

OVER SHEET:

1. Series of travel situations with legal problems

- a. Michael Daniels, Annie Mae Harris *yes*
- b. Alfred Smith *yes*
- c. Diola Christmas & children; Betty Fountain & children
- d. Aurora Rodriguez, Terry Stewart, Aurora Stewart, Lisa Whitmire
- e. Florence Heath, Mary Morton, Mary Cottingham, Grover Washington
- f. Exie Eleby, Melita Gibson

2. Irene Edwards - irs tax situation

(a) *yes*

(b) *yes*

(c) Best that they return to LA and  
improve their situation that they are  
gone. Regardless, we take a look  
if they come now or later & it might  
be better to send them now.

(d) What about the children's fathers?

Are they a problem? *Yes*, we will  
file them to come. *What their relationship*  
Compared to Roseanna Richardson  
which is a guardianship case &  
needs court approval.

(e) Do any of them get 24.000 *income*? Can Florence get a father  
consent for the child. *Yes*

No legal problem, just get consent

(f) Need Court approval for child

B-5-a-11

1. Following are a series of situations which we want to present to you for consideration re whether ok to travel or not, considering possible legal problems involved with them:

- a. Michael Daniels, Annie Mae Harris - Michael is 13; he has lived with his grandmother, Annie Mae Harris, since he was a baby. When he was 3, he was placed by the court in Los Angeles in the custody of his natural dad, because his mom was judged unfit. But his natural dad later had Annie Mae have Michael, and she's had him ever since. This year Michael's natural dad signed f.l. power of attorney and has told Annie Mae and Michael he wants Michael to go to Guyana. Michael has acted out at school in past months, was suspended for a time; but for the past month or so he has been better, works on the microphone crew. Michael's dad has no court papers in his possession of Michael's placement with him.
- b. Alfred Smith - became 18 Christmas day, 12/25. His relatives are hostile - he's related to Jessie Boyd, his aunt, who left a long time ago, and he's related to Jackie Freeman, whose mom makes it difficult for her to come at all and whose mom collects money on her behalf, saying Jackie is mentally retarded.
- c. Diola Christmas, and children; Betty Fountain, and children: Betty is Versie's sister. Betty and Diola lived in same house in L.A. Last month Diola's husband threatened to serve her with divorce papers because he heard everyone was leaving for Guyana. She called late one night from L.A.; Versie took the call and consulted with me, Alice, Florida, Phyllis H.. We discussed what the woman possibly could do, and eventually decided on the temporary thing for her to just evade service and wait it out and see if her husband really followed through with what he threatened to do. At that time we also discussed Betty Fountain, because she has similar situation; both Diola and Betty are separated from hostile husbands prone to violence, both have children, and both live together. We talked about perhaps sometime in the future when it came time for them to go, they could go somewhere on their own first and Versie suggested her dad in Portland Oregon. We did not decide on anything and it was not my impression that it was time yet for either Diola or Betty to go anywhere. But the next thing I heard was the week before Versie left, and Betty and Diola were already in Portland; they had traveled there with some of our money which Versie requested for them. Now we have an awkward situation of these 2 women way up in Portland, no real contact with the church, and I don't think we're in a position to send them over yet. Alice is the one they can contact by phone; Sandy and I have talked about perhaps their best alternative is to come back to L.A. and wait til things cool down here for us.

- d. Aurora Rodriguez and her grandchildren, Terry Stewart, Aurora Stewart, and Lisa Whitmire  
The children's natural mother, who lives in Santa Barbara, signed f.l. papers, in the presence of Gloria Rodriguez, Tim Carter, and Aurora, here in S.F. early this year. Aurora received AFDC for the children for awhile; then the welfare department demanded that the natural mother contribute \$150 to their support. The natural mother asked Aurora to return the children because she did not want to pay the \$150. Aurora, after counseling, cancelled the AFDC and told their mom she wanted to keep the children. Both of the 2 girls were molested by a male friend of their mom's, one after the other, at the same time in their moms house. The eldest child finally told Aurora, long after it happened, when they had moved up here. Aurora's husband stopped coming to church several months ago; served her with divorce papers last month. But since then he's come up to SF service twice and stays close to her whenever he comes up. He came up for this last weekend, Christmas. We do not know how to handle this case in light of your decision not to send over Roseanna Dickerson and her grandchildren. Roseanna had legal court custody of her grandchildren; Aurora has nothing but an f.l. power of attorney. Maybe Gloria can give a better impression of the children's natural mom, and of her dad.
- e. Florence Heath, Mary Morton, Mary Cottingham, Grover Washington  
Florence Heath, of Pittsburg, sold her property, split the sale with her divorced husband as part of the divorce decree, and turned over \$7,000 after paying her personal bills of \$1,000. She was very pushy about going over immediately as she had to move out of her 3 bedroom house after escrow closed so the new buyer could move in. We have put her up in an apartment at 998 Divisadero. She was also very pushy about taking along with her her senior citizen mom, Mary Cottingham, a member, and her 40 year old brother, Grover Washington, who has a mental problem and is slow, a member, her adult daughter, Mary Morton, and 2 grandchildren. Mary Morton has 2 children, 1 of which she wants to take with her, an 8 year old daughter. She wants to leave her 16 year old daughter, who does not attend p.t., with her sister in Pittsburg, and had us draw up a paper to that effect. Leona is against this; she does not approve of Mary leaving a child back here. Florence also wants to take her 13 year old son, of whom she has physical custody after the divorce and her husband has visitation rights. She says the husband never visits the son; and that the husband has even told her mom that he's not the natural dad of Michael Heath. We have not cashed the cashier's check Florence turned over from the sale on her house as we are worried about her being up here, not going over immediately, and being a property giver. Florence is bourgeois, asked Hue to send over her stereo component set, wears a lot of wigs, and has lots of clothes. But Florence also has been a mainstay in Pittsburg, was the person who drove Pittsburg members in, is a member of

the Apostolic Singers, and is generally positive. We had Debbie Evans check out the brother Grover Washington. He is treated at a Pittsburg clinic; they informed her he takes no medication, he is just slow. His physical health is good, they do not perceive any potential harm in his traveling anywhere. He is not violent, he is a mild sort, has come to the church for years with Florence.

- f. Exie Eleby, Melita Gibson - As soon as we schedule the guardianship annual accounting which is a minor event but must take place to satisfy the court and which Frolich will handle in Ed's place, she'll be free to go. BUT how can she go and leave Melita here? Melita's natural mom is Jean Gibson aka Jean Alexander. Jean Gibson is still in again/out again; didn't come to church for the last 2 weeks but was here Christmas day, playing piano as usual. Jean's ambivalence makes it difficult to project when and if Melita and Lisa can go; as of now we won't send either Melita or Lisa without their natural mom. This past week Lisa's dad sent for her to come to Louisiana; she isn't going but his appearance now makes it more difficult than ever. Exie has had Melita, who's about 8 now, for the past 3 years. She is Melita's legal guardian. It would not be difficult to replace Melita back with her mom; when Melita comes up from L.A. I notice she hangs around with her mom a lot. But Exie may take it hard.
- g. What is your position now on parents with children, one parent gone or out of the picture, and the parents were never married? We have a number of situations like that. See attached copy of Civil Code sections 7000... which declares marital status of parents irrelevant in determining parent/child relationship. What significance does this have on our particular situation?

2. Irene Edwards - Attached is a notice from the IRS that they never received the employers quarterly federal tax return for the period ending 3/31/77, and for 6/30/77. Please have Irene Edwards sign both forms, at the pencilled X, and PLEASE SEND US ANY DIRECTIONS she can remember in filing quarterly returns for the rest home. Who were the employees? Were there any employees? The resthome was sold in April, so both of these forms need to be signed because she was technically still owner and operator til-escrow closed.

*Have  
this signed  
and sent back*

Department of the Treasury  
Internal Revenue Service

Request for Information about Tax Form

10-07-77

Identifying Number	
94-2183703	EDWA RV
01 7706 7739	7739 989
94-01-	
9401	.00
100000000	

IRENE EDWARDS  
EDWARDS REST HOME  
2708 21ST ST  
SAN FRANCISCO, CA 94110

4901

If address is not correct, please change

Dear Taxpayer:

We have no record of receiving your Form 941  
EMPLRS QRTLRY FEDERAL TAX RETURN for the period ended  
06-30-77. We would appreciate help in locating your return and updating our records.

If you filed the form using a different name or identifying number than shown above, please complete Part I of this letter. If you are not required to file for the period in question, please complete Part II. Then return this letter to us, with the appropriate part filled in.

If you are liable for filing the form, but have not yet filed it, please do so within the next 2 weeks. Please attach this letter to the form and include payment for any tax due plus interest as provided by law (see enclosed Notice 394). You may also be liable for the penalties described on the back of this letter unless you had reasonable cause for the delay. If you believe you had reasonable cause for late filing and late payment (other than estimated tax), please explain under "Remarks".

You may disregard this letter if you filed within the last 2 weeks and used the name and identifying number shown above. If we find we need additional information to locate the form, we will contact you again.

The enclosed envelope is for your convenience. Thank you for your cooperation.

Sincerely yours,

Enclosures:  
Notice 394  
Envelope

Director, Service Center

PART I

Please enter information exactly as shown on the tax form you filed.  
Name and address on tax form

Employer identification number (business tax returns).

Social security number (individual tax returns). If filed jointly, show both numbers.

Yours

Spouse's

Date filed	Tax period on form	Form number	If paid by check, enter endorsement date and number stamped on check.
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Please complete the signature area on the back of this letter.

Form 4901 (Rev. 10-76)

INTERNAL REVENUE SERVICE 4901  
TDI FUNCTION  
P.O. BOX 12566  
FRESNO, CA 93778

94-2183703 EDWA .01 7706  
.00

B-5-a(24)

PART II

I DID NOT FILE THE FORM BECAUSE (CHECK APPLICABLE BLOCKS):

- Income was less than the amount required for filing. (Please explain below, under "Remarks".)
- Business was closed on (Date) \_\_\_\_\_
- There were no employees after (Date) \_\_\_\_\_
- I am no longer liable for filing this form. (Please explain below, under "Remarks".)
- Other. (Please explain below, under "Remarks".)

EXPLANATION OF PENALTY CHARGES

The penalty for late filing is 5 percent a month (or part of a month) on any tax that is unpaid by the due date of the return, up to a maximum penalty of 25 percent of the unpaid tax.

The penalty for late payment of tax is computed from the due date of the return at 1/2 of 1 percent of the unpaid tax for each month or part of the month the tax remains unpaid. It cannot exceed 25 percent of the unpaid amount.

If both the late filing and late payment penalties apply for any month, the combination of the two is limited to 5 percent of the unpaid tax for that month.

The penalty rates for underpayment of estimated tax are shown on the enclosed Notice 394.

The penalty for late deposits is 5 percent of the amount of underpayment without regard to the time the underpayment continues. (This penalty does not apply to income tax returns.)

In addition to the penalties described above, exempt organizations may be liable for a penalty of \$10 a day for each day the required form is late and managers of private foundations may be liable for a penalty of \$10 a day for each day the annual report of a private foundation is late.

Remarks:

Signature	Title (business tax returns)	Telephone (with area code) Home: Business:	Date
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45-5-a(25)

Department of the Treasury  
Internal Revenue Service

Request for Information about Tax Form

07-08-77

Identifying Number

94-2183703 EDWA RV  
01 7703 7726 7726 989  
94-01-  
9401 .00  
100000000

IRENE EDWARDS 4901  
EDWARDS REST HOME  
2708 21ST ST  
SAN FRANCISCO, CA 94110

If address is not correct, please change

Dear Taxpayer:

We have no record of receiving your Form 941 for the period ended  
EMPLRS QRTLRY FEDERAL TAX RETURN  
03-31-77. We would appreciate help in locating your return and updating our records.

If you filed the form using a different name or identifying number than shown above, please complete Part I of this letter. If you are not required to file for the period in question, please complete Part II. Then return this letter to us, with the appropriate part filled in.

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The enclosed envelope is for your convenience. Thank you for your cooperation.

Sincerely yours,

Enclosures:  
Notice 394  
Envelope

Director, Service Center

PART I

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Name and address on tax form

Employer identification number (business tax returns).

Social security number (individual tax returns). If

filed jointly, show both numbers.

Yours

Spouse's

Date filed	Tax period on form	Form number	If paid by check, enter endorsement date and number stamped on check.

Please complete the signature area on the back of this letter.

Form 4901 (Rev. 10-76)

INTERNAL REVENUE SERVICE 4901  
TBI FUNCTION  
P.O. BOX 12566  
FRESNO, CA 93778

94-2183703 EDWA 01 7703  
.00

75-5-a(26)



PART II

I DID NOT FILE THE FORM BECAUSE (CHECK APPLICABLE BLOCKS):

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- Business was closed on (Date) \_\_\_\_\_
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Remarks:

Signature	Title (business tax returns)	Telephone (with area code) Home: Business:	Date
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Form 4901 (Rev. 10 - 76)

18-5-a(27)

- 2. Irene Edwards - Attached is a notice from the IRS that they never received the employers quarterly federal tax return for the period ending 3/31/77, and for 6/30/77. Please have Irene Edwards sign both forms, at the pencilled X, and PLEASE SEND US ANY DIRECTIONS she can remember in filing quarterly returns for the rest home. Who were the employees? Were there any employees? The resthome was sold in April, so both of these forms need to be signed because she was technically still owner and operator till escrow closed.

*Harold is as  
bookkeeper - list  
"nothing to report"  
on the form - ~~explains~~  
Business was operated  
by owner only & no longer  
had any outside help  
at this time - closed down  
business, as could go rid  
of patients by transferring  
to other care homes*

B-5-a(5)

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Internal Revenue Service

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Spouse's

Date filed

Tax period on form

Form number

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Please complete the signature area on the back of this letter.

Form 4901 (Rev. 10-76)

INTERNAL REVENUE SERVICE 4901  
TDI FUNCTION  
P.O. BOX 12566  
FRESNO, CA 93778

94-2183703 EDWA .01 7706  
.00

B-5-a(6)

PART II

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B-5-a(7)

Department of the Treasury  
Internal Revenue Service

Request for Information about Tax Form

07-08-77

Identifying Number

94-2183703 EDWA RV  
01 7703 7726 7726 989  
94-01-  
9401 .00  
100000000

IRENE EDWARDS  
EDWARDS REST HOME  
2708 21ST ST  
SAN FRANCISCO, CA 94110

4901

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INTERNAL REVENUE SERVICE 4901  
TDI FUNCTION  
P.O. BOX 12566  
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94-2183703 EDWA 01 7703  
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*Bis-a (8)*

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Form 4901 (Rev. 10-76)

B-5-a(19)H

LAW OFFICE REPORT #8 DECEMBER 26, 1977

f rom June

COVER SHEET:

1. Series of travel situations with legal problems
  - a. Michael Daniels, Annie Mae Harris
  - b. Alfred Smith
  - c. Diola Christmas & children; Betty Fountain & children
  - d. Aurora Rodriguez, Terry Stewart, Aurora Stewart, Lisa Whitmire
  - e. Florence Heath, Mary Morton, Mary Cottingham, Grover Washington
  - f. Exie Eleby, Melita Gibson
2. Irene Edwards - irs tax situation

*Harriet - Please write answers to these questions - or suggestions where needed.  
needed for when boat goes back in.*

*65-a(26)*

TO CAROLYN LAYTON

Law Office Report #8

December 26, 1977

from June

1. Following are a series of situations which we want to present to you for consideration re whether ok to travel or not, considering possible legal problems involved with them:
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- d. Aurora Rodriguez, and her grandchildren, Terry Stewart, Aurora Stewart, and Lisa Whitmire  
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Department of the Treasury  
Internal Revenue Service

Request for Information about Tax Form

07-08-77.

Identifying Number

94-2183703 EDWA RV  
01 7703 7726 7726 989  
04-01-  
9401 .00  
100000000

IRENE EDWARDS  
EDWARDS PEST HOME  
2708 21ST ST  
SAN FRANCISCO, CA 94110

4901

If address is not correct, please change

Dear Taxpayer:

We have no record of receiving your Form 941  
EMPLRS QRTLRY FEDERAL TAX RETURN for the period ended  
03-31-77. We would appreciate help in locating your return and updating our records.

If you filed the form using a different name or identifying number than shown above, please complete Part I of this letter. If you are not required to file for the period in question, please complete Part II. Then return this letter to us, with the appropriate part filled in.

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Sincerely yours,

Enclosures:  
Notice 394  
Envelope

Director, Service Center

PART I

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Name and address on tax form	Employer identification number (business tax returns).
	<input type="text"/>
	Social security number (individual tax returns). If filed jointly, show both numbers.
	Yours <input type="text"/>
	Spouse's <input type="text"/>

Date filed	Tax period on form	Form number	If paid by check, enter endorsement date and number stamped on check.
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Please complete the signature area on the back of this letter.

Form 4901 (Rev. 10-76)

INTERNAL REVENUE SERVICE 4901  
TDI FUNCTION  
P.O. BOX 12566  
FRESNO, CA 93778

94-2183703 EDWA 01 7703  
.00

B-5-a(41)

Department of the Treasury  
Internal Revenue Service

Request for Information about Tax Form

10-07-77

Identifying Number  
94-2183703 EDWA RV  
01 7706 7739 7739 989  
94-01-  
9401 .00  
100000000

IRENE EDWARDS  
EDWARDS REST HOME  
2708 21ST ST  
SAN FRANCISCO, CA 94110

4901

If address is not correct, please change

Dear Taxpayer:

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Sincerely yours,

Enclosures:  
Notice 394  
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Director, Service Center

PART I

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Please complete the signature area on the back of this letter.

Form 4901 (Rev. 10 - 76)

INTERNAL REVENUE SERVICE 4901  
TDI FUNCTION  
P.O. BOX 12566  
FRESNO, CA 93778

94-2183703 EDWA 01 7706  
.00

B-5a-(42) [initials]

LAW OFFICE REPORT #8 DECEMBER 26, 1977

*given copy to [unclear] duplicate copy*  
*Handwritten*

from June

COVER SHEET:

1. Series of travel situations with legal problems
  - a. Michael Daniels, Annie Mae Harris
  - b. Alfred Smith
  - c. Diola Christmas & children; Betty Fountain & children
  - d. Aurora Rodriguez, Terry Stewart, Aurora Stewart, Lisa Whitmire
  - e. Florence Heath, Mary Morton, Mary Cottingham, Grover Washington
  - f. Exie Eleby, Melita Gibson
  
2. Irene Edwards - irs tax situation

B-5-a(43)

TO CAROLYN LAYTON

Law Office Report #8

December 26, 1977

from June

1. Following are a series of situations which we want to present to you for consideration re whether ok to travel or not, considering possible legal problems involved with them:
  - a. Michael Daniels, Annie Mae Harris - Michael is 13; he has lived with his grandmother, Annie Mae Harris, since he was a baby. When he was 3, he was placed by the court in Los Angeles in the custody of his natural dad, because his mom was judged unfit. But his natural dad later had Annie Mae have Michael, and she's had him ever since. This year Michael's natural dad signed f.l. power of attorney and has told Annie Mae and Michael he wants Michael to go to Guyana. Michael has acted out at school in past months, was suspended for a time; but for the past month or so he has been better, works on the microphone crew. Michael's dad has no court papers in his possession of Michael's placement with him.
  - b. Alfred Smith - became 18 Christmas day, 12/25. His relatives are hostile - he's related to Jessie Boyd, his aunt, who left a long time ago, and he's related to Jackie Freeman, whose mom makes it difficult for her to come at all and whose mom collects money on her behalf, saying Jackie is mentally retarded.
  - c. Diola Christmas, and children; Betty Fountain, and children: Betty is Versie's sister. Betty and Diola lived in same house in L.A. Last month Diola's husband threatened to serve her with divorce papers because he heard everyone was leaving for Guyana. She called late one night from L.A.; Versie took the call and consulted with me, Alice, Florida, Phyllis H.. We discussed what the woman possibly could do, and eventually decided on the temporary thing for her to just evade service and wait it out and see if her husband really followed through with what he threatened to do. At that time we also discussed Betty Fountain, because she has similar situation; both Diola and Betty are separated from hostile husbands prone to violence, both have children, and both live together. We talked about perhaps sometime in the future when it came time for them to go, they could go somewhere on their own first and Versie suggested her dad in Portland Oregon. We did not decide on anything and it was not my impression that it was time yet for either Diola or Betty to go anywhere. But the next thing I heard was the week before Versie left, and Betty and Diola were already in Portland; they had traveled there with some of our money which Versie requested for them. Now we have an awkward situation of these 2 women way up in Portland, no real contact with the church, and I don't think we're in a position to send them over yet. Alice is the one they can contact by phone; Sandy and I have talked about perhaps their best alternative is to come back to L.A. and wait til things cool down here for us.

page 1

B-5-a(44)

- d. Aurora Rodriguez, and her grandchildren, Terry Stewart, Aurora Stewart, and Lisa Whitmire  
The children's natural mother, who lives in Santa Barbara, signed f.l. papers, in the presence of Gloria Rodriguez, Tim Carter, and Aurora, here in S.F. early this year. Aurora received AFDC for the children for awhile; then the welfare department demanded that the natural mother contribute \$150 to their support. The natural mother asked Aurora to return the children because she did not want to pay the \$150. Aurora, after counseling, cancelled the AFDC and told their mom she wanted to keep the children. Both of the 2 girls were molested by a male friend of their mom's, one after the other, at the same time in their moms house. The eldest child finally told Aurora, long after it happened, when they had moved up here. Aurora's husband stopped coming to church several months ago; served her with divorce papers last month. But since then he's come up to SF service twice and stays close to her whenever he comes up. He came up for this last weekend, Christmas. We do not know how to handle this case in light of your decision not to send over Roseanna Dickerson and her grandchildren. Roseanna had legal court custody of her grandchildren; Aurora has nothing but an f.l. power of attorney. Maybe Gloria can give a better impression of the children's natural mom, and of her dad.
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Department of the Treasury  
Internal Revenue Service

Request for Information about Tax Form

10-07-77

Identifying Number

94-2183703 EDWA RV  
01 7706 7739 7739 989  
94-01-  
9401 .00  
100000000

IRENE EDWARDS  
EDWARDS REST HOME  
2708 21ST ST  
SAN FRANCISCO, CA 94110

4901

If address is not correct, please change

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Director, Service Center

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Social security number (individual tax returns). If filed jointly, show both numbers.

Yours

Spouse's

Date filed

Tax period on form

Form number

If paid by check, enter endorsement date and number stamped on check.

Please complete the signature area on the back of this letter.

Form 4901 (Rev. 10 - 76)

INTERNAL REVENUE SERVICE 4901  
TDI FUNCTION  
P.O. BOX 12566  
FRESNO, CA 93778

94-2183703 EDWA .01 7706  
.00

B-5-a(48)

PART II

I DID NOT FILE THE FORM BECAUSE (CHECK APPLICABLE BLOCKS):

- Income was less than the amount required for filing. (Please explain below, under "Remarks".)
- Business was closed on (Date) \_\_\_\_\_
- There were no employees after (Date) \_\_\_\_\_
- I am no longer liable for filing this form. (Please explain below, under "Remarks".)
- Other. (Please explain below, under "Remarks".)

EXPLANATION OF PENALTY CHARGES

The penalty for late filing is 5 percent a month (or part of a month) on any tax that is unpaid by the due date of the return, up to a maximum penalty of 25 percent of the unpaid tax.

The penalty for late payment of tax is computed from the due date of the return at 1/2 of 1 percent of the unpaid tax for each month or part of the month the tax remains unpaid. It cannot exceed 25 percent of the unpaid amount.

If both the late filing and late payment penalties apply for any month, the combination of the two is limited to 5 percent of the unpaid tax for that month.

The penalty rates for underpayment of estimated tax are shown on the enclosed Notice 394.

The penalty for late deposits is 5 percent of the amount of underpayment without regard to the time the underpayment continues. (This penalty does not apply to income tax returns.)

In addition to the penalties described above, exempt organizations may be liable for a penalty of \$10 a day for each day the required form is late and managers of private foundations may be liable for a penalty of \$10 a day for each day the annual report of a private foundation is late.

Remarks:

Signature	Title (business tax returns)	Telephone (with area code) Home: Business:	Date
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Form 4901 (Rev. 10 - 76)

B-5-a(49)

Department of the Treasury  
Internal Revenue Service

Request for Informa ) about Tax Form

07-08-77

Identifying Number

94-2183703 EDWA RV  
01 7703 7726 7726 989  
94-01-  
9401 .00  
100000000

IRENE EDWARDS 4901  
EDWARDS REST HOME  
2708 21ST ST  
SAN FRANCISCO, CA 94110

If address is not correct, please change

Dear Taxpayer:

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Director, Service Center

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Form 4901 (Rev. 10-76)

INTERNAL REVENUE SERVICE 4901  
TDI FUNCTION  
P.O. BOX 12566  
FRESNO, CA 93778

94-2183703 EDWA. 01 7703  
.00

B-5-a(50)

PART II

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Remarks: \_\_\_\_\_

Signature	Title (business tax returns)	Telephone (with area code)	Date
		Home:	
		Business:	

Form 4901 (Rev. 10 - 76)

B-5-a(51)

## PART 7

## Uniform Parentage Act

[Added by Stats 1975 ch 1244 § 11.]

- § 7000. Title.
- § 7001. "Parent and child relationship".
- § 7002. Marital status of parents irrelevant.
- § 7003. Establishment of parent and child relationship.
- § 7004. Presumption of natural fatherhood.
- § 7005. Father of child conceived by artificial insemination.
- § 7006. Actions with respect to existence of father and child relationship.
- § 7007. Jurisdiction and venue.
- § 7008. Parties.
- § 7010. Judgment.
- § 7011. Fees and costs.
- § 7012. Enforcement of obligations of father.
- § 7013. Continuing jurisdiction.
- § 7014. Closed hearing and records.
- § 7015. Actions with respect to existence of mother and child relationship.
- § 7016. Written promise to furnish support.
- § 7017. Adoption of child: Notice to father: Proceeding to identify natural father.
- § 7017.1. Fee not to be charged for filing petition to terminate parental rights of father.
- § 7018. Severability.

§ 7000. [Title.] This part shall be known and may be cited as the "Uniform Parentage Act." [1975 ch 1244 § 11.]

§ 7001. ["Parent and child relationship."] As used in this part, "parent and child relationship" means the legal relationship existing between a child and his natural or adoptive parents incident to which the law confers or imposes rights, privileges, duties, and obligations. It includes the mother and child relationship and the father and child relationship. [1975 ch 1244 § 11.]

§ 7002. [Marital status of parents irrelevant.] The parent and child relationship extends equally to every child and to every parent, regardless of the marital status of the parents. [1975 ch 1244 § 11.]

§ 7003. [Establishment of parent and child relationship.] The parent and child relationship may be established as follows:

(1) Between a child and the natural mother it may be established by proof of her having given birth to the child, or under this part.

(2) Between a child and the natural father it may be established under this part.

(3) Between a child and an adoptive parent it may be established by proof of adoption. [1975 ch 1244 § 11.]

§ 7004. [Presumption of natural father-

hood.] (a) A man is presumed to be the natural father of a child if he meets the conditions as set forth in Section 621 of the Evidence Code or in any of the following subdivisions:

(1) He and the child's natural mother are or have been married to each other and the child is born during the marriage, or within 300 days after the marriage is terminated by death, annulment, declaration of invalidity, or divorce, or after a decree of separation is entered by a court.

(2) Before the child's birth, he and the child's natural mother have attempted to marry each other by a marriage solemnized in apparent compliance with law, although the attempted marriage is or could be declared invalid, and,

(i) If the attempted marriage could be declared invalid only by a court, the child is born during the attempted marriage, or within 300 days after its termination by death, annulment, declaration of invalidity, or divorce; or

(ii) If the attempted marriage is invalid without a court order, the child is born within 300 days after the termination of cohabitation.

(3) After the child's birth, he and the child's natural mother have married, or attempted to marry, each other by a marriage solemnized in apparent compliance with law,

R-5-a(51)

although the attempted marriage is or could be declared invalid, and

(1) With his consent, he is named as the child's father on the child's birth certificate, or

(2) He is obligated to support the child under a written voluntary promise or by court order.

(3) He receives the child into his home and openly holds out the child as his natural child.

(b) Except as provided in Section 621 of the Evidence Code, a presumption under this section is a rebuttable presumption affecting the burden of proof and may be rebutted in an appropriate action only by clear and convincing evidence. If two or more presumptions arise under this section which conflict with each other, the presumption which on the facts is founded on the weightier considerations of policy and logic controls. The presumption is rebutted by a court decree establishing paternity of the child by another man. [1975 ch 1244 § 11.]

§ 7005. [Father of child conceived by artificial insemination.] (a) If, under the supervision of a licensed physician and with the consent of her husband, a wife is inseminated artificially with semen donated by a man not her husband, the husband is treated in law as if he were the natural father of a child thereby conceived. The husband's consent must be in writing and signed by him and his wife. The physician shall certify their signatures and the date of the insemination, and file the husband's consent with the State Department of Health, where it shall be kept confidential and in a sealed file. However, the physician's failure to do so does not affect the father and child relationship. All papers and records pertaining to the insemination, whether part of the permanent record of a court or of a file held by the supervising physician or elsewhere, are subject to inspection only upon an order of the court for good cause shown.

(b) The donor of semen provided to a licensed physician for use in artificial insemination of a woman other than the donor's wife is treated in law as if he were not the natural father of a child thereby conceived. [1975 ch 1244 § 11.]

§ 7006. [Actions with respect to existence of father and child relationship.] (a) A child, the child's natural mother, or a man presumed to be his father under paragraph (1), (2), or (3) of subdivision (a) of Section 7004, may bring an action as follows:

(1) At any time for the purpose of declaring the existence of the father and child relationship presumed under paragraph (1), (2), or (3) of subdivision (a) of Section 7004.

(2) For the purpose of declaring the nonexistence of the father and child relationship presumed under paragraph (1), (2), or (3) of subdivision (a) of Section 7004 only if the action is brought within a reasonable time after obtaining knowledge of relevant facts. After the presumption has been rebutted, paternity of the child by another man may be determined in the same action, if he has been made a party.

(b) Any interested party may bring an action at any time for the purpose of determining the existence or nonexistence of the father and child relationship presumed under paragraph (4) of subdivision (a) of Section 7004.

(c) An action to determine the existence of the father and child relationship with respect to a child who has no presumed father under Section 7004 or whose presumed father is deceased may be brought by the child or personal representative of the child, the State Department of Health, the mother or the personal representative or a parent of the mother if the mother has died or is a minor, a man alleged or alleging himself to be the father, or the personal representative or a parent of the alleged father if the alleged father has died or is a minor.

(d) Regardless of its terms, an agreement between an alleged or presumed father and the mother or child does not bar an action under this section.

(e) An action under this section may be brought before the birth of the child.

(f) The district attorney may also bring an action under this section in any case in which he believes that the interests of justice will be served thereby. [1975 ch 1244 § 11.]

§ 7007. [Jurisdiction and venue.] (a) The superior court has jurisdiction of an action brought under this part.

(b) A person who has sexual intercourse in this state thereby submits to the jurisdiction of the courts of this state as to an action brought under this part with respect to a child who may have been conceived by that act of intercourse.

(c) The action may be brought in the county in which the child resides or is found or, if the father is deceased, in which proceedings for probate of his estate have been

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STATE OF CALIFORNIA  
FRANCHISE TAX BOARD  
SACRAMENTO CA 95857



OFFICIAL NOTICE

Date: 12/09/77

Income Year Ended: 12/31/76

SAN FRANCISCO ACTION EQUALITY, INC.

Corporate No.: 7627450 SF5AE

P O BOX 15023  
SN FRANCISCO CA 94115

WE SENT YOU A NOTICE REQUESTING THAT AN INFORMATION STATEMENT OR RETURN BE FILED FOR THE INCOME YEAR SHOWN ABOVE. OUR RECORDS INDICATE THAT NEITHER HAS BEEN FILED. IF YOU DO NOT COMPLY, THE CORPORATION'S EXEMPT STATUS MAY BE REVOKED AND THE POWERS, RIGHTS, AND PRIVILEGES MAY BE SUSPENDED OR FORFEITED.

IF THIS ORGANIZATION IS A PRIVATE FOUNDATION, THIS REQUEST SERVES AS A NOTICE TO OFFICERS THAT FAILURE TO FILE A RETURN MAY RESULT IN THE IMPOSITION OF PERSONAL PENALTIES AGAINST THE OFFICERS.

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Legal  
Traffic

*SF*

EXEMPT SECTION  
TELEPHONE (800) 852-7050

COVER SHEET:

1. Series of travel situations with legal problems
  - a. Michael Daniels, Annie Mae Harris
  - b. Alfred Smith
  - c. Diola Christmas & children; Betty Fountain & children
  - d. Aurora Rodriguez, Terry Stewart, Aurora Stewart, Lisa Whitmire
  - e. Florence Heath, Mary Morton, Mary Cottingham, Grover Washington
  - f. Exie Eleby, Melita Gibson
2. Irene Edwards (irs tax situation)

B-5-a(54)

TO CAROLYN LAYTON

Law Office Report #8

December 26, 1977

from June

1. Following are a series of situations which we want to present to you for consideration re whether ok to travel or not, considering possible legal problems involved with them:

*OK*

a. Michael Daniels, Annie Mae Harris - Michael is 13; he has lived with his grandmother, Annie Mae Harris, since he was a baby. When he was 3, he was placed by the court in Los Angeles in the custody of his natural dad, because his mom was judged unfit. But his natural dad later had Annie Mae have Michael, and she's had him ever since. This year Michael's natural dad signed f.l. power of attorney and has told Annie Mae and Michael he wants Michael to go to Guyana. Michael has acted out at school in past months, was suspended for a time; but for the past month or so he has been better, works on the microphone crew. Michael's dad has no court papers in his possession of Michael's placement with him.

*OK*

b. Alfred Smith - became 18 Christmas day, 12/25. His relatives are hostile - he's related to Jessie Boyd, his aunt, who left a long time ago, and he's related to Jackie Freeman, whose mom makes it difficult for her to come at all and whose mom collects money on her behalf, saying Jackie is mentally retarded.

*\**

c. Diola Christmas, and children; Betty Fountain, and children: Betty is Versie's sister. Betty and Diola lived in same house in L.A. Last month Diola's husband threatened to serve her with divorce papers because he heard everyone was leaving for Guyana. She called late one night from L.A.; Versie took the call and consulted with me, Alice, Florida, Phyllis H.. We discussed what the woman possibly could do, and eventually decided on the temporary thing for her to just evade service and wait it out and see if her husband really followed through with what he threatened to do. At that time we also discussed Betty Fountain, because she has similar situation; both Diola and Betty are separated from hostile husbands prone to violence, both have children, and both live together. We talked about perhaps sometime in the future when it came time for them to go, they could go somewhere on their own first and Versie suggested her dad in Portland Oregon. We did not decide on anything and it was not my impression that it was time yet for either Diola or Betty to go anywhere. But the next thing I heard was the week before Versie left, and Betty and Diola were already in Portland; they had traveled there with some of our money which Versie requested for them. Now we have an awkward situation of these 2 women way up in Portland, no real contact with the church, and I don't think we're in a position to send them over yet. Alice is the one they can contact by phone; Sandy and I have talked about perhaps their best alternative is to come back to L.A. and wait til things cool down here for us.

*But they return to L.A. if won't improve the risk? Ask Dad. E*

B-5-a(55)

d. Aurora Rodriguez, and her grandchildren, Terry Stewart, Aurora Stewart, and Lisa Whitmire

*What about the children's father? If not, ok. for them to come. Of Dickerson which is a grandchild? List and need court approval?*

The children's natural mother, who lives in Santa Barbara, signed f.l. papers, in the presence of Gloria Rodriguez, Tim Carter, and Aurora, here in S.F. early this year. Aurora received AFDC for the children for awhile; then the welfare department demanded that the natural mother contribute \$150 to their support. The natural mother asked Aurora to return the children because she did not want to pay the \$150. Aurora, after counseling, cancelled the AFDC and told their mom she wanted to keep the children. Both of the 2 girls were molested by a male friend of their mom's, one after the other, at the same time in their moms house. The eldest child finally told Aurora, long after it happened, when they had moved up here. Aurora's husband stopped coming to church several months ago; served her with divorce papers last month. But since then he's come up to SF service twice and stays close to her whenever he comes up. He came up for this last weekend, Christmas. We do not know how to handle this case in light of your decision not to send over Roseanna Dickerson and her grandchildren. Roseanna had legal court custody of her grandchildren; Aurora has nothing but an f.l. power of attorney. Maybe Gloria can give a better impression of the children's natural mom, and of her dad.

*Who are the girls' fathers? What is their relationship to Mrs. White thing?*

*Do any of these get set? seems that we could load ourselves down with non-constructive people we can't afford. I don't know if she can get a father consent for the child? leaving 16 year old 15 & 16.*

Florence Heath, Mary Morton, Mary Cottingham, Grover Washington  
Florence Heath, of Pittsburg, sold her property, split the sale with her divorced husband as part of the divorce decree, and turned over \$7,000 after paying her personal bills of \$1,000. She was very pushy about going over immediately as she had to move out of her 3 bedroom house after escrow closed so the new buyer could move in. We have put her up in an apartment at 998 Divisadero. She was also very pushy about taking along with her her senior citizen mom, Mary Cottingham, a member, and her 40 year old brother, Grover Washington, who has a mental problem and is slow, a member, her adult daughter, Mary Morton, and 2 grandchildren. Mary Morton has 2 children, 1 of which she wants to take with her, an 8 year old daughter. She wants to leave her 16 year old daughter, who does not attend p.t., with her sister in Pittsburg, and had us draw up a paper to that effect. Leona is against this; she does not approve of Mary leaving a child back here. Florence also wants to take her 13 year old son, of whom she has physical custody after the divorce and her husband has visitation rights. She says the husband never visits the son; and that the husband has even told her mom that he's not the natural dad of Michael Heath. We have not cashed the cashier's check Florence turned over from the sale on her house as we are worried about her being up here, not going over immediately, and being a property giver. Florence is bourgeoisie, asked Hue to send over her stereo component set, wears a lot of wigs, and has lots of clothes. But Florence also has been a mainstay in Pittsburg, was the person who drove Pittsburg members in, is a member of

*Get covered from the issue no problem. Give more money to feed.*

*Can any of them work?*

the Apostolic Singers, and is generally positive. We had Debbie Evans check out the brother Grover Washington. He is treated at a Pittsburg clinic; they informed her he takes no medication, he is just slow. His physical health is good, they do not perceive any potential harm in his traveling anywhere. He is not violent, he is a mild sort, has come to the church for years with Florence.

*Don't send me  
the court  
order without  
at least  
court approval*

f. Exie Eleby, Melita Gibson - As soon as we schedule the guardianship annual accounting which is a minor event but must take place to satisfy the court and which Frolich will handle in Ed's place, she'll be free to go. BUT how can she go and leave Melita here? Melita's natural mom is Jean Gibson aka Jean Alexander. Jean Gibson is still in again/out again; didn't come to church for the last 2 weeks but was here Christmas day, playing piano as usual. Jean's ambivalence makes it difficult to project when and if Melita and Lisa can go; as of now we won't send either Melita or Lisa without their natural mom. This past week Lisa's dad sent for her to come to Louisiana; she isn't going but his appearance now makes it more difficult than ever. Exie has had Melita, who's about 8 now, for the past 3 years. She is Melita's legal guardian. It would not be difficult to replace Melita back with her mom; when Melita comes up from L.A. I notice she hangs around with her mom a lot. But Exie may take it hard.

*maybe try to get court approval for melita to go with exie? Attach mother's consent and affidavit that father has not seen the child in 4 years and she doesn't know his whereabouts.....*

g. What is your position now on parents with children, one parent gone or out of the picture, and the parents were never married? We have a number of situations like that. See attached copy of Civil Code sections 7000... which declares marital status of parents irrelevant in determining parent/child relationship. What significance does this have on our particular situation?

*I guess we might consider a 5-year no contact rule if think as a safety factor...*

*five years is too long I'd suggest zero by case + see how long its been since any contact. I don't see how we can make a hard + fast rule.*