

From: Richard Kahn <[REDACTED]>
To: "jeffrey E." <jeevacation@gmail.com>
Subject: Fwd: petition
Date: Tue, 07 Aug 2018 15:18:56 +0000

Richard Kahn
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Begin forwarded message:

From: Noam Chomsky <[REDACTED]>
Subject: Re: petition
Date: August 7, 2018 at 11:18:03 AM EDT
To: Vincent Pisegna <[REDACTED]>
Cc: Valeria Chomsky <[REDACTED]>

Sounds very good.

I've been trying for a long time to get Max Kohlenberg to send me records of what has been happening with the Trust since I asked Harry to replace me as Trustee in 2009. Records about what has been disbursed, to whom, and so on. I don't have any idea even whether I've received the income payments, at least until I asked last year and a check came in the amount of \$5,719 (April 6) -- I have no idea whether it is correct. We just received two checks, in the name of Carol Chomsky Exempt Marital Trust (\$6,396), the other from Carol Chomsky non-Exempt Marital Trust (\$297). They seem rather meager, but I have nothing to compare them to.

He sent information about payments for 2017 and 2018, but without indication of where they went. About the rest, he keeps telling me that he is collecting records. Should I write him again to ask? Should you perhaps? Would you like me to send you the full details that we received about payments for 2017 and 2018?

Noam

On Mon, Aug 6, 2018 at 8:26 AM, Vincent Pisegna <[REDACTED]> wrote:

Hi Noam. Here's what is happening. I am waiting for trustee accounts from Rich Kahn to assess whether you have a claim against the trustees for breach of fiduciary duty and otherwise. Procedurally, this Friday we

are to file a Notice of Appearance in the Probate Court which signals our intention to oppose the petition. We then have 30 days to file an affidavit of objections setting forth the basis for our opposition to the petition. I would like to file at or about the same time an action in the Probate Court alleging breach of fiduciary duty against the trustees if we can make out a case. That would put us in the strongest position to perhaps negotiate a settlement or to proceed with the case.

Let me know if you want to do a call.

Vincent J. Pisegna

Krokidas & Bluestein LLP

[600 Atlantic Avenue](#)

[Boston, MA 02210](#)

Tel: [REDACTED]

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[REDACTED]
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From: Noam Chomsky <[REDACTED]>
Sent: Sunday, August 05, 2018 9:17 PM
To: Vincent Pisegna <[REDACTED]>
Cc: Valeria Chomsky <[REDACTED]>
Subject: petition

We were wondering how matters are proceeding with regard to the court petition and our reaction to it. Is there some further information that you need? Anything we should be doing? Any developments that we should know about?

Noam

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