2008 (Tuesday)

October 22, 2008 (Wednesday)

Meeting with AJP and J. Bailey; t/c C. Watson and D. Williams; prepare for hearing
4.00 hrs

October 23, 2008 (Thursday)

T/c AJP; L. Levenson; attend hearing; receive and review e-mails, correspondence, faxes and documents
9.00 hrs

October 24, 2008 (Friday)

Receive and review e-mails, correspondence, faxes and documents; filing; review motion to intervene and
Dismiss AG's action; review, edit and sign affidavit for filing in Court of Appeals
5.00 hrs

October 25, 2008 (Saturday)

October 27, 2008 (Monday)

October 28, 2008 (Tuesday)

Review Matt Ballenger's brief; t/c AJP re NY Brief; t/c Matt and Adam and AJP re NY Brief; t/c J. Bailey; t/c
AJP re agenda for meeting; meeting with AJP; t/c J. Gilreath
5.00 hrs

October 29, 2008 (Wednesday)

October 30, 2008

October 31, 2008 (Friday)

November 1, 2008 (Saturday)

November 2, 2008 (Sunday)

November 3, 2008 (Monday)

Read AJP's deposition transcript, federal suit
3.00 hrs

November 4, 2008 (Tuesday)

Read depositions, federal suit; meeting with AJP and J. Bailey; t/c D. Williams and C. Watson; receive and
review e-mails, correspondence, faxes and documents
4.75 hrs

November 5, 2008 (Wednesday)

November 6, 2008 (Thursday)

Continue reading deposition transcripts, pleadings; review e-mails, correspondence, faxes and documents; t/cs
(2) AJP; t/c D. Williams
8.00 hrs

November 7, 2008 (Friday)

November 8, 2008

Continue reading deposition transcripts and review of documents; receive and review e-mails, correspondence, faxes and documents
4.00 hrs

November 9, 2008 (Sunday)

Continue reading deposition transcripts and review of documents; receive and review e-mails, correspondence, faxes and documents
3.00 hrs

November 10, 2008 (Monday)

Continue reading deposition transcripts and review of documents; review affidavit; t/c AJP and D. Williams; receive and review e-mails, correspondence, faxes and documents
4.00 hrs

November 11, 2008 (Tuesday)

Travel to Columbia for trial preparation and review of documents; various calls to attorneys
13.50 hrs

November 12, 2008 (Wednesday)

T/c s (2) AJP; review various documents
3.00 hrs

November 13, 2008 (Thursday)

Review deposition transcripts
1.00 hrs

November 14, 2008 (Friday)

All day meeting with AJP; Motions (4) McMaster; begin Answer and Counterclaim, McMaster; preparation with C. Watson and D. Williams
9.75 hrs

November 15, 2008 (Saturday)

T/c C. Watson, D. Williams and AJP; continue review of documents for final preparation
7.00 hrs

November 16, 2008 (Sunday)

Review deposition, Forlando

3.16 hrs

November 17, 2008 (Monday)

Travel to Beaufort; preparation for Motion for Injunction, Forlando

15.00 hrs

November 18, 2008 (Tuesday)

Trial in Beaufort re Forlando Motion for Injunction

16.00 hrs

November 19, 2008 (Wednesday)

Trial in Beaufort re Forlando Motion for Injunction

12.00 hrs

November 20, 2008 (Thursday)

Meeting with AJP and J. Bailey; work on Answer and Counterclaim to Third-Party Complaints McMaster Case

8.00 hrs

November 21, 2008 (Friday)

Work on Answer and Counterclaim and Cross-Claim, McMaster; telephone calls (2) AJP; meeting with J. Bailey; receive and review e-mails, correspondence, faxes and documents

9.00 hrs

November 23, 2008 (Sunday)

November 24, 2008 (Monday)

Multiple telephone calls, AJP; meeting with J. Bailey; read and sign Affidavit; receive and review e-mails, correspondence, faxes and documents

4.00 hrs

November 25, 2008 (Tuesday)

November 26 -November 30, 2008 (Wed. - Sun)

December 1, 2008 (Monday)

Receive and review Warner's pleadings, motions, begin drafting Answer; receive and review e-mails, correspondence, faxes and documents

1.00 hrs

December 4, 2008 (Mon- Thurs)

December 5, 2008 (Friday)

Telephone call J. Bailey; email response to JC Nicholson; receive and review e-mails, correspondence, faxes and documents
2.00 hrs

December 7, 2008 (Sunday)

December 8, 2008 (Monday)

Edit proposed responses of J. Bailey to AG re proposed order Bauknight as Special PR/TR; t/c AJP, J. Bailey and Tressa Hayes; t/c AJP, Tressa, Audra Byrd re letter and order; telephone Clerk of Court and Chambers; fax to Judge Early re Bauknight
1.75 hrs

December 9, 2008 (Tuesday)

Multiple t/cs, AJP; t/c J. Bailey; review emails to Judge Early; receive and review e-mails, correspondence, faxes and documents
1.50 hrs

December 10, 2008 (Wednesday)

December 11, 2008 (Thursday)

T/c AJP; review AG letter; e-mails AJP and Shirley
1.50 hrs

December 12, 2008 (Friday)

December 13, 2008 (Saturday)

December 14, 2008 (Sunday)

December 15, 2008 (Monday)

December 16, 2008 (Tuesday)

Work on Answer to Warner's Response/Requests; receive and review e-mails, correspondence, faxes and documents
3.25 hrs

December 17, 2008 (Wednesday)

December 18, 2008 (Thursday)

t/c AJP (Aiken to Florence); work on Answer to Warner's; t/c AJP
3.66 hrs

December 19, 2008 (Friday)

December 20, 2008 (Saturday)

Work on Answer Cannon (Warner); receive and review e-mails, correspondence, faxes and documents
1.25 hrs

December 21, 2008 (Sunday)

December 22, 2008 (Monday)

Edit Answer to Cannon (Warner); t/c AJP; sign letter to accountant; receive and review e-mails, correspondence, faxes and documents
6.50 hrs

December 23, 2008 (Tuesday)

Review Cannon's appellate brief; work on Answer; complete fourth draft of Answer; receive and review e-mails, correspondence, faxes and documents; meeting with J. Bailey; edit Answer to Cannon (Warner); t/cs (3) AJP; t/c J. Gilreath
8.25 hrs

December 24, 2008 (Wednesday)

Edit Brief Cannon Court of Appeals (Warner); t/c AJP, Laura and Tressa; receive and review e-mails, correspondence, faxes and documents
2.00 hrs

December 25-December 26, 2008 (Th - Fri.)

December 27, 2008 (Saturday)

December 28, 2008 (Sunday)

December 29, 2008 (Monday)

T/c Fletch; t/c Art Gold's office; t/c AJP; t/c J. Bailey; receive and review e-mails, correspondence, faxes and documents
1.00 hrs

December 31, 2008 (Wed)

January 1, 2009 (Thursday)

January 2, 2009 (Friday)

Meeting with AJP; meeting with J. Bailey; meeting with Will, David W.; receive and review e-mails, correspondence, faxes and documents
6.50 hrs

January 3, 2009 (Saturday)

January 4, 2009 (Sunday)

January 5, 2009 (Monday)

t/c AJP; follow-up email to Dr. Einhorn and review his email; receive and review e-mails, correspondence, faxes and documents

0.83 hrs

January 6, 2009 (Tuesday)

t/cs AJP; receive and review e-mails, correspondence, faxes and documents

2.75 hrs

January 7, 2009 (Wednesday)

t/c D. Williams; t/c AJP; review Tressa's Motion; email to and from Lori Christman; receive and review e-mails, correspondence, faxes and documents

2.25 hrs

January 8, 2009 (Thursday)

January 9, 2009 (Friday)

Work with AJP re: motion; work with J. Bailey re: motion; review Order, Judge Early; to James Brown Property in Beech Island for family to visit

5.00 hrs

January 10, 2009 (Saturday)

January 11, 2009 (Sunday)

January 12, 2009 (Monday)

T/c D. Williams; receive and review e-mail, print and review proposed memo to Federal Court; t/c AJP; conference call with D. Williams, AJP; continue review of proposed memo, federal case; t/c AJP; t/c D. Williams; t/c C. Watson; review edited Memo; review and edit letter to Dr. Cox; sign edited letter to Dr. Cox

7.00 hrs

January 13, 2009 (Tuesday)

T/c AJP (Columbia to Florence); t/c AJP (Florence to Columbia); t/c (2) to AJP while in Florence

2.33 hrs

January 14, 2009 (Wednesday)

T/c AJP (Columbia to Florence); t/c Fletch and Laura (Florence to Columbia); meet with AJP in Columbia

3.16 hrs

January 15, 2009 (Thursday)

T/c AJP (Columbia to Florence); t/c AJP while in Florence; t/c AJP (Florence to Camden)

1.75 hrs

January 16, 2009 (Friday)

Review Corbis Documents

1.00 hrs

January 17, 2009 (Saturday)

Read and prepare for Corbis meeting in New York

1.00 hrs

January 18, 2009 (Sunday)

T/cs (4) AJP; t/c Leon Friedman; t/c Art Gold; meeting with Art Gold and AJP (all in New York) re Corbis

3.66 hrs

January 19, 2009 (Monday)

Review Corbis Brief (Cook County, Ill.); meeting at Corbis with GreenLight (Julie Bauer, Mary Pat Benz, Claire Keeley, Martin Cribbs, Art Gold, AJP)

6.75 hrs

January 20, 2009

Receive and review e-mails, correspondence, faxes and documents; meeting with AJP, D. Williams in Columbia; receive, review and sign and fax affidavit

5.16 hrs

January 21, 2009 (Wednesday)

Telephone call AJP re Return to David Bell's Response to McMaster (in wrong case); edit and fax Return to Bell's Memo

0.58 hrs

January 22, 2009 (Thursday)

T/cs AJP; review Warner's filing in McMaster; review Warner's filing in Court of Appeals (Buchanan and Pope); t/c Matt Ballenger; review fax Tressa Hayes

2.00 hrs

January 23, 2009 (Friday)

t/cs (3) AJP

1.25 hrs

January 24, 2009 (Saturday)

January 25, 2009 (Sunday)

January 26, 2009 (Monday)

January 27, 2009 (Tuesday)

Meeting with AJP; t/c J. Bailey; t/c Matt Ballenger; t/c Ray Gonzalez; t/c SC Department of Revenue; discuss agenda for Friday; various other miscellaneous matters
3.33 hrs

January 28, 2009 (Wednesday)

Receive and review e-mails, correspondence, faxes and documents; prepare for hearing, Friday 1/30/09
6.00 hrs

January 29, 2009 (Thursday)

To Columbia, meeting with AJP and Tressa; prepare for hearing on Friday 1/30/09
6.5 hrs

January 30, 2009 (Friday)

Prepare for and attend hearing in Aiken
11.50 hrs

January 31, 2009 (Saturday)

February 1, 2009 (Sunday)

February 2, 2009 (Monday)

T/c AJP, D. Williams, C. Watson; receive and review e-mails, correspondence, faxes and documents; review motions, briefs re McMaster Will case; Cannon Appeal; conference call, AJP, D. Williams and C. Watson
5.50 hrs

February 3, 2009 (Tuesday)

T/c AJP; review 4 drafts of letter to AG and edit; receive and review e-mails, correspondence, faxes and documents re 1/30/09 hearing and 2/26/09 hearing; t/c AJP and others; t/c Matt Ballenger
7.50 hrs

February 4, 2009 (Wednesday)

Work on Return Motion Approve Settlement etc; receive and review e-mails, correspondence, faxes and documents
8.00 hrs

February 5, 2009 (Thursday)

February 6, 2009 (Friday)

Receive, review and edit letter to AG re Federal Court extension; receive and review e-mails, correspondence, faxes and documents
2.50 hrs

February 7, 2009 (Saturday)

Westlaw search re dispute between AG and TR re Settlement and general; receive, review and organize various emails, AG, W. Byrd Music licenses
3.50 hrs

February 8, 2009 (Sunday)

February 9, 2009 (Monday)

T/c AJP (Aiken to Columbia); meeting at AJP's
5.00 hrs

February 10, 2009 (Tuesday)

T/c AJP (From Florence); t/c AJP (Florence to Columbia)
0.75 hrs

February 11, 2009 (Wednesday)

T/c AJP (Columbia to Florence); t/c AJP (Florence to Columbia)
2.00 hrs

February 12, 2009 (Thursday)

T/c's AJP
2.83 hrs

February 13, 2009 (Friday)

Meeting with AJP and J. Bailey in Aiken
4.00 hours

February 14, 2009 (Saturday)

February 15, 2009 (Sunday)

February 16, 2009 (Monday)

T/c AJP, D. Williams, J. Bailey re Pie Charts; letter to Judge Early (editing, etc.); review Bullet Points; t/c AJP and J. Bailey to discuss Bullet Points; edit Bullet Points (Word)
6.00 hrs

February 17, 2009 (Tuesday)

Meeting in Columbia with AJP, edit Bullet Points
6.00 hrs

February 18, 2009 (Wednesday)

T/c AJP; continue editing Bullet Points
4.50 hrs

February 19, 2009 (Thursday)

T/c AJP; review Joint Affidavit; review Affidavit in Support of injunction and Damages and Return; edit all, faxes to and from AJP; t/c AJP; letter to Gold; outline for GreenLight; finish Bullet Points, emails to AJP; t/cs (2) AJP; review emails, t/c J. Bailey
4.25 hrs

February 20, 2009 (Friday)

February 21, 2009 (Saturday)

February 22, 2009 (Sunday)

February 23, 2009 (Monday)

T/cs (2) AJP; review Motion SJ; Petition Guidance, etc; T/c D. Williams; to RMC Office, Certified copy of Trust Certificate, research
2.00 hrs

February 24, 2009 (Tuesday)

T/c AJP (AM); receive and review e-mails, correspondence, faxes and documents; t/c AJP (PM)
3.00 hrs

February 25, 2009 (Wednesday)

Feb. 26, 2009 (Thursday)

T/cs AJP; review Affidavit, Motion, Order, edit and fax; Review, edit and fax Memo, federal court
3.00 hrs

February 27, 2009 (Friday)

Meeting with AJP in Aiken; review documents
1.00 hrs

February 28, 2009 (Saturday)

March 2, 2009 (Monday)

March 3, 2009 (Tuesday)

March 4, 2009 (Wednesday)

March 5, 2009 (Thursday)

March 6, 2009 (Friday)

Attend hearing; on the witness stand; approve settlement

6.00 hrs

March 7, 2009 (Saturday)

March 8, 2009 (Sunday)

March 9, 2009 (Monday)

T/c AJP re: clearance; I Q. whether we could talk about administration without J. Bailey; she to check with J. Bailey; meanwhile not talk unless absolutely necessary; she will do clearance which I will review and call to her attention if problem

0.16 hrs

March 10, 2009 (Tuesday)

Review probate code (chambers on call); review e-mails, correspondence, faxes and documents

4.00 hrs

March 11, 2009 (Wednesday)

Review probate code while in chambers

2.33 hrs

March 12, 2009 (Thursday)

Review Probate Code in Chambers; multiple t/cs AJP

2.66 hrs

March 13, 2009 (Friday)

t/cs AJP; review 59(e), objection to Order (Rosen); review e-mails, correspondence, faxes and documents

3.00 hrs

March 14, 2009 (Saturday)

Review correspondence, AJP; review e-mails, correspondence, faxes and documents

0.25 hrs

March 15, 2009 (Sunday)

March 16, 2009 (Monday)

T/cs AJP

1.25 hrs

March 17, 2009 (Tuesday)

Meeting with AJP; meeting with AJP and J. Bailey; t/c Global Gaming

4.50 hrs

March 18, 2009 (Wednesday)

t/c AJP; Research probate code

3.25 hrs

March 19, 2009 (Thursday)

Review Probate Code; t/c AJP, edit letters faxed; review e-mails, correspondence, faxes and documents
7.25 hrs

March 20, 2009 (Friday)

T/c AJP; review emails (including GreenLight contract); t/c AJP re taxes; t/c AJP and Art Gold; review Probate Code anticipate 3/24/09 hearing; t/c Sonny Jones, JC, and Mary Frances
6.25 hrs

March 21, 2009 (Saturday)

March 22, 2009 (Sunday)

March 23, 2009 (Monday)

review e-mails, correspondence, faxes and documents; t/c D. Williams; review Probate Code
4.00 hrs

March 24, 2009 (Tuesday)

Review Probate Code; prepare for hearing re settlement approval
12.00 hrs

March 25, 2009 (Wednesday)

Prepare for and attend hearing re settlement
11.00 hrs

March 26, 2009 (Thursday)

Prepare for and attend hearing re settlement; consult expert by phone
11.00 hrs

March 27, 2009 (Friday)

March 28, 2009 (Saturday)

March 29, 2009 (Sunday)

March 30, 2009 (Monday)

T/cs AJP; t/c AJP J. Gilreath and Wayne Byrd
2.32 hrs

March 31, 2009 (Tuesday)

Meeting with AJP and J. Bailey
4.00 hrs

April 1, 2009 (Wednesday)

April 2, 2009 (Thursday)

T/c AJP; receive, review and discuss fax
2.16 hrs

April 3, 2009 (Friday)

April 4, 2009 (Saturday)

April 5, 2009 (Sunday)

April 6, 2009 (Monday)

Prepare for and attending hearing; meeting after hearing; J. Bailey, D. Williams, AJP, T. Hayes
14.00 hrs

April 7, 2009 (Tuesday)

T/cs AJP; t/c J. Gilreath; receive and review e-mails, correspondence, faxes and documents; meeting with IRS Agent who was confused (thought he was dealing with Estate Tax Return – really Inc. Tax Return of Estate)
3.00 hrs

April 8, 2009 (Wednesday)

Depositions AJP and RLB, Jr., by Attorney Usry for Tom Wells and subsequent meeting with AJP and J. Bailey
5.08 hrs

April 9, 2009 (Thursday)

April 10, 2009 (Friday)

April 11, 2009 (Saturday)

April 12, 2009 (Sunday)

April 13, 2009 (Monday)

T/c Pam (from Florence) re fax from Tressa – David Bell's letter faxed on Good Friday re USMJ Canon issues; t/c Judge Anderson; meeting with Judge Anderson in Columbia after Court in Florence
4.00 hrs

April 14, 2009 (Tuesday)

T/c Judge Currie's Office, Virginia Vroegop; t/c AJP and Tressa
1.00 hrs

April 15, 2009 (Wednesday)

T/c Judge Anderson; t/c Pam; t/c AJP; t/c Tressa re: Bell's letter of 4/10/09; t/c AJP and D. Williams re brief, proposed order re settlement; DLW and JCW's concern – obligation to report D. Bell's letter of 4/10/09 – consensus – send to Judge Early cc interested parties (avoid counterclaims of retaliation for the lawsuit and other issues)

2.00 hrs

April 16, 2009 (Thursday)

April 17, 2009 (Friday)

April 18, 2009 (Saturday)

April 19, 2009 (Sunday)

Proposed Order re settlement; receive and review e-mails, correspondence, faxes and documents

1.61 hrs

April 20, 2009 (Monday)

April 21, 2009 (Tuesday)

Review AJP's Memo; work on proposed Order; receive and review e-mails, correspondence, faxes and documents

10.50 hrs

April 22, 2009 (Wednesday)

Work on Order and Memo re Settlement

9.25 hrs

April 23, 2009 (Thursday)

Work on Order and Memo re Settlement Approval

6.75 hrs

April 24, 2009 (Friday)

April 25, 2009 (Saturday)

April 26, 2009 (Sunday)

April 27, 2009 (Monday)

T/c AJP; review Motion for Summary Judgment, Affidavit re sale of Beech Island property; affidavit re Approval Corbis/GreenLight; part of Plaintiff's Memo and Proposed Order – settlement; other various administrative issues

5.00 hrs

April 28, 2009 (Tuesday)

T/cs AJP; t/c Daryl Williams; review and sign Affidavit re Estate Tax issue and Plaintiffs' Attorney Fees, etc.; receive and review correspondence, memo (draft) and expert report, Morgan Stanley
2.50 hrs

April 29, 2009 (Wednesday)

T/c AJP; t/c J. Bailey; receive and review fax from Kendall Few; execute, mail and email representation letter to Art Gold
1.50 hrs

April 30, 2009 (Thursday)

May 1, 2009 (Friday)

T/cs AJP; email from Judge to all re Corbis; review fax from Kendall Few
1.00 hrs

May 2, 2009 (Saturday)

May 3, 2009 (Sunday)

May 4, 2009 (Monday)

Meeting with AJP in Columbia; work on Affidavits, letter, IRS; t/c Global Gaming; review and discuss correspondence; return to AG's email; other misc. matters
5.16 hrs

May 5, 2009 (Tuesday)

May 6, 2009 (Wednesday)

May 7, 2009 (Thursday)

May 8, 2009 (Friday)

T/c D. Williams; t/c AJP; t/c AJP and D. Williams
0.75 hrs

May 11, 2009 (Monday)

T/cs AJP
1.66 hrs

May 12, 2009 (Tuesday)

T/cs AJP; review K. Few's Amended Complaint
1.66 hrs

May 13, 2009 (Wednesday)

T/c AJP re response to Bell's letter re Beech Island; t/c AJP re PoGo's letter re Attorney Sparks letter to Forlando; t/c AJP re meeting later in the day; meeting with AJP and Tressa Hayes
5.50 hrs

May 14, 2009 (Thursday)

T/c AJP re meeting 5/13/2009; continued review Morgan Stanley, Amended Complaint and Exhibits; t/c Judge Joe Anderson re Bell's letter; t/c Judge Cam Currie re: Bell's letter
4.07 hrs

May 15, 2009 (Friday)

T/cAJP
0.50 hrs

May 16, 2009 (Saturday)

May 17, 2009 (Sunday)

May 18, 2009 (Monday)

Meeting with AJP in Aiken; work on Petition to be filed in Probate Court and CP Court; file and serve Return and Objection to Request of David Bell for Pro Hac Vice Status; receive and review e-mails, correspondence, faxes and documents
8.00 hrs

May 19, 2009 (Tuesday)

Review fax from K. Few; t/c AJP; review various motions to intervene; receive and review e-mails, correspondence, faxes and documents
2.00 hrs

May 20, 2009 (Wednesday)

Meeting with AJP and J. Bailey; accounting preparation and filing; draft (rough) plan of succession
4.66 hrs

May 21, 2009 (Thursday)

T/c AJP; review Petition Probate Court
1.00 hrs

May 22, 2009 (Friday)

Review Petition to be filed in Probate Court, Succession and Resignation; meeting with AJP
5.16 hrs

May 23, 2009 (Saturday)

May 25, 2009 (Monday)

Receive and review e-mails, correspondence, faxes and documents; review Order Approve Settlement; analysis; meeting with J. Bailey; T. Hayes and AJP

8.66 hrs

May 26, 2009 (Tuesday)

NOTE: The following, some of the Transition Items (May 27 - June 24) were not included in the time calculations:

May 27, 2009 (Wednesday)

Meeting with David Washington, Russell Bauknight (phone); meeting with J. Bailey, AJP, T. Hayes and D. Williams

6.83 hrs

May 28, 2009 (Wednesday)

Meeting with J. Bailey, AJP and T. Hayes re: 59(e) and Order dated 5/26/09

6.00 hrs

May 29, 2009 (Thursday)

Meeting with AJP and T. Hayes (phone) and J. Bailey re 59(e) Motion; t/c Kendall Few re Morgan Stanley mediation

2.50 hrs

May 30, 2009 (Friday)

Review draft of 59(e) Motion

0.50 hrs

May 31, 2009 (Saturday)

Review and edit draft of 59(e) Motion

3.00 hrs

June 1, 2009 (Sunday)

T/c J. Bailey; t/c J. Bailey and AJP; review and edit drafts 59(e) Motion

3.50 hrs

June 2, 2009 (Monday)

T/c K. Few; Meeting with AJP, Fred Kingsmore and Russell Bauknight (in Aiken)

3.25 hrs

June 3, 2009 (Tuesday)

T/C K. Few; t/c AJP; t/c J. Gilreath; T/cs AJP re transition; t/cs AJP re Morgan Stanley; t/c K. Few; t/c AJP re transition, checks, etc.; t/c Pam re: transition, checks, etc.

2.16 hrs

June 4, 2009 (Wednesday)

T/c J. Gilreath re: Morgan Stanley; t/c K. Few re: Morgan Stanley; t/cs AJP re: transition; receive and review K. Few's faxes re Morgan Stanley
1.83 hrs

June 5, 2009 (Thursday)

T/c AJP; t/c AJP and JKF; t/c AJP re both Morgan Stanley and transition (Confidential communications); t/c AJP, JKF and J. Gilreath; t/c AJP re Morgan Stanley (Confidential), transition, records/files, etc.
2.00 hrs

June 6, 2009 (Friday)

June 8, 2009 (Monday)

June 9, 2009 (Tuesday)

Meeting with AJP, Russell Bauknight and Rich Reames III, re transition; meeting with AJP, D. Williams, C. Watson, re status report Judge Bertlesman (Forlando Brown) transition issues
3.50 hrs

June 10, 2009 (Wednesday)

June 11, 2009 (Thursday)

June 12, 2009 (Friday)

Telephone call, AJP re transition; t/c J. Bailey re transition
1.41 hrs

June 13, 2009 (Saturday)

June 14, 2009 (Sunday)

June 15, 2009 (Monday)

T/c AJP re transition; t/c AJP and Jim Richardson re Appeal; t/c AJP; meeting with AJP
1.50 hrs

June 16, 2009 (Tuesday)

T/c AJP (a) with K. Few re Morgan Stanley witness ID; (b) with AJP re transition only; letter from R. Bauknight; letter to Cannon, Dallas and Bradley; t/c AJP, D. Williams, also R. Bauknight and Corkie Klett re Corbis Settlement
1.50 hrs

June 17, 2009 (Wednesday)

T/c AJP to RLB, Jr. re transition
2.00 hrs

June 18, 2009 (Thursday)

T/c AJP re transition (boxes, summaries)

0.41 hrs

June 19, 2009 (Friday)

June 22, 2009 (Monday)

Meeting with Jim Richardson, Tressa Hayes and AJP re appeal; meeting with AJP re transition

6.00 hrs

June 23, 2009 (Tuesday)

T/c AJP re transition; receive and review Court of Appeals Order re Cannon

1.00 hrs

June 24, 2009 (Wednesday)

Meeting with AJP (in Aiken) re transition

7.00

June 29, 2009 (Monday)

T/c J. Bailey re 59(e) Motion; receive in street mail Bauknight's "demand" letter; t/c J. Bailey and AJP re 59(e)

Motion and transition

Adele J. Pope, P.C.

ATTORNEY AT LAW

Certified Specialist in Estate Planning and Probate Law

1218 Taylor Street
PO Drawer 7125
Columbia, SC 29202-7125
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November 21, 2007

C. Havird Jones, Jr.
Senior Assistant Attorney General
Office of the South Carolina Attorney General
P.O. Box 11549
Columbia, South Carolina 29211
Fax: (803) 734-3677

BY FAX OR MAIL

Re: Estate of James Brown/James Brown 2000 Irrevocable Trust

Dear Sonny:

I am in receipt of your e-mail sent at 11:15 this morning and am responding to it quickly because of the coming holidays. Bob may want to answer this separately.

I do not fully understand your position with respect to the obvious conflict, since Mr. Brown himself designated the same persons to be personal representatives and trustees, and there is incorporation by reference language in the Will. Also, whereas our obligations prior to yesterday were to oversee preservation and protection of assets, I believe, as personal representatives, we now have the obligation to support and uphold the Will and Trust, which are wholly compatible with each other and which, together, constitute Mr. Brown's known estate plan.

You asserted that "you" stated in court "that the trust is NOT an inter vivos trust". Again, Bob may want to answer this separately, but I don't recall such a statement by either of us. If it was made, it was an inadvertent error, and should be corrected on the record.

The James Brown 2000 Irrevocable Trust was clearly an inter vivos trust, into which at a very minimum, the real estate was deeded during Mr. Brown's lifetime. It has received, or by its terms will receive, what we hope will be many millions of dollars. Under the formula clause, we hope the bulk of that will go to the James Brown "I Feel Good" Trust and be dedicated to charitable purposes.

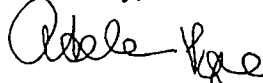
I am concerned about your assertion of a possible ethical conflict, as I take very seriously such a remark. Please let Bob and me know the basis for such an allegation, as we would want that matter fully explored in connection with any motion filed by you, and, if appropriate, ruled on by the Court.

Letter to Mr. Jones
November 21, 2007
Page 2

I look forward to working with you in connection with this project. It presents many challenges, but great educational opportunity for financially needy children, youth, and young adults (who are both qualified and deserving) who seek and have need of help to obtain and further their education..

Bob and I would very much appreciate an opportunity to meet with you and Attorney General McMaster to review what we believe to be both the challenges and the great potential rewards which Mr. Brown provided. We will be glad to come to your office to meet with you and Mr. McMaster at any time that he can schedule us.

Sincerely,


Adele J. Pope

AJP:kfr

cc: (with copy of your e-mail)

The Honorable Henry Dargan McMaster
Robert L. Buchanan, Jr.
Beneficiary Review File

Adele J. Pope, P.C.

ATTORNEY AT LAW

Certified Specialist in Estate Planning and Probate Law

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TO: C. Havird Jones, Sr., Esquire

FROM: Adele J. Pope and Robert L. Buchanan, Jr.

FAX #: 803-734-3677

DATE: November 21, 2007

RE: Estate of James Brown/James Brown 2000 Irrevocable Trust

The information contained in this facsimile is attorney-privileged and may be confidential and is intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, please be advised that any dissemination, distribution or copying of this communication is strictly prohibited. If this communication has been received in error, please notify us by telephone and return the facsimile to us at the above address. Thank you.

Please contact Laura at 803/ 779-1870 if transmission is incomplete or illegible.

EXHIBIT 11
ATTORNEY FEES AND COSTS - JAMES D. BAILEY, ESQUIRE

- I. Services provided to Estate/Trust between January 2, 2008 and May 26, 2009¹
1. James Bailey - Representation of Estate/Trust, as needed, with general administrative matters and litigation in Probate and Circuit Court, including the following:

Daryl Brown and others, Tommie Rae Brown and others vs. David G. Cannon, Albert H. Dallas and Alfred H. Bradley, (Removal/Appointment/Accounting). Civil Action No. 2007-CP-02-0122. (Portions pending in S.C. Court of Appeals); David G. Cannon, Petitioner, vs. Estate, (Cannon Claim). Civil Action No. 2008-CP-02-1425; Albert H. Dallas vs. Estate, (Dallas Claim). Civil Action No. 2008-CP-02-1426; Alfred A. Bradley, vs. Estate, (Bradley Claim). Civil Action No. 2008-CP-02-1427; Robert L. Buchanan, Jr. and Adele J. Pope as Trustees of the James Brown 2000 Irrevocable Trust and as Personal Representatives of the Estate of James Brown, deceased Plaintiffs vs. Deanna J. Brown Thomas, and others (Declaratory Judgment). Civil Action No. 2007-CP-02-0122; Daryl J. Brown vs. Adele Pope and Others (Will/Trust/ Heirs Matter); Case No. 2008-CP-02-872; Robert L. Buchanan, Jr. and Adele J. Pope as Trustees of the James Brown 2000 Irrevocable Trust and its subtrusts, and as Personal Representatives of the Estate of James Brown, Deceased vs. David G. Cannon, Albert H. Dallas and Alfred A. Bradley, as former Trustees of the James Brown 2000 Irrevocable Trust and its subtrusts and former Personal Representatives of the Estate of James Brown, and William F. Hammond (Interference Suit). Case No. 2008-CP-02- . ; Pullman Group, LLC vs. Estate; Aiken County Case#2007-CP-02-122 [\$31 Million Claim Disallowed. See Order dtd. Nov. 13, 2008; Lewis & Babcock, LLP vs. Estate/Trust. Aiken County Case Number 2008-CP-02-1551. [Pending but facts stipulated]; Bobby Bennett a.k.a. Famous Flames vs. Estate. Aiken County Case #2008-CP-02-1558; Phillip G. Farr, CPA, PC vs. Estate. Aiken County Case Number 2008-CP-02-1553; Smith, Massey, Brodie, Thurmond & Gynn, P.A. vs. Estate. Aiken County Case Number 2008-CP-02-1551; Gene Staulcup & Associates, Inc. vs. Estate. Aiken County Case Number 2008-CP-02-1548; Charles A. Bobbit vs. Estate. Aiken County Case Number 2008-CP-02-1556; Hull, Towill, Norman, Barrett & Salley vs. Estate. Aiken County Case Number 2007-ES-02-0056; Intrigue Music Management, Inc. vs. Estate/Trust. Aiken County Case Number 2008-CP-02-1557; Jackson Law Offices, P.C. vs. Estate. Aiken County Case Number 2008-CP-02-1549; Nicole Parris vs. Estate. Aiken County Case Number 2008-CP-02- . ; Rodney A. Peebles vs. Estate/Trust. Aiken County Case Number 2008-CP-02-1712; LaRhonda Pettit vs. Estate. Aiken County Case Number; Suggs-Johnson, LLC vs. Estate. Aiken County Case Number 2008-CP-02-1554; Tom Wells vs. Estate/Trust. Aiken County Case Number 2008-CP-02-1552

Legal Fees: January 2, 2008 through May 26, 2009	\$ 182,676.25
Plus Costs: January 2, 2008 through May 26, 2009	\$ 4,520.50
TOTAL FEES AND COSTS THROUGH MAY 26, 2009	\$ 187,196.75
Legal Fees: May 27, 2009 through July 6, 2009	\$ 9,397.75
Plus Costs: January 2, 2008 through May 26, 2009	\$ 240.25
TOTAL FEES AND COSTS AFTER MAY 26, 2009	\$ 9,638.00
Amount Paid to Date:	\$ (116,605.42)
Amount Due as of July 6, 2009	\$ 80,229.33
Plus: Estimated participation in Reconsideration, Appeal, and transition of above cases as and when appropriate ²	\$ 25,000.00

¹ Hourly Rate for Mr. Bailey is \$275.00.

² Does not include costs of reconsideration or appeal, which are also sought.

EXHIBIT 12
ATTORNEYS FEES FOR TRESSA T.H. HAYES

Summary of Services provided to Estate/Trust between July 22, 2008 (Representation ltr.) and May 26, 2009

I. Tressa T.H. Hayes (Shipley & Hayes) - Assistance with appellate issues related to Christies Sale; Appeal of David G. Cannon [See S.C. Ct. of Appeal Opinion No. 4570, Filed June 23, 2009]; Appeal of Alfred A. Bradley and Albert H. Dallas, S.C. Court of Appeals; Interference and Circuit Court Matters touching on Appellate Court Issues

Legal Fees: July 10, 2008 through May 26, 2009	\$ 72,187.50
Legal Fees: May 27, 2009 through June 30, 2009	\$ 9,915.00
Plus Costs: Through June 30, 2009	\$ 674.23
TOTAL FEES AND COSTS THROUGH JUNE 30, 2009	\$ 82,776.73
Amount Paid	\$ (29,580.00)
Amount Due as of July 5, 2009	\$ 53,196.73
Plus: Estimated participation in Reconsideration, Appeal, and transition of above cases as and when appropriate	\$ 50,000.00

EXHIBIT 13

212 Newberry Street NW
Aiken, South Carolina 29801

March 10, 2008

The Honorable Henry Dargan MacMaster
Attorney General for the State of South Carolina
State of South Carolina
P.O. Box 11549
Columbia, SC 29211-1549
Fax # 803 - 734-3677

BY FAX ONLY

Re: The Estate of James Brown
The James Brown 2000 Irrevocable Trust
Our File No. 8377

Dear Attorney General MacMaster:

We understand that Sonny Jones may be meeting with you this Wednesday, March 12th, to discuss matters related to the Estate/ Trust of James Brown. We respectfully request an opportunity to also meet with you that day (Bob by telephone from Florence) to discuss an immediate opportunity that we may lose if we cannot resolve the position you are taking with respect to our service as Personal Representatives and Trustees (PR/Trustees).

We have an opportunity for what it is hoped will be a 75th Birthday Musical Television Salute to Mr. Brown which could both provide critical funding to help the Estate/Trust survive until the Christie's sale, and help provide some of the funds necessary to vigorously defend the Elective Share, Will and Trust contests. (Mr. Brown's birthday is in early May.)

Unfortunately, after our attorney has done his best, the producers will not accept a contract without our providing both assurances that we have the full authority to enter into a license agreement with respect to the name, likeness, etc., but that we will indemnify them against any challenges to the project based on our lack of authority.

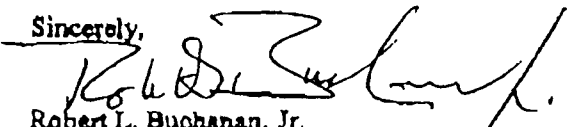
As you know, the former PR/Trustees, as the Court has found, left the Estate and Trust in such bad condition that at this point we cannot with any confidence assert whether the image and persona are owned by the Estate, by the Trust, by a Brown Entity owned by either the Estate or Trust, or in combination.

[There are no funds in the Charitable Trust at this time. Only about \$800 has ever been placed in the Charitable Trust (used to apply for Charitable Recognition). And the current challenges make further funding impermissible at this time. Under both the Will and the 2000 Irrevocable Trust, however, the majority of the value of Mr. Brown's assets are expected to go

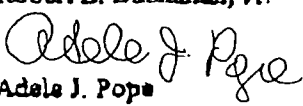
Ltr. to Attorney General MacMaster
March 10, 2008
Page 2

We thank you for your consideration. If you are unable to meet with us this week, we hope that we will have an opportunity to do so in the future.

Sincerely,



Robert L. Buchanan, Jr.



Adele J. Pope

AJP:jwm
C. Havard Jones, Jr., Esquire
Mary Frances Jowers, Esquire

EXHIBIT 14

Page 1 of 1

Law Office of James Bailey

From: Robert Rosen [rrosen@rosen-lawfirm.com]
 Sent: Tuesday, August 12, 2008 8:25 PM
 To: dearjy@accourts.org
 Cc: Marcia Jones; amedlin@sc.rr.com; Andrew Chandler; david@michellawoffice.com; Carter@eckb.com; Jean Lee; agsjones@ag.state.sc.us; davidbell@davidbelllawfirm.com; weskirland@bellsouth.net; jdbaileylaw@bellsouth.net; jmg@jmggriffinlaw.com; Louis Levenson; mattbodmanlaw@aol.com; shahidlo@bellsouth.net
 Subject: Mrs. Pope's Letter to You

Dear Judge Early,

I speak, I am sure, for all counsel in this case when I say that I am opposed to the Court issuing any order requested by Ms. Pope prior to the August 19 hearing. The purpose of the hearing (I thought) was for you to hear what all counsel have to say.

Most of the orders requested by Mrs. Pope are now moot as the main parties who raised the most serious issues pending before the Court have now settled their differences.

As the estate's resources are limited, we have asked Mrs. Pope to stand down until we can have a status conference on where we are on the 19th.

Sincerely,
 Robert Rosen

From: Adele J. Pope [mailto:adele@papelawfirm.com]
 Sent: Tuesday, August 12, 2008 5:14 PM
 To: dearjy@accourts.org
 Cc: Lori Christman; louis@levensonlaw.com; Robert Rosen; d_michel@yahoo.com; amedlin@sc.rr.com; tmorris@morrisslawpartners.com; Sonny Jones; Cherry V. Cordle; WByrd@turnerpadget.com; Tommy Lydon; davidbell@davidbelllawfirm.com; Matt Bodman; ribuchananjr@bellsouth.net; jdbaileylaw@bellsouth.net; jmg@jmggriffinlaw.com; weskirland@bellsouth.net; dcannon@bernwellsc.com
 Subject: Brown, J

See attached letter

This message, including attachments, is from the Law Office of Adele J. Pope, PC. This message contains information that may be confidential and/or protected by the attorney-client or attorney work product privileges. If you are not the intended recipient, promptly delete this message and notify the sender of the delivery error by return e-mail or call us at 803-779-1870. You may not forward, print, copy, distribute, or use the information in this message if you are not the intended recipient.

IRS CIRCULAR 230 DISCLOSURE:

To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed herein. Please do not hesitate to contact me, however, if you have any questions regarding this matter.

No virus found in this incoming message.

Checked by AVG - <http://www.avg.com>

Version: 8.0.136 / Virus Database: 270.6.1/1608 - Release Date: 8/12/2008 4:59 PM

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8/13/2008
 PAGE 02

JDBAILEYPC

8036491392 12:59 08/13/2008

Adele J. Pope

From: Sonny Jones [AGSJONES@ag.state.sc.us]
Sent: Tuesday, August 12, 2008 10:51 AM
To: dearlyj@sccourts.org
Cc: J. C. Nicholson; Mary Frances Jowers; Matt Bodman; jdbaileylaw@bellsouth.net; rlbuchananjr@bellsouth.net; shahidlo@bellsouth.net; weskirkland@bellsouth.net; davidbell@davidbelllawfirm.com; Carter@eckb.com; William Barr; jmg@jimgriffinlaw.com; William Toal; Lori Christman; louis@levensonlaw.com; Thomas Lydon; Steve Morrison; adele@popelawfirm.com; rnrosen@rosen-lawfirm.com; amedlin@sc.rr.com; Audra Byrd; WByrd@turnerpadget.com; C. Bradley Hutto; d_michel@yahoo.com; robtyoungatty@yahoo.com; Steve Brown
Subject: Fwd: Re: Proposed Email to Judge Early

Dear Judge Early:

We, the Attorney General of South Carolina, and Robert Rosen and Louis Levenson along with our clients are very pleased to announce to the Court that all differences between our clients have been resolved and fully settled in a written agreement which was executed following a mediation all day on Sunday August 10, 2008 on James Brown Boulevard in Augusta, Georgia. The Mediator was Tom Wills.

We believe that most of the issues in contention in the estate and trust matters are resolved by this agreement. There are still some issues that remain outstanding involving persons or attorneys who are not parties to our settlement. As such, we respectfully request that, before the hearing scheduled for Tuesday Aug. 19, 2008 in Aiken, SC, Your Honor please devote some time to a status conference with all counsel to discuss the ramifications of the settlement and how it impacts the future administration of the Estate and the Trust.

Because Louis Levenson had intended to present a proposed consolidated agenda for the hearing on August 19, 2008, and because all parties to the settlement referenced above believe that certain disputes involving non settling parties still remain and require hearings, below is an agreed upon list of issues and motions that can and hopefully will go forward on August 19, 2008:

1. The PR/Trustees' Order Separating claims of Cannon, Dallas and Bradley (Approved by Mr. Byrd).
2. Scheduling hearing on separate Accountings of Dallas and Bradley as PRs and Trustees, and Attorney's fees. Removal/Appointment/Accounting, Case No. 2007-122 (For September, before September 25th please, Estate Tax Return due that day.)
3. Louis Levenson's Motion for Supersedeas and Bond regarding the Appeal by Buddy Dallas and Al Bradley (Evidence of damages will need to be presented.)
4. Remaining evidence and argument on Motion for Contempt as to Buddy Dallas and Al Bradley, filed by Clients of Louis Levenson on March 18, 2008 regarding testimony on March 7, 2008.
5. Rule 59 Motion to Alter or Amend and/or Reconsider Order Approving and Setting Conditions of Interim Payment of Educational Benefits filed by Louis Levenson on July 31, 2008.
6. David Bell/Forlando Brown's Withdrawal of Stipulation (filed on 8-1-08); and
7. David Bell's Motion to be Admitted Pro Hac Vice filed August 7, 2008.
8. Steve Brown's motions regarding M&T Bank.

We request that you stay or defer all other matters until some date after this status conference.

We also request that you let us know in advance if this is acceptable to you.

Thank you.

C. Havird Jones, Jr.
Senior Assistant Attorney General
Office of the South Carolina Attorney General
P.O. Box 11549
Columbia, SC 29211
Phone: 803.734.3654
Fax: 803.734.3677
AGSJONES@ag.state.sc.us

726

EXHIBIT 16

EXHIBIT A



HENRY McMASTER
ATTORNEY GENERAL

July 30, 2008

Adele J. Pope, Esquire
Robert L. Buchanan, Jr., Esquire
212 Newberry Street NW
Aiken, South Carolina 29801

Re: James Brown Litigation

Dear Mrs. Pope and Mr. Buchanan:

I am writing in response to your letter dated July 25, 2008. I am pleased that we may be able to work together towards our shared goals in connection with the Estate Plan of James Brown. As I mentioned in my last letter, Mr. Brown's Charitable Trust is a wonderful opportunity to further the education of needy children at institutions in South Carolina and Georgia. I hope that we will be able to work together to ensure that scholarships are funded as soon as possible.

While I have no objection to returning to our previous discussions about securing your proper appointment, I have concerns about whether this is possible given your unwillingness to consider the Special Trustee position. On several occasions you have indicated that you do not want to be appointed Special Trustee. I do not believe that you can be properly appointed permanent Trustee if you are not willing to resign and ask to be appointed Special Trustee, which I would support. Once you are appointed Special Trustee, we can ask the Advisory Board for a vote on the Trustee position, as required by Article XIII of the Trust document. If there is not a unanimous vote for you to be Trustee, then we can go to the Probate Court, have the matter removed to the Circuit Court, and have you properly appointed by the Circuit Court.

I am hopeful that as we go through this process, a third Trustee can be put in place along with both of you as required by Article VIII of the Trust. I appreciate your report in connection with my suggestions as to a suitable individual to serve as the third Trustee.

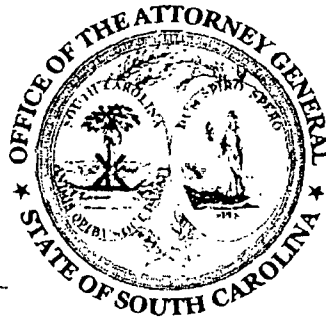
If you are willing to work together, I believe we can secure your proper appointment without further litigation, which would give us all more time to devote to the charitable intentions of Mr. Brown.

Yours very truly,



Henry McMaster

HMCM/mfj



HENRY McMASTER
ATTORNEY GENERAL

July 7, 2008

VIA E-MAIL

The Honorable Doyet A. Early, III
Resident Judge, Second Judicial Circuit
P. O. Box 90
Bamberg, SC 29003

Re: James Brown Trust
C/A No.: 2008-CP-02-1153

Dear Judge Early:

In connection with the Attorney General's Emergency Petition for Special Trustee(s) and your directive at the hearing last week, I requested proposals from counsel both at the hearing and in an e-mail sent last week as to their recommendations. Based upon the responses provided and his review, the Attorney General offers the following individuals to the Court for consideration as Special Trustee(s) of the James Brown Irrevocable Trust Agreement:

Russell L. Bauknight, C.P.A.
Bauknight Pietras & Stormer, PA
Columbia, South Carolina

Tracey C. Green, Esquire
Willoughby & Hoefer, PA
Columbia, South Carolina

W. Steven Johnson, Esquire
Todd & Johnson, LLP
Columbia, South Carolina

David C. Sojourner, Jr., Esquire
Ellis Lawhorne & Sims, PA
Columbia, South Carolina

F. Xavier Starkes, Esquire
Starkes Law Firm, LLC
Columbia, South Carolina

Based upon conversations with these individuals, it is my understanding that their acceptance of the position would be conditioned upon the responsibilities to be designated by the Court.

I will be glad to provide additional biographical information about each of these individuals, or any other information you need.

For your convenience, I have included a proposed Order Appointing Special Trustees.

I am copying all counsel with this Correspondence via e-mail.

Very truly yours,



C. Havird Jones, Jr.
Senior Assistant Attorney General

cc: All Counsel of Record (via e-mail)

STATE OF SOUTH CAROLINA)
COUNTY OF AIKEN)

Court of Common Pleas
IN THE PROBATE COURT

IN RE:)
THE IRREVOCABLE TRUST)
AGREEMENT OF JAMES BROWN,)
A/K/A JAMES JOSEPH BROWN)

2008-CP-02-1153
C/A No.:

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AIKEN COUNTY
CLERK OF COURT

Emergency Petition for Appointment of Special Trustee(s)

This matter comes before the Court based on the Petition for Appointment of Special Trustee(s) filed on behalf of the Attorney General of South Carolina, by and through his undersigned counsel, who would allege as follows:

1. James Brown, a/k/a James Joseph Brown, executed an Irrevocable Trust Agreement dated August 1, 2000 ("Trust"). The "Trust" contained both a private trust, "The Brown Family Education Trust," and a charitable trust, The James Brown "I Feel Good Trust." Provisions in the "Trust" provided that upon termination of the private trust, a transfer of any remaining principal and accumulated income to the charitable trust.
2. The Attorney General of South Carolina, pursuant to his statutory, S.C. Code § 1-7-130, and common law authority, files this action in that he is "the proper party to protect the interest of the public at large in the matter of administering or enforcing charitable trusts." See Epworth Children's Home v. Beasley, 365 S.C. 157, 164, 616 S.E.2d 710, 714 (2005). See also S.C. Code § 62-7-405.

3. That Alfred A. Bradley, Albert H. Dallas, and David G. Cannon were named and served as Co-Trustees of the "Trust."
4. On or before August 10, 2008, David G. Cannon resigned as Co-Trustee of the "Trust." (See August 10, 2007, Order In Re: The Estate of James Brown, a/k/a James Joseph Brown, C/A No. 2007-CP-02-0122).
5. At a hearing on November 20, 2008, the remaining Co-Trustees, Alfred A. Bradley and Albert J. Dallas, resigned as Co-Trustees. Also on November 20, 2008, the Court appointed Adele J. Pope and Robert L. Buchanan as Co-Trustees of the "Trust." (See November 20, 2007, Order In Re: The Estate of James Brown, a/k/a James Joseph Brown, C/A No. 2007-CP-02-0122).
6. On November 30, 2007, Albert H. Dallas and Alfred A. Bradley filed a Motion to Vacate, Amend, and Reconsider the Order of November 20, 2007, as to their resignation and the appointment of Pope and Buchanan. The Court filed its Order denying the Motion on March 7, 2008. Dallas and Bradley subsequently filed a Notice of Appeal on March 19, 2008, with the South Carolina Court of Appeals. Pope and Buchanan filed a Motion to Dismiss or Stay the Appeal.
7. On or about May 28, 2008, the Court of Appeals issued an Order denying the Motion to Dismiss or Stay the Appeal. The Court stated as follows in its Order: "We further note that because this appeal does not implicate the Estate, the Estate litigation will be able to go forward while this appeal is pending. See Jackson v. Speed, 326 S.C. 289, 486 S.E.2d 750 (1997) (explaining the trial court retains jurisdiction over matters not affected by an appeal)."

8. The Circuit Court, in its November 20, 2007, Order (see above) granted the Attorney General time to file an objection to the appointment of Pope and Buchanan as Trustees if he desired. The Attorney General timely filed an objection on December 17, 2007. On March 7, 2008, the Court heard the Attorney General's objection to the appointment. The Court filed an Order on April 10, 2008, in connection with the Attorney General's objection, entitled "Order Denying Motion to Reconsider Appointment of Successor Personal Representatives and Trustees and Granting Related Relief." On April 24, 2007, the Attorney General filed a Motion to Alter or Amend Judgment and/or for Reconsideration pursuant to South Carolina Rule of Civil Procedure 59(e). Based upon the May 28, 2008, Order of the Court of Appeals, the Attorney General filed a Motion on June 18, 2008, to have his Motion for Reconsideration held in abeyance pending the outcome of the above-referenced appeal.
9. The Court of Appeals Order has the effect of staying any actions of the current or former Trustees as to fulfilling their duties in connection with the "Trust." See South Carolina Appellate Court Rules 205 and 225.
10. Based upon the above-referenced Court of Appeals ruling, there is currently no Trustee to administer and protect the assets of the "Trust." With no Trustee, the assets of the "Trust" are in danger of possible dissipation or loss. "The principle that a trust will never be allowed to fail for want of a proper trustee is one of the foundation principles – one of the 'mud-sills' – of chancery. This universal rule requires no citations." Leaphart, et al. v. Harmon, et al., 186 S.C. 362, 195 S.E. 628

(1838). The need for a Trustee is immediate and the request for the appointment of a Trustee under the circumstances is appropriate. See S.C. Code Ann. § 62-7-704.

Based upon the foregoing, the appointment of a Special Trustee(s) pursuant to S.C. Code Ann. § 62-7-704 is necessary to preserve the "Trust" and secure its proper administration.

WHEREFORE, the Petitioners pray as follows:

- (a) That the Court hear their Petition at the next scheduled hearing, Petition being an Emergency Petition for Appointment of a Special Trustee(s);
- (b) That the Court appoint a Special Trustee(s) pursuant to S.C. Code Ann. § 62-7-704 and that the Special Trustee(s) be given the power to preserve the "Trust" and secure its proper administration and to conduct the administration unless and until otherwise restricted by the Court;
- (c) That the Court restrain and enjoin all current and former Trustees from exercising any power or authority related to the "Trust" for such a period of time the Court deems proper or unless and until otherwise ordered by the Court; and
- (d) That the Court grant such other and further relief that the Court deems just and proper.

Respectfully submitted,

HENRY D. McMASTER
Attorney General

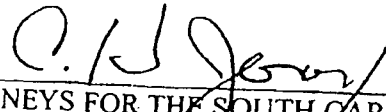
ROBERT D. COOK
Assistant Deputy Attorney General

C. HAVIRD JONES, JR.
Senior Assistant Attorney General

MARY FRANCES JOWERS
Assistant Attorney General

P. O. Box 11549
Columbia, South Carolina 29211
(803) 734-3680

BY:



ATTORNEYS FOR THE SOUTH CAROLINA
ATTORNEY GENERAL

June 26, 2008

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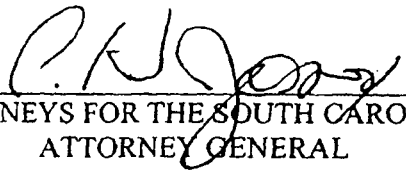
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C. HAVIRD JONES, JR.
Senior Assistant Attorney General

MARY FRANCES JOWERS
Assistant Attorney General

P. O. Box 11549
Columbia, SC 29211
(803) 734-3680

BY: _____


ATTORNEYS FOR THE SOUTH CAROLINA
ATTORNEY GENERAL

June 26, 2008.

EXHIBIT 18

EXHIBIT

EXHIBIT R

Page 1 of 2

Adele J. Pope

From: Alvin Calvin [themachinegroup@yahoo.com]
Sent: Friday, November 30, 2007 11:52 AM
To: adele@popelawfirm.com
Subject: FYI: Fwd: Fw: JB Project

November 26, 2007

Marrion Heflin <mheflin@nevissecurities.com> wrote:

To: themachinegroup@yahoo.com
Subject: Fw: JB Project
From: "Marrion Heflin" <mheflin@nevissecurities.com>
Date: Tue, 27 Nov 2007 20:48:01 +0000

Sorry for the delay. Terry's e-mail is below mine.

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

To: Terry Bradford Cox
Sent: Nov 26, 2007 6:01 PM
Subject: Re: JB Project

Thanks for the update. Am I still your guy or are you engaging other players to perform my role? I only ask so that I am prepared to deliver, to include involved in the due diligence.

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

From: Terry Bradford Cox, PhD
To: Marrion Heflin
ReplyTo: Terry Bradford Cox
Sent: Nov 26, 2007 1:25 PM
Subject: RE: JB Project

Marrion

It is tough to say anything when this deal changes every 3 hours. I am not being facetious. In short, Buddy Dallas resign as the trustee last Tuesday with the caveat that the court would look to me going forward. I then was asked to present my ideas in the judges chambers. I am suppose to have a meeting with the new trustees this week ...that is if they stay the trustees. I had a conversation with the Senior Assistant Attorney General of South Carolina this morning. He is preparing a motion to have them removed and told me that he would select a trustee for me to work with. I am to have a meeting with him and the AG from GA by next Monday.

Everything has been so mercurial, it has been difficult to put anything on paper. I believe when things start to happen we will have to be in a position to move very quickly with due diligence and funding. We may have to do everything within 90 days.

Email: 11/26/07

Cox - Heflin

"JB Project"

Senior Assistant Attorney
General reported to be
selecting Trustee to
work with Cox, Cannon

Bradley
Dallas,
Forlando (William)
Brown