

Docket 83929 Document 2022-16567

	of the Children, for Dissolution of the TPO and for Related Relief		AA000125
8.	Defendant's Motion to Extend the Temporary Protective Order, to Change Custody, for an Interview of the Minor Children, and for Related Relief	3/27/20	AA000126-AA000152
9.	Plaintiff's Opposition to Defendant's Motion to Extend the Temporary Protective Order, to Change Custody, for an Interview of the Minor Children, and for Related Relief	4/10/20	AA000153-AA000182
10.	Plaintiff's Reply to Defendant's Opposition Motion for Immediate Return of the Children, for Dissolution of the TPO and for Related Relief	4/15/20	AA000183-AA000206
	VOLUME 2		
11.	Defendant's Opposition to Plaintiff's Motion for Immediate Return of the Children, for Dissolution of the TPO, and for Related Relief	4/19/20	AA000207-AA000241
12.	Defendant's Reply to Plaintiff's Opposition to Motion to Extend the Temporary Protective Order, to Change Custody, for an Interview of the Minor Children, and for Related Relief	4/20/20	AA000242-AA000275
13.	Notice of Entry of Order from April 22, 2020, Hearing	6/1/20	AA000276-AA000287
14.	Notice of Entry of Decree of Divorce	4/8/21	AA000288-AA000316
15.	Minutes from September 4, 2020, Hearing	9/4/20	AA000317-AA000320
16.	Defendant's Motion to Correct Clerical in the Decree of Divorce Regarding the 529 Accounts, or in the Alternative, Set Aside the Terms in the Decree of Divorce Regarding Division of the 529 Accounts and for Attorney's Fees and Costs	9/27/21	AA000321-AA000334
17.	Plaintiff's Opposition Motion to Correct	10/12/21	AA000335-

	Clerical in the Decree of Divorce Regarding the 529 Accounts, or in the Alternative, Set Aside the Terms in the Decree of Divorce Regarding Division of the 529 Accounts and for Attorney's Fees and Costs, and Countermotion for Immediate Return of Hannah to Jim's Custody, an Order that Hannah Immediately Participate in Therapy with Dee Pierce, Ph.D., an Order that Hannah Have a Forensic Psychiatric Evaluation, an Order Requiring the Parties to Participate in Co-Parenting Counseling with Bree Mullin, Ph.D., Sole Legal Custody, School Choice Determination, Return of the Children's Passports, and Attorney's Fees and Costs		AA000376
	VOLUME 3		
18.	Plaintiff's Exhibits in Support of Opposition Motion to Correct Clerical in the Decree of Divorce Regarding the 529 Accounts, or in the Alternative, Set Aside the Terms in the Decree of Divorce Regarding Division of the 529 Accounts and for Attorney's Fees and Costs, and Countermotion for Immediate Return of Hannah to Jim's Custody, an Order that Hannah Immediately Participate in Therapy with Dee Pierce, Ph.D., an Order that Hannah Have a Forensic Psychiatric Evaluation, an Order Requiring the Parties to Participate in Co-Parenting Counseling with Bree Mullin, Ph.D., Sole Legal Custody, School Choice Determination, Return of the Children's Passports, and Attorney's Fees and Costs	10/12/21	AA000377-AA000404
19.	Defendant's Reply to Plaintiff's Opposition Motion to Correct Clerical in	10/17/21	AA000405-AA000459

	the Decree of Divorce Regarding the 529 Accounts, or in the Alternative, Set Aside the Terms in the Decree of Divorce Regarding Division of the 529 Accounts and for Attorney's Fees and Costs, and Countermotion for Immediate Return of Hannah to Jim's Custody, an Order that Hannah Immediately Participate in Therapy with Dee Pierce, Ph.D., an Order that Hannah Have a Forensic Psychiatric Evaluation, an Order Requiring the Parties to Participate in Co-Parenting Counseling with Bree Mullin, Ph.D., Sole Legal Custody, School Choice Determination, Return of the Children's Passports, and Attorney's Fees and Costs		
20.	Defendant's Exhibit Appendix in Support of Reply to Opposition Motion to Correct Clerical in the Decree of Divorce Regarding the 529 Accounts, or in the Alternative, Set Aside the Terms in the Decree of Divorce Regarding Division of the 529 Accounts and for Attorney's Fees and Costs, and Countermotion for Immediate Return of Hannah to Jim's Custody, an Order that Hannah Immediately Participate in Therapy with Dee Pierce, Ph.D., an Order that Hannah Have a Forensic Psychiatric Evaluation, an Order Requiring the Parties to Participate in Co-Parenting Counseling with Bree Mullin, Ph.D., Sole Legal Custody, School Choice Determination, Return of the Children's Passports, and Attorney's Fees and Costs	10/17/21	AA000460-AA000480
21.	Transcripts from October 18, 2021, Hearing	10/31/21	AA000481-

22.	Notice of Entry of Order of Order from October 18, 2022, Hearing	11/9/21	AA000517- AA000524
23.	Exhibits regarding the 529 accounts from August 13, and September 4, 2020 evidentiary hearing	8/13/21	AA000525- AA000626

EXHIBIT 18

EXHIBIT 18

EXHIBIT 18

Steven D. Grierson

1 EXHS
2 THE DICKERSON KARACSONYI LAW GROUP
3 ROBERT P. DICKERSON, ESQ.
4 Nevada Bar No. 000945
5 SABRINA M. DOLSON, ESQ.
6 Nevada Bar No. 013105
7 1645 Village Center Circle, Suite 291
8 Las Vegas, Nevada 89134
9 Telephone: (702) 388-8600
10 Facsimile: (702) 388-0210
11 Email: info@thedklawgroup.com
12 Attorneys for Plaintiff

8 DISTRICT COURT
9 FAMILY DIVISION
10 CLARK COUNTY, NEVADA

10 JAMES W. VAHEY,

11 Plaintiff,

12 v.

13 MINH NGUYET LUONG,

14 Defendant.

CASE NO. D-18-581444-D
DEPT NO. U

16 APPENDIX OF EXHIBITS IN SUPPORT OF PLAINTIFF'S
17 OPPOSITION TO DEFENDANT'S MOTION TO CORRECT
18 CLERICAL ERROR IN THE DECREE OF DIVORCE REGARDING
19 THE 529 ACCOUNTS, OR IN THE ALTERNATIVE, TO SET
20 ASIDE THE TERMS IN THE DECREE OF DIVORCE
21 REGARDING THE DIVISION OF THE 529 ACCOUNTS AND
22 ATTORNEY'S FEES AND COSTS;

23 AND

24 EMERGENCY COUNTERMOTION FOR IMMEDIATE RETURN
25 OF HANNAH TO JIM'S CUSTODY, AN ORDER THAT HANNAH
26 IMMEDIATELY PARTICIPATE IN THERAPY WITH DR. DEE
27 PIERCE, AN ORDER THAT HANNAH HAVE A FORENSIC
28 PSYCHIATRIC EVALUATION, AN ORDER REQUIRING THE
PARTIES TO PARTICIPATE IN CO-PARENTING COUNSELING
WITH DR. BREE MULLIN, SOLE LEGAL CUSTODY, SCHOOL
CHOICE DETERMINATION, RETURN OF CHILDREN'S
PASSPORTS, AND ATTORNEYS' FEES AND COSTS

27 COMES NOW Plaintiff, JAMES W. VAHEY ("Jim"), by and
28 through his attorneys, ROBERT P. DICKERSON, ESQ., and SABRINA

1 M. DOLSON, ESQ., of THE DICKERSON KARACSONYI LAW
2 GROUP, and hereby submits his Appendix of Exhibits in Support of
3 Plaintiff's Opposition to Defendant's Motion to Correct Clerical Error in
4 the Decree of Divorce Regarding the 529 Accounts, or in the Alternative,
5 to Set Aside the Terms in the Decree of Divorce Regarding the Division of
6 the 529 Accounts and Attorney's Fees and Costs; and Countermotion for
7 Immediate Return of Hannah to Jim's Custody, an Order that Hannah
8 Immediately Participate in Therapy with Dr. Dee Pierce, an Order that
9 Hannah Have a Forensic Psychiatric Evaluation, an Order Requiring the
10 Parties to Participate in Co-Parenting Counseling with Dr. Bree Mullin,
11 Sole Legal Custody, School Choice Determination, Return of Children's
12 Passports, and Attorneys' Fees and Costs.

Title/Description of Document	Exhibit Number
Messages exchanged between Jim and Minh on Our Family Wizard from September 27-29, 2021	1
September 28, 2021 Text Messages from Jim to Minh	2
October 1, 2021 Text Message from Hannah to Jim	3
Plaintiff's Trial Exhibit 2, which was admitted into evidence at August 13 and September 4, 2020 trial	4
Plaintiff's Trial Exhibit 3, which was admitted into evidence at August 13 and September 4, 2020 trial	5
Plaintiff's Trial Exhibit 7, which was admitted into evidence at August 13 and September 4, 2020 trial	6

22 DATED this 12th day of October, 2021.

23 THE DICKERSON KARACSONYI LAW GROUP

24
25 By /s/ Sabrina M. Dolson
26 ROBERT P. DICKERSON, ESQ.
27 Nevada Bar No. 000945
28 SABRINA M. DOLSON, ESQ.
Nevada Bar No. 013105
1645 Village Center Circle, Suite 291
Las Vegas, Nevada 89134
Attorneys for Plaintiff

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- ☒ [X] by mandatory electronic service through the Eighth Judicial District Court's electronic filing system;
- ☐ [] by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada;
- ☐ [] via facsimile, by duly executed consent for service by electronic means;
- ☐ [] by hand-delivery with signed Receipt of Copy.

FRED PAGE, ESQ.
PAGE LAW FIRM
6930 South Cimarron Road, Suite 140
Las Vegas, Nevada 89113
fpage@pagelawoffices.com
Attorney for Defendant

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EXHIBIT 1

EXHIBIT 1

EXHIBIT 1

never has to give me a grocery list and I always have food for her and it is not her responsibility but yours to make sure there's food for her.

Hannah is 12 years old. She has been cooking food for herself for almost 3 years since you told me to get out of your house Jan 2019. Providing food for your children is the basic necessity that a parent is responsible for. She missed school today because you failed at your job. Hannah is already failing in school. This will cause her to further fall behind in school. Please reevaluate your priority. You are harming the children so much just so you can win.

Message 5 of 61

Sent: 09/24/2021 at 11:20 AM
From: James Vahey
To: minh luong (*First Viewed: 09/26/2021 at 06:29 AM*)
Subject: Hannah's School Work

I spoke with the school. Hannah can do school work from yesterday and today online. I forwarded an email from the school to you. She has a logic test today.

Message 6 of 61

Sent: 09/27/2021 at 08:27 PM
From: James Vahey
To: minh luong (*First Viewed: 09/27/2021 at 09:31 PM*)
Subject: Changing schools for Hannah

Today, Dr. Gilmer told me that she thought it would be good for Hannah to change schools. Dr. Gilmer also said that Hannah did not want to go back to Coral.

If you agree, let's look for another school for Hannah.

Message 7 of 61

Sent: 09/27/2021 at 09:46 PM
From: minh luong
To: James Vahey (*First Viewed: 09/28/2021 at 01:01 PM*)
Subject: RE: Changing schools for Hannah

Dr. Fontenelle thought that Earnest Becker would be good for Hannah since it would be more mellow. I also asked if Matthew would be able to attend Earnest Becker with Hannah and she agrees that it would be good for Hannah to have someone she knows at the new school. Matthew also dislike Challenger and had a melt down at the beginning of this school year. He would also like to move to the same school as Hannah. We agreed to take Dr. Fontenelle's recommendations for the children. I hope you will honor what you agreed to. I am going to take Matthew and Hannah there tomorrow to check it out and turn in the documents they require.

On 09/27/2021 at 08:27 PM, James Vahey wrote:

To: minh luong (*First Viewed: 09/27/2021 at 09:31 PM*)
Subject: Changing schools for Hannah

Today, Dr. Gilmer told me that she thought it would be good for Hannah to change schools. Dr. Gilmer also said that Hannah did not want to go back to Coral.

If you agree, let's look for another school for Hannah.

Message 8 of 61

Sent: 09/28/2021 at 1:33 AM
From: minh luong
To: James Vahey (*First Viewed: 09/28/2021 at 01:15 PM*)
Subject: New school

Following Dr. Fontenelle's recommendation from yesterday's session and as I informed you last night, I took Hannah and Matthew to Earnest Becker intermediate school this morning. They get to see the campus and met the counselors. They got to discuss about the classes they get to choose. Both Hannah and Matthew are excited to be able to take piano. They are both placed in advance levels for academic classes. I explained to the counselors that both usually had done very well in school in the past but the last couple of years have been tough on them. They believe that Hannah and Matthew will still do well in their advance levels. They said if Hannah and Matthew still feel like it's still too tough then they can always be moved out of those levels.

Hannah asked to go to Hyde Park because she knows Jaclyn there. I called the school and we have to be either zoned into that school or get picked through lottery. At this time, it is too late for the lottery for this school year. I will put our names in for lottery next year although Hyde Park has a very high curriculum that Hannah may not be able to keep up since she had fell so far behind. I called another school that Dr. Fontenelle is also very keen on. It's called Doral Academy. It is a charter school and also has to be picked through a lottery process. I think at this point, it is too hard for Hannah to be in a charter school as she had fallen too far behind.

Hannah has serious mental issues that I fear the longer it goes on the harder it will be or impossible to fix. Please reevaluate your priorities. It is not a matter of winning or losing. WE both are losing our daughter. Please listen to what she is asking for. She doesn't deserve to be mentally ill because of us.

The kids can start school as early as tomorrow. If you want to go check out the school tomorrow and let me know you can do that. However, the longer we wait the worse it will be for the kids as they have already fallen behind and school started over a month ago.

Message 9 of 61

Sent: 09/28/2021 at 01:11 PM
From: James Vahey
To: minh luong (*First Viewed: 09/28/2021 at 01:30 PM*)
Subject: Re: RE: Changing schools for Hannah

Dr. Fontenelle-Gilmer did not recommend Earnest Becker to me. Dr. Gilmer didn't recommend to me to change Matthew to another school. Picking Hannah's new school and whether to transfer Matthew are decisions for us to make jointly and not for you to make unilaterally. Please don't discuss the decisions with them until you and I are in agreement. Please do not take them there or fill out any paperwork until you and I agree on a school and whether Matthew is going to transfer also.

We need to investigate good charter schools that are in close proximity to Challenger where at least Lena, and possibly Matthew, will be continuing. The school also should be fairly equidistant between your residence and mine. Summerlin certainly is not equidistant.

Do not take the kids there today. This will cause more harm to all of them. You and I need to discuss and agree before any changes are made.

On 09/27/2021 at 09:46 PM, minh luong wrote:

To: James Vahey (*First Viewed: 09/28/2021 at 01:01 PM*)
Subject: RE: Changing schools for Hannah

Dr. Fontenelle thought that Earnest Becker would be good for Hannah since it would be more mellow. I also asked if Matthew would be able to attend Earnest Becker with Hannah and she agrees that it would be good for Hannah to have someone she knows at the new school. Matthew also dislike Challenger and had a melt down at the beginning of this school year. He would also like to move to the same school as Hannah. We agreed to take Dr. Fontenelle's recommendations for the children. I hope you will honor what you agreed to. I am going to take Matthew and Hannah there tomorrow to check it out and turn in the documents they require.

On 09/27/2021 at 08:27 PM, James Vahey wrote:

To: minh luong (*First Viewed: 09/27/2021 at 09:31 PM*)
Subject: Changing schools for Hannah

Today, Dr. Gilmer told me that she thought it would be good for Hannah to change schools. Dr. Gilmer also said that Hannah did not want to go back to Coral.

If you agree, let's look for another school for Hannah.

Message 10 of 61

Sent: 09/28/2021 at 01:19 PM
From: James Vahey
To: minh luong (*First Viewed: 09/28/2021 at 01:31 PM*)
Subject: Re: New school

I just read this message. What you've done is unilaterally make a decision that we jointly need to make. Do not start the kids at Earnest Becker or any where else until we discuss and agree on the change.

On 09/28/2021 at 11:33 AM, minh luong wrote:

To: James Vahey (*First Viewed: 09/28/2021 at 01:15 PM*)
Subject: New school

Following Dr. Fontenelle's recommendation from yesterday's session and as I informed you last night, I took Hannah and Matthew to Earnest Becker intermediate school this morning. They get to see the campus and met the counselors. They got to discuss about the classes they get to choose. Both Hannah and Matthew are excited to be able to take piano. They are both placed in advance levels for academic classes. I explained to the counselors that both usually had done very well in school in the past but the last couple of years have been tough on them. They believe that Hannah and Matthew will still do well in their advance levels. They said if Hannah and Matthew still feel like it's still too tough then they can always be moved out of those levels.

Hannah asked to go to Hyde Park because she knows Jaclyn there. I called the school and we have to be either zoned into that school or get picked through lottery. At this time, it is too late for the lottery for this school year. I will put our names in for lottery next year although Hyde Park has a very high curriculum that Hannah may not be able to keep up since she had fell so far behind. I called another school that Dr. Fontenelle is also very keen on. It's called Doral Academy. It is a charter school and also has to be picked through a lottery process. I think at this point, it is too hard for Hannah to be in a charter school as she had fallen too far behind.

Hannah has serious mental issues that I fear the longer it goes on the harder it will be or impossible to fix. Please reevaluate your priorities. It is not a matter of winning or loosing. WE both are losing our daughter. Please listen to what she is asking for. She doesn't deserve to be mentally ill because of us.

The kids can start school as early as tomorrow. If you want to go check out the school tomorrow and let me know you can do that. However, the longer we wait the worse it will be for the kids as they have already fallen behind and school started over a month ago.

Message 11 of 61

Sent: 09/28/2021 at 02:21 PM
From: James Vahey
To: minh luong (*First Viewed: 09/28/2021 at 07:30 PM*)
Subject: Re: New school

Until we reach an agreement on the school to where WE want Hannah transferred, all of the children need to continue at Challenger. Please don't involve the kids in our discussion until we are in agreement.

On 09/28/2021 at 11:33 AM, minh luong wrote:

To: James Vahey (First Viewed: 09/28/2021 at 01:15 PM)

Subject: New school

Following Dr. Fontenelle's recommendation from yesterday's session and as I informed you last night, I took Hannah and Matthew to Ernest Becker intermediate school this morning. They get to see the campus and met the counselors. They got to discuss about the classes they get to choose. Both Hannah and Matthew are excited to be able to take piano. They are both placed in advance levels for academic classes. I explained to the counselors that both usually had done very well in school in the past but the last couple of years have been tough on them. They believe that Hannah and Matthew will still do well in their advance levels. They said if Hannah and Matthew still feel like it's still too tough then they can always be moved out of those levels.

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The kids can start school as early as tomorrow. If you want to go check out the school tomorrow and let me know you can do that. However, the longer we wait the worse it will be for the kids as they have already fallen behind and school started over a month ago.

Message 12 of 61

Sent: 09/28/2021 at 10:58 PM

From: James Vahey

To: minh luong (First Viewed: 09/29/2021 at 07:55 AM)

Subject: Re: New school

- We have joint legal and joint physical custody of our three children.
- It's illegal for either of us to unilaterally make a decision about changing schools for any of our children without discussing and agreeing with each other.
- You took the kids to Ernest Becker School today without my knowledge or consent.
- Again, you discussed with the children about changing schools, and even worse, you discussed with them your vision for our kids to go to another school that you unilaterally selected without ever including me in the decision.
- Discussing your unilateral decision with them without any agreement from me is wrong and sets them up for serious psychological harm.
- Without my knowledge or consent, you chose to have Hannah and Matthew miss school today and Lena arrive tardy.
- Without any legal right to enroll them, today, you toured the school with them, met counselors, picked classes, and completed paperwork for enrollment.
- Challenger told me that someone from Ernest Becker contacted Challenger informing them that Hannah and Matthew "were withdrawing from Challenger and that they started over there today."

You had no courtesy to include me, and you had no legal right exclude me in any of the decisions and actions you did today with respect to our kids.

- * Do not withdraw Hannah or Matthew from Challenger.
- * Hannah and Matthew need to attend school at Challenger tomorrow (Wednesday, 9/29/21)
- * Do not proceed with enrollment in Ernest Becker or any other school for any of our kids until you and I are in agreement.
- * All three of our kids need to attend Challenger tomorrow (You and I can discuss this and come to a decision. Regardless, Hannah, Matthew, and Selena need to attend school tomorrow.)

My Due Diligence

1. I contacted Dr. Gilmer, I verified that what you wrote to me in your OFW message is false. What you wrote were not what her recommendations were.

2. I contacted Challenger and informed them that Hannah and Matthew are not to be withdrawn.
3. I reached Ernest Becker School a couple minutes after closing at 3:30, but will be speaking with them first thing tomorrow morning to inform them that Hannah and Matthew are not to be enrolled at this time.

Nguyet, what I've provided above is enough explanation for not disrupting Hannah's and Matthew's school more than you did today.

It's extremely important that you understand without any doubt that there is no psychological or physical reason for you to change Hannah's or Matthew's school today or tomorrow.

YES, Dr. Fontanelle recommended to us to transfer Hannah to another school. Dr. Fontanelle absolutely did not recommend transferring Hannah (AND CERTAINLY NOT MATTHEW) from Challenger to anywhere including Ernest Becker today, especially without our mutual agreement. (Certainly, secretly without my knowledge or consent.)

Dr. Fontanelle called me this evening. She confirmed that in no way, shape, or form did she recommend that Hannah transfer to Ernest Becker School.

In fact, she told me she didn't recommend it to you, but you were the one who asked her about that specific school.

She was very clear that she made no recommendation that Matthew transfer from Challenger to anywhere. He's not her patient and she's never even met him.

Please call me, email me, text me, or communicate in any way you want. Please never again do anything like what you did today. You did not have the best interest of our kids, or even a recommendation of Dr. Fontanelle, any legal right, my consent, or any other sensible reason to entice the kids with another of your agendas.

Please, Nguyet, let's talk, or if you won't, at least electronically converse.

On 09/28/2021 at 02:21 PM, James Vahey wrote:

To: minh luong (*First Viewed: 09/28/2021 at 07:30 PM*)

Subject: Re: New school

Until we reach an agreement on the school to where WE want Hannah transferred, all of the children need to continue at Challenger. Please don't involve the kids in our discussion until we are in agreement.

On 09/28/2021 at 11:33 AM, minh luong wrote:

To: James Vahey (*First Viewed: 09/28/2021 at 01:15 PM*)

Subject: New school

Following Dr. Fontenelle's recommendation from yesterday's session and as I informed you last night, I took Hannah and Matthew to Earnest Becker intermediate school this morning. They get to see the campus and met the counselors. They got to discuss about the classes they get to choose. Both Hannah and Matthew are excited to be able to take piano. They are both placed in advance levels for academic classes. I explained to the counselors that both usually had done very well in school in the past but the last couple of years have been tough on them. They believe that Hannah and Matthew will still do well in their advance levels. They said if Hannah and Matthew still feel like it's still too tough then they can always be moved out of those levels.

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Hannah has serious mental issues that I fear the longer it goes on the harder it will be or impossible to fix. Please reevaluate your priorities. It is not a matter of winning or losing. WE both are losing our daughter. Please listen to what she is asking for. She doesn't deserve to be mentally ill because of us.

The kids can start school as early as tomorrow. If you want to go check out the school tomorrow and let me know you can do that. However, the longer we wait the worse it will be for the kids as they have already fallen behind and school started over a month ago.

Message 13 of 61

Sent: 09/29/2021 at 07:11 AM
From: James Vahey
To: minh luong (*First Viewed: 09/29/2021 at 07:55 AM*)
Subject: Hannah's Transfer

I spoke with Cathy at Ernest Becker. I informed her that neither Hannah and/or Matthew were to be enrolled or attend school there today and not until you and I mutually decide.

Message 14 of 61

Sent: 09/29/2021 at 09:18 AM
From: minh luong
To: James Vahey (*First Viewed: 09/29/2021 at 12:30 PM*)
Subject: Hannah and Matthew refusing to go to school

Both Hannah and Matthew refuse to go to Challenger. Earlier at the beginning of this school year, Matthew had a melt down and refuse to go to school. He missed 2 days of school. Again, today, he refused to go to school. He threatened to hurt himself if he is made to go back to Challenger. He had expressed this to both of us many times. He told me that you don't listen to him or care what he thinks or feel. No matter what I said or do he won't go.

Hannah refused to go to challenger last week while she was with you and missed school on Thursday and Friday. She also expressed to you that she never want to go back to you ever again because of the trauma you caused her. I spent 2 hours this morning to convince Hannah to get in the car and go to Challenger. She is at the school with Kim now but refuse to go in. Like you asked me to help you last week. I am reaching out to you to help me. Please persuade her to go into the school. She is there right now.

Please call me so you can persuade Matthew also. I have tried every thing in my power to get them to school. I am reaching out to you for help just like you do with me.

Message 15 of 61

Sent: 09/29/2021 at 01:15 PM
From: James Vahey
To: minh luong (*First Viewed: 09/29/2021 at 01:35 PM*)
Subject: Talking with Matthew and Hannah about school

I was able to talk with Hannah briefly. She's refusing to return to Challenger. She blames me for everything. I was not able to talk with Matthew. He would respond. I tried hanging up and calling back, but Kim's phone went to voicemail. I texted him asking him to call me when he saw my message. I haven't heard back from him. Please see if you can contact him to tell him to call me back.

Thanks

Message 16 of 61

Sent: 09/29/2021 at 01:41 PM
From: minh luong
To: James Vahey (*First Viewed: 09/29/2021 at 01:42 PM*)
Subject: RE: Talking with Matthew and Hannah about school

I gave Kim the message to call you back but if Matthew doesn't want to talk to you it doesn't matter how many times you call back. When they don't want to talk to you and you try to force it on them it only hurt them. There is so much stress on them already.

EXHIBIT 2

EXHIBIT 2

EXHIBIT 2

Sent - September 27, 2021 at 7:33 PM - (iMessage) - Delivered

I called your phone to talk to the kids. It went to voicemail. Please call me back so we can talk. Thank you

Received - Nguyet Luong - September 27, 2021 at 7:34 PM - (iMessage)

Sure

Sent - September 27, 2021 at 7:51 PM - (iMessage) - Delivered

It was nice talking to Lena while she bathed. When would be a good time tonight to talk with Matthew? Thanks again

Sent - September 27, 2021 at 8:20 PM - (iMessage) - Delivered

I don't know if you see messages on OFW right away, but, I just wanted to tell you how nice it was tonight to talk to the kids. On OFW, I messaged... "It was nice to talk to Matthew also. Thank you. Your new house looks really nice. Congratulations" Thanks. Have a good night. I look forward to Wednesday evening.

Sent - September 28, 2021 at 1:13 PM - (iMessage) - Delivered

Please look at the OFW message I sent you. Please don't discuss changing schools, which school, or whether Matthew will be changing schools also with the children until you and I are in agreement. Including the kids at this point is harmful to them.

Sent - September 28, 2021 at 1:15 PM - (iMessage) - Delivered

Please do not take the kids to Earnest Becker today. You and I need to investigate and agree on the new school for Hannah first before any discussions and paperwork are started

AA000388

Sent - September 28, 2021 at 2:20 PM - (iMessage) - Delivered

• **Hannah's school change**

Until we reach an agreement on the school where WE want Hannah transferred, all of the children need to continue at Challenger. Please don't involve the kids in our discussion until we are in agreement.

Sent - September 28, 2021 at 10:59 PM - (iMessage) - Delivered

Please check OFW for an important message

Sent - September 28, 2021 at 11:00 PM - (iMessage) - Delivered

In case you didn't hear a prompt from OFW, here's a text copy

- We have joint legal and joint physical custody of our three children.
- It's illegal for either of us to unilaterally make a decision about changing schools for any of our children without discussing and agreeing with each other.
- You took the kids to Ernest Becker School today without my knowledge or consent.
- Again, you discussed with the children about changing schools, and even worse, you discussed with them your vision for our kids to go to another school that you unilaterally selected without ever including me in the decision.
- Discussing your unilateral decision with them without any agreement from me is wrong and sets them up for serious psychological harm.
- Without my knowledge or consent, you chose to have Hannah and Matthew miss school today and Lena arrive tardy.
- Without any legal right to enroll them, today, you toured the school with them, met counselors, picked classes, and completed paperwork for enrollment.
- Challenger told me that someone from Ernest Becker contacted Challenger informing them that Hannah and Matthew "were withdrawing from Challenger and that they started over there today."
- You had no courtesy to include me, and you had no legal right exclude me in any of the decisions and actions you did today with respect to our kids.
- Do not withdraw Hannah or Matthew from Challenger.
- Hannah and Matthew need to attend school at Challenger tomorrow (Wednesday, 9/29/21)
- Do not proceed with enrollment in Ernest Becker or any other school for any of our kids until you and I are in agreement.
- All three of our kids need to attend Challenger tomorrow (You and I can discuss this and come to a decision. Regardless, Hannah, Matthew, and Seiena need to attend school tomorrow.)

My Due Diligence 1. I contacted Dr. Gilmer, I verified that what you wrote to me in your OFW message is false. What you wrote were not what her recommendations were. 2. I contacted Challenger and informed them that Hannah and Matthew are not to be withdrawn. 3. I reached Ernest Becker School a couple minutes after closing at 3:30, but will be speaking with them

first thing tomorrow morning to inform them that Hannah and Matthew are not to be enrolled at this time. Nguyet, what I've provided above is enough explanation for not disrupting Hannah's and Matthew's school more than you did today. It's extremely important that you understand without any doubt that there is no psychological or physical reason for you to change Hannah's or Matthew's school today or tomorrow. YES, Dr. Fontanelle recommended to us to transfer Hannah to another school. Dr. Fontanelle absolutely did not recommend transferring Hannah (AND CERTAINLY NOT MATTHEW) from Challenger to anywhere including Ernest Becker today, especially without our mutual agreement. (Certainly, secretly without my knowledge or consent.) Dr. Fontanelle called me this evening. She confirmed that in no way, shape, or form did she recommend that Hannah transfer to Ernest Becker School. In fact, she told me she didn't recommend it to you, but you were the one who asked her about that specific school. She was very clear that she made no recommendation that Matthew transfer from Challenger to anywhere. He's not her patient and she's never even met him. Please call me, email me, text me, or communicate in any way you want. Please never again do anything like what you did today. You did not have the best interest of our kids, or even a recommendation of Dr. Fontanelle, any legal right, my consent, or any other sensible reason to entice the kids with another of your agendas. Please, Nguyet, let's talk, or if you won't, at least electronically converse.

Sent - September 29, 2021 at 7:12 AM - (iMessage) - Delivered

Check OFW for a new message regarding our children not attending Ernest Becker School

Received - Nguyet Luong - September 29, 2021 at 9:19 AM - (iMessage)

Please check OFW

Received - Nguyet Luong - September 29, 2021 at 10:16 AM - (iMessage)

Please check OFW

Received - Nguyet Luong - September 29, 2021 at 12:54 PM - (iMessage)

Kim Chen

AA000390

EXHIBIT 3

EXHIBIT 3

EXHIBIT 3

Received - Hannah E. Vahey - September 23, 2021 at 9:28 PM - (iMessage)

It was and now thanks to u I'm not going to school tomorrow

Sent - September 24, 2021 at 11:24 AM - (iMessage) - Delivered

School Work

I spoke with Miss Shelly at school. She said you can do your school work online. You have a logic test today. If you need help getting online, I'm available to help you or you can ask Mommy. I forwarded Miss Shelly's email to Mommy and will also forward to you.

Received - Hannah E. Vahey - September 24, 2021 at 11:29 AM - (iMessage)

This number has blocked you, please try again later at 714-616-8900

Received - Hannah E. Vahey - October 1, 2021 at 3:00 PM - (iMessage)

I'm only going with you if you sign a paper saying that you will NOT wake me up at night, NOT make me text u when I go to bed, that you will NOT take my stuff, and will NOT bother me. If you don't have a paper signed by you saying that then I will not be going and you can't make me. You have to pick up Lena soon so u better decide quickly or you will be late.

Received - Hannah E. Vahey - October 6, 2021 at 8:23 AM - (iMessage)

I need my backpack to do my work and it will be your fault if you do not return it to me

Sent - October 6, 2021 at 8:53 AM - (iMessage) - Delivered

Your backpack is at my office. You can pick it up there. If you don't, I'll bring it to your appointment at 4:00 tomorrow.

Received - Hannah E. Vahey - October 6, 2021 at 8:53 AM - (iMessage)

Do not come to the appointment tomorrow I do not want to see you

Received - Hannah E. Vahey - October 6, 2021 at 7:40 PM - (iMessage)

Is this Lena?

Received - Hannah E. Vahey - October 11, 2021 at 11:46 AM - (iMessage)

Do not come to the appointment I don't know how many times I'm going to have to tell you this but if

AA000392

you come I will leave and if I do not get a text back from you saying you will not go I will not be going and we will have to reschedule because of you. You can drop matthews stuff off at the gaurd gate or at mommy's office today but if I don't get a text back from you saying that you will now go then I will not be going. I do not want to see you at all so do not come or I will be leaving

Received - Hannah E. Vahey - October 11, 2021 at 3:01 PM - (iMessage)

Will you be going or not

Sent - October 11, 2021 at 3:21 PM - (iMessage) - Delivered

I just spoke with Dr. Fontanelle's office. They said they won't be meeting with Mommy or me this afternoon, so I won't be coming.

AA000393

EXHIBIT 4

EXHIBIT 4

EXHIBIT 4

Bob Dickerson

From: Neil Mullins <Neil@kainenlawgroup.com>
Sent: Wednesday, May 29, 2019 11:40 AM
To: Bob Dickerson
Subject: Vahey v. Luong

Bob:

I have tried repeatedly to redline the MSA. It was drafted with the idea of the Parenting Agreement being attached, and with addressing support issues between the parties, health insurance etc. We previously sent you response to that. We cannot agree to a parenting agreement until the custody an relocation hearing is concluded. It does not make sense addressing support or health insurance issues until we have a custody agreement or order.

We need a completely new MSA without addressing the children issues at all. The remaining issues regarding property are as follows:

529 Accounts

Jim will get one-fourth of the 529 plans and Minh 3/4ths (according to contributions), and with provisions that neither will withdraw, except for college tuition and room and board without both parties approving by email. And each party would provide annual statements to the other. We disagree Jim should get half, as such is even contrary to the the PMA. But Jim should not mind, as we are protecting the children anyway.

Arizona Property

The parties would continue to own together their joint interests in the Arizona properties until one of them wants to sell. If one sells, both sell, unless one offers to buy out with a mutually selected appraisal.

Alternatively, Minh would be comfortable if the properties were contributed to a trust for the sole benefit of their children, with both parties being trustees.

Cars and Dock (personal property issues)

Minh contributed 10k for an Acura now worth 2k or less. Jim's name.
Minh paid 20k for a dock in Jim's name.
Audi alleged to be in both names and worth 5k.

Minh offers that Jim keep the Dock and the Acura. Minh would keep the Audi and receive \$7,000.00 from Jim. She had previously offered to accept 10K and the Audi.

We require language reaffirming the loans made by Minh to James, originally \$1.7 million will survive the Decree. And that they each prepare the Separate Property lists as attachments.

It is my understanding, that with the above issues resolved, a new MSA could be prepared. If you prefer that I prepare it, I am willing , but just want the above issues resolved first.

Please call me with any questions.

With best regards,

Neil M. Mullins, Esq.
Nevada Board Certified Family Law Specialist

Kainen Law Group
3303 Novat Street, Suite 200
Las Vegas, Nevada 89129
T: 702.823.4900
F: 702.823.4488

AMERICAN ALBANY RATED BY
AAML Super Lawyers
OF MONTGOMERY LAWYERS

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EXHIBIT 5

EXHIBIT 5

EXHIBIT 5

Sabrina Dolson

From: Bob Dickerson
Sent: Friday, May 31, 2019 5:35 PM
To: Neil Mullins
Cc: Sabrina Dolson; Aisja Allen; Donna Padilla
Subject: RE: Vahey v. Luong

Neil,

Thank you for your email below regarding settlement of the property issues. I have discussed your client's proposed settlement with Jim, and I have responded in the text of your email below.

I look forward to learning your client's response on what appears to be the only disputed issue.

Bob Dickerson

*Robert P. Dickerson, Esq.
The Dickerson Karacsony Law Group
Telephone (702) 388-8600
Facsimile (702) 388-0210
1745 Village Center Circle
Las Vegas, Nevada 89134
www.thedklawgroup.com*

From: Neil Mullins <Neil@kainenlawgroup.com>
Sent: Wednesday, May 29, 2019 11:40 AM
To: Bob Dickerson <bob@thedklawgroup.com>
Subject: Vahey v. Luong

Bob:

I have tried repeatedly to redline the MSA. It was drafted with the idea of the Parenting Agreement being attached, and with addressing support issues between the parties, health insurance etc. We previously sent you response to that. We cannot agree to a parenting agreement until the custody and relocation hearing is concluded. It does not make sense addressing support or health insurance issues until we have a custody agreement or order. **[ACCEPTABLE. DELETE THE CHILD CUSTODY AND CHILD SUPPORT PROVISIONS.]**

We need a completely new MSA without addressing the children issues at all. **[AGREED]** The remaining issues regarding property are as follows:

529 Accounts

Jim will get one-fourth of the 529 plans and Minh 3/4ths (according to contributions), and with provisions that neither will withdraw, except for college tuition and room and board without both parties approving by email. And each party would provide annual statements to the other. We disagree Jim should get half, as such is even contrary to the the PMA. But Jim should not mind, as we are protecting the children anyway. **[THIS IS ACCEPTABLE]**

Arizona Property

The parties would continue to own together their joint interests in the Arizona properties until one of them wants to sell. If one sells, both sell, unless one offers to buy out with a mutually selected appraisal. **[EACH PARTY WILL CONTINUE TO OWN HIS OR HER RESPECTIVE OWNERSHIP INTEREST IN EACH PARCEL OF PROPERTY. SUCH OWNERSHIP WILL BE EACH PARTY'S SOLE AND SEPARATE PROPERTY. I NEED MORE INFORMATION ON HOW TITLE CURRENTLY IS HELD. DO YOU HAVE A COPY OF THE DEED FOR EACH OF THE FOUR PARCELS? ARE THERE MORE THAN FOUR PARCELS? YOU AND I CAN WORK ON THE LANGUAGE TO BE INCLUDED IN THE MSA.]**

Alternatively, Minh would be comfortable if the properties were contributed to a trust for the sole benefit of their children, with both parties being trustees. **[NO, THIS IS NOT NECESSARY.]**

Cars and Dock (personal property issues)

Minh contributed 10k for an Acura now worth 2k or less. Jim's name.
Minh paid 20k for a dock in Jim's name.
Audi alleged to be in both names and worth 5k.

Minh offers that Jim keep the Dock and the Acura. Minh would keep the Audi and receive \$7,000.00 from Jim. She had previously offered to accept 10K and the Audi. **[THIS IS NOT ACCEPTABLE. MINH CAN HAVE THE ACURA AND THE AUDI, AS WELL AS THE THULE LUGGAGE RACK SHE HAS IN HER POSSESSION. JIM WILL RECEIVE THE DOCK.]**

We require language reaffirming the loans made by Minh to James, originally \$1.7 million will survive the Decree. And that they each prepare the Separate Property lists as attachments. **[YOU AND I NEED TO CONFIRM THE AMOUNT OF THE OUTSTANDING BALANCE OWED ON THE LOANS. NO PROBLEM REAFFIRMING THE AMOUNT PRESENTLY OWED, AND NO PROBLEM WITH HAVING THE OUTSTANDING BALANCE OF THE LOANS SURVIVING THE DECREE OF DIVORCE. DO YOU BELIEVE IT IS NECESSARY FOR US TO INCLUDE A DETAILED LIST OF EACH PARTY'S SEPARATE PROPERTY? I SUGGEST WE SIMPLY LIST THE MOST SIGNIFICANT ASSETS, AND THEN INCLUDE SOMETHING ALONG THE LINES, "AND ALL OTHER PERSONAL PROPERTY CURRENTLY IN EACH PARTY'S POSSESSION." BUT, WITH THAT SAID, NO PROBLEM ON THE LIST - WE JUST NEED TO DETERMINE HOW DETAILED THE LIST NEEDS TO BE.]**

It is my understanding, that with the above issues resolved, a new MSA could be prepared. If you prefer that I prepare it, I am willing, but just want the above issues resolved first. **[THANK YOU. PLEASE FEEL FREE TO REVISE THE INITIAL DRAFT OF THE PROPOSED MSA I PREVIOUSLY PROVIDED TO YOU. I SENT IT TO YOU IN A WORD PERFECT FORMAT. I LOOK FORWARD TO RECEIVING THE REVISED DRAFT FROM YOU.]**

Please call me with any questions.

With best regards,

Neil M. Mullins, Esq.
Nevada Board Certified Family Law Specialist
Kainen Law Group
3303 Novat Street, Suite 200
Las Vegas, Nevada 89129
T: 702.823.4900
F: 702.823.4488



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transmission from all forms of electronic or other storage, and destroy all hard copies. DO NOT forward this transmission.
Thank you.

EXHIBIT 6

EXHIBIT 6

EXHIBIT 6



August 16, 2019

Via E-mail: bob@thedklawgroup.com Only

Robert P. Dickerson, Esq.

THE DICKERSON KARACSONYI LAW GROUP

1745 Village Center Circle

Las Vegas, Nevada 89134

Re: James Vahey v. Minh Luong

Case No. D-18-581444-D

****Confidential Settlement Correspondence per NRS 48.105.***

Dear Bob:

I have reviewed your comments regarding the revised *Marital Settlement Agreement* ("MSA") with my client that was attached to your email dated July 23, 2019 (as well as the follow up email dated August 9, 2019) and believe we are very close to a full and final resolution of the non-custody related issues. Please consider the following Minh's response to your comments and proposed revisions to the parties' MSA:

1. Paragraph II, at Page 2, we agree to your proposed language for the Child Custody and Child Support paragraph.
2. Paragraph IV, at Page 4, Subsection A, per your request, I agree to insert \$1,590,760.81, which is the exact original combined balance of the *Forbearance Agreement* and *Promissory Note*, instead of the \$1.7 million dollar reference currently set forth therein.
3. Paragraph IV, at Page 4, Subsection B and C, I have prepared and enclosed a draft copy of Minh's **Exhibit B** and for consistency/uniformity, I will be sending you a template contemporaneously herewith so your office can complete **Exhibit A** on your client's behalf.
4. Paragraph IV, at Page 4, Subsection D, regarding your comment that you need copies of the *Forbearance Agreement* (dated December 31, 2017) and

Edward Kainen

Neil M. Mullins

Andrew L. Kynaston

Katherine L. Provost

Racheal H. Mastel

Promissory Note (dated July 26, 2017), these promissory notes were produced in discovery months ago and are also located in Minh's Trial Exhibits "CCC" and "DDD" for your reference.

5. On Page 4, regarding the family photos, Minh paid for the family photos without any contribution from Jim. Furthermore, Jim is withholding certain personal property paid for by Minh, including the painting above Jim's fireplace. At Jim's expense, Minh will duplicate the photos when Jim returns the painting purchased by Minh. However, Jim can keep the frame to said painting, if he so desires.
6. On Page 4, in response to your allegation that Minh "took far more of the children's furniture and personal property," it is simply false. Minh left substantially more than half of the children's furniture than she removed. Furthermore, she also left to Jim quite a bit of furniture that she solely purchased such as the master bedroom set, the living room furniture, the dining room set (which was jointly purchased), and the patio set (which was jointly purchased). Your client is receiving much of the property that my client purchased, and should cease the petty nickel-and-diming of my client.
7. Paragraph IV, at Page 5, Subsection G, regarding the deeds for the four Arizona parcels, I am enclosing copies of the deeds to three of the four parcels (which were also produced in our discovery productions). In discovery, I also produced the Operating Agreement of VALU, LLC, which delineates the ownership interest in the company that, from my understanding, owns the fourth parcel. Your client is the majority owner of VALU, LLC, and he needs to find the deed for the fourth parcel and produce it, as my client is not in possession of this deed.
8. Paragraph IV, at Page 6, Subsection H(2), we agree to reduce the dock amount from \$20,000.00 to \$10,000.00.
9. Paragraph V, at Page 6, we are in agreement with placing an exact dollar amount to be transferred from the children's 529 accounts in accordance with our previous agreement. My client is in the process of obtaining the records from the plan administrator so we can calculate the exact figure to be

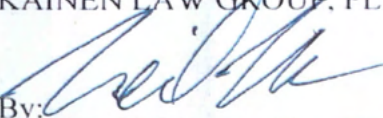
Robert P. Dickerson, Esq.
August 16, 2019
Page 3

transferred to a 529 account in Jim's name only. Regarding striking the second portion of that paragraph, I agree that the court cannot order such a provision regarding parents paying for post-secondary education, but this was **your** language set forth in Jim's initial proposed MSA that my client agreed with. It was never changed in subsequent edits. Therefore, I find it peculiar that Jim now wants the language removed. We obviously will not contest its removal, but I do ask Jim to reconsider his decision. Having such an agreement can go a long way in getting these parties to cooperate regarding decisions concerning the education of the children going forward.

Should you have any questions related to the contents herein or enclosures herewith, feel free to contact my office at your convenience.

With best regards,

KAINEN LAW GROUP, PLLC

By: 

NEIL M. MULLINS, ESQ.

cc: Minh Luong
Enclosures as listed herein above

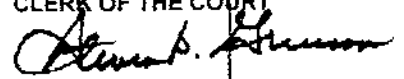
PLTF001804

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EXHIBIT 19

EXHIBIT 19

EXHIBIT 19



1 **ROPP**
2 FRED PAGE, ESQ.
3 NEVADA BAR NO. 6080
4 PAGE LAW FIRM
5 6930 SOUTH CIMARRON ROAD, SUITE 140
6 LAS VEGAS, NEVADA 89113
7 (702) 823-2888 office
8 (702) 628-9884 fax
9 Email: fpage@pagelawoffices.com
10 Attorney for Defendant

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**EIGHTH JUDICIAL DISTRICT COURT
COUNTY OF CLARK
STATE OF NEVADA**

JAMES W. VAHEY,
Plaintiff,

vs.

MINH NGUYET LUONG,
Defendant.

} Case No.: D-18-581444-D

} Dept.: U

} Hearing Date: October 18, 2021

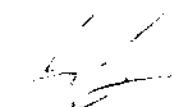
} Hearing Time: 9:30 a.m.

**DEFENDANT'S REPLY TO PLAINTIFF'S OPPOSITION TO MOTION TO
CORRECT CLERICAL ERROR IN THE DECREE OF DIVORCE
REGARDING THE 529 ACCOUNTS, OR IN THE ALTERNATIVE, TO
SET ASIDE THE TERMS IN THE DECREE OF DIVORCE REGARDING
THE DIVISION OF THE 529 ACCOUNTS
AND
FOR ATTORNEY'S FEES AND COSTS
AND
OPPOSITION TO COUNTERMOTION FOR IMMEDIATE RETURN OF
HANNAH TO JIM'S CUSTODY, AN ORDER THE HANNAH
IMMEDIATELY PARTICIPATE IN THERAPY WITH DEE PIERCE,
PHD., AN ORDER THAT HANNAH HAVE A FORENSIC EVALUTION,
AN ORDER REQUIRING THE PARTIES TO PARTICIPATE IN CO-
PARENTING COUNSELING WITH BREE MULLIN, PHD., SOLE LEGAL
CUSTODY, SCHOOL CHOICE DETERMINATION, RETURN OF THE
CHILDREN'S PASSPORTS, AND ATTORNEY'S FEES AND COSTS**

COMES NOW, Defendant, MINH NGUYET LUONG, by and through her counsel, Fred Page, Esq. and hereby submits her Reply to Plaintiff, JAMES VAHEY'S, Opposition to Motion to Correct Clerical Error in the Decree of Divorce Regarding the 529 Accounts, or in the Alternative, to Set Aside the Terms in the Decree of Divorce Regarding the Division of the 529 Accounts and for Attorney's Fees and Costs and submits here Opposition to Plaintiff's Countermotion for Immediate Return of Hannah to Jim's Custody, an Order that Hannah Immediately Participate in Therapy with Dee Pierce, Ph.D., an Order that Hannah Have a Forencis Pyschiatric Evaluation, an Order Requiring the Parties to Participate in Co-Parenting Counseling with Bree Mullin, Ph.D., Sole Legal Custody, School Choice Determination, Return of the Children's Passports, and Attorney's Fees and Costs. This Reply and Opposition is based upon the papers and pleadings on file, the attached Points and Authorities and any oral argument that this Court may wish to entertain.

DATED this 17th day of October 2021

PAGE LAW FIRM



FRED PAGE, ESQ.

Nevada Bar No. 6080

6930 South Cimarron Road, Suite 140

Las Vegas, Nevada 89113

(702) 823-2888

Attorney for Defendant

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1 The interpretation by prior counsel of "according to contributions" is in
2 harmony with the prenuptial agreement. Because the prenuptial agreement was
3 stipulated to as being valid, then it is a mathematical calculation to determine the
4 exact percentages. Mr. Udy has performed those calculations. There is no reason
5 why the contract between Minh and Jim should be not enforced and for the Decree
6 to be corrected.

7 The email from prior counsel is referenced as Exhibit 5 in Jim's Opposition
8 states they are in the process of obtaining the records so we can calculate the exact
9 figure transferred to a 529 account in Jim's name only. That figure has been
10 determined and there is no dispute as to its accuracy. Accordingly, the exact
11 figure should be transferred as it has now been calculated.

12 Jim makes the claim, in bold underlined, that "Minh waited until a year
13 following the trial to have Mr. Udy complete an analysis for the parties'
14 contributions because she was unhappy with Judge Ritchie's decision." Opp. at
15 page 28, lines 6-9. The claim is false and at some point, Jim has to be required to
16 be providing some substantiation for the wild allegations he continually throws
17 out and personal attacks he makes.

18 Jim then claims that, Minh is trying to "deceive" Court by claiming that
19 there is simply a clerical issue. One, it is an alternative authority for relief. Two,
20 there is an error in the numbers entered into the Decree to which everyone agrees.
21

22 **B. In the Alternative, the Percentage Awarded to Jim for the 529 Account**
23 **in the Decree Should be Corrected Under NRCP 60(b)**

24 Jim fails to substantively address any of the factors under NRCP 60(b), fails
25 to address any of the factors under Lesley (citations omitted), and fails to mention
26 the Supreme Court's language that it is the policy of the Nevada Legislature that
27 matters should be heard on their merits and that this policy is especially heightened
28 in domestic relations cases.

1 That policy means that on the merits means that the correct percentages
2 should be used and that this policy of having the correct percentages used is
3 especially heightened in domestic relations matters. Jim studiously avoids all of that
4 analysis. A negative inference should be imposed because of Jim's avoidance of
5 providing that analysis. Effectively, what Jim is trying to do is unjustly enrich
6 himself at Minh, and her family's expense.

7 **C. Minh May be Awarded the Attorney's Fees She Has Incurred**

8 Minh incorporates her request for attorney's fees from her Motion as though
9 fully set forth herein.

10 **II.**
11 **OPPOSITION²**

12 **A. Factual Background**

13 There are three minor children the issue of the marriage: Hannah Vahey
14 March 19, 2009 (age 12 ½), Matthew Vahey, June 26, 2010, (age 11) and Selena
15 Vahey, April 4, 2014, (age 7).

16 **1. Events From Leading Up to The Divorce**

17 Prior to the parties getting married to each other, Jim insisted upon there
18 being a prenuptial agreement because he was a physician and Minh was a dentist
19 and as a physician Jim was going to earn more than she did. Essentially, Jim
20 wanted terms that everything he earned would stay his separate property and
21 everything Minh earned would stay her separate property.

22 Soon after Hannah was born in March 2009, Minh expressed her feeling of
23 wanting to move back to Orange County to raise the children there with her
24 family. Jim responded with, "give me 5 years." In 2014, Minh reminded Jim of
25 his promise to move. Again, Jim responded, "I'm not ready, give me another 5
26

27
28 ² Because Jim has decided to rehash everything from the past and is attempting to mislead this Court, Minh has no alternative but to respond.

1 years." Minh made sure they as a couple had enough money to move and retire
2 by 2019. With the help of Jim's financial advisor, Stephen Hazel and UBS team,
3 a financial analysis was done. Part of the equation to calculate whether the couple
4 had enough to live, Jim gave the retirement year to be 2019 as planned.

5 In one of the emails from Mr. Hazel to both Minh and Jim, Mr. Hazel
6 specifically asked Jim where Jim was planning to live once they retired in 2019
7 which Jim replied "California." They sat down at Green Valley Ranch on August
8 21, 2015, to go over the data. The result came back that the couple had enough to
9 live until their late 90's with the 99 percent success rate had they chose to retire in
10 2019.

11 With that information, Minh and Jim started looking for houses late 2015
12 throughout Orange County with the intention to move in 2019. They made
13 multiple offers on houses 2015 through 2017, with the intention of purchasing a
14 home and moving not until 2019. Until they actually moved in 2019, they would
15 use the house as a vacation home until the move in 2019.³

16 Minh and Jim involved all the children and Minh's family members and
17 close friends with the home purchasing process. The children picked out the
18 rooms where they would be living in. Jim asked the sellers' brokers about the
19 schools rating of those schools in the areas in they were seeking to purchase.
20

21 In 2017, Jim was involved with real estate fraud scheme with his realtor to
22 defraud a lender for \$3,000,000. Jim lost a substantial amount of money as a
23 result of his attempt to defraud the lender and requested for Minh to bail him out.
24
25
26
27

28 ³ Minh put down on an earnest money check in the memo, "vacation home" on a home the couple made an offer on in 2015.

1 Minh borrowed \$1,600,000 in a loan from her account from her own funds to
2 rescue Jim and saved his practice and rescued him from multiple lawsuits.⁴

3 Because Jim involved Minh in his lawsuits, Minh was also sued by the
4 lender. Jim decided to settle with the lender. During Jim's settlement's
5 conference, Jim called Minh and informed her that the seller was willing to drop
6 Jim's lawsuit for \$800,000. Minh asked Jim what about her lawsuit which Jim
7 answered, "I am going to get myself out first and worry about you later."⁵

8 After thoroughly searching for the best home for the family to move to,
9 Minh purchased a house in Irvine in July 2017. The family purchased furniture
10 including kids' school desks which Jim put together. The couple discussed and
11 Jim pointed out the school the children were going to as they drove by it multiple
12 times since the school is right next to the house.

13 Beginning of 2018, Minh listed her office for sale and started the negotiation
14 process with Absolute Dental's CEO, David Drzewiecki. Soon after she listed her
15 practice for sale, Minh started getting hesitation from Jim about the move.
16 Because of Jim's hesitation, Minh decided to hold off on selling her practice.
17

18 On April 27, 2018, the couple met with Carol Conti, MFT to help resolve
19 their issues. During the session, Jim admitted of making the promises of "Give me
20 5 years." And again later, "give me another 5 years." Both Ms. Conti and Minh
21 asked Jim why he said, "give me another 5 years." And what he meant by it. Jim
22 responded, "when I asked for another 5 years, I didn't mean I was going to move
23 in 5 years. I meant I was going to think about it in another 5 years." Jim had
24
25
26

27 ⁴ Jim still owes Minh roughly \$1.5 million secured by his house and the building which houses
28 his medical practice.

⁵ Jim's true color showed through when he backstabbed his own wife who saved him from
financial ruins and his medical practice collapse.

1 misled his wife and children in believing they were going to move but now he
2 refuses to admit to ever having any intention of moving.

3 The children resent Jim for lying to them about promising them that they
4 were going to move. The children have distanced themselves from Jim because
5 they lived the lie Jim displayed for years.

6 On September 20, 2020, Judge Ritchie issued his decision regarding Minh's
7 request to relocate. Judge Ritchie denied Minh's request to relocate with the
8 children, and if she did relocate that Jim would have primary physical custody and
9 set a specific visitation schedule what would give Minh substantial contact if that
10 occurred. Later, in October 2019, Minh followed through as she testified at the
11 evidentiary hearing and relocated to Irvine.

12 **2. Events From December 2019, Through September 2020**

13 In December 17, 2019, Hannah and Matthew ran away from Jim's house.
14 The children biked in the dark at 6:00 a.m. uphill for 1.7 miles which is the
15 distance from Jim's house to the guardhouse. The children only got as far as the
16 guardhouse. When the children got to the guardhouse, they informed the guard
17 they missed their mother and wanted to be with her. Minh, and the Henderson
18 Police Department were contacted.
19

20 When Minh got to Jim's house and asked Jim to enter the house so that she
21 could check on the children. Jim's response was to refuse her reasonable request
22 and shut the door in her face. While Jim was driving the children back to the
23 house from the guard gate, Jim committed a battery against Hannah by choking her
24 with the strap of her purse.

25 Jim also began recording the children's phone calls with Minh. When Minh
26 would speak with the children the children only have one earpiece in their ear. The
27 other earpiece is in Jim's ear so that he could monitor the communications and he
28 would audio record the calls. Sometimes Jim would escalate and put his cellphone

1 right in their face when he is becoming confrontational. The children found
2 recording devices throughout the house, in Hannah's room, bathroom, in the living
3 room under the couch, in newspapers etc. as well.

4 Hannah's and Matthew's grades began dropping. Both Hannah and
5 Matthew used to be straight "A" students. While in Jim's care, their grades began
6 plummeting. The exchanges of the children began going badly as well with the
7 children having be physically removed kicking and crying from Minh's vehicle by
8 Minh because the children refuse to return to Jim. There were multiple occasions
9 in which the police would have to be contacted in order to try and facilitate getting
10 the children out of Minh's van.

11 On March 20, 2020, Minh arrived at Jim's house. After Minh put the
12 children in her vehicle, she told Jim that she still had some of her personal
13 belongings there and wanted to pick up her windsurfing board as the board was her
14 separate property. When Minh asked for the windsurfing board, she advises that
15 Jim told her he, did not "know where it is." Jim invited Minh to go into the garage
16 and get the windsurfing board.

17 The windsurfing board was stored up high in the garage. Minh got the
18 ladder, climbed up the ladder, and got her windsurfing board down herself. After
19 Minh got the board down and while Minh was carrying the windsurfing board out
20 of the garage, Jim changed his mind and told Minh that the board was his now that
21 that Minh was "not allowed to take it."

22 Minh advises that Jim looked like he was going to hit her and charged at her
23 aggressively and tried to wrest the board from her. Minh further advises that Jim
24 battered her and pushed her several times, and eventually ripped the board away
25 from her, yelling at her, "the board is mine." Jim took the board and threw the
26 board inside the house.
27
28

1 Jim shoved Minh and then shoved her again causing the ladder to fall over,
2 and nearly strike his car. Jim threw the ladder in the house. Jim then shoved Minh
3 again and screamed "get out of my house!" twice. The children witnessed
4 *everything* that Jim did to Minh.⁶

5 When Minh got back to her vehicle she reports she was trembling and that
6 Hannah and Selena hugged her and asked her if she was okay. Minh reports that
7 she had to sit in the vehicle for several minutes to try and compose herself because
8 her hands were trembling.

9 After Jim attacked her, Minh advises that she went to the Henderson Police
10 Department to file a report as to what Jim did to her. Minh was interviewed as
11 were the children as the children were percipient witnesses.

12 After Minh and the children were interviewed, during the evening of March
13 20, 2020, Jim was arrested by the Henderson Police Department for
14 battery/domestic violence for attacking Minh and battering her in front of the
15 children. Jim was charged battery constituting domestic violence. Minh sought
16 and received protective order for herself and the children.

17
18 On March 27, 2020, Minh filed a *Motion to Extend Temporary Protective*
19 *Order T-20-204489-T to Change Custody on an Interim Basis, for an Interview of*
20 *the Minor Children, and to Change Custody.*

21 That same day, Jim filed an *Emergency Motion for Immediate Return of the*
22 *Children, Dissolution of TPO, Modification of Child Custody, Appointment of a*
23 *New Therapist for the Children, an Order to Show Cause Why Defendant Should*
24 *Not Be Held in Contempt, and to Resolve Other Parent Child Issues.*

25 The hearings on the competing Motions came on for hearing on April 22,
26 2020. At the hearing Jim claimed that he was working "telemedicine" and that he
27

28 ⁶ No matter how many times Jim tries to deny it, the children saw everything that he did. Attached as Exhibit A are texts between Hieu, Minh's sister, and Hannah wherein Hannah stated that Jim pushed Minh.

1 was at home to take care of the children while they were out of school for COVID-
2 19. Judge Ritchie declined to find adequate cause for there to be an evidentiary
3 hearing, declined to extend the TPO, and ordered that if Minh wanted to return to
4 Las Vegas that the parties return to a week on/week off custody schedule. Jim's
5 request for compensatory time was denied and for restricted communication was
6 denied.⁷

7 After the children were dropped off with Jim, he engaged in retribution
8 against Hannah. Jim confiscated Hannah's cell phone, iPad, removed the locks
9 from her bedroom and bathroom doors, and disconnected the landline until he
10 decided Hannah could speak to her mother.

11 Jim began having Matthew sleep in the master bedroom so he could sleep
12 next to Hannah's bedroom. Hannah reports there were times when she would
13 wake up with Jim watching her while she sleeps. Jim continued recording
14 telephones that the children were having with Minh.

15 On June 5, 2020, Jim filed yet another "emergency" motion. This Motion
16 was *Emergency Motion to Resolve Parent- Child Issues and for Attorney's Fees*
17 *and Costs*. Judge Ritchie thought the Motion was such an emergency that he set it
18 for six weeks later July 13.

19 On June 19, 2020, Jim became physically violent again, this time with
20 Hannah. Jim punched Hannah in the face with a closed fist, causing her nose to
21 bleed. Jim cleaned up the blood while Hannah called Minh crying telling her that
22 Jim punched her.⁸ Minh tried to calm Hannah down and then called the Henderson
23 Police who then went out to the house to take statements and make a report.
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28 ⁷ Minh does not believe that communication should be restricted as she believes that the relationship between both parents and the children should be encouraged.

⁸ Matthew and Selena report that they witnessed the blood as well.

1 Jim told the Henderson Police Department the improbable story that Hannah
2 turned herself into his closed fist causing her nose to bleed. In other words, Jim
3 blamed Hannah. Not having any bruises and Jim had cleaned up the blood, the
4 Henderson Police Department declined to pursue the matter any further.

5 On June 29, Minh filed her *Opposition to Plaintiff's Emergency Motion to*
6 *Resolve Parent Child Issues and for Attorney s Fees and Costs, and Countermotion*
7 *to Appoint Jen Mitzel as the Children's Therapist, for an Interview of the Minor*
8 *Children, or in the Alternative for the Appointment of a Guardian Ad Litem, to*
9 *Change Custody, and for Attorney s Fees and Costs*

10 At the hearing, on July 11, 2020, Judge Ritchie declined to find adequate
11 cause for there to be an evidentiary hearing to change custody. Judge Ritchie did
12 order counseling for Hannah with Bree Mullin. Judge Ritchie denied Jim's request
13 to limit telephone contact. The request for a guardian-ad-litem was denied. Jim's
14 request for compensatory time was denied again.

15 The evidentiary hearing on the financial issues was held on August 13, and
16 September 4. The financial issues were largely resolved except for the percentage
17 of the 529 accounts each party was to receive. Judge Ritchie ordered that Minh
18 and Jim were to share joint legal and joint physical custody with a week on/week
19 off schedule. The parties were to submit a Stipulation and Order to adjust the
20 holiday schedule. If Minh obtained insurance, then the insurance issue could be
21 reviewed. Jim's serial request for compensatory visitation was denied for the third
22 time.

23 The parties then attempted to resolve the holiday schedule and the insurance
24 issue regarding the children. It was decided that given the week on/week off
25 schedule that it would be unnecessary to accommodate most of the three-day
26 weekends. However, Jim demanded an overly convoluted and complex schedule
27
28

1 for summer. Jim also refused to consider the children being double covered
2 through Minh's health insurance.

3 On February 11, 2021, Minh filed her *Motion to Enter Decree of Divorce for*
4 *An Interim Modification of Custody to Change Custody and For Attorney's Fees*
5 *and Costs*. Also on February 11, Jim filed his *Motion to Transfer Case to*
6 *Department H and to Enter Plaintiff's Proposed Findings of Fact, Conclusions of*
7 *Law, and Decree of Divorce.*⁹

8 On March 23, 2021, the competing Motions came on for hearing. This
9 Court declined Jim's request to have the matter transferred back to Judge Ritchie.
10 The Court advised that it did not see sufficient adequate cause to order a change in
11 custody. A Spring Break schedule was implemented. The parties were to register
12 for Our Family Wizard. The Decree was to be submitted by Friday. Minh's time
13 with the children during her off weeks was limited. The request for a child
14 interview was denied. Jim's request for compensatory visitation was denied for a
15 fourth time.
16

17 On April 13, 2021, the return hearing was held. Jim made the false
18 accusation to the Court that Minh's health insurance was not really insurance.
19 Minh had to defend herself against this false accusation from Jim and essentially
20 had to prove a negative. Minh and Jim were ordered to provide Briefs regarding
21 the respective insurance coverages.

22 This Court ordered the parties to obtain a psychiatrist conduct therapy with
23 Hannah. Minh was required to continue being responsible for all custody
24 exchanges not occurring at school. The parties were allowed to have telephone
25 communication with the children three times per week during their off week. The
26 parties were directed to complete a high conflict parenting class and the Teen
27 Triple P class. Minh was required to provide the names of three psychiatrists for
28

⁹ It is the only non-emergency *Motion* he has filed in that last year and a half.

1 Jim to select one. The parties were also to provide summaries of their health
2 insurance plans.

3 On April 28, 2021, this Court found that Minh's health insurance did
4 provide benefits similar to Jim's group health plan. It was ordered that as of
5 January 1, 2021, both Minh and Jim would provide health insurance for the
6 children through their respective health insurance plans. The parties were also to
7 follow the 30/30 Rule.

8 **3. Events Since the Last Time the Parties Were Before the Court**

9 After the last hearing, Minh filed a Notice of Appeal regarding the
10 transportation and telephone contact orders. Jim also began trying to brainwash
11 the children in believing that he never made that promise and that he never told
12 them they were ever going to move to Irvine, California.

13 However, Hannah and Matthew still remember the houses they visited,
14 played in and the house they dreamt about growing up in.¹⁰ Jim has also taken to
15 telling the children, "mommy left us for a whole year and I (Jim) was the one
16 taking care of you."¹¹

17
18 On June 5, 2021, Hannah recorded what Jim was saying to her Minh
19 abandoning the family. Hannah recorded Jim telling her and trying to convince
20 her, that "mommy caused this. She left us. She should not have left us and come
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22
23

24 ¹⁰ Jim thinks by him telling them that never happened would somehow erase their memories of
25 house shopping to move to Irvine. Jim only continues his estrangement of Hannah by continuing
26 to lie to her about what she specifically remembers.

27 ¹¹ The children are able to remember. They know Jim is lying to them. Jim continued lying to
28 the children only further contributes to the estrangement. Why would anyone tell any child they
were abandoned? What ill feelings can this person have to want to cause mental harm to the
children?

1 back a year later.”¹² Hannah became angry for his attempt to drive a wedge
2 between her and Minh and called out Jim for being the liar that he is. Hannah then
3 forwarded the recording to Minh. It is little wonder that Hannah and Jim are
4 estranged.

5 Selena does not remember Minh leaving for one year as Jim keeps trying to
6 do because that *never* happened. Jim is trying to brainwash and alienate the
7 children from Minh, but he only ends up rupturing his relationship with them. Jim
8 then ends up being unable to take responsibility for anything, blames Minh by
9 accusing her of alienation in court filings when he is the one estranging the
10 children from himself.

11 The children do not want to spend time with Jim partly because they do not
12 want to hear their dad saying negative things about their own mother that they
13 know from their own experiences are not true. All Jim is doing by lying about
14 Minh to them is estranging the children from him.

15 After the last hearing, Hannah refused to go back to Dr. Mullin’s office as
16 she stating, “they don’t want to help me. They just keep on telling me to breathe
17 and it doesn’t help. All they want to do is to cover up the problem. They have no
18 interest in helping me.”¹³ Jim had also been trying to blame on the fact that
19 Hannah refuses to do treatment at Dr. Mullin’s office by placing blames that was
20 due to online therapy.¹⁴
21
22

23
24 ¹² Jim is trying to brainwash these children and it absolutely wrong what he is trying to do. Jim
25 is only damaging his relationship with the children by trying to brainwash them. The recording
is available for the Court to review if it wishes to review.

26 ¹³ Jim can continue to insist that Mr. Minetto helped Hannah and she improved, but the fact
27 presents itself. Hannah refused to talk to Minetto the last month of her treatment with her
28 running out of the room crying.

¹⁴ If that is truly the case then all of Dr. Mullin’s patients who did online therapy did not do well
during the pandemic not just Hannah.

1 Over the summer, Hannah was finally seen by a pediatric bone and spine
2 group.¹⁵ Hannah was finally diagnosed of having flat feet, a condition where most
3 of her weight is leaned toward her ankle putting all the pressure on her ankle hence
4 causing her severe pain. Minh took Hannah to get an orthotic device custom made
5 for her to alleviate her pain.

6 Because of Hannah's severe pain throughout her body, she was referred to
7 Dr. Rob Lowe, a child rheumatologist. At that visit, Dr. Lowe diagnosed Hannah
8 of amplified pain. Jim callously denied any such diagnosis even though he is not a
9 specialist in the area.¹⁶

10 Dr. Lowe advised as a child the condition has 80 percent chance of recovery.
11 Dr. Lowe also stated if the condition not recovered from during childhood and
12 continues to develop into adulthood, the condition would only have 20 percent
13 chance of recovery. In other words, Hannah would be living with fibromyalgia for
14 life. Minh is very concerned and does not want Hannah to be permanently ill.
15 Minh is asking the Court to remove Hannah from the environment so that she can
16 recover.

17 Dr. Lowe then recommended for Hannah to be seen by Dr. Michelle
18 Fontenelle-Gilmore, a child psychiatrist (hereinafter "Dr. Fontenelle"). Minh and
19 Jim agreed for Dr. Fontenelle to be Hannah's therapist. After only the first visit
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21
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25 ¹⁵ Minh had been asking since January 2020, to get Hannah evaluated. Jim would only take a
26 photograph of Hannah's foot and send the photograph to one of his friends. It took a year and a
half for her to get treated.

27 ¹⁶ In Minh's February 11, 2020, Motion, she advised the Court that Hannah was suffering from
28 amplified pain. Jim's response was to minimize and deny those concerns. Now, Dr. Fontenelle
has confirmed that condition. Until, Dr. Fontenelle, nothing was done by anyone.

1 with Hannah, Dr. Fontenelle in about 30 minutes quickly diagnosed Hannah with
2 anxiety, severe depression, and amplified pain.¹⁷

3 Dr. Fontenelle explained to Minh and Jim that Hannah is expressing her
4 anxiety physically through her body. While being at Jim's house, Hannah refuses
5 to eat. She has no appetite or desire to eat. Minh has to beg Hannah to leave her
6 room and get some food and drinks. Hannah loses weight every time she is at
7 Jim's house due to her refusal to eat. Jim will also not lift finger to make Hannah
8 anything to eat. Hannah has been the one cooking for herself since Minh moved
9 out of the house.

10 August 16, was the first day of school. Minh reports that Matthew cried
11 after the first day of school, every day the rest of the week, and ended up missing
12 two days of the first week of school.¹⁸ He said: "life is too stressful and I just
13 wanted to die. Why don't I die already." Minh encouraged Matthew to attend
14 school and enjoy his time there. Minh informed Jim via Our Family Wizard app
15 on August 16, 17, 18, 20, and 22, but Jim cannot listen to his children.¹⁹

16 Jim's response was to minimize and deny Matthew's concerns, like he
17 minimized and denied Hannah's amplified pain complaints. For Hannah's pain,
18 Jim refused to believe that Hannah had having anxiety, depression or
19
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23 ¹⁷ Hannah was seen by Nate Minetto supervised by Dr. Mullin for almost one year but they
24 failed to make a diagnoses of anxiety, severe depression, and amplified pain that Dr. Fontenelle
25 made within the first 30 minutes of meeting with Hannah.

26 ¹⁸ Jim has forgotten all of those concerns Matthew had about Challenger but blame Minh that the
27 children do not want to go there because of Minh taking to tour Becker Middle School at the end
28 of September at Dr. Fontenelle's recommendation.

¹⁹ It has been emphasized before when this case was in front of Judge Ritchie, but Jim does not
talk with people. Jim communicates at people.

1 psychosomatic pain. Instead, Jim told Hannah that she was menstruating instead,
2 and menstruating is why she was "feeling bad" and not anything *he* has done.²⁰

3 Even after Minh writing to Jim about Matthew's concerns, Jim decided that
4 Matthew had Rotavirus and that there was nothing else wrong with Matthew. Jim
5 instructed Minh to take Matthew to the pediatrician because Jim diagnosed
6 Matthew as having Rotavirus. Minh took Matthew to his pediatrician and he was
7 diagnosed as having severe stress due to school and other personal life items and
8 nothing to do with Rotavirus.

9 Minh completed the parenting classes as ordered by this Court. The proof of
10 Minh's completion of those classes was filed on August 16, 2021. During Jim's
11 custodial time, Hannah stopped going to Challenger, and Jim stopped forcing
12 Hannah to go to Challenger.

13 On September 10, an appellate settlement conference was held. As a way of
14 resolving the appeal, it was agreed that the parties would follow the
15 recommendations of Dr. Fontenelle as it relates to Hannah, Matthew, and Selena
16 for custody, education, and visitation. A Memorandum of Understanding was
17 drafted which was then converted into a Stipulation and Order.²¹ The substance of
18 the agreement was as follows:
19

20 **IT IS HEREBY STIPULATED AND AGREED** that the
21 parties' minor child, Hannah Vahey, shall continue to be seen by and
22 receive mental health treatment from Dr. Michelle Fontanelle-Gilmer,
the child's psychiatrist.

23 **IT IS FURTHER STIPULATED AND AGREED** that Dr.
24 Michelle Fontantelle-Gilmer shall be empowered to make
25 recommendations regarding Hannah. If Dr. Michelle Fontanelle-

26
27 ²⁰ Minh advises that Hannah still to date has not menstruated.

28 ²¹ A copy of the Memorandum of Understanding dated September 10, 2021, is attached for the
Court's convenience as Exhibit B.

1 Gilmer concludes she is unable to conduct the type of forensic
2 evaluation to make such recommendations, Dr. Michelle Fontanelle-
3 Gilmer shall have the authority to refer the matter to another child
4 psychiatrist in Clark County, Nevada, to conduct such a forensic
5 evaluation as Dr. Michelle Fontanelle-Gilmer deems necessary for the
6 purpose of making any recommendations. Dr. Michelle Fontanelle-
7 Gilmer may provide all her therapy notes and records to the child
8 psychiatrist she selects, and Dr. Michelle Fontenelle-Gilmer may
9 confer with such child psychiatrist to whatever extent either of them
10 believes might be necessary.

11 **IT IS FURTHER STIPULATED AND AGREED** that if Dr.
12 Michelle Fontenelle-Gilmer recommends that a change in custody,
13 visitation, timeshare, transportation, phone calls, etc. is in the
14 children's best interest, the parties shall follow the recommendation(s).

15 Minh and Jim both agreed to follow Dr. Fontenelle's recommendations.
16 Neither party gets to pick and choose any more. Minh does not need to seek
17 Jim's approval and Jim does not need to seek Minh's approval.

18 Later that day, there was also a therapy session between Dr. Fontenelle and
19 Hannah, as well as Dr. Fontenelle and Minh and Dr. Fontenelle and Jim.²² At that
20 session, Minh advises that Dr. Fontenelle indicated to her that she told Minh that
21 she needed to get Hannah out of Challenger.

22 Minh followed Dr. Fontenelle's recommendations and then began
23 investigating Hyde Park and Doral Academy, both charter schools. Hannah
24 requested that she go to Hyde Park because she knows someone there. Minh
25 contacted the school and was told that they are by lottery system and it is too late
26 for this year. Minh found another charter school, Doral Academy, and also
27 contacted them. Minh was told the same thing. Doral recommended Minh to try
28 to apply in January for the following year.

²² When visiting Dr. Fontenelle, everyone is being seen individually. Normally nobody knows know what is being communicated with the other person and Dr. Fontenelle. The pattern is Hannah is being seen first for half hour then Minh for 15 minutes and then Jim for 15 minutes.

1 Minh was left with the only other option which is public schools which the
2 children would have to be zoned for. Knowing that the schools zoned for near
3 Jim's house have extremely poor rating of 1 and 2 stars out of 5, Minh looked into
4 the school for which her address is zoned which is Earnest Becker Middle School.

5 On Thursday September 23, while under Jim's care, as usual, Hannah
6 prepared her own lunch for school that day. Hannah reported that the food is
7 moldy and smelled moldy. Hannah broke down in tears and said "there's no food
8 at his house [for her] to eat." Hannah also confronted with Minh that now she
9 looks at food even her favorite food, she just wants to throw up.

10 Hannah again refused to go to school and Jim left her at home that day.
11 Instead of trying to understand why Hannah was feeling like throwing up seeing
12 food and understanding that that symptom is linked to her anxiety and depression
13 and trying to help Hannah cope with her condition, Jim decided to punish Hannah
14 even more. Jim confiscated Hannah's phone.

15 Hannah reported to Minh that she cried herself to sleep that night in her
16 room by herself. Jim promised Hannah that if she went to school the next day
17 then he would give her phone back to her. Hannah refused to go to school again.
18 Hannah asked Minh to pick her up from school which Minh informed Hannah she
19 could not do because she needs to be in school.

20 Hannah indicated to Minh the last time she went to school with her eyes
21 swollen the kids there made fun of her. Hannah refused to go to school. Minh
22 advises that Hannah pleaded with her to please come and pick her up. Minh
23 informed Hannah that she could only do that if her dad agreed to it.

24 On Friday, September 24, Minh sent a message to Jim telling him that she
25 had to work but if he wanted her to pick Hannah up at school at 8:00 o'clock then
26
27
28

1 let her know. Jim refused to ask Minh for help. Minh went to work. Jim took
2 Hannah to Challenger and Hannah refused to get out of Jim's car.²³

3 Instead of forcing Hannah to get out of the car like he insists that Minh do
4 on his behalf at custody exchanges, Jim took Hannah to his office and left her in
5 his van by herself, again refusing to physically force Hannah to get out of the
6 van.²⁴ Minh reports that Hannah called her for help via her iPad as Jim still
7 refused to return Hannah her phone. Minh reports that she could hear Hannah
8 telling Jim that she is done with Jim and his house and that she would never going
9 back to him.²⁵

10 Jim eventually took Hannah to Minh's office as he again failed to bring
11 Hannah to school the second day in a row. Of course, there was no difficulty in
12 getting Hannah to leave Jim's van and go to Minh.²⁶

13 Matthew refused to go back to school the week of September 27, to October
14 1. Matthew refused to get out of the car. Minh advises she asked Matthew why
15 he does not talk to his father about his concerns. Minh reports that Matthew
16 responded with, "He doesn't care how I feel. He only cares about himself." Of
17

18
19
20 ²³ Even Mr. Minetto suggested to have Hannah removed from Challenger last year but nothing
21 was done because Jim was dead set against it, again thinking only of himself and his
22 convenience.

23 ²⁴ The contradiction should be self-evident; Jim expects Minh to physically remove Hannah from
24 the van herself, but he refuses to do the same.

25 ²⁵ Again, Jim ignored Dr. Fontenelle's diagnosed medical conditions, and care for Hannah
26 appropriately, but instead he prefers to strong arm Hannah into submission. Instead of obtaining
27 compliance, all Jim got was a bigger wedge between himself and his children. However, Jim
28 fails to see this. All Jim can do is blame others, specifically Minh, for his diminishing
relationship caused all by his conduct.

²⁶ Hannah's depression leaves her no desire to thrive while being with Jim. Hannah could care
less what her grades are and had five "F's" during her last report card. Hannah could care less
about her health also.

1 course, Minh advises that she tried to tell Matthew that Jim does care, and that he
2 should speak to his father about his concerns.²⁷

3 On September 27, during the second visit with Dr. Fontenelle, she
4 recommended for Hannah *not* go back to Dr. Mullin's office as it has not helped
5 Hannah. Dr. Fontenelle also stated, "doing the same thing over and over and
6 expect a different result is insanity."

7 Dr. Fontenelle said that she will take over the role of a therapist and teach
8 Hannah how to cope with stress herself since she has the rapport with Hannah
9 which Dr. Mullin's office does not have. During the meeting on Friday, October
10 8, with Jim, Minh and Dr. Fontenelle, she recommended for Minh and Jim to get
11 co-parenting counseling by someone else *other* than Dr. Mullin.

12 Dr. Fontenelle also recommended to allow the children to tour the school
13 and pick the school they want to go. Dr. Fontenelle recommended it's good for
14 the children to feel that they have a voice. As part of that voice, Dr. Fontenelle
15 recommended that children should be given input as to where they live as well.
16

17 Minh brought up to Dr. Fontenelle all three schools, Becker, and the two
18 charter schools. Dr. Fontenelle agreed that Becker is a very good middle school
19 and that Hannah would be suited for the school.

20 As indicated, Memorandum of Understanding signed by both parties also
21 gave Dr. Fontenelle the power to make recommendation not just for Hannah but
22 for all of the children. Minh was concerned for Matthew's level of stress dealing
23 with Challenger and coping with the divorce. Minh asked if Dr. Fontanelle would
24

25
26 ²⁷ Jim claims that he tries every effort to "co-parent" with Minh but Jim values no one else's
27 opinion but his own and either minimizes or denies any other concerns. Even after all those
28 communications Minh tried to share with Jim about the children as they cannot share their
feelings directly with him, Jim still insists on Matthew thriving at Challenger and wants to
continue to force him to go there, although some recent emails states that he will follow Dr.
Fontenelle's recommendations.

1 see any harm in having Matthew going to Becker with Hannah and Dr. Fontenelle
2 said "no, there was no harm."

3 Dr. Fontenelle asked Minh if Jim knows about the school. Minh advised
4 that Jim did not. When Minh left that session, Dr. Fontenelle said that she would
5 inform Jim of the school issue.²⁸ Not knowing what was said between Dr.
6 Fontenelle and Jim, Minh can only expect that they would have discussed the
7 schools that Minh investigated and left agreeing to take Hannah and Matthew to
8 tour Becker Middle School. Minh wrote to Jim that night September at 9:26 p.m.
9 of her plan for the next day of taking the children to visit Becker. Minh also
10 informed Jim of the children's tour soon after suggesting for Jim to go check out
11 the school.

12 When Jim finally got around to reading his messages much later the next
13 day, he pitched a fit and he unilaterally demanded that Minh cannot take Hannah
14 out of Challenger, despite Dr. Fontenelle's recommendation that at least Hannah
15 attend a different school. Jim also unilaterally called Becker and unenrolled them
16 out of the school *after* Dr. Fontenelle recommended that it was okay to enroll the
17 children at the school.
18

19 Jim can only force Matthew to do online program with Challenger with the
20 promise that he will never have to go back to Challenger. Hannah refuses to do
21 anything with Challenger on campus or online. Hannah stated that she has already
22 toured Becker and she likes it.
23
24
25

26 ²⁸ Minh can only assume that Jim would have that conversation with Dr. Fontenelle. Minh did
27 her part that night co-parenting with Jim writing to him immediately of her next step to getting
28 the children in the right direction. Minh then again, wrote to Jim again advising him of the
progress. It is not Minh's job to make sure Jim reads his messages via Our Family Wizard.
Minh went above and beyond the duty to inform Jim of every step she took. That Jim failed to
read his messages and has no one to blame but himself.

1 Becker is not that much farther away to the existing Challenger school.
2 However, Jim refuses to be inconvenienced by any extra amount of time. Selena
3 has been asking to be moved out of Challenger as well. Using the excuse of
4 keeping Hannah and Matthew close to Selena's current school fails to make sense.
5 The only reason Jim is forcing the children to go to Challenger or schools close to
6 there is because it is five minutes to his office.²⁹

7 Instead of following the Memorandum of Understanding and the Stipulation
8 and Order, that the parties would follow Dr. Fontenelle's recommendations, Jim
9 ignored the Memorandum of Understanding and Stipulation and Order and
10 pitched a fit to Dr. Fontenelle and Minh and insisted to Minh that they had to
11 "agree" on school choice for the children. Jim created such a scene that Dr.
12 Fontenelle backed off of her recommendation.

13 After the children visited Becker, Minh again wrote to Jim on September
14 28, at 11:33 a.m. Minh wrote,
15

16 Following Dr. Fontenelle's recommendations from yesterday's
17 session and as I informed you last night, I took Hannah and
18 Matthew to Earnest Becker intermediate school this morning.
19 They get to see the campus and met the counsels. They got to
20 discuss about the classes they get to choose. Both Hannah and
21 Matthew are excited to be able to take piano. They are both placed
22 in advance levels for academic classes. I explained to the
23 counselors that both usually had done very well in school in the
24 past but the last couple of years have been tough on them. They
25 believe that Hannah and Matthew will still do well in their advance
26 levels. They said if Hannah and Matthew still feel like it's still too
27 tough then they can always be moved out of those levels.

28 Hannah asked to go to Hyde Park because she knows Jaclyn there.
I called the school and we have to be either zoned into that school
or get picked through lottery. At this time, it is too late for the

²⁹ Minh is currently the only dentist covering all of her three practice locations. Jim has partners and associates who can cover his patients for him. Jim needs to be doing half of his share of transfers for the children.

1 lottery for this school year. I will put our names in for lottery next
2 year although Hyde Park has a very high curriculum that Hannah
3 may not be able to keep up since she had fell so far behind. I called
4 another school that Dr. Fontenelle is also very keen on. It's called
5 Doral Academy. It is a charter school and also has to be picked
6 through a lottery process. I think at this point, it is too hard for
7 Hannah to be in a charter school as she had fallen too far behind.

8 Hannah has serious mental issues that I fear the longer it goes on
9 the harder it will be or impossible to fix. Please reevaluate your
10 priorities. It is not a matter of winning or loosing. WE both are
11 losing our daughter. Please listen to what she is asking for. She
12 doesn't deserve to be mentally ill because of us.

13 The kids can start school as early as tomorrow. If you want to go
14 check out the school tomorrow and let me know you can do that.
15 However, the longer we wait the worse it will be for the kids as
16 they have already fallen behind and school started over a month
17 ago.

18 On September 29, Jim acknowledged that Dr. Fontenelle recommended
19 Becker, but refused to acknowledge that they are to follow Dr. Fontenelle's
20 recommendations. Jim wrote to Minh,

21 I am not in agreement with the Hannah and Matthew transferring
22 to Becker at this time. The kids need to stay in Challenge until we
23 mutually decide on a school.

24 Choosing a new school is not a unilateral decision. The first time I
25 heard about Hannah's going to a different school was Monday
26 evening when Dr. Fontanelle recommended it. Yesterday when
27 you and I spoke, you told me you were going to give me your
28 address so I could research schools that would be good options.
Please send me your address.

Again, the Memorandum of Understanding and Stipulation and Order is
that Minh and Jim are to follow Dr. Fontenelle's recommendations. Jim simply
needs to follow them and not argue about them.

1 On September 30, at 7:16 a.m., Minh wrote to Jim regarding the children
2 visiting Becker and Dr. Fontenelle having the ability to decide what is best,

3 We decided and signed that dr. Fontenelle gets to decide what's
4 best for the children. We can never agree on anything because you
5 have your own interest to protect and that's why we need someone
6 else to decide. You need to follow this agreement. My address was
7 given to you during the last hearing but here it is: 3023 The peaks
8 lane.

9 I spoke to Dr. Fontenelle last night. She also suggested that the
10 children should see the school and get to decide where they get to
11 go so they feel like they have a voice. They tour this school and
12 they do like this school. You are going to pick the schools and they
13 are not going to like it. All the efforts will be wasted.

14 Are you sure you want to drag this out and make this another
15 dramatic event for the children? I will not be able to convince them
16 to go to challenger no matter what I do just like yesterday. There
17 was a lot of crying and screaming. Does every day have to be a
18 dramatic day for them? Yesterday when we talked you mentioned
19 that there's someone we can call to force them to go to school. Is
20 this what you think is best for them? You think they should be
21 dragged into school and be humiliated? Do you think they can also
22 force the kids to learn?

23 Jim then acknowledged what he agreed to regarding Dr. Fontenelle. On
24 September 30, late in the evening, at 11:21 p.m. Jim wrote to Minh,

25 ...

26 Let's do this the right way. If Dr Fontanelle recommends we
27 transfer Hannah to another school, then, we should.

28 ...

Although we never talked about Matthew, I will support him if that
is what he wants.

...

1 Nguyet, considering tomorrow, if you and I are both on board with
2 Hannah and Matthew attending school tomorrow, they will go.
3 Matthew has never done anything like this until after you took him
4 out of school to tour Becker's campus.

5 Please bring them to school with the intention of their attending
6 (breakfast and uniforms), and **I will be there** so we both can show
7 them that attending is the right thing. If they don't cooperate, will
8 you please meet us on Monday morning at school so they know
9 you agree that they should attend school until we get them
10 transferred. (Emphasis added).

11 **I agree and support Dr. Fontanelle's recommendation to**
12 **transfer Hannah to another school. If Matthew wants to**
13 **transfer, I support that as well.**

14 ...
15 Jim then sent Minh a text stating, "**I will be there no matter what.**"³⁰ After
16 agreeing that Hannah and Matthew could transfer and that he would show up at
17 school, Jim then never showed up at school as he stated that he would, and now he
18 opposes any transfer of which he does not approve.

19 On October 1, at 8:24 a.m. Minh wrote to Jim:

20 I could not get Matthew out of his bed and into the car. I asked
21 you for help and you weren't there. I got Hannah in the car and we
22 are in the way to school. We should be there in 20 minutes.
23 Please meet me there to help me get her out of the car.

24 At 8:38 a.m., Jim wrote: "If she's not attending school today, you will need
25 to bring her to the guard gate." Minh immediately responded to Jim as she had
26 been waiting for Jim to show up as he had said the night before "**I will be there**
27 **no matter what,**" Minh texted, "where are you, you said you were going to meet
28

³⁰ A copy of the text Jim sent to Minh stating, "**I will be there no mater what,**" is attached for
the Court's convenience as Exhibit C.

1 us at school to show that we both want them to go to challenger. Are you
2 coming?"

3 At 8:43 a.m., Jim texted Minh back with the excuse, "I am not there
4 because you didn't notify me in time. If she's dressed for school and you think
5 she will attend, I will come. Let me know."

6 Minh waited for Jim to show up at Challenger until almost 9:00 a.m. and
7 finally Jim responded with: "call me. Let me talk to Hannah." Jim never showed
8 up at Challenger to help co-parent like he likes to lead the Court to believe he
9 would.³¹ The above example shows how ridiculous and amateur Jim is to play
10 games with Minh and the children.

11 Jim wrote so nicely, "I will be there no matter what." Minh co-parented
12 with Jim, informing him of what she was doing every step of the way. Minh
13 informed Jim when she was able to get one child in the car and on the way to the
14 school.

15 At 8:43 a.m. Jim told Minh he would be there, and then never showed up to
16 help persuade the children to go to school or accept the children to go with him.
17 Instead, he barked orders for Minh to take the children to his house like she was
18 his servant when he was the one who failed to follow through on what he said he
19 would do.
20

21 Hannah refused to get out of the car and Minh drove Hannah home. Jim
22 responded by sending multiple threatening text messages from 11:55 a.m.
23 threatening to call the police. Minh sent Jim a text stating,

24 I have done everything you ask and you didn't bother to show up. I
25 will try to persuade the kids again and take them to school later
26 today. You can meet us at school at 3:15. If you can't wait and
27 want to call the police, you are only going to traumatize them even
28 further.

³¹ Jim was probably more concerned that Kim would be there.

1 Jim responded with,

2
3 I do not want Lena to be exposed to this conflict. Your custody of
4 Hannah and Matthew ended at 9:00 a.m. You are in violation of the
5 custody order. If you don't notify me within fifteen minutes that
6 you are on your way to the court-designated exchange location of
the guard gate, I will get the police to assist.³²

7 Minh was on her way to take Hannah and Matthew to Jim when she received
8 a text from Jim that he was at Minh's guard gate. Minh turned around and met
9 Jim at her guard gate. Both kids were reluctant to go with Jim but after much
10 persuasion from Minh, Matthew agreed to leave and go with Jim.

11 Hannah on the other hand, no matter what both Minh and Jim said, she
12 refused to go with him. Minh spent all her effort trying to persuade Hannah from
13 2:33 p.m. until 4:57 p.m. Jim informed Minh that he had called the police.

14 After waiting for hours and the police had not shown up, Minh wrote to Jim,
15 "I have not had anything to eat all day and I am getting very dizzy. The kids are
16 thirsty also. We are going back to the house. Please let me when [the police] get
17 here."

18 Jim responded with "Bring Matthew back immediately. He's not in your
19 custody." The police did not arrive for another two hours until close to 7:00 p.m.
20 Minh drove the children to the guard gate where the police were waiting.
21 Matthew agreed to go with Jim but Hannah refused no matter what threats the
22 police made to her including, "your mom will get in trouble, she can go to jail for
23 this, and let's arrest her now."³³
24

25
26 ³² As noted, Jim talks at people, not with them.

27 ³³ Had Jim actually followed through with his, I will be there no matter what and went to
28 Challenger to show the children a unified front, the children probably would have attended
school and calling the police probably could have been avoided.

1 Jim eventually drove off with Matthew. In an effort to show the court the
2 true picture of the event and Hannah's current status at that time, Minh recorded
3 Hannah without her knowing. Hannah was crying hysterically,³⁴

4 **Minh:** You want mommy to take you over there?

5 **Hannah:** No, I am not going to his car. This isn't fair. This is
6 bias. How come he always get what he wants. I am just some
7 stupid kid that all I care about is some stupid phone. I just want to
8 go home. (sobbing). Nobody wants to listen to me. I am not
9 leaving mommy. I can't take it anymore. I just want to go home.

10 **Kim:** I know sweetie.

11 **Hannah:** I don't want to go to him. He hurt me but they don't
12 want to see it, they don't care.

13 **Kim:** The police officer says you can call him if anything happens,
14 if he breaks his agreement with you or something like that.

15 **Hannah:** He didn't make that agreement.

16 **Kim:** Mommy is going to get in a lot of trouble if you don't go.

17 **Hannah:** I don't want to get you in trouble but please I don't want
18 to go back there. Please. It's not fair.

19 **Kim:** You can talk to Dr. Fontenelle and you can tell her all these,
20 what happens but if mommy gets this. This is criminal charge. She
21 will get...

22 **Hannah:** It's not kidnapping if I want to be with her.

23 **Hannah:** exactly! The court doesn't care until I am 18 years old
24 but I am not 18. I am just some stupid kid and what I want doesn't
25 matter. It's not fair. I want to go home. It's not fair! It's not fair!!
26 I want to go home!
27

28
³⁴ Minh has provided the recording of Hannah to Dr. Fontenelle to see if there is anything she can do.

1 **Kim:** I know sweet heart. It would be so much harder for mommy
2 to help you if you ...

3 **Hannah:** It has been 2 years. Nobody listens to me. They came
4 over here and I tried talking to him and every time I talk, he talks.
5 He didn't want to listen to me. I have so many photos. . . look . . .
6 look . . . there's so much but they don't care. They don't care. I am
7 not 18 so what I want doesn't matter. I want to go home. I want to
live a normal life.

8 **Harrah:** I am sorry mommy. I don't want you to cry. Please
9 don't. I don't want to get you in trouble either. Please, I am
10 sorry. I am sorry. I am sorry mommy. I am sorry. This is
11 stupid. Life is stupid. I wish I was never born. Imagine I would
12 never have to feel like this. It wouldn't matter if nobody listens
13 to me because I wouldn't even exist. I wouldn't exist. . . It
14 shouldn't feel that way. It shouldn't feel so nice to not exist, It's
15 not fair. It's not fair mommy. I am sorry mommy. I am sorry.
I just want to go home. I can't do this ... It's not fair. I don't
want to live here. I just want to live somewhere else....

16 The recording of Hannah goes on for much longer than that.³⁵ Even after
17 Metro told Hannah that Minh was going to be arrested and go to jail if she did not
18 get out of the car, Hannah refused to get out of Minh's car and go to Jim.

19 On Monday, October 4, Matthew again refused to attend school while in
20 Jim's care. As a result, for the entirety of the week during Jim's custodial time,
21 Matthew attended school online.

22 On Friday, October 8, Jim failed to provide Matthew's school backpack at
23 the exchange. Jim dropped Matthew off at Challenger school at the beginning of
24 the school day because Matthew is attending online because he refuses to attend
25 school and then drove off without giving Matthew his backpack containing all of
26
27
28

³⁵ A copy of the recoding is available if the Court would like to review the same.

1 his school books. Jim later texted to Minh later that telling her "you forgot
2 Matthew's backpack and you need to come to my office and get it."

3 Also, on October 8, during the last meeting with Dr. Fontenelle, Minh, and
4 Jim, Jim asked Dr. Fontenelle to confirm that she did not recommend Becker. Dr.
5 Fontenelle responded with "we discussed other schools as also." Minh stated, "we
6 discussed Hyde Park and Doral Academy and both are not available due to the
7 lottery system and it's too late for this school year. So, we discussed Becker and
8 you said it would be suitable for Hannah since Becker is a mellow school."³⁶ Dr.
9 Fontenelle never said that she did not recommend Becker. Dr. Fontenelle just said
10 that "we did discuss other schools also."

11 At that last session between Dr. Fontenelle, Minh, and Jim, she indicated
12 that Minh and Jim were to leave things as they are as it relates to Hannah not
13 wanting to go to Jim. They should not force a child to go with her dad while she is
14 kicking and screaming.. Dr. Fontenelle advised that research shows that she
15 emphasized in in general that children do well with both parents. However, Dr.
16 Fontenelle obviously does not believe that is case here which is why she is
17 recommending a custody evaluator.

18
19 Dr. Fontenelle also advised that Hannah is 12 years old now and she should
20 be able to voice her opinion and she should be heard. Dr. Fontenelle specifically
21 told Jim that she will be the one to do therapy with Hannah and that Hannah should
22 **not** be returning to Dr. Mullin's office. Dr. Fontenelle also said that she would be
23 the one to also be teaching Hannah coping techniques.

24 Dr. Fontenelle also recommended to allow the children to tour the schools
25 that both Minh and Jim pick and let them decide where they want to do so they can
26

27
28 ³⁶ One of the complaints Jim made about Becker was that it was too far from the children's
extracurricular activities, Jim has the children in no extracurricular activities. The only one who
has the children in any extracurricular activities is Minh during her time.

1 feel that are a part of the process and that their opinion counts.³⁷ Dr. Fontenelle
2 says the children should go where it is best for them, whether it is close to Jim or
3 close to Minh; it should be where they will be happy at.³⁸

4 Jim has also been speaking badly about Minh in front of the children. Both
5 Matthew and Selena have reported that after Jim and Hannah get into a fight,
6 "daddy would say Hannah has bad behaviors because she copies mommy's bad
7 behaviors"³⁹ Jim has been told multiple times by both Mr. Minetto and now Dr.
8 Fontenelle that he needs to stop badmouthing Minh in front of the children. Jim's
9 demeaning demeanor is why Minh prefers not to speak to him.

10 On Monday, October 11, Jim later wanted to turn over the backpack at the
11 therapy session at Dr. Fontenelle's office. Jim contacted Matthew and told him
12 that he would turn over the backpack at the therapy session; Hannah found out and
13 had a breakdown crying that she did not want to see Jim and if he was there; she
14 was not going to go. Minh instructed Hannah that she needed to communicate
15 with her father. As a result, Jim did not show up at the therapy session. Jim was
16 invited to come to the house and drop off the backpack at the house.

17 During that session, Hannah told Dr. Fontenelle that she was not going back
18 to Jim. Dr. Fontenelle told Minh that Hannah should be encouraged to go back to
19 Jim temporarily until the forensic analysis is done, but not forced if she was crying
20 and kicking.

21 As of October 15, Matthew is now refusing to get out of the van and go to
22 Jim as well.
23

24
25 ³⁷ Jim does not want the children to have a voice. Jim wants to rule by force and force the
26 children into going where it is convenient for him.

27 ³⁸ Of course, Jim's response to that is to try and get out of the Memorandum of Understanding
28 and Stipulation and Order to which he just agreed.

³⁹ Jim lacks the insight to see what a comment like that would do to the children.

1 **B. Jim's Misstatements in His Countermotion Need to be Addressed**

2 As with every other filing from Jim, it is necessary to correct the serial
3 misstatements and argument he persists in putting into every submission filed with
4 this Court. After a year and half, Jim's efforts to misstate and make up accusations
5 out of whole cloth and call them "fact" to this Court can only be described as
6 pathological.⁴⁰

7 Jim claims that "Minh has continued with her campaign to destroy Jim's
8 relationship with the children" and has been most successful with Hannah. Opp.
9 and CM at page 2, 8-10. Histrionics is not argument and cannot substitute for it.
10 Jim has destroyed his own relationship with the children, particularly Hannah.

11 Jim claims that "Minh's most recent "stunt" includes unilaterally, and
12 without Jim's knowledge or consent, taking the children out of their school at
13 Challenger School ("Challenger"), touring and "enticing" the children on Becker
14 Middle School ("Becker"), and trying to enroll them in Becker." Opp. and CM at
15 page 2, lines 12-16.

16
17 The assertion by Jim is so blatantly false unless some action is taken, the
18 conduct is only going to continue and get worse. As stated, Dr. Fontenelle
19 recommended that Hannah attend a different school. Minh followed Dr.
20 Fontenelle's recommendation kept Jim fully informed through Our Family
21 Wizard.⁴¹ Jim has stated, in emails that he would support Hannah and Matthew
22 transferring.

23
24
25 ⁴⁰ According to David G. Knibb, Federal Court of Appeals Manual Section 31.7 at 549 (4th ed.
26 2000). For Statements of Fact, "[j]udges want a non-argumentative, fair summary without
27 argument or comment." Jim continuously placing argument and emotional statements in a
statement of facts is un-useful for determining anything in his Opposition and Countermotion.

28 ⁴¹ It should be seen as shocking that Jim complains of Minh following Dr. Fontenelle's
recommendations at agreed to in the Memorandum of Understanding and the Stipulation and
Order based upon that Memorandum of Understanding.

1 Jim was apparently too lazy or indifferent to actually open and read the
2 emails sent to him by Minh who was co-parenting and keeping him apprised of
3 what she was doing. Then, after he took the time to open and read the emails, did
4 Jim pitch a fit and try and bully Dr. Fontenelle into changing her
5 recommendation.⁴²

6 Jim's claims that Minh "enamored" the children into touring Becker. Opp.
7 and CM at page 2, lines 18-19. Again, the claim is false. All Jim had to do was
8 actually open and read the Our Family Wizard emails that Minh sent him. Dr.
9 Fontenelle recommended that the children tour the new schools they might attend.
10 Minh followed Dr. Fontenelle's recommendation.

11 Jim claims that Minh, "previously harmed the children's relationship with
12 Jim by telling them that he is the reason they cannot move and be happy in
13 California." Opp. and CM at page 2, lines 22-25. The Orders have been reviewed,
14 there appears to be no finding, no exhibit that supports such an outrageous
15 statement.

16 Jim claims that Minh boldly states cannot co-parent with him and references
17 the FFCLO. Opp. and CM at page 3, lines 1-2. Sometimes deception by omission
18 is worse than deception by commission. What the FFCLO really states, is "s.
19 Despite the fact that Minh Luong testified she cannot co-parent with James Vahey,
20 **they have cooperated to meet the needs of the children.**"⁴³ FFCLO at page 13,
21 lines 14-16. (Emphasis added).

22 Our Family Wizard is littered with emails of Minh trying to discuss issues
23 with Jim and then being rebuffed or ignored and Minh attending joint counseling
24
25

26
27 ⁴² Again, Jim cannot create the problem of being too indifferent or lazy to read the Our Family
28 Wizard emails and then complain of the problem he creates.

⁴³ Why tell the truth when a lie will suffice.

1 sessions. The Memorandum of Understanding that Jim refuses to follow attached
2 as Exhibit B and signed by both Minh, Jim, and their respective counsel is yet
3 another attempt at co-parenting.

4 A recent specific example is on September 30, Jim stating in text, "I will be
5 there no matter what" to co-parent with Minh and then fails to even show up.
6 And then, after the children fail to get out of the car and attend school, Jim calls the
7 police on Minh. Jim's fatuous claim of "no co-parenting" should collapse under its
8 own internal contradictions.

9 Jim claims that the children do not have a relationship with him because of
10 Minh's "shortcomings as a parent." Opp. and CM at page 3, line 7. The children
11 have a poor relationship with Jim because of Jim, no one else. Jim cannot go
12 through life blaming everyone for the problems he creates.⁴⁴ Jim then contradicts
13 himself and claims he has a "great relationship" with Matthew and Selena, when
14 he does not.

15 Jim puts down in a "statement of facts," "Procedural Background of Years"
16 of Minh's Strategic Alienation of the Children from Jim." Opp. and CM at page 4,
17 lines 4-5. The language used by Jim is wholly inappropriate and argumentative for
18 a purported statement of facts.⁴⁵ Unless this Court does something about what Jim
19 continually does, the conduct will only continue and only get worse.⁴⁶
20

21 Jim then launches into and rehashes the same diatribe that he has serially
22 done in his case in front of Judge Ritchie and now this Court. The claims are false
23

24 ⁴⁴ Occam's Razor can be applicable here, "when you have two competing theories that make
25 exactly the same predictions, the simpler one is the better."

26 ⁴⁵ See David G. Knibb, Federal Court of Appeals Manual Section 31.7 at 549 (4th ed. 2000),
27 *supra*.

28 ⁴⁶ One cannot be doing this in downtown district court and certainly cannot be doing it in Federal
court. There is no reason to be doing it here.

1 as they have been since Jim has been rehashing those claims since 2019. See Opp.
2 and CM at page 4, line 10, to page 10, line 10. There is no alienation, but Jim
3 lying to the family for years.

4 Jim claims, as a fact, that the denial of the request to relocate "infuriated"
5 Minh. Opp. and CM at page 5, line 24. The claim is false, is argument, and
6 highlights Jim's desire to blame Minh for *everything*.

7 Jim claims, in a "statement of facts" "Minh decided that if she was not
8 successful in physically taking away the children from Jim, then she would take
9 away their love, trust, and cooperation from him. Opp. and CM at page 5, lines 25-
10 26. Argument, and histrionics, has no place in a statement of facts.

11 Jim complains that she informed him that she no longer approved of the
12 extracurricular activities in which the children are enrolled in Nevada and would
13 not contribute to the cost. Opp. and CM at page 6, lines 1-3.

14 Again, deception by omission may be as bad as deception by commission.
15 This was litigated previously in front of Judge Ritchie. Minh was paying for all of
16 the extracurricular activities in Orange County and Las Vegas. Minh requested for
17 Jim to contribute for the children's activities that they were doing in Orange
18 County. Jim refused to pay a dime for the children's activities in Orange County.
19 Minh continued paying for all of the children's activities in which she gets to
20 participate. Jim has terminated all of the children's extracurricular activities when
21 they are with him.
22

23 Jim complains that Minh's still owes her monies from the August 13, and
24 September 4, evidentiary hearing and that there is "gameplaying." Opp. and CM at
25 page 6, lines 3-12. There is no "gameplaying." Minh has requested for Jim to
26 finalize the bills multiple times but Jim keeps blaming that he doesn't have the
27 time. The email exchanges can be submitted if the Court has any curiosity as to
28 veracity.

1 Jim alleges that Minh continues to be hostile to him and that she does so in
2 the presence of the children. Opp. and CM at page 6, line 13-20. Again, this is
3 rehash of matters already litigated in front of Judge Ritchie in April 2020, 18
4 months ago.⁴⁷ Minh stated then and she states now, tried for an hour and a half
5 for the children to get out of Minh's van.

6 Jim did not help; he smugly watched Minh struggle with getting the
7 children out of the van. Because she paused in her efforts in efforts to get the
8 children out of her vehicle, Jim taunted Minh, "are you helping to bring them in or
9 are you just sitting there." Of course, after been taunted by Jim after struggling for
10 an hour and a half, Minh pointed out that he is "beneath her" "a low life," and
11 "beneath her."

12 Jim complains that Minh will not let him sit by her or ignores him. Opp.
13 and CM at page 6, line 23, to page 7, line 16. They are divorced. Jim needs to
14 learn not to invade the personal space of others. He needs to respect Minh's
15 personal space; what he does is inappropriate. Forcing himself to be next to Minh
16 makes everyone uncomfortable. Jim behavior is demeaning and condescending to
17 Minh when he speaks to her. There is no reason for Minh and Jim to go to lunch
18 together and it is highly inappropriate for Jim to suggest lunch given what he has
19 done.
20

21 Jim complains that Minh hugged Hannah at a custody exchange, "clearly
22 showing support for her refusal to go with him." Opp. and CM at page 7, lines
23 22-23. Hugging your child is not a bad thing; it can mean you providing comfort.
24 Jim should try it sometime; the children might like him better.
25

26
27 ⁴⁷ Minh's response was addressed in her *Opposition to Plaintiff's Motion for Immediate Return*
28 *of the Children, Dissolution of TPO, Modification of Child Custody, Appointment of a New*
Therapist for the Children, an Order to Show Cause Why Defendant Should Not Be Held in
Contempt and to Resolve Other Parent Child Issues filed April 19, 2020, at page 5, lines 4-21.

1 Jim complains about transfer of belongings and ski gear. Opp. and CM at
2 page 7, line 24, to page 8, line 2. Again, this is a rehash of complaints put in front
3 of Judge Ritchie in April 2020.⁴⁸

4 As to the "ski equipment" about which Jim complains, the children had
5 jackets, gloves, and ski pants, not skis and poles. Mot. at page 9, lines 10-13.
6 Minh advises that Hannah and Matthew grew out of their jackets so Hannah ended
7 up wearing Minh's jacket and Matthew ended up wearing his aunt's jacket. It
8 strains credulity that Jim would spend \$1,000 for jackets, gloves, pants for
9 children.

10 Jim complains about iPads. Opp. and CM at 8, page 2-7. It is all *res*
11 *judicata*. Again, this was heard by Judge Ritchie on July 13, 2020.⁴⁹ Minh's
12 response then was that Jim has physical custody of three school age children but
13 he was not equipped to do so. Jim failed to provide computers or printers for the
14 children to do their school work. And, somehow all of this is Minh's fault.
15 Because Jim refuses to return whatever the children take to Jim's house, Minh
16 fears that Jim will confiscate the iPads.

17
18 Jim complains about trips inside the state of Nevada that Minh and the
19 children took. Opp. and CM at page 8, lines 9-24. Still a repeat of what has been
20 put in front of Judge Ritchie and still *res judicata*.⁵⁰ Minh is required, per the
21
22

23 ⁴⁸ Minh's response was addressed in her *Opposition to Plaintiff's Motion for Immediate Return of*
24 *the Children, Dissolution of TPO, Modification of Child Custody, Appointment of a New*
25 *Therapist for the Children, an Order to Show Cause Why Defendant Should Not Be Held in*
Contempt and to Resolve Other Parent Child Issues filed April 19, 2020, at page 14, lines 14-20.

26 ⁴⁹ Minh's response was addressed in her *Opposition to Plaintiff's Emergency Motion to Resolve*
27 *Parent Child Issues and for Attorney's Fees and Costs, and Countermotion* at page 10, line 9, to
28 page 11, line 2.

⁵⁰ Minh's response was addressed in her *Opposition to Plaintiff's Motion for Immediate Return of*
the Children, Dissolution of TPO, Modification of Child Custody, Appointment of a New

1 terms of the Court's order, keep the children in the state of Nevada. Minh advises
2 many weekends she and children drive through Nevada in her RV exploring what
3 Nevada has to offer. Custody whether it involves fishing, camping or both in
4 Nevada is not a "vacation," it is the weekend.

5 Jim still tries to relitigate the time he battered Minh in front of the children.
6 Opp. and CM at page 8, line 26, to page 9, line 14.⁵¹ Jim tries to claim that
7 because of a recording he took that the charges were never brought against him.
8 Opp. and CM at page 9, lines 19-20. That simply wrong and is knowingly wrong
9 when made. Charges were brought against Jim. The criminal case number is
10 20CR002146 in Henderson Justice Court.

11 Minh, Hannah, and Matthew gave consistent statements to the investigating
12 officer. The undersigned spoke to the city attorney for Henderson, he stated that
13 he did "feel" that this was a good case. The city attorney indicated that there was
14 a recording in which it was claimed that there was scuffling over property. It was
15 pointed out to him that if the recording was admitted into evidence that Jim would
16 be waiving his right to self-incrimination and that he could be cross-examined.
17

18 Therefore, if Jim did not want to subject himself to cross-examination then
19 the recording would not come in because there was no one to lay a foundation.
20 Since the recording would not come in the only pieces of evidence would be the
21 three consistent statements from Dr. Luong, Hannah, and Matthew that Jim
22 attacked and violently battered her. When this fact was pointed out to the city
23 attorney, the response was awkward silence on his part.
24
25

26 *Therapist for the Children, an Order to Show Cause Why Defendant Should Not Be Held in*
27 *Contempt and to Resolve Other Parent Child Issues* filed April 19, 2020, at page 15, lines 16-23.

28 ⁵¹ Minh's response was addressed in her *Opposition to Plaintiff's Emergency Motion to Resolve*
Parent Child Issues and for Attorney's Fees and Costs, and Countermotion at page 8, line 18, to
page 9, line 18.

1 Jim tries to claim, in a "statement of facts" that having Hannah away for
2 five weeks caused irreparable damage. Opp. and CM at page 10, lines 8-10.
3 Argument is not fact and does not belong in the body of a statement of facts. The
4 facts are that in December 2019, Hannah and Matthew tried to run away from
5 home, that all three children would not return to Jim at custody exchanges long
6 before April 2020, Hannah and Matthew's grades have declined precipitously
7 since Jim assumed custodial responsibilities.

8 Jim claims that his relationship with Hannah deteriorated after those five
9 weeks in March and April 2020, after he battered Minh. Opp. at page 10, line 11,
10 to page 11, line 11. Jim should remember that Hannah witnessed him batter her
11 mother.⁵² As soon as Hannah returned to his custody, Jim engaged in retribution
12 against her by removing the locks on her bedroom and bathroom doors, took away
13 her electronics, began sleeping in Mathew's room next to hers, and she would
14 wake up to find him creepily watching her sleep.

15 From page 11, line 10, through page 14, line 11,⁵³ Jim rehashes the same
16 things that he brought for competing Motions to Enter Decree.⁵⁴ Jim claims that he
17 had to file a Motion because of Minh, blaming her (in a statement of facts). It is a
18 lie and Jim knows it.⁵⁵ The truth is both parties filed Motions on the same day,
19
20

21 ⁵² Jim can lie and try and deny it all he wants, but the children saw what they saw.

22 ⁵³ At page 14, lines 9-11, it was Minh who put into her Opposition to Jim's Motion, the tragic
23 statement the children are counting the days until he dies. The statement was not meant to hurt
24 Jim, but to get him to wake up because he is destroying his relationship with the children.

25 ⁵⁴ Minh's responses Jim's rehashing in this section is contained in her Defendant's *Opposition to*
26 *Plaintiff's Motion to Transfer Case to Department H, and to Enter Plaintiff's Proposed Findings*
27 *of Fact, Conclusions of Law, and Decree of Divorce* filed March 5, 2021, and her *Reply to*
28 *Opposition to Motion to Enter Decree of Divorce, for an Interim Modification of Custody, to*
Change Custody, and for Attorney's Fees and Costs filed March 15, 2021.

⁵⁵ Jim's mantra literally appears to be, "why tell the truth when a lie will suffice."

February 11, 2021, because neither party could come to an agreement regarding a holiday/vacation visitation schedule. Minh would maintain that it was particularly over Jim's overly complicated demand regarding a summer custody schedule.

Jim claims that he has "great relationship" with Matthew and Selena. Opp. and CM at page 14, lines 15-16. If that were true, Minh would not have to drag Matthew out of her van to Jim's van. On October 15, Matthew refused to get out of Minh's van and go to Jim. If that were true, Minh would not be tragically telling Jim "you need to improve your relationship with the kids because they tell me they are counting the days until you die." Jim is blind to everything.

Jim claims that Hannah has not been the same since Minh had custody because he had battered her in front of the children. Opp. and CM at page 14. Lines 19-20. The claim is false and it is unfortunate that this Court does not have the institutional knowledge that Judge Ritchie had.

Judge Richie well knows that before Jim battered Minh in front of the children and she had the children for five weeks in March and April 2020 that in December 2019, Hannah and Matthew ran away from Jim's house, the police had to be called multiple times for custody exchanges, and both Hannah and Matthew's grades were declining.⁵⁶ Jim claims that the guard gate is the only place where custody exchanges go smoothly. There is no location where the exchanges go smoothly.

Jim highlights and underlines what the Court then stated as its beliefs as to Minh wanting Hannah to align with her. Opp. and CM at page 15, lines 2-4. The record is absent from any expert opinion as to such a conclusion. There is not a single professional, not Dr. Gravely, Dr. Mullin, Nate Minetto, or Dr. Fontenelle

⁵⁶ All of Hannah's deteriorating behavior that Jim now tries deny and lie about was detailed in Minh's *Motion to Extend Temporary Protective Order T-20-204489-T to Change Custody on an Interim Basis, for an Interview of the Minor Children, and to Change Custody* filed March 27, 2020.

1 has made such a finding that Minh is wanting Hannah to align with her and not
2 supporting Jim.

3 Jim also highlights the language that the Court will not allow either party to
4 triangulate the children and that if they behave badly with one parent, they can
5 have a say in deciding with which parent they will live. Opp. and CM at page 15,
6 lines 5-7. As with the above, no professional has made that conclusion. To the
7 contrary, Dr. Fontenelle has recommended that Hannah should have a say in where
8 she wishes to reside and attend school.

9 Jim makes the "assertion of fact" that Hannah "refused to continue attending
10 therapy sessions with Minh's support, that Minh was undermining therapy and
11 became upset with Mr. Minetto. Opp. and CM at page 16, lines 19-22. The
12 "assertion of fact" is utterly and completely false. It never occurred and Minh does
13 not have to prove a negative. Minh is the only person who takes Hannah to
14 therapy. Hannah refuses to go to therapy when she is with Jim.

15 Jim makes the assertion in a "statement of facts" that "in Minh's mind, the
16 only thing she believes will help Hannah is if Hannah is in her sole custody and
17 has no relationship with Jim. Opp. and CM at page 16, lines 27-28. False, and
18 unless the Court enforces the rules on not putting argument into a statement of
19 facts, the behavior will only continue.

20 Jim makes the assertion in a "statement of facts" that "Minh dismisses any
21 recommendations to the contrary, or suggestions that she co-parent with Jim. Opp.
22 at page 16, line 28, to page 17, line 2. Once again, Jim fails to provide any
23 substantiation for the assertion, the argument is improperly being placed into a
24 statement of facts, and the claim is contradicted by the record.

25 It is claimed by Jim that Minh refused to cooperate in sending Hannah to
26 therapy. Opp. and CM at page 17, lines 6-7. The claim is false. No further
27 discussion should be required.
28

1 Jim asserts that Dr. Fontenelle was chosen to complete a psychiatric
2 evaluation. Opp. and CM at page 18, lines 5-6. No, she was not and it is utterly
3 false to state as such. A psychiatric evaluation would be a forensic evaluation.
4 The Memorandum of Understanding and Stipulation and Order state the Hannah is
5 to see and receive mental health treatment from Dr. Michelle Fontanelle-
6 Gilmer, the child's psychiatrist. The Stipulation and Order at page 2, further states
7 that Dr. Fontenelle may refer a forensic evaluation out to a third party.⁵⁷

8 Jim claims that Minh withdrew the children from Challenger. Opp. and CM
9 at page 19, lines 1-7. The claim is false and knowingly false when made. Never
10 happened.

11 Jim claims that Minh "planned to take Matthew and Hannah to Becker and
12 enroll them." Opp. and CM at page 19, lines 27-28. Again, false and knowingly
13 false when made.

14 Even the text of the OFW message that Jim quotes contradicts him. Minh
15 wrote to Jim, "we agreed to take Dr. Fontenelle's recommendations for the
16 children. I hope you will honor what you agreed to. I am going to take Matthew
17 and Hannah there tomorrow and check it out and turn in the documentation they
18 require."⁵⁸ As can be seen in the email at 11:33 a.m., Minh also communicated
19 with Jim that she investigated Hyde and Doral Academy and the difficulties in
20

21
22
23 ⁵⁷ The Stipulation and Order states,

24 If Dr. Michelle Fontanelle-Gilmer concludes she is unable to conduct the type of
25 forensic evaluation to make such recommendations, Dr. Michelle Fontanelle-
26 Gilmer shall have the authority to refer the matter to another child psychiatrist in
27 Clark County, Nevada, to conduct such a forensic evaluation as Dr. Michelle
Fontanelle-Gilmer deems necessary for the purpose of making any
recommendations.

28 ⁵⁸ A copy of the email exchange from OFW on September 27, and September 28, is attached for
the Court's convenience as Exhibit D.

1 getting the children enrolled there. Minh also suggested and invited Jim to tour the
2 Becker campus.⁵⁹

3 Minh initially planned to enroll the children because that is what Dr.
4 Fontenelle had recommended and Minh was following the terms of the Stipulation
5 and Order that they would follow Dr. Fontenelle's recommendations.⁶⁰ However,
6 because Jim protested, Minh co-parented and followed up with Dr. Fontenelle and
7 requested clarification. Upon requesting clarification, Dr. Fontenelle clarified that
8 it was not necessarily specifically Becker Middle School that she recommended
9 although Becker would be a fine school for the children.

10 On page 20, line 26, to page 21, line 9, Jim accuses Minh of acting
11 unilaterally and picking a school for the children on her own. The accusation is
12 false. Did Jim not read the Memorandum of Understanding and Stipulation and
13 Order? The parties agreed to follow Dr. Fontenelle's recommendations regarding
14 school attendance.⁶¹ Minh was, and is, trying to follow Dr. Fontenelle's
15 recommendation. Jim was, and is, trying to avoid following Dr. Fontenelle's
16 recommendations.

17
18 On page 21, lines 10-22, Jim accuses Minh of unilaterally enrolling the
19 children in Becker. The claim is false. Because Jim was refusing to follow Dr.
20 Fontenelle's recommendations, as indicated above, Minh did nothing about
21 enrolling the children anywhere and at the next meeting with Dr. Fontenelle, on
22

23
24 ⁵⁹ A copy of the September 28, 11:33 a.m. email is attached for the Court's convenience as Exhibit E.

25 ⁶⁰ It is incredible that Jim would attack Minh for following Dr. Fontenelle's recommendations
26 when that is what they agreed to.

27 ⁶¹ The Stipulation and Order states on page 2, "if Dr. Michelle Fontenelle-Gilmer recommends
28 that a change in custody, visitation, timeshare, transportation, phone calls, etc. is in the children's best interest, the parties shall follow the recommendation(s)."

1 October 8, asked for clarification. At that time Dr. Fontenelle declined to give
2 confirmation either way, and stated "other schools were discussed."⁶²

3 On page 21, line 23, to page 22, line 9, Jim claims that the children should
4 not be involved in school choice discussions. Jim's statement directly contradicts
5 Dr. Fontenelle's recommendation from the September 27, and October 8, meeting
6 that the children be given a voice in where they are going to attend.

7 On page 21, lines 11-12, Jim asserts that Minh took the children to Becker to
8 enroll them. Minh took the children to Becker at Dr. Fontenelle's recommendation
9 to have them tour the campus. It was Minh's hope to be able to enroll the children
10 based on Dr. Fontenelle's recommendation, but held off since Jim was refusing to
11 follow the Memorandum of Understanding.

12 On page 23, lines 3-4, Jim alleges that Dr. Fontenelle never indicated that
13 Minh should make the decision of school unilaterally without Jim's knowledge or
14 consent. The allegation is false. Again, the parties are to follow Dr. Fontenelle's
15 recommendations.

16 Dr. Fontenelle recommended that Hannah transfer from Challenger. Minh
17 investigated Hyde, Doral, and Becker. Hyde and Doral were unavailable. Dr.
18 Fontenelle recommended that the children should tour the campuses and
19 communicate their thoughts so they have a voice. There is no requirement that Jim
20 has to attend any tour, but he is free to go along if he wishes. Minh had the
21 children tour the campus and was hopeful that the children would be enrolled
22 there; as the other choices, Hyde and Doral, were no longer options.⁶³ As to of
23
24
25
26

27 ⁶² Those other schools were Hyde and Doral, neither of which were available for the children to
28 attend.

⁶³ If Hyde and Doral were options, Minh would have had the children tour those campuses as well since that is what Dr. Fontenelle recommended.

1 date, Jim has failed to show any effort in taking the children to tour any of the
2 schools.

3 At page 23, lines 4-5, Jim puts in a "statement of facts" that Minh having the
4 children tour a single middle school campus has had a "severe, detrimental impact
5 on the children and their relationship with [him]." Argument has no place in a
6 statement of facts. In addition, Jim fails to provide any examples of any "severe,
7 detrimental impact" on his relationship.

8 Jim wrecked his relationship with the children long ago by lying to them
9 about moving to California, battering their mother in front of them, punching
10 Hannah in the face, burning Hannah's arm with a pan, manhandling Hannah in
11 order to obtain compliance, and lying to the children and trying to brainwash them
12 by telling them that Minh abandoned the family for a year. Additional examples
13 can be provided.

14 On page 25, lines 7-10, Jim claims, again, in a "statement of facts, that
15 "Minh was previously able to alienate the children, especially Hannah, by
16 informing them that the reason the children could not live in California and be
17 happy is because Jim will not allow it." Jim then fails to provide any
18 substantiation for the claim. Jim is unable to provide any substantiation because it
19 *never* occurred. The children know because all planned move was before the
20 divorce; there were frequent family discussions (children included) about the
21 move.
22

23 Jim rehashes "inappropriate comments" at page 25, lines 10-13. The Court
24 is invited and encouraged to listen the audio recording from June 5, 2021, wherein
25 Jim is trying to brainwash and program Hannah to believe that Minh abandoned
26 them for a year.

27 On page 25, lines 14-21, Jim claims that Matthew's grades were "great" and
28 that he had a "great relationship" with Matthew. The lying from Jim never ends.

1 The Court is invited to review a recent audio recording wherein Matthew is having
2 a meltdown at the prospect of having to go back to Jim.

3 Matthew's grades are poor. For the 2020-2021, Matthew was a 2.94 GPA
4 student.⁶⁴ Before the divorce, and Minh was the primary caregiver she made sure
5 that the children performed academically; Matthew was a 4.0 student.

6 **C. Jim's Request for the Immediate Return of Hannah Should be Denied**

7 Again, the parties are to follow the recommendations of Dr. Fontenelle. The
8 recommendation from Dr. Fontenelle is that none of the children should be forced
9 kicking and screaming to go with either parent. Forcing the children is and has
10 been traumatic to them and is contrary to their best interests. The
11 recommendations of Dr. Fontenelle need to be followed.

12 Hannah continues to fail to thrive as she lives with Jim. During the last
13 hearing, Minh voiced her concern for Hannah as Hannah had cried out to Minh
14 while she was in Jim's care for help, "mommy, I can't live like this anymore."
15 Hannah was seen by Nate Minetto under the supervision of Dr. Mullin for almost a
16 year. Hannah used to be a healthy happy child with no medical conditions
17 whatsoever.

18
19 Minh brought up to both Mr. Minetto and Jim that Hannah is very depressed
20 and that she was developing all sorts of pain throughout her body. Hannah was
21 complaining of shortness of breaths, sweating, abdominal pain, chest pain, arm leg
22 pain, and headaches. Minh asked Hannah to keep documentation of when it
23 happened and the severity of it.

24 **D. Jim's Request to Use Dee Pierce as a Therapist Has to be Rejected**

25 The Memorandum of Understanding which was turned into the Stipulation
26 and Order is clear and unambiguous. See Exhibit B. The parties are to use
27 psychiatrist, Michelle Fontenelle-Gilmer, M.D. as the therapist for Hannah. See
28

⁶⁴ A copy of Matthew's grades are attached as Exhibit F.

1 Stipulation and Order at page 1. The Memorandum of Understanding and
2 Stipulation and Order provide,

3 Dr. Michelle Fontanelle-Gilmer shall be empowered to make
4 recommendations regarding Hannah. If Dr. Michelle Fontanelle-
5 Gilmer concludes she is unable to conduct the type of forensic
6 evaluation to make such recommendations, Dr. Michelle
7 Fontanelle-Gilmer shall have the authority to refer the matter to
8 another child psychiatrist in Clark County, Nevada, to conduct
9 such a forensic evaluation as Dr. Michelle Fontanelle-Gilmer
10 deems necessary for the purpose of making any recommendations.
11 Dr. Michelle Fontanelle-Gilmer may provide all her therapy notes
and records to the child psychiatrist she selects, and Dr. Michelle
Fontenelle-Gilmer may confer with such child psychiatrist to
whatever extent either of them believes might be necessary.

12 The only limitation on Dr. Fontanelle is that if Dr. Fontanelle believes that
13 she cannot conduct a forensic evaluation (because there may be an ethical conflict
14 in acting a therapeutic *and* a forensic capacity) then Dr. Fontenelle may refer
15 Hannah to a third party for a *forensic* evaluation.

16 It strains credulity that in less than four weeks after signing the
17 Memorandum of Understanding and his counsel signing off on the Stipulation and
18 Order that Jim is trying to act as though the stipulations reduced to the
19 Memorandum of Understanding and Stipulation and Order never existed. Even
20 worse, Jim wants to follow the agreements he does like and ignore the one's he
21 does not like. The Supreme Court in *Rivero v. Rivero*, 216 P.3d 213, 219 (Nev.
22 2009) stated, "we clarify that parties may enter into custody agreements and create
23 their own custody terms and definitions. The courts may enforce such
24 agreements."
25

26 The agreement that the parties are to use Dr. Fontenelle is the agreement.
27 Jim does not get to fire Dr. Fontenelle because he dislikes her and put in
28 somebody that he likes because he thinks she is going to do what he wants her to
do. Furthermore, Dee Pierce is not a psychiatrist and the prior order from April

13, was that Hannah was to see a psychiatrist for therapy. That is the law of the case as well.⁶⁵

D. Jim's Request for a Psychiatric Evaluation Should be Rejected, but a Custody Evaluation as Recommended by Dr. Fontenelle

Dr. Fontenelle has recommended that Hannah should be evaluated by Dr. Coffey. The parties agreed to follow Dr. Fontenelle's recommendation. Therefore the parties should follow that recommendation. It is unclear why Jim is making an accusation that Minh is opposed. Jim is simply treating to create conflict for the sake of creating conflict.

However, there should be a custody evaluation. As to the custody evaluation the parties should follow Dr. Fontenelle's recommendations as to who should perform the evaluation as well as any recommendations that Dr. Fontenelle makes after the custody evaluation is completed.

E. Jim's Request for Minh and Jim to Participate in Co-Parenting Counseling with Dr. Mullin Should be Denied

The parties have been engaging in counseling with Dr. Fontenelle. The recommendation from Dr. Fontenelle is that they not return to Dr. Mullin. Again, the parties agreed to follow Dr. Fontenelle's recommendations. Therefore, the parties should follow that recommendation as well. Jim does not get to pick and choose which recommendations he wants to follow.

Jim's request should be denied.

⁶⁵ The agreement of the parties and the law of the case is that the parties are to follow Dr. Fontenelle's recommendations, *See Rivero v. Rivero, supra; Hsu v. County of Clark*, 123 Nev. 625, 173 P.3d 724 (2007) (referring the district courts are to follow what the Supreme Court orders on remand). The law of the case is that Maggie is responsible for the costs of reunification therapy. *See Hsu v. County of Clark*, 123 Nev. 625, 173 P.3d 724 (2007) (referring the district courts are to follow what the Supreme Court orders on remand). h

F. Jim's Request for Sole Legal Custody Should be Denied

Jim is again trying to create false conflict for the sake of creating conflict. Dr. Fontenelle recommended that the children be involved in school choice and tour schools. Again, the parties agreed to follow Dr. Fontenell's recommendations. Minh followed Dr. Fontenelle's recommendations and had Becker be toured because that was the only school available. Moreover, as stated, Minh kept Jim fully apprised that she was following Dr. Fontnelle's recommendations. It is not Minh's fault that Jim does not read his emails on a timely basis.

Jim's request should be denied.

E. Jim's Request for Resolving the School Issue for Hannah and Matthew Should be Denied

The parties should follow Dr. Fontenelle's recommendation and each party should pick a school where they think the children will be happiest at. Minh and Jim should each select a school. The children should tour the school regardless of whether it is close to Minh or Jim. The children should tour both schools and select the one they want. Dr. Fontenelle's primary recommendation was that the children attend a school where they are happiest at regardless to whom the school is closest. The conflict Jim is creating because he wants to get his way is unhelpful.

F. Jim's Request for "Safekeeping" of the Passports Should be Denied

Jim's request is exaggerated drama and histrionics. Minh has a thriving practice in Las Vegas, owns multiple real properties, and Jim owes her \$1.5 million. The idea that Minh is flight risk and is going to flee the country with the children is laughable.

G. Jim's Request for Attorney's Fees Should be Denied

Jim has sought to escalate matters at every turn. Given the foregoing, Jim's

1 request for fees should be denied without any further discussion.

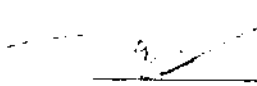
2 **III.**
3 **CONCLUSION**

4 WHEREFORE, based upon the foregoing, Defendant, MINH NGUYEN
5 LUONG, respectfully requests that the Court enter orders:

- 6 1. Denying Jim's Countermotion in its entirety.
7 2. Dividing the 529 account as requested by Minh.
8 3. Awarding Minh the attorney's fees and costs she has incurred, and;
9 4. For any further relief the Court deems proper and just.

10 DATED this 17th day of October 2021

11
12 PAGE LAW FIRM

13
14
15 
16 FRED PAGE, ESQ.
17 Nevada Bar No. 6080
18 6930 South Cimarron Road, Suite 140
19 Las Vegas, Nevada 89113
20 (702) 823-2888
21 Attorney for Defendant
22
23
24
25
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28

1 **DECLARATION IN SUPPORT OF OPPOSITION TO COUNTERMOTION**

2 I, Minh Luong, declare, under penalty of perjury:

3
4 I have read this Opposition to Countermotion and the statements it contains
5 are true and correct to the best of my knowledge, except as to those matters based
6 on information and belief, and as to those matters, I believe them to be true. The
7 statements contained in this motion are incorporated here as if set forth in full.
8

9 **I declare under penalty of perjury under the law of the State of Nevada that**
10 **the foregoing is true and correct.**

11 DATED this 17th day of October 2021

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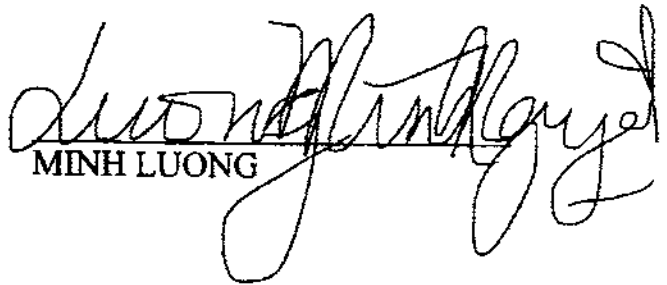
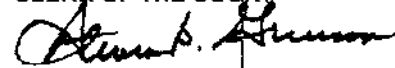

MINH LUONG

EXHIBIT 20

EXHIBIT 20

EXHIBIT 20



EXHS
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**EIGHTH JUDICIAL DISTRICT COURT
COUNTY OF CLARK
STATE OF NEVADA**

JAMES W. VAHEY,
Plaintiff,

vs.

MINH NGUYET LUONG,
Defendant.

Case No.: D-18-581444-D

Dept.: U

Hearing Date: October 18, 2021

Hearing Time: 9:30 a.m.

**DEFENDANT'S EXHIBIT APPENDIX IN SUPPORT OF REPLY TO
PLAINTIFF'S OPPOSITION TO MOTION TO CORRECT CLERICAL
ERROR IN THE DECREE OF DIVORCE REGARDING THE 529
ACCOUNTS, OR IN THE ALTERNATIVE, TO SET ASIDE THE TERMS
IN THE DECREE OF DIVORCE REGARDING THE DIVISION OF THE
529 ACCOUNTS**

AND

FOR ATTORNEY'S FEES AND COSTS

AND

**OPPOSITION TO COUNTERMOTION FOR IMMEDIATE RETURN OF
HANNAH TO JIM'S CUSTODY, AN ORDER THE HANNAH
IMMEDIATELY PARTICIPATE IN THERAPY WITH DEE PIERCE,
PHD., AN ORDER THAT HANNAH HAVE A FORENSIC EVALUTION,
AN ORDER REQUIRING THE PARTIES TO PARTICIPATE IN CO-
PARENTING COUNSELING WITH BREE MULLIN, PHD., SOLE LEGAL
CUSTODY, SCHOOL CHOICE DETERMINATION, RETURN OF THE
CHILDREN'S PASSPORTS, AND ATTORNEY'S FEES AND COSTS**

COMES NOW, Defendant, MINH NGUYET LUONG, by and through her counsel, Fred Page, Esq. and hereby submits her Exhibit Appendix in Support of Reply to Plaintiff, JAMES VAHEY'S, Opposition to Motion to Correct Clerical Error in the Decree of Divorce Regarding the 529 Accounts, or in the Alternative, to Set Aside the Terms in the Decree of Divorce Regarding the Division of the 529 Accounts and for Attorney's Fees and Costs and submits here Opposition to Plaintiff's Countermotion for Immediate Return of Hannah to Jim's Custody, an Order that Hannah Immediately Participate in Therapy with Dee Pierce, Ph.D., an Order that Hannah Have a Forencis Pyschiatric Evaluation, an Order Requiring the Parties to Participate in Co-Parenting Counseling with Bree Mullin, Ph.D., Sole Legal Custody, School Choice Determination, Return of the Children's Passports, and Attorney's Fees and Costs. The Exhibit Appendix consists of the following:

Exhibit	Description
Exhibit A	Texts between Hannah and her anut, Hieu, stating that she witnessed Jim pushing Minh
Exhibit B	Memorandum of Understanding
Exhibit C	A copy of the text dated September 30, 2021, Jim sent to Minh stating, "I will be there no matter what" in regarding to showing a united front to ensure that Hannah would attend school. Jim then never showed.
Exhibit D	A copy of the Our Family Wizard email exchange dated Septebmer 30, 2021, wherein Jim stated "I will be there" in showing a united front in getting the children to attend school. Jim never showed.
Exhibit E	A copy of the Our Family Wizard email exchange dated Octoboer 1, 2021, wherein Jim stated that if Dr. Fontenelle recommends

	that Hannah transfer she should and that he will support Matthew transferring if that is what he wants and Minh's response that she did nothing wrong by showing the children around Becker, she was following Dr. Fontenelle's recommendations.
Exhibit F	A copy of the Our Family Wizard email dated September 28, 2021, regarding school selection
Exhibit G	A copy of Matthew's grades

DATED this 17th day of October 2021

PAGE LAW FIRM

FRED PAGE, ESQ.
Nevada Bar No. 6080
6930 South Cimarron Road, Suite 140
Las Vegas, Nevada 89113
(702) 823-2888
Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 17th day of October 2021, the foregoing EXHIBIT APPENDIX was served pursuant to NEFCR 9 via e-service to Robert Dickerson, Esq. attorney for Plaintiff.

An employee of Page Law Firm

EXHIBIT A

very story short
my dad couldnt give my mom
the car seat that she forgot
a lot of pushing and
pulling happened so we went
to the police and 2 hours later
we were finally leaving

we had pushed my mom

EXHIBIT B

1 MEMORANDUM OF UNDERSTANDING

2 MINH NGUYET LUONG,)

3 APPELLANT,)

4) CASE No.: 83098

5 VS.)

6 JAMES W. VAHEY,)

7 RESPONDENT.)

8
9 The parties having met for a Supreme Court Settlement Conference, have resolved the matter as follows:

10 The parties and the minor child shall continue to see Dr. Michelle Fontanelle-Gilmer. Dr.
11 Fontanelle-Gilmer shall be empowered to make recommendations and if she is unable or
12 unwilling to do so, she shall refer to a child psychiatrist to do a forensic evaluation as deemed
13 necessary.

14 If the psychiatrist concludes that a change in custody, visitation, timeshare, transportation, phone
15 calls, etc., is in the child's best interest, the parties shall follow the recommendations. If a
16 recommendation is made for psychotropic medication, and one of the parties disagrees with the
17 recommendation, the issue will be submitted to the Court.

18 Both parents will impress upon the child the importance of her cooperation. The parents shall
19 cooperate to assure that the child attends all scheduled appointments. If Hannah refuses to go
20 with either parent to a scheduled appointment, that parent shall message the other parent via Our
21 Family Wizard to ask assistance in getting Hannah to the appointment, which assistance shall be
22 provided.

23 Both parents will assure their respective attendance at any appointment set for them, whether
24 individually or jointly.

25 This MOU shall be turned into a Stipulation and Order to be filed in the District Court.

26 The above appeal shall be dismissed.

27 Dated this 9th day of September, 2021.

28
Minh Nguyet Luong

Frgl Page, Esq.

James W. Vahey

Robert P. Dickerson, Esq.

EXHIBIT C

To: Jim Vahey

Thu, Sep 30, 11:21 PM

I sent you an important message on OFW.

I think it would be a good idea for both of us two be at school tomorrow morning to show Hannah and Matthew that both of us agree that it's important that they attend.

Please don't give up on them.

It's very important that they attend school until we transfer them to their new school.

If you and I are on the same page (and both of us are there personally every day, they will understand).

I'll be there no matter what.

Please, Nguyet, will you come?

Please don't send Kim.

Fri, Oct 1, 7:04 AM

AA000470

EXHIBIT D

[illegible]

Submitted: 30/01/2021, Accepted: 11/02/2021
 Published: 11/02/2021
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 Published by: Emerald Group Publishing Limited, 100 Brook Hill Drive, Broomfield, CO 80020, USA
 Email: author@emeraldpub.com

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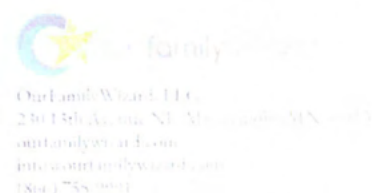
© 2004 Blackwell Publishing Ltd *Journal of Internal Medicine* 255: 103–110

[illegible][illegible]

1. *Recommendation to transfer Hamman to another school.* If Matthew Hamman's behavior is so severe that he is disruptive to the classroom, the principal should consider recommending that Hamman be transferred to another school. This recommendation should be made only if the principal has exhausted all other options and if the transfer is in the best interest of the student and the school.

EXHIBIT E

Message Report



Generated: 10/15/2021 at 09:44 PM by minh luong

Number of messages: 1

Timezone: America/Los_Angeles

Parents: minh luong, James Vahey

Child(ren): Hannah Vahey, Matthew Vahey, Selena Vahey

Third Party:

Message 1 of 1

Sent: 10/01/2021 at 12:43 AM
From: minh luong
To: James Vahey (First Viewed: 10/01/2021 at 06:36 AM)
Subject: RE: Coparenting so Hannah and Matthew attend school

Jim,

I am so very disappointed in you of the choices you have made and for you to have written the last message to me after I have shared my concerns regarding the children to you over the phone.

You just can't help it to blame me. You made multiple false statements one message after another. Don't you get tired of lying? Remember Jim, all these lies you are writing may impress others but it will only draw you further away from the children. You have fought so hard but you have lost sight of what you are fighting for.

The children stopped sharing their thoughts and feelings to you because you don't listen. I shared their thoughts and feelings to you over the phone and you still don't listen. I know that from the last message you just sent me. You are hopeless. This is why the children tell me "Daddy only cares about himself." The last phone call was my last attempt to help you mend your relationship with them. You obviously don't care to mend your relationship with them. Your end goal is to force them to live with you no matter how damaging it is to them.

Your last message contain so many wrong information. You are becoming your attorney Jim. I am going to correct every single one of them.

"Please don't do anything secretly and cause more conflict for our kids." I didn't do anything secretly. As I told you over the phone, Dr. Fontenelle and I discussed Hyde Park, Doral Academy and Becker. I informed her that I reached out to Hyde park and was told that it is too late for this school year. I called Doral Academy and was told that they might have some open spots but then later on was told that they have a long wait list that we can't even get on and our options is to apply in Jan and February for the following year. Our other option is Becker. Dr. Fontenelle agreed that Hannah will be suited there since it is a "mellow school". I also asked her if Matthew would benefit going there and she also said yes. Even though Dr. Fontenelle is not Matthew's doctor, we both agreed and signed stating that she has the power to decide on what is best for the children and not just Hannah. Please read the MOU again for your information. We both agreed that Dr. Fontenelle will be the one deciding. She decided when I left that room. She informed me that she will talk to you about it. What actual information transpired between you and her I have no know edge of. I wrote to you that night of my plan the next day. I also wrote to you again right after that morning and invited you to tour the school also. So, Jim to make the statement that I do it secretly is a lie. The only person causing more conflict is you. The children were excited about the school and you had to ruin it for them.

"What you did on Tuesday really caused much harm for Hannah and Matthew. I'm sure you see and understand that now. Let's do our best as co-parents to avoid this kind of conflict." Another false statement. No Jim, I did nothing wrong taking them to Becker. Again we both agreed to follow Dr. Fontenelle's recommendation but since her recommendation is not what you like so you don't want to follow it. This defeats the purpose of the MOU. All you are doing is prolonging the process. It's what you are doing is causing them so much pain and it's sad you don't even see it or care to see it.

"It's not ok to just say to them, "You don't have to go to school if Daddy doesn't let you go to the school a mommy found for you." Another lie Jim.

EXHIBIT F

EXHIBIT G.



CHALLENGER
SCHOOL

Achievement Report

For Matthew Vahey

5th Grade
Silverado Campus

Teacher: Sarah Shurko
Date: 5/25/21
Page: 1 of 1

		1st Term	2nd Term
		8/17/20 - 12/18/20	1/4/21 - 5/25/21
LANGUAGE ARTS			
Reading/Literature		B-	
Writing/Composition		B	
Grammar		C+	
Spelling/Vocabulary		B-	
Speech/Memorization		A-	
MATHEMATICS			
Computation/Application		B-	
SCIENCE			
Science		C+	
LOGIC			
Word Processing/Programming			
Thinking Skills		C	
HISTORY/GEOGRAPHY			
World History I		C+	
ANCILLARY SUBJECTS			
Penmanship		S-	
Music		S	
Art		S-	
PE/Sports		E	
Comportment		S	
Partial Days Absent	Days Absent	2	20

COMMENTS: 1st Term

C capable student.
Progress affected by absence.
More study for tests needed.

Teacher:

Sarah Shurko

Signature:

[Signature]

Challenger prefers students to view their grades as a measure of progress toward Challenger's standard of excellence. A grade of 80 percent or above indicates that the student is meeting the Challenger standard for the subject. A grade below 70 percent is not considered to be a passing grade.

The achievements for first through fourth grades are reported in percentages. Fifth through eighth grades are reported with letters.

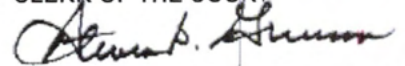
A = 94% and above	S+ = 84-93%	C+ = 77-79%	D = 69-69%	E = Excellent	S- = Below satisfactory
A- = 90-93%	B = 84-90%	C = 74-76%	F = Below 62%	S+ = Above satisfactory	U = Unsatisfactory
	B- = 80-83%	C- = 70-73%		S = Satisfactory	

AA000480

EXHIBIT 21

EXHIBIT 21

EXHIBIT 21



NEOJ
FRED PAGE, ESQ.
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Email: fpagelawoffices.com
Attorney for Defendant

**EIGHTH JUDICIAL DISTRICT COURT
COUNTY OF CLARK
STATE OF NEVADA**

JAMES W. VAHEY,
Plaintiff,

vs.

MINH NGUYET LUONG,
Defendant.

Case No.: D-18-581444-D

Dept.: U

NOTICE OF ENTRY OF ORDER

TO: JAMES W. VAHEY, Plaintiff and

TO: ROBERT P. DICKERSON, ESQ, attorney for Plaintiff

YOU AND EACH OF YOU please take notice that on the 9th day of
November 2021, the Order from the October 18, 2021 hearing was duly entered, a

///

///

///

///

///

1
2 true and correct copy of which is attached hereto.

3
4 DATED this 9th day of November 2021

5 PAGE LAW FIRM

6
7 

8 FRED PAGE, ESQ.

9 Nevada Bar No. 6080

10 6930 South Cimarron Road, Suite 140

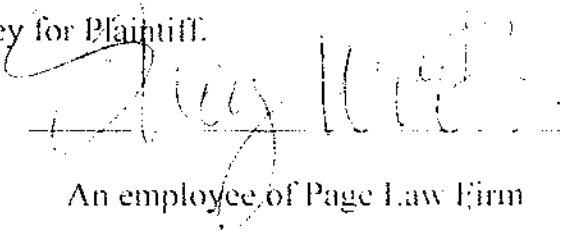
11 Las Vegas, Nevada 89113

12 (702) 823-2888

13 Attorney for Defendant
14
15
16
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1
2 **CERTIFICATE OF SERVICE**

3
4 The undersigned hereby certifies that on the 9th day of November 2021, the
5 foregoing NOTICE OF ENTRY OF ORDER was served pursuant to NEFCR 9 via
6 e-service to Robert P. Dickerson, attorney for Plaintiff.
7
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An employee of Page Law Firm

1 **ORDR**
2 **FRED PAGE, ESQ.**
3 **NEVADA BAR NO. 6080**
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8 **(702) 628-9884 fax**
9 **Email: fpage@pagelawoffices.com**
10 **Attorney for Defendant**

7 **EIGHTH JUDICIAL DISTRICT COURT**
8 **COUNTY OF CLARK**
9 **STATE OF NEVADA**

9 **JAMES W. VAHEY,**
10 **Plaintiff,**

11 **vs.**

12 **MINH NGUYET LUONG,**
13 **Defendant.**

Case No.: D-18-581444-D

Dept.: U

Hearing Date; October 18, 2021

Hearing Time: 9:30 a.m.

16 **ORDER FROM OCTOBER 18, 2021, HEARING**

17
18 The hearing on Defendant, MINH NGUYET LUONG'S, Motion to Correct
19 Clerical Error in the Decree of Divorce Regarding the 529 Accounts, or in the
20 Alternative, to Set Aside the Terms in the Decree of Divorce Regarding the
21 Division of the 529 Accounts and for Attorney's Fees and Costs and Plaintiff,
22 JAMES VAHEY'S, Countermotion for Immediate Return of Hannah to Jim's
23 Custody, an Order that Hannah Immediately Participate in Therapy with Dee
24 Pierce, Ph.D., an Order that Hannah Have a Forencis Pyschiatric Evaluation, an
25 Order Requiring the Parties to Participate in Co-Parenting Counseling with Bree
26 Mullin, Ph.D., Sole Legal Custody, School Choice Determination, Return of the
27
28

1 Children's Passports, and Attorney's Fees and Costs came on for hearing on the
2 above referenced date and time in front of the Hon. Dawn Throne. Defendant,
3 MINH LUONG, was present via Bluejeans video and was represented by and
4 through her counsel, Fred Page, Esq. Plaintiff, JAMES VAHEY, was present via
5 Bluejeans video and was represented by and through his counsel, Sabrina Dolson,
6 Esq., and Robert Dickerson, Esq. The Court having reviewed the papers and
7 pleadings on file and having entertained oral argument hereby makes the following
8 findings and enters the following orders.
9

10
11
12 **THE COURT HEREBY FINDS** that it has personal and subject matter
13 jurisdiction.
14

15 **THE COURT HEREBY ORDERS** as follows:
16

- 17 1. Defendant's Motion under NRCP 60(a) is denied.
- 18 2. Defendant's Motion under NRCP 60(b) is denied.
- 19 3. Plaintiff's Countermotion for sole legal custody is denied.
- 20 4. Matthew Vahey shall remain at Challenger School until further order
21 of the Court.
22
- 23 5. Defendant shall ensure that Hannah Vahey is delivered to Plaintiff's
24 care and custody (at his home) today at 5:00 p.m. and to remain in Plaintiff's care
25 for the next two weeks.
26
27
28

1 6. If Hannah does not go with Plaintiff today, a Warrant Pick Up Order
2 will be entered and Hannah shall go to Child Haven.
3

4 7. A Guardian Ad Litem shall be appointed for Hannah and Matthew.
5 Counsel shall confer and agree. The parties shall equally pay the costs.
6

7 8. A parenting coordinator shall be appointed. Counsel shall confer and
8 agree or provide the Court with two proposals each. The parties shall equally pay
9 the costs.
10

11 9. The parties shall file updated Financial Disclosure Forms

12 10. Plaintiff is awarded attorney's fees. Ms. Dolson shall submit
13 Memorandum of Fees and Costs incurred to oppose 529 motion. Mr. Page may
14 submit objection as to fees requested.
15

16 11. Hannah's and Selena's passports shall be given to Mr. Dickerson's
17 office to hold by this Friday. Matthew's passport shall remain with Defendant.
18 Neither of the parties shall travel internationally with the minor children without
19 the other parent's ^{written} agreement.
20

21 12. Discovery is open solely as to school related issues.
22

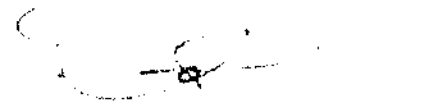
23 13. The parties shall submit joint letter as to Dr. Michelle Fontenelle's
24 availability. ~~Per Dr. Michelle Fontenelle's recommendation, a psychiatric~~
25 ~~evaluation to be completed.~~
26

27 14. The request for co-parenting counseling is deferred.
28

15. An evidentiary hearing is set for November 5, 2021, at 9:00 a.m. regarding school and mental health. An evidentiary hearing is set for November 18, 2021, regarding school and mental health is set for November 18, at 9:00 a.m.

16. An order to show cause hearing is set for November 12, 2021, at 9:00 a.m. P. 11

Dated this 9th day of November, 2021



5C9 A4D E337 4707
Dawn R. Throne
District Court Judge

Respectfully submitted,
PAGE LAW FIRM

Approved as to form and content:
DICKERSON, K. J. & ASSOCIATES, P.C.
GROUP

FRED PAGE, ESQ.
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Agency for Plaintiff

1 CSERV

2 DISTRICT COURT
3 CLARK COUNTY, NEVADA
4

5
6 James W. Vahey, Plaintiff

CASE NO: D-18-581444-D

7 vs.

DEPT. NO. Department U

8 Minh Nguyet Luong, Defendant.
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

11 This automated certificate of service was generated by the Eighth Judicial District
12 Court. The foregoing Order was served via the court's electronic eFile system to all
13 recipients registered for e-Service on the above entitled case as listed below:

14 Service Date: 11/9/2021

15 Sabrina Dolson

Sabrina@thedklawgroup.com

16 Robert Dickerson

Bob@thedklawgroup.com

17 Info-info email

info@thedklawgroup.com

18 Fred Page

fpage@pagelawoffices.com

19 Edwardo Martinez

edwardo@thedklawgroup.com

20 Admin Admin

Admin@pagelawoffices.com
21
22
23
24
25
26
27
28

EXHIBIT 22

EXHIBIT 22

EXHIBIT 22

Vahey v. Luong 21-10-18 hearing part 1

Vahey v. Luong 21-10-18 hearing part 1

fpage@pagelawoffices.com

scribie

Audio Transcription, Perfected

<https://scribie.com/files/0a7a099c5c324e619f53159a7e23e65a947586b1>

0:00:01.4 Speaker 1: We are on the record, Your Honor.

0:00:04.8 Your Honor: Good morning, this is the time set for Case D-18-581-444D. If we could have counsel make their appearances, please?

0:00:16.7 Sabrina Dolson: Sabrina Dolson, Bar Number 13105, appearing on behalf of Dr. Vahey who's also present. Oh, and Robert Dickerson, Bar Number 00945, is also in the room.

0:00:30.6 Fred Page: Good morning. Fred Page, Bar Number 6080, on behalf of Minh Luong who's present with me.

0:00:37.4 YH: Alright, I don't even know where to start. It's a pretty sad situation for your three children to be in, but I've read almost everything. I didn't read all of the defendant's reply which was filed yesterday at 6:44 PM Did you receive that Ms. Dolson?

0:01:08.5 SD: I did, Your Honor, and I did have an opportunity to review it.

0:01:11.0 YH: Okay. Well, let's start with the easy issue. On the 529 plan, the decree of divorce was entered on March 26, 2021 and electronically served on both parties. The findings regarding the 529 plan found on page 5 and the order on page 24, there was no authorization or order to conduct further discovery or investigation on that. It's a very clear, intentional order of the 75%, 25%. The court finds that that is not a clerical error and the motion under NRCP 60a is denied. Under NRCP 60b, there was a trial on the merits and both parties had adequate time to conduct discovery before trial on all the financial issues which occurred in a year ago in September of 2020. There's no excuse for the defendant to wait until September 25, 2021, a year later, to have the forensic analysis completed. Also, the motion under NRCP 60b is untimely. The six months expired on 9-26-21, and there is no mistake, inadvertent surprise. The NRCP 60b motion will be denied. And given that the 529 accounts funds do not belong to the parties, but they're for the college expenses of the children, and both parties have enforceable fiduciary duties to the children regarding these accounts. And the very small difference that defendant alleges... Defendant's motion is frivolous and vexatious. Plaintiff is entitled to an award of attorney's fees pursuant to EDCR 7.60b on that, and we'll deal with that in a minute. So that deals with that issue.

0:03:20.1 YH: Defendant's motion regarding the 529 plan is even more frivolous given the ongoing crisis with Hannah and those issues. I find that the 529 issues being raised at this point in time is just a power and control issue that should not have been brought to court, but let's deal with the school issues. Mr. Page, obviously, if you don't know what I'm gonna say about the school issues, that's a problem because you need to get your client under control. She had absolutely zero right to dis-enroll either of the children, to take them to Becker and try to get them enrolled there without dad's written agreement. I will be issuing an order to show cause against the defendant. We'll set that for an evidentiary hearing on whether that's contempt of the joint legal custody, but she had no right. It's very clear, this is not a game, and we don't just dis-enroll children on a whim.

0:04:19.9 YH: I've read the parts of your reply regarding what she says happened with the psychiatrist, but you don't just say, "Okay, she decided today and recommended that Hannah should

attend a different school. I'm gonna do it tomorrow." No, not in the middle of a school year. You don't do that. Obviously, any magna schools and any charter schools are already gonna be full. You'd have to get on a waiting list for them. There has to be an orderly process to discuss. I don't think dad disagrees with the recommendation that Challenger isn't going to be the school for Hannah long term, but there has to be an orderly process and to decide what school is best for her and go from there. But Matthew shall be returned... I guess I don't understand. Is Matthew actually attending school at Challenger or not?

0:05:14.0 FP: He did online.

0:05:14.8 SD: Not anymore.

0:05:15.9 FP: He was attending online.

0:05:19.9 YH: It's Monday the 18th, is he at school this morning?

0:05:24.8 Minh Luong: No.

0:05:25.7 FP: Physically present, no.

0:05:27.2 YH: Why not?

0:05:28.9 FP: Because during Mr., or Dr. Vahey's time, he stopped attending school and Mr. Vahey or Dr. Vahey had him attend online. So since that time, he's been attending online.

0:05:42.0 SD: That's not accurate, Your Honor. The children refused to go back to Challenger after Dr. Luong tried to enroll them at Becker and then told them, "Oh, by the way, your dad's not allowing you to go." Since then...

0:05:52.7 ML: No, that's not...

0:05:53.8 FP: That's factually inaccurate and I... We can't stand for that.

0:05:58.2 ML: They stopped going when Jim had Hannah Thursday and Friday, so Hannah stopped going on Thursday and Friday before she was handed to me.

0:06:05.7 YH: Okay, well, I'm sorry. How old are these children? They're 12 and 11, right? They don't get to make...

0:06:14.5 FP: 12 and seven.

0:06:15.0 YH: They don't get to make a decision on where they go to school. That is an adult decision and we don't allow children to decide they're not gonna go to school. I'm sorry. We should call CPS if you can't get your kids to school. That's a basic... No. Mr. Page, that's a very basic, fundamental parenting duty. On their custodial time, each parent is responsible for getting their

children to school on time, ready to go. This is not...

0:06:42.4 FP: And neither Dr. Vahey, nor... Neither Dr. Luong have been able to get their children to attend school.

0:06:46.8 YH: Well, that's a pretty sad state of affairs, isn't it?

0:06:49.7 FP: For both of them, yes, it is.

0:06:52.3 YH: Well, I don't know what to do, but these children aren't in control. And the fact that you've given them the idea that they have control over their parents and where they're going to school, is very problematic parenting.

0:07:04.7 FP: I think Dr. Fontenelle takes a slightly different take on that. She believes that the children should have a voice in where they attend school. It should be discussed with them. They should tour the campuses. And that would be used for... In their best interest. And I think that's what Dr. Luong was doing when she allowed them to tour the Becker Campus because that was pursuant to Dr. Fontenelle's recommendations.

0:07:27.8 YH: Well, obviously, Dr. Fontenelle can't make any recommendations for Matthew who's not her patient. And there is no agreement by dad to do that for him. No.

0:07:37.7 FP: Actually, there was an email, Your Honor, between Dr. Vahey and Dr. Luong, when he said he would... If Matthew wants to transfer school, he'll listen to what Matthew has to say. And so I believe that they're both co-parenting in that regard when Dr. Luong is taking Matthew to Becker to have him tour that school as well.

0:08:01.2 YH: That's not co-parenting. That's absolutely the opposite of co-parenting. Complete opposite of co-parenting. Mom knows exactly that dad has no intention of agreeing to him going to Becker Middle School, which is all the way over to Summerlin when he lives in the lakes, right, or sorry, near Lake Las Vegas.

0:08:21.2 FP: Actually, no, because Dr. Fontanelle has made a recommendation the children should go to school where they're happiest at.

0:08:27.5 YH: No, she hasn't.

0:08:28.2 FP: That would be the recommendation of both of these parties need to follow.

0:08:30.5 YH: Mr. Page, that's a misrepresentation. That is a misrepresentation.

0:08:33.2 FP: I'm sorry?

0:08:33.5 YH: That's a misrepresentation. She hasn't...

0:08:36.2 FP: No. It's in my reply.

0:08:38.0 YH: No. She has no ability to make any recommendation regarding Matthew. He is not her patient. That's a misrepresentation to say she's made a recommendation regarding Matthew. And I will remove her as the psychiatrist in this case if she thinks she has a right to control what happens with Matthew.

0:08:58.4 FP: We have an MOU, Your Honor. If we take a look at the MOU and that the...

0:09:02.4 YH: I've read it very carefully, that's why I rejected it a couple of times 'cause I wanted to make sure the parents had agreed to it, but it has nothing to do with Matthew.

0:09:12.0 SD: Your Honor, Dr. Fontenelle also recommended... When she was recommending that Hannah go to a new school, she thought that the parents would be reasonable and co-parent and come to the decision prior to even introducing a school to the children. Her recommendation was that Dr. Vahey and Dr. Luong come to an agreement regarding a school that the children... That Hannah could go to and then introduce her to that school. There was never her intention to have one parent unilaterally go out the day after she even approaches the topic and then sign up two children for the school. It's completely unreasonable, and now these children are suffering because of Dr. Luong's actions. They are now in the middle of this conflict. Dr. Vahey is in between a rock and a hard place because now the children are mad at him, that they can't go to Becker. They toured the school, they picked out their classes. She basically enamored them with this new school and... Knowing that Dr. Vahey would obviously not be happy about it, given it's an hour away from his home. And now he's the bad guy because he's the one who's telling the kids, "Hey, hey, hold on a second. Mom and dad didn't agree to this. We had to figure out what is going on." Dr. Fontenelle absolutely did not recommend what Dr. Luong is stating that she did.

0:10:22.4 FP: Well, I think the court should talk to Dr. Fontenelle and get some clarification from her, because mom is understanding that if the children are going to be happy at a different school then that's probably where they should go, 'cause what's her focus is what makes the children happy.

0:10:37.3 YH: That is not our job, as parents, Mr. Page.

0:10:38.9 FP: And if they're happy at the school, they're gonna do better.

0:10:41.0 YH: Mr. Page, that is not our job as parents, to make our children happy. Our job is to do what is best for them, and there was no reason for Matthew's schooling to be interfered with whatsoever. None. Zero. Zip. Nada.

0:10:55.3 FP: Doctor... The agreement was to follow Dr. Fontenelle's recommendations. My client is following Dr. Fontenelle's recommendation.

0:11:02.0 YH: No, she's not. There was no recommendations regarding Matthew. And if Dr. Fontenelle wanted to go that far and overstep her professional responsibilities and make a recommendation for a child that's not her patient, that's problematic.

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0:11:18.3 FP: One of the things here is...

0:11:20.2 YH: Your client's ran amok, Mr. Paige. That's exactly what happened. One day recommendation, the next day she's running amok and doing whatever she wants. That is irresponsible.

0:11:31.4 FP: One of the things that Dr. Fontanelle indicated when she was having the meeting with Dr. Luong was that it might be beneficial for Hannah to have her brother with her, so she has somebody that she knows that she would be more comfortable.

0:11:45.9 YH: That is irresponsible. Irresponsible to either...

0:11:50.4 FP: I believe that's based upon her educational training.

0:11:51.4 YH: We're gonna have Matthew go to a subpar school from what Challenger is so that Hannah can be happy. You don't sacrifice one child for the other. That is baloney.

0:12:03.5 FP: Matthew... The actual predicate is wrong because Matthew is not doing well at Challenger and he's not happy at Challenger. Nobody disputes that. That's why Dr. Vahey indicated that if Matthew wants to change schools, okay. He's in agreement. There's a false conflict to say that Matthew changed schools when Dr. Vahey is in support of that.

0:12:22.9 SD: Your Honor, may I be heard?

0:12:24.6 YH: Sure. ?

0:12:24.9 SD: That's absolutely false. Matthew is doing great at Challenger, and he was getting As and Bs. He was going to school with his best friend, he was doing wonderful, and now he's not [0:12:35.2] to go to school. And Dr. Fontenelle did not recommend that Dr. Luong immediately withdraw Hannah without having a discussion with Dr. Vahey about which school. That was not the recommendation. It was merely...

0:12:46.3 ML: Your Honor, may I please...

0:12:47.7 SD: He needs to discuss whether or nor they should be going to a new school. So...

[overlapping conversation]

0:12:55.6 ML: Your Honor, may I please clarify some things here before you get so sidetracked with the facts? First of all, both kids have not been doing well and have been hating Challenger for a long time. It's not that it just happened now. Matthew, at the beginning of the school year, August 20-something...

0:13:15.0 FP: Sixteen.

0:13:16.3 ML: The first day of school, he came home with a meltdown, crying, starting getting stomach pain. I informed Jim that. For the rest of the week, he couldn't handle school. He was crying and he was wishing he was dead already. And he said, "Life is too stressful, mommy. I can't handle this."

0:13:35.4 YH: Well, I'm very tempted right this minute to give dad sole legal until physical custody of all three children because momma is running amok. That is mom doing that to Matthew, too. That is the same thing happening with Matthew that she's been doing with Hannah.

0:13:51.5 ML: Your Honor...

0:13:52.4 FP: There's no... If there... If something like that had been happening with either Hannah or Matthew or even Selena, there'll be some conclusion by a trained professional that that's what occurring. We can't leap to that conclusion upon our own. The people that have been seeing and doing therapy for Hannah, and to some lesser degree, Matthew, have never seen any such thing. What we do see is a child, and now children, that are estranged from their father. The question is, how do we deal with the estrangement?

0:14:19.8 YH: And the enstrange... What you do is give...

0:14:20.4 FP: That's why we're dealing with Fontenelle and her recommendations.

0:14:25.5 ML: Your Honor, may I please? Dr. Fontenelle... I did not bring up the subject of changing Hannah's school at all. Dr. Fontenelle is the one who approached me saying that, "This is too much for Hannah. She cannot handle Challenger along with the divorce. We need to get Hannah out of Challenger." This is consistent with what Mr. Manetto a year ago recommended. He brought it up to Jim and I a year ago. Nothing just ever done to follow that through. Now, Hannah is seeing Dr. Fontenelle, she's asking Dr. Fontenelle for help, and Dr. Fontenelle was the one who told me. I did not bring up that subject at all. But I think you get...

0:15:07.0 SD: It's not a matter of whether or not which one of us get the issue. The fact is Dr. Fontenelle made the recommendation believing she was talking to two reasonable people who would discuss the issue with each other...

0:15:17.3 ML: Okay. So this is not current. This is not...

[overlapping conversation]

0:15:23.0 YH: Ma'am, it's not your turn. You're speaking out of turn.

0:15:26.1 SD: The fact that doctor... The fact that... The way both parents handled the situation after speaking to Dr. Fontenelle shows so much about how both parents approach co-parenting. Dr. Vahey immediately sent a message to Dr. Luong and said, "Hey, this is what I talked to Dr. Fontenelle about. We should have a discussion, reach an agreement, see what schools we can find

for Hannah." On the opposite side, Dr. Luong immediately said, "This is what I'm doing tomorrow." Sending that message at 9:00 o'clock at night saying, "I'm taking the kids to a new school tomorrow," does follow through with that. Immediately takes the kids out of their current school and takes them to a new school. She knows very well that Dr. Fontenelle did not intend for her to immediately change the schools of two children after just speaking about possibly doing that. She knows that.

0:16:12.8 FP: Again, that's factually incorrect. She had the kids tour the school, talk to some counselors, see how they liked it. The children were not dis-enrolled from Challenger. Please do not mistake the record. Do not try to...

0:16:26.4 SD: Dr. Vahey called Challenger, and they had told him that they received a call from somebody at Becker who told them the children were no longer going to be attending Challenger and they were now being rolled at Becker. And Dr. Luong sent him an email saying, "Now we need to start the paperwork." Immediately, without any discussion with Dr. Vahey whatsoever. She knew exactly what she was doing. She's trying to act as if she was just following Dr. Fontenelle's recommendations, when we know that's not true. No psychologist...

0:16:52.4 ML: I was following...

[overlapping conversation]

0:16:53.5 FP: Dr. Fontenelle specifically stated that they are to tour the schools to see if they like the schools. That is exactly what...

0:17:01.4 YH: There's no they.

0:17:02.8 SD: Not the next day. Not the next day.

0:17:04.8 FP: Recommendations.

0:17:08.0 SD: That's absolutely unreasonable and you know a psychiatrist would never make that recommendation and do that to children.

0:17:12.3 ML: Your Honor...

0:17:12.8 FP: They're allowed to tour schools. Dr. Fontenelle has concluded there needs to be a different school for Hannah and for Matthew.

[overlapping conversation]

0:17:24.5 YH: Mr. Page, Matthew is not going to a different school. He will be going to Challenger for the rest of the school year and in person, and if either a parent has a problem getting him to school, then I can do something about that too, because that's neglect. He will be going to Challenger. He is not gonna be dis-enrolled from Challenger, he's not gonna be doing online school.

He needs to go in person and do school. And that's... Mom's whole actions regarding Matthew are irresponsible as well as in violation of the joint legal custody.

0:18:00.3 ML: You Honor, may I please ask Jim one question?

0:18:02.4 YH: No, no. I made... Matthew is very easy situation. He is not Dr. Fontenelle's patient. You don't get to change his school just because Hannah might be more comfortable if her brother goes. No, no, that is not what we do. No, not at all. And these children are suffering because of you two. They're in the middle, and they're way too young to handle this constant stress that they've been put on since you two separated. Now is what? Three years? More than three years you guys have been doing this. And there was reasons why Judge Ritchie denied mom's request to relocate and said, "Dad will have primary custody of the children if she doesn't move back." There's reasons for that. That's what the evidence showed at the time. And mom has done everything in her power to turn these children against their dad and blamed him because she can't move to California.

0:18:58.9 FP: That's not their...

0:19:01.5 SD: No, I've read your reply Mr. Page. Enough of it to know what she's doing to Hannah is completely unacceptable and irresponsible. Ms. Dolson, you wanna say anything about this recording of Hannah?

0:19:16.0 SD: Obviously it's one-sided, and they basically...

0:19:18.8 YH: Well, no, obviously it's manipulative. It is manipulative making a 12-year-old responsible for adults feelings, and what's going on there. That is not parenting that's going on there at all. Dr. Luong, you need to listen to me very, very carefully. That is not appropriate parenting in any way, shape or form. None, zero.

0:19:39.1 ML: Please, Your Honor, what did I do wrong?

0:19:40.8 YH: Well, you shouldn't have... One, we don't record children, especially after you got her all upset. You, meaning both of you, got her all upset about everything. But there is no reason Hannah thinks, at 12 years old, she gets to tell her dad that she gets her phone, she gets to tell her dad what to do. That's a spoiled child. My recommendation would be none of these children have cellphones. They're not mature enough to handle the responsibility. But if you're going to give them cell phones, as parents, then you have to be a parent and tell them, "This is a privilege, and if you don't behave and don't do what you're supposed to do as a child, then your privilege gets taken away." The fact that she... I don't know if she wrote the text or if you did, Dr. Luong, but whoever wrote the text from her phone to her dad saying, "I'll come back if you don't take my cellphone, and you leave me alone." That's baloney. That is not a need.

0:20:34.4 ML: I had nothing to do with that.

0:20:35.7 YH: Okay. Well, then you have a spoiled child on your hand and you're not parenting either. Both of you have a serious...

0:20:41.0 ML: Hannah had trouble when she's with Jim, not with me, so why am I the one who is...

0:20:46.5 YH: Yeah, because you do whatever she wants to do. I'm sure that it's easy to parent when you don't parent, when you just let a child do whatever they wanna do, that's not parenting.

0:20:55.8 ML: Hannah does not get on her phone when she's with me. She's only on her phone because she locks herself in her room when she's with Jim. When she's with me she's not on her phone.

0:21:06.8 SD: Your Honor, you actually need to address the phone issue, but if he ever even... He actually has her put away her phone at night. At a certain time, she has to put her phone away. But if he attempts to take it away during the day, then Dr. Luong accuses him of trying to keep the children away from her and not being able to contact her and basically abuse... Alleges abuse because he would have...

0:21:27.0 ML: I have never said that.

0:21:27.8 FP: That's never occurred. She's just making stuff up now, Your Honor.

0:21:29.9 ML: I've never said that. Why are you trying to...

0:21:30.3 FP: He does it repeatedly.

0:21:35.7 SD: And he can't do it without Dr. Luong accusing him of not allowing her to contact them...

0:21:41.0 ML: When did I ever say that? That is not true.

0:21:43.1 SD: That is a past issue.

0:21:44.0 FP: It's an ongoing continuing problem. She's just making stuff up.

0:21:47.8 SD: That is not true. This has been an issue...

0:21:50.0 YH: Well, somebody...

0:21:50.5 FP: If it has been, you'd provide some evidence and you don't, you never do.

0:21:52.4 YH: Mr Page, somebody is texting dad from Hannah's phone saying very inappropriate things. Telling dad how he's gonna parent. It's not acceptable. If the 12-year-old child is doing that...

0:22:04.4 ML: Hannah did that...

0:22:04.9 YH: That's a parenting problem. If mom's doing that from Hannah's cellphone, that's a

0:22:04.9

different problem, but...

0:22:11.5 ML: I did not do that, Your Honor. And she discussed that with Jim in person. I had nothing to do with that. Jim came over to the car, she discussed it with him.

0:22:19.9 YH: And you should have told your 12-year-old daughter, "No. That is not acceptable." It's not acceptable way to talk to her other parent, and it's not acceptable for her to think she can still make demands.

0:22:31.0 SD: I did, Your Honor. Your Honor I did. Jim came over to the car, he recorded conversations. At one point, Hannah argued with Jim and I stopped her and I said she needs to talk to him with respect. I do interfere with how she talks to him, and I do teach her not to talk to him a certain way, Your Honor.

0:22:48.9 SD: Your Honor, if you read the...

0:22:50.7 ML: Jim records everything. If you don't believe me, you can ask Jim for the recording, I do tell her she's not allowed to talk to him that way.

0:22:57.7 SD: Your Honor, this is coming from a woman who refuses to sit in the same room next to Jim and her child. She will physically get up and move away from him. If what she's saying has even the slightest bit of truth to it, her actions say completely the opposite. She doesn't...

0:23:13.0 FP: They are divorced. He does not get to sit next to her, that's an inappropriate invasion of her space. It is wildly inappropriate for him to do that.

0:23:18.5 S1: That's an immature stance to take as a parent. That is completely immature.

0:23:23.3 FP: No.

0:23:23.4 S1: You should be able to sit next to your child and your ex and have a decent conversation in front of your children to show them that you can co-parent. Her actions are irresponsible and immature and they're manipulating the children. She doesn't even have to say a word, all she has to do is get up and walk away from him, take her child with her and she's telling them everything that she thinks about him. And it's completely inappropriate.

0:23:41.4 FP: No she is not. But he does not get to sit next to her when they're divorced, that is wildly inappropriate. They're no longer a couple. That is immature of him to think anything to the contrary. He has her space, she has hers, and he doesn't invade her space. She doesn't invade his, so why is he invading hers? Why does he talk to her in a demeaning way? He needs to stop it.

0:24:06.7 YH: Alright, I've made my order regarding Matthew's schooling. I think that's pretty clear. The much harder issue is what to do with regard to Hannah's schooling. Ms. Dolson, what does your client want to do about her schooling right now?

0:24:11.1

0:24:24.1 SD: Either we would follow Dr. Fontenelle's recommendation, which is the parents come to an agreement regarding two schools that they can present to Hannah, that they agree on. But not one parent chooses one school and another parent chooses another school and they're both on opposite ends of the city. It's these parents choose two schools that are reasonable for Hannah to attend, and they present those two schools to Hannah, and she's allowed to tour them, and then she gets the choice so she feels at least that she has some say in it. But it cannot be Minh presenting Becker, which is an hour away and that being one of the options. It has to be two schools. If the parties are not able to choose two schools on any... You know, Your Honor, how difficult it is to come to any agreement in this case. If the parties are not able to choose two schools together, then Dr. Vahey should be able to choose two schools for Hannah to tour and the party should take her to those two schools.

0:25:19.8 FP: We have a recommendation from Dr. Fontenelle. We need to follow the recommendation for Dr. Fontenelle, because that is the MOU, that is the step in order. If they can find two schools upon which they both agree, that would be wonderful. However, there is no school in the middle, unless Your Honor wants to order some sort of zone variance that they can select a public school somewhere in the middle that they can both agree upon, but if they're not going to agree on those schools next to Jim because one, they're bad schools, and Hannah doesn't like them. And the other is the Becker, which is a good school, a higher ranked school and a school bigger than the schools, the public schools in Dr. Vahey's area. The charter schools, as Your Honor correctly pointed out, Hyde and Doral aren't gonna be able to get in there because they're full.

0:26:09.1 FP: So one option for Your Honor is to select a school that's a public school in the middle and order a zone variance because I've seen more judges have done that before, so I'm going to conclude that you're authorized to do this in this particular fact pattern as well.

0:26:23.9 SD: And Dr. Vahey actually has found a school that is close to both... At least it's an equal distance from both party's house or somewhat equal, and it is Bob Miller Middle School I believe is the school. And it's ranked higher than Becker. He believes it might be a good option, so that is one school that he thinks that the party should discuss, and he would have to obtain a zone variance for that school as well.

0:26:47.3 YH: And that school is gonna be very hard in the middle of the school year... They all are, but Miller, because it is a good school, they're overcrowded. Getting a zone variance in October for this school year may not be possible, she may have to stay in Challenger for the rest of this school year. That's the reality that you are dealing with. And she's already enrolled in Challenger, she's been there before, if she can do the schooling online, and that is working, we can do that. But Hannah will be returned to dad's custody today, and if it doesn't happen, if I need to issue a pickup order and order somebody to go to jail so it happens, that's gonna be a problem. How long she's... How long has Hannah been with mom Mr. Page?

0:27:40.0 FP: Two weeks?

0:27:40.6 SD: Three.

0:27:42.1 FP: Two weeks.

0:27:43.9 YH: So for the next two weeks starting today, she's gonna be with her dad, and then when we'll go get back on the rotation. If she doesn't go to her dad's house like she's supposed to go, I'm holding Dr. Luong's responsible for that. That is...

0:28:00.5 FP: This is a joint problem, and if that joint problem means Dr. Vahey has to physically pull Hannah out of...

0:28:07.3 YH: And then Mr. Page, and then your client and Hannah are gonna claim he's abusing her as a man, and he's bigger and stronger. He can't do that.

0:28:17.4 FP: Yeah, yes, he can, because that's the position he's placed my client in. That's what he expects my client to do to physically pull the child out of the van and put her in Jim's van. If there's gonna be an equal sharing of burdens then he needs to be able to physically pull her out of Dr. Luong's van just as she's required to physically pull Hannah out of her van.

0:28:40.1 SD: Your Honor, that absolutely would be an absolute disaster if he had to physically touch her to get her out of Dr. Luong...

0:28:45.4 FP: It's also a disaster to have my client touch her.

0:28:48.4 SD: But Hannah, she has such a great relationship that she does whatever she does, whatever she tells her to do in her custody. If that's the case and she's so wonderful, then she should have no issue helping Hannah get into Dr. Vahey's custody for the custody exchange. And if that does not occur, then we do ask that a pickup order be entered so that the... We would absolutely wish that Dr. Luong can facilitate this exchange, but if she can't, then the police may need to get involved. We don't want that to be the case, but if Dr. Luong cannot facilitate then it's our only option.

0:29:21.4 FP: The last time we had this the Metro showed up and Metro was unable to get Hannah out of Dr. Luong's van into Jim's van.

0:29:30.7 SD: He didn't have a pickup order. Then it was just a custody...

0:29:32.2 YH: And Mr. Page that is problematic, in that she's not listening to the police, she's not listening to anybody. I'm very concerned about the state of distress and breakdown that Hannah is at. I'm thinking that she may need an inpatient facility so that they can properly complete an evaluation and get her stabilized before she's with either parent.

0:30:02.4 FP: What we do have, Your Honor, is we have a psychiatrist who is providing medical treatment for this child. This psychiatrist has made the conclusion, the recommendation that it is contrary to any child's best interest to be taking kicking and screaming from one parent to the other. That's Dr. Fontenelle's recommendations. Again, to beat a dead horse, they are to follow Dr. Fontenelle's recommendations. She says, what you're trying to order is not to be done, that it is

manifestly contrary to any child's best interest to be physically manhandled and dragged from one parent to another.

0:30:34.5 SD: That is absolutely not true.

0:30:37.9 YH: And Mr. Page, all of the recommendations of mental health professionals regarding a resistant child is that she go and be solely with no contact with the preferred parent until she gets together.

0:30:51.9 FP: I would submit to you that Dr. Fontenelle's recommendation would be 180 degrees to the contrary. Sometimes we simply have to use common sense, and we've seen this in other cases, that if one child is estranged from the other parent, one of the things that we do is we give that child a break to allow them to heal. This child is not being allowed to heal from the trauma that she's suffered at Dr. Vahey's hands.

0:31:16.6 YH: I think the trauma is at your client's hands, Mr. Page, your client has put this trauma on the children.

0:31:22.2 SD: And that is not Dr. Fontenelle's recommendation by any means.

0:31:25.7 FP: To make that conclusion without having lived this case, I think, misunderstands the facts. The facts are that Dr. Fontenelle has done the therapy in this case and she's spent a good amount of time with both Hannah, Dr. Vahey and Dr. Luong. And her conclusion is that it will be manifestly contrary to Hannah's best interest to do exactly what you're proposing.

0:31:48.1 SD: That is not true, Your Honor, Dr. Fontenelle told both parties that the children ideally should be in both parents custody, but when that's not the case, she never recommended that Hannah should stay with Minh, she has never made that recommendation. She absolutely...

0:32:00.8 ML: She did, she said to leave things as is. She said right now, we need to leave things as is. We cannot force a child to go to the other parent.

0:32:10.3 YH: Yes, we can, that is no parenting. That's zero parenting. So no, I am not...

[overlapping conversation]

0:32:16.9 YH: Mr. Page, be very clear. Dr. Luong, be quiet. Be very clear. I will order, a pickup order and I will order that Hannah be taken to Child Haven if she doesn't go with her dad. Is that what you guys want? Because I'm not playing this game, I'm not playing a power game with a 12-year-old. That's completely inappropriate and neither one of you parenting... They're both responsible for the mess that is, but I think it's more than 50% Dr. Luong's fault for involving these children and telling them, it's your dad's fault we can't move to California. It's your dad's fault...

0:32:55.7 FP: Never happened. There is not a single scintilla of evidence that ever occurred. Judge Ritchie did this trial, he never found that. There's not a piece of paper that says that. Ms. Dolson or

Jim saying that it happened doesn't mean it was so. They can't make up stuff in their statement of facts that are just simply argumentative [0:33:11.5] .

0:33:11.6 SD: As when he put it in an order.

0:33:12.0 FP: And that's exactly what they're doing. And it needs to stop. It never happened. And I find it very troubling, Your Honor, that you're making this statement that they made which is a complete lie and treating it as though it is true. It never happened. Ever.

0:33:27.5 SD: In the order, that she had spoken to the children about their move to California before it was even... Before the litigation started, and that she had told the kids, "You're at the school because your dad's making you go here." That was in the order. That was actually in the order, evidence was presented on that, and Judge Ritchie included it in the order.

0:33:47.4 FP: He never... There was never any finding by Judge Ritchie that she told these kids that you can't be happy because we didn't get to move to California, it never happened. It was never a piece of any testimony, it was never a finding by Judge Ritchie, it never occurred. Period. End of story and you can't keep bringing this up over and over and just making stuff up as you go along.

0:34:09.2 Vahey: Excuse me, Excuse me...

0:34:10.2 FP: This is not based upon facts and it's not fact. If you believe it, if any of these things actually occurred, you would actually provide some citation to some record somewhere, a page and line number that it occurred, and it hasn't been occurring.

0:34:23.2 SD: Your Honor, Page wasn't even at the trial, just this one that he knows supposedly he'd read the judgement [0:34:28.4] and ordered.

0:34:28.5 FP: And quite frankly Ms. Dolson I believe you were either.

[laughter]

0:34:31.6 SD: I was absolutely there. I was absolutely there, I've been here since the beginning. We absolutely made those findings, and he put it in the order. I quoted it in my opposition counter-motion. It's been found Dr. Luong has been manipulating [0:34:44.0] .

0:34:44.3 FP: These kids have known about the move because they've been planning it since 2015. They've been to California numerous times, looked at numerous houses, had discussions about the schools they were going to attend there.

0:34:53.3 Vahey: We had also found that was not true.

0:34:53.7 FP: To say that these kids, didn't know about it is simply false.

0:34:57.6 Vahey: We had also found out that was not true.

0:35:00.2 YH: Okay, we're not gonna have a free for all here. Mr. Page, I am reading your own reply on page 30, your transcript of the communications between mom and Hannah show that mom is completely inappropriate. That none of what she says to this child is appropriate or helpful and making things better. She's making things worse, not better. I am ordering...

0:35:29.2 FP: I'm looking at page 30, I don't see any conversation [0:35:32.8] [REDACTED] child.

0:35:32.8 YH: Sorry, it's 30 in that... Sorry, it starts on page 28 and 29.

0:35:38.9 FP: Mom is not in there. Basically, you want mommy to take you over there. Everything else is between Hannah and Kim.

0:35:45.6 SD: That's her boyfriend. He's speaking on Dr. Luong's behalf. That's Dr. Luong's boyfriend.

0:35:50.3 FP: He's not speaking on her behalf, he doesn't speak for her, Kim is who Kim is.

0:35:54.0 SD: He's aligned with her. And I'm sure he's saying anything that's approved by Dr. Luong, he wouldn't... No boyfriend would come [0:36:00.8] [REDACTED].

0:36:01.2 ML: He's saying he was trying to persuade Hannah to go to Jim.

0:36:05.1 YH: Okay, well Hannah is going to her dad's today. Mom will deliver her to dad's house, not at the gate, we're not playing at the gate. And you can have the police there, both of you, but she's going today and she will spend the next two weeks with her dad, and then they will go back on the rotating weekly schedule. If that doesn't happen, I will issue a warrant for a pickup of Hannah and she can go to Child Haven, and we can get her into an inpatient treatment facility, they get this problem straightened out. If you two can't parent her, then something's gotta happen. But I'm not allowing a 12-year-old to decide what custody is gonna be, especially a distressed 12-year-old who obviously need help. And Dr. Fontenelle has also said she can't do the psychiatric evaluation, right?

0:37:00.9 FP: She may not be able to because of there's a conflict between therapeutic work that she's doing and forensic work. If she believes that she can't do it, then she's going to refer Hannah out to another child psychiatrist. One child psychiatrist that she brought up as a name was a Dr. Toffey, T-O-F-F-E-Y. That can be an option.

0:37:21.7 SD: Your Honor, regarding the exchange today, is there any way that it can continue to be at the guard station just because Dr. Vahey has significant concerns about Dr. Luong being at his home after what happened last year in May or March, I'm sorry. The police could still be at the guard station.

0:37:38.1 YH: But that's not gonna work, right? She's not gonna get out and get in his car. Mom needs to deliver her to dad's house, mom is to stay seat-belted in the car and she's to tell Hannah to get out and go and that's what parents do. Kids don't wanna go to school, that's a normal thing

because they don't want to do anything they don't wanna do, but parents have them do it. And for right now on her schooling, can she do the Challenger online until...

0:38:11.7 SD: She does not participate inline at all. She needs to be there physically attending.

0:38:17.4 Vahey: Online is only an interim option, it's not mainstream for the school.

0:38:27.3 SD: Yeah, she should probably just be attending Challenger until the parties can find a new school for her.

0:38:34.9 YH: If they can't agree on a school, the law is clear, I have to have a trial. I couldn't have a trial on this until... Probably, February would be the earliest. So that...

0:38:51.1 SD: That's fine...

0:38:51.4 YH: That's not gonna work for a child that's in distress. What grade is she in? Seventh or eighth?

0:38:58.7 SD: She's in seventh I believe.

0:39:00.4 FP: Seventh.

0:39:01.0 YH: So she might have to repeat her whole seventh grade year with what's going on right this minute? If this continues, she's not getting her seventh grade education in at all?

0:39:13.3 SD: We can potentially set a status check hearing and see if the parties can agree to a school prior to that, and having her introduced or choose between two schools, if that's something the court would consider.

0:39:25.9 YH: Well, It's probably not gonna... Charter schools, unless a miracle happens, and they get around the waitlist and get her into one of those. So it's either gonna be a private school or it's gonna be a public school. And public school... I don't know if I can make them grant a zone variance or not.

0:39:42.8 FP: You guys have done it before. Judges have done it before, and I've seen it.

0:39:47.2 YH: Yeah, and the school...

0:39:47.8 FP: And sometimes they live close to grandma, and they attend school from grandma's house, then get a zone variant.

0:39:51.7 YH: And I'm willing to do that if we need to do that. But in the meantime, she's got to do schooling. She's got to participate in seventh grade and learn. What is the suggestion here? Mr. Page, she's not doing anything, right?

0:40:16.2 ML: She's doing IXL online, Your Honor. It's a program where the school she used to go to use, Cora Academy.

0:40:26.1 SD: Dr. Vahey has also suggested Faith Lutheran as one possible school. I don't know if they can take the children... Take Hannah at this time, since it's private. But that was an option that he discussed apart from Bob Miller.

0:40:44.8 YH: I honestly don't know what to do about her schooling. I can make orders and enforce them regarding custody, but if neither of you can get her to do school work that she's supposed to do to get credits for seventh grade...

0:40:58.4 ML: Your Honor, I can, Your Honor.

0:41:01.9 SD: Well, it doesn't solve the solution for when Hannah is with...

0:41:08.4 YH: Yeah, 'cause...

0:41:08.8 FP: I understand, but that's part of following Dr. Fontenelle's recommendations. We're trying to... We're trying to treat the symptoms, and one of the symptoms is, "How do we get this child to attend school?" One of the ways the child will attend school is if she is with mom. And this falls in line with Dr. Fontenelle's recommendation that we don't traumatize children by...

0:41:26.7 SD: If that's the case, why hasn't Hannah been in school for the past three weeks? If she's still... If she can get her to school, why hasn't Hannah been in school for the past three weeks?

0:41:33.7 ML: She can't... She cannot handle Challenger. You don't understand her mental status. I do. She cannot handle Challenger. Dr. Fontenelle diagnosed her of severe depression, anxiety, amplified pain. And Dr. Fontenelle said it's too much for Hannah to handle Challenger right now, "Get her out of school." That was Dr. Fontenelle's recommendation.

0:42:00.0 SD: It was not an immediate get her out of school, it was... [chuckle]

0:42:01.8 FP: Yes there was.

0:42:01.8 SD: Talk amongst the parents and figure out what to do, that was absolutely Dr. Fontenelle's...

0:42:06.5 FP: There was nothing... There's everything right and nothing wrong with having Hannah tour Becker. There was everything right with it.

0:42:14.1 SD: How can you not even admit to this day that that could have been handled differently? You don't think that there was anything that she could have done differently to handle that situation to not involve the children?

0:42:22.7 Vahey: That's the problem, yeah.

0:42:24.4 FP: They were told to tour the school to see if the child likes it.

0:42:29.1 SD: Absolutely not.

0:42:30.3 YH: Well, I'm gonna...

0:42:31.5 FP: That's what Dr. Fontenelle...

0:42:32.2 YH: Discovery is open on these school issues. And Ms. Dolson send a subpoena to Becker and to Challenger, and get the records. I don't need to hear, "He said, she said." I wanna see what the pieces of paper say regarding the school enrollment. And I want to... I don't... We don't have anything in writing from Dr. Fontenelle, so we're having he said, she said on Dr. Fontenelle's recommendations, which is problematic. To get this...

0:43:01.7 SD: Do we ask Dr. Fontenelle?

0:43:04.0 YH: This needs to be straightened out and sooner rather than later. I think you all should be asking Dr. Fontenelle for a good inpatient placement for Hannah to get this under control because it's not acceptable that she thinks she doesn't have to do school work, doesn't have to go to school, can tell her dad that he can't take her cell phone. These are all unacceptable behaviors for a 12-year-old. And if the underlying cause of her unacceptable behaviors is a mental health problem, then we need to get that treated in a crisis manner. This has come to a crisis that she won't even as a seventh grader attend her school and do her school work.

0:43:48.1 FP: I would respectfully say that I think Dr. Fontenelle is better qualified to determine whether there needs to be an inpatient situation rather than, quite frankly, Your Honor or any of the lawyers. We need to defer to the professionals in this manner. The professional is Dr. Fontenelle. I don't...

0:44:07.5 YH: And this professional hasn't had time, Mr. Page, to try to treat Hannah, is because she's navigating two parents in high conflict, and this... She's also very new to the case. So to say that she knows what to happen next, I don't think that's an accurate statement yet, because she hasn't had the time and experience, and she has these two parents in conflict and saying completely different things to her. So I don't think she's to the bottom of the issues, and it's a long-term project, and I don't know, obviously, whether Hannah needs medicines right now or not. Are they something she'll need long-term? Does she have a chemical imbalance, or is this a crisis issue that needs a short-term medicine, or all of those things. You need a differential diagnosis and the easiest thing to do that, especially if Hannah is just not... Refusing to attend school, is to put her in an inpatient where they can assess her on the spot and get a crisis hearing. This is to crisis level in my opinion.

0:45:16.5 SD: And Dr. Vahey does agree that inpatient facility would potentially be the next step for Hannah given her recent actions and how poorly she's doing. He's thought the same thing too, and I don't know if you need a recommendation from Dr. Fontenelle before you do it, or if the court

is willing to order that if Hannah does not cooperate with attending school and the custody changes, that she be taken to an inpatient facility, but that is definitely something that should be an option.

0:45:45.3 FP: Well, I think there has to be a medical necessity for it. It can't be another form of kid jail and call it... Put them in a hospital and call it treatment. But it is still kid jail.

0:45:58.1 SD: If she's not attending school, and she's not listening to any of the authority figures in her life, then inpatient facility is... Essentially, the only thing that the parents can do to help her. And she's...

0:46:14.5 FP: There are absolutely other things that can be done, and that includes letting Fontenelle do her investigation, her recommendations, and then following what the person who has the most education experience in the area thinks. None of us are child psychologists, she is. She's gonna be evaluated by another child psychologist.

0:46:32.3 SD: You don't have to be a...

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Valhey v. Luong 21-10-18 hearing part 2

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0:00:00.0 Speaker 1: This has come to a crisis if she won't even as a seventh grader attend her school and do her school work.

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[overlapping conversation]

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0:01:33.8 Speaker 3: And Dr. Valhey he does agree that in-patient facility would potentially be the next for Hannah, given her recent actions and how poorly she's doing. He's thought the same thing too, and I don't know if you need a recommendation from Dr. Fontanelle before you do it, or if the court is willing to order that if Hannah does not cooperate with attending school and the custody changes, that she be taken to an in-patient facility, but that is definitely something that should be an option.

0:02:05.6 MP: I think there has to be a medical necessity for it, it can't be another form of kid jail, and call it, put 'em in a hospital and don't call it treatment, but it's still kid jail.

0:02:16.4 Speaker 3: If she's not attending school and she's not listening to any of the authority figures in her life, then in-patient facility is essentially the only thing that the parents can do to help her. She's having...

[overlapping conversation]

0:02:32.0 MP: There are absolutely other things that can be done and that includes letting Fontanelle do her investigation, her recommendations, and then following what the person who has the most education experience in the area thinks. None of us are child psychologists, she is. She's gonna be evaluated by another child psychologist.

0:02:50.6 S3: You don't have to child psychologist to know that she is suffering immensely.

0:02:56.2 MP: You also don't have to be a child psychologist to know that sometimes common

sense rules the day and common sense says that the child is estranged from one parent, you give the child some breathing room from that parent so they can heal a little bit and re-establish a relationship.

[overlapping conversation]

0:03:13.0 S1: She's not healing, Mr. Paige, in your client's care. That's problematic. Your client has zero support for her relationship with dad, zero.

0:03:22.6 MP: That is simply not true and there is no evidence in the record that...

0:03:26.1 S1: Her own words.

0:03:27.5 MP: If you look at our Family Wizard emails, she is trying to facilitate a relationship, she's trying to solve problems with Dr. Valhey and it's not happening right now, because every time that she goes back to Dr. Valhey the relationship suffers another rupture. Give her a chance to heal.

0:03:43.8 S3: That's not true. [0:03:44.1] **S3:** back to Dr. Luong that she has struggles going back to Dr. Valhey. Any time he gets her even on a routine schedule and then she goes back to Dr. Luong, there's always some kind of interruption and then we have Dr. Luong doing these other crazy things with enrolling the children in a school in the middle of the week, the day after, it's even broached, I mean...

0:04:03.1 MP: She did not enroll them in Becker and it was broached and it was a visit as recommended by Dr. Fontanelle. The problem is that every time that she's at Dr. Valhey's house, there's a rupture in the relationship. The child heals while she's with mom, she puts on weight, she goes to school, she does all of the normal things that kids would expect to be doing, but when she goes to Dr. Valhey's house, then the child goes into a tailspin, she goes downhill, there's never any improvement. It just only gets worse and worse until she gets back to mom and then she goes, puts weight back on when she's at mom, she starts feeling better. She starts interacting with her siblings, she starts eating, and then the whole thing gets wrecked the following week.

0:04:43.2 S1: December 3rd, 9:00 AM, we're having an evidentiary hearing in this case. Yes, it's very short, so you guys are gonna have to work the magic, but I need to get to the bottom of what should happen regarding Hannah and her schooling. Did we lose Mr. Paige, are you there?

0:05:01.0 MP: No, I'm here.

0:05:01.9 S1: Okay. Sorry.

0:05:02.7 MP: We lost your clerk, I think.

0:05:05.7 S1: Alright. I can give you the full day there, we can get Dr. Fontanelle...

0:05:11.7 S3: Your Honor.

0:05:11.9 Bob Dickerson: Your Honor, Bob Dickerson. I will be Mexico on December 3rd that Friday. Could we make it the following Friday?

0:05:21.5 S1: I don't think I can... I don't think I can move. I have every other Friday set. That one just came off.

0:05:34.6 MP: I've got a trial in front of Judge [0:05:36.9] [REDACTED] starting at 9:00 AM.

0:05:40.2 BD: On the 3rd?

0:05:41.9 S3: On the 3rd?

0:05:43.1 MP: Yes.

0:05:44.6 S1: We need to... I don't think Hannah can wait. These two can't even agree on what Dr. Fontanelle's recommendations are. I need to hear from Dr. Fontanelle now to know what's the next step. Because I'm not gonna allow this to continue like this, I'm not gonna allow Hanna to go back and forth between your parents, as the evidence showed was in the best interest of the children, if mom moved back, she moved back, they share joint custody and they're gonna continue to share joint custody, unless mom just wants to continue not to comply, then I may have to temporarily give Dad custody.

0:06:21.1 MP: Comply with?

0:06:22.3 S1: Comply with the orders.

0:06:23.8 Dr. Luong: Your Honor, I've been complying, I take Hannah to Jim the day off, and he refused to show up to school to accept Hannah, even after he told me, "I will be there no matter what." He refused to go there.

0:06:36.3 MP: Yeah, yeah, that was October 1.

0:06:37.8 DL: And then the next day, I was... The same day, I was driving Hannah to go see Jim again and she refused. And then when she calmed down, I talked to her, convinced her to get in the car to drive her to Jim's car again. I don't know what else Your Honor. How do you say that I don't comply? Jim is the one who didn't show up when he it was supposed to accept Hannah.

0:07:03.1 S3: Your Honor, do you have November 26 open? The day after...

0:07:12.3 DL: Communications is under Our Family Wizard, Your Honor. You can read that.

0:07:16.8 S3: Oh yeah, that's the...

[overlapping conversation]

0:07:19.3 S1: Honestly, I don't care what either one of you write in Our Family Wizard, it's not... You're in non-compliance if she's at your house and not at her dad's when she's supposed to be. That's non-compliance. It's your job...

0:07:33.9 DL: How do I, how do I...

0:07:34.0 S1: It's your job ma'am to get your daughter to go where she's supposed to go, and we're not allowing her to run the show, it's not gonna happen.

0:07:41.4 MP: Your Honor, may we also place that burden on Dr. Valhey, it's his job to make sure his daughter is with him. It's not a 100% on the mom. If they're gonna have joint physical custody and then they share these burdens equally, it's his job to get her out of the car as well. He's not a passive bystander...

0:07:55.6 S3: No, we've already discussed this. He can't physically do that without...

[overlapping conversation]

0:07:56.4 MP: Yes, he can. If mom can physically do it, he can physically do it. He's a parent, he's allowed.

0:08:05.0 S3: She's the one who states that Hannah completely is an angel with her and does everything that she says, so if that's the truth...

[overlapping conversation]

0:08:11.1 DL: I never said that she does everything that I say. That is a mis-statement, ma'am. I've never said that she does everything I said say. I ask in front of Jim, multiple times, "Please, go with him." Ms. Dolson, you're lying again.

0:08:25.9 S3: I am not lying, Your Honor...

[overlapping conversation]

0:08:28.0 DL: When did I say that? When did I say that?

0:08:30.9 S1: Dr. Luong, you're out of order. Don't say another word, you're just gonna dig yourself a deeper hole.

0:08:42.5 S3: Is there any other day, Your Honor, that you had available for the evidentiary hearing?

0:08:46.6 S1: Obviously, we can't have an evidentiary regarding all of the disputed issues in this case. I need to get a handle on what's the next step for Hannah in terms of her mental health

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treatment and in terms of schooling. On those two issues alone, I could do... I can give you a half day on Wednesday, November 3rd, I have an opening there and I can...

0:09:12.8 BD: That works.

0:09:13.1 S1: Probably continue that to the morning of the 4th of November, that's November, that's in a couple of weeks.

0:09:19.3 BD: Would that be the afternoon on the 3rd?

0:09:21.6 S1: Yes.

0:09:23.0 BD: Yeah, afternoon on the 3rd works perfectly. My hope is we'd be able to get it done and then if we can't, I am wide open.

0:09:31.8 S1: And my goal for the evidence portion probably would be have Dr. Fontanelle testify as to where she is, what she recommends next for Hannah and both parties can present their options on the schooling, but obviously, this is not going to continue this way, this is completely chaos for this child. She's 12, she needs to be focusing on schooling, friends, crushes, on people she is interested in, those kind of things, she should have a childhood and she's not having a childhood with you two. I don't know how to fix you two so that she'll be better, the problems are the parents. I mean, Hannah may have problems, or maybe she needs antidepressants for a short term, maybe long term, but you can't even do get there, no doctor can get there with her with the two parents at odds all the time.

0:10:31.4 S1: I don't know how you can do this to your children and not work to get her stabilized and healthy and let her have a childhood, I don't think... I'm not using dad's words, Mr. Paige, against your client, I'm using her own words against her, her own words that you quoted and think are wonderful or are not. That's not good co-parenting at all, and it is her responsibility to get there. I do also have, just pointed it out to me, Thursday, the 18th of November, I have the full day open.

0:11:11.0 BD: November 3rd, it would be great if we could... The sooner we could get this done, and I think what you're just contemplating that it would be...

0:11:18.3 S1: Two issues.

0:11:20.8 BD: The doctor?

0:11:21.5 S1: Yeah, primarily the doctor, obviously, both parties have been put, especially as to the schooling, the doctor can't make the schooling decision for these parents either. But I'm thinking along the lines that we can also use a Guardian ad Litem for these children. I've also told the parties that if they keep coming back on parenting issues, I'm gonna appoint a parenting coordinator. In this case, I don't know whether they need a parenting coordinator who's a mental health provider or one who's an attorney to help them. I am concerned with the mom having the passports with everything else that's going on.

[overlapping conversation]

0:11:55.8 MP: She's not going anywhere, she... He owes her \$1.5 Million, she has multiple real properties here and she has a thriving practice. The idea that she is going to run off and leave all that exposed is unrealistic at best, it's silly at worst.

0:12:19.0 S3: Your Honor, it would be... We could have those passports held by a third party, even at our office, or having a neutral third party hold the passports, even having Dr. Valhey have at least one or two of them. There's a lot of options about her having control of all three of them, especially given her actions recently.

0:12:36.6 MP: No, there's not. She has so much money at stake for what Dr. Valhey owes her, for what she has in property interest here in town plus her practice, it's silly. It's frankly silly and offensive.

0:12:53.9 BD: Was that her...

0:12:54.1 MP: That's for people who don't have ties to the country, her ties are deeper than most ours.

0:13:00.1 S3: She has ties to other countries, she has a ton of money, she can do whatever she wants, and she clearly does not act in the children's best interest. So there's a lot of concern here. When she...

0:13:09.0 MP: Absolutely she acts in the children's best interest. How dare you say that she doesn't act in the children's best interests? She sacrifices everything for these children to try and make sure that they're happy, healthy children.

0:13:20.7 S1: What she's doing so far isn't working, Mr. Paige.

0:13:23.9 MP: Well, we're looking for solutions. Logistically, if we're talking about Dr. Fontanelle, if we're gonna have her come in and testify or provide a report, we certainly have to clear this with her and give her some advance lead time because her schedule with her type of practice is gonna be relatively full.

0:13:38.4 S1: Okay, I agree with you on that, Mr. Paige. So I've got November... I'm gonna block out both right now. November 3rd in the afternoon, if she's available to do that, or November 18th, I have the whole day available. I'm gonna block all of that out for this case until we... You guys need to confirm with Dr. Fontanelle and see what she can do. If she can... If she doesn't wanna come in person, we could do that by BlueJeans, whatever we need to do to get this done. I'm not willing to allow this crisis regarding Hannah to continue. I am ordering that Mom deliver Hannah today. What time can she do that?

0:14:14.0 MP: Mom, what time can you do that?

0:14:20.5 DL: When is...

0:14:20.9 MP: Today.

0:14:21.2 DL: Maybe 5 o'clock, 6 o'clock?

0:14:22.8 MP: 5 o'clock? Let me grab my bag. I'm gonna grab something here.

0:14:26.0 DL: For you?

0:14:27.1 S1: 'Cause where... Let me ask this, where are the kids all right now this week?

0:14:33.0 DL: At my house Your Honour.

0:14:38.2 S3: Dr. Valhey does 5 PM work for you? That should work. No issue?

0:14:43.7 Dr. Valhey: What was the time?

0:14:45.0 S3: 5 PM today.

0:14:45.9 DV: 5 PM will work.

0:14:48.5 S3: Okay. And exchange will take place at your home. Correct?

0:14:53.7 S1: Yes. Mom is to deliver and mom is gonna have to make sure Hannah gets out of the car and goes into dad's house. If not, then we have to do other things and that's gonna be worse for everybody, particularly Hannah, but we're not allowing a 12-year-old to run the show.

0:15:09.2 MP: We ask that Dad be required to engage in his efforts as well, if that means physically pulling the child out of the car, then that's his part to do. This can't be placed 100% burden on mom when we have a non-cooperative child and then blame mom when the child is non-cooperative.

0:15:25.2 DV: It used to be mom.

0:15:26.7 MP: I'll still circle back to Dr. Fontanelle's recommendations as to what she said about a child kicking and screaming and forced into a situation they do not want.

0:15:34.3 S3: Your Honour, you've already made yourself clear that she needs to be the one to facilitate the exchange and convince Hannah to get out of the car, I don't think we need to continue to rehash this over and over again.

0:15:41.3 S1: Right. I'm not gonna... I'm not gonna have Dr. Valhey as a man and a much bigger and much stronger with the allegations of domestic violence already in this case and allegations that

he's physically abused Hannah, thrown around this case, we're not getting into that situation. It is going to be mom's responsibility to get her out of her car and get her to walk into dad's house. And if she... And if Hannah doesn't wanna do that, the options are worse. So she's throwing a tantrum... Throwing a tantrum as a spoiled child and not nobody's parenting here. Sorry, that's what I see and that's not acceptable and she's 12. She's not 16 where she has much more of a say. She's 12 and needs to be doing what 12-year-olds are supposed to be doing. And you both...

0:16:31.9 MP: Your Honor, I don't think that the record indicates that she's throwing a tantrum. The record indicates that she's estranged from her father. To characterize it as throwing a tantrum, I think is not based upon the evidence on the record in this case.

0:16:45.4 S1: Yeah. She's throwing a tantrum and everybody's giving into her. Mom, the police, everybody. 12-year-olds don't get to make their decision. There's been a trial on custody and the custody decision's made on the evidence. And Mr. Paige, you and I weren't there, but I could read what Judge Richie decided based on the evidence. And the base on the evidence was that they were gonna stay here in dad's primary custody if mom didn't come back. She came back, they share custody. That's not changing. I'm gonna make orders on the crisis issues based on hearing what Dr. Fontanelle has to say as well as both parents as to regarding schooling. Both parents need to try to get her to do her school work because she's gonna be falling behind. She may have to repeat seventh grade with what's going on here, and that would be a shame because she's a capable student. There is no evidence that she's not capable of doing the school work itself.

0:17:44.0 MP: I think your idea of a Guardian ad Litem might be good for the child as well.

0:17:48.7 S1: Yes and I think that... I don't know if we just need a...

0:17:56.2 S3: Parenting court coordinator?

0:17:57.5 S1: I think we need both, but I don't want to be the one to pick. I'd rather the parties come to an agreement on that and not be responsible. 'Cause the Guardian ad Litem I like best, you two aren't gonna agree on. So find somebody who could be a Guardian ad Litem.

0:18:15.5 MP: There's people that we've all used. I've had good recent success with Val Suji. She seems to be...

[overlapping conversation]

0:18:22.1 S1: Val will not kowtow to either attorney or either parent or the court even. She'll give us the honest answer and that's fine if both of you agree. I want to appoint a Guardian ad Litem at this point, I think for both Hannah and Matthew, and the parties are gonna divide that expense 50-50 and I've also think... I want a parenting coordinator, but I'll let the counsel confer and see if you guys can agree on one or give me some proposals. I don't wanna be the pick one because there's different benefits and downsides to picking an attorney as a parenting coordinator versus picking a mental health provider. And maybe an attorney might be better in this case, just to tell the parties, "This is what we're gonna do on this little issue" so that they don't have to come to court on every

little issue. I don't know, I'm on the fence on that one as to what will be effective in this case. So I want you two to... Both sides, confer and see if you can agree.

0:19:26.5 S1: If not, then when we come back next month, I will make a decision on that and you both can provide me with two options each. But a Guardian ad Litem, I'm fine with you guys agreeing. And like I said, the party is gonna be 50-50 and initially 50-50 on the parenting coordinator fees too. I also will need... I think if we don't have current financial disclosure forms, and I don't, it looks like they were last done in 2019. To both parties that made requests for attorney's fees, I'm gonna need them to update that and I'm gonna need a memorandum, a very brief one, Ms. Dolson, on fees and costs incurred to oppose the 529 motion.

0:20:15.3 S3: Yes, Your Honor.

0:20:16.5 S1: Done with that. And then, Mr. Paige, you'll have a chance to object to the amount of the fees requested, and I'll make a decision on that too. Alright. Ms. Dolson, I'm gonna need an order from today.

0:20:29.8 S3: I will do that...

0:20:29.9 S1: And you can prepare that as quickly as possible and give it to Mr. Paige to review and sign off. Mr. Paige, you're gonna have five judicial days to review and sign off or they can submit it without your signature.

0:20:42.1 MP: Right. What's the date that we're gonna come back here on the evidentiary hearing, Your Honor?

0:20:46.0 S1: Right now, I have both November 3rd and November 18th blocked out for this case. I can vacate November 18th if Dr. Fontanelle... So I need the parties to... You could send me a joint letter saying, "Yes, she's available on the 3rd, or no, she's not." And if she can do the afternoon of the 18th or whatever. Get the facts of her availability for me and we'll finish that, okay?

0:21:13.2 MP: Also, we're gonna be... Following Dr. Fontanelle's recommendation, I assume we are, that she is gonna be evaluated by Dr. Coffee?

0:21:22.2 S1: If that's who she's recommended... And let me make sure I understand, 'cause I haven't seen CVs or anything. Dr. Fontanelle is a psychiatrist or psychologist? 'Cause they're very different.

0:21:33.6 MP: Psychiatrist. She's an MD.

0:21:36.0 S1: MD? Okay.

0:21:36.9 MP: She is a psychiatrist.

0:21:39.1 S1: Okay.

0:21:39.7 MP: Dr. Coffee is an MD, she is a psychiatrist.

0:21:42.9 S1: Okay. If that's who she recommends to do it, let's get that started as soon as possible, 'cause I'll... Everything takes time, especially with COVID, but even without COVID, it takes time to get these things done.

0:21:57.4 S3: Your Honor, did you... We also brought up in our counter-motion the request for the parents to attend co-parenting counselling with Dr. Brian Mullen, to see if we can get them to reduce some of the conflict. Is that...

0:22:11.3 S1: I don't... I'm not at a point where I think that isn't... I'm not at a point to order that. I don't know if that's gonna be effective. First of all, counselling is only effective when the parties getting the counselling want it and want to improve. So it may be a total waste of time and money, I'd rather them spend their time and money getting Hannah help. But also...

0:22:37.3 MP: In addition, Dr. Fontanelle... I'm sorry. Dr. Fontanelle recommended they not go back to Dr. Mullen.

0:22:41.2 S1: Well, and that's... The other issue is if they don't agree on the provider, maybe they agree, that they could use counselling, but they don't agree on the provider, for me to oppose that provider is, again, a waste of time and money. So I'm not...

0:22:54.7 S3: I believe Dr. Fontanelle may have been... She informed the parties that she was going to give them a recommendation for other people who could potentially do the co-parenting counselling.

0:23:03.6 S1: That's fine. I'm deferring on that issue. I'm not making a ruling, yes or no, or who right this minute.

0:23:12.2 S3: And then just regarding the passport, I don't know if you actually entered an order regarding having some of them returned or kept by a neutral party.

0:23:19.5 MP: That is such a silly argument.

0:23:22.5 S3: It is not silly, given the actual...

0:23:24.0 MP: There's not a factual basis that my client is a flight risk. There's a... Probably a greater chance that Dr. Valhey is a flight risk given the financial obligations that he has outstanding. My client has none. There is not... She is not a recent immigrant. To suggest that she's a recent immigrant who's going to run is quite frankly offensive.

0:23:45.3 S1: Okay.

0:23:45.5 S3: That has never been a suggestion.

0:23:47.6 S1: Alright.

0:23:47.9 MP: But that's the very suggestions you're making. Well, her last [0:23:51.8] so she's gonna run off to another country.

0:23:54.1 S3: Oh, my gosh. That is absolutely nothing that has been said. It's the fact that she and her actions in this case...

0:24:00.8 MP: You would never make that recommendation...

0:24:01.0 S1: Okay. Stop. Stop. I want you to give Hannah and Selena's passport to Mr. Dickerson's office to hold. Mom can hold on to Mathew's. And that way, it's put both... And either one of them are a flight risk and I don't have any evidence of that right now, but let's... They both also have the right to go to the State Department, and I think flag the children's passports as not able to travel out of the country without the other parent's permission. So just putting a band-aid on it that neither... I don't think either one of them is gonna make a choice to run without all three kids, so let's make it hard for them to do so. That's...

0:24:40.4 MP: The idea that there's actually a flight risk is a terribly negative inference against my client and it is completely unwarranted by the facts in this case that she would ever flee anywhere with either one or all of the children.

0:24:54.1 S1: Okay. Well, I'm just going... This is just a band-aid to... We're gonna separate the three passports there.

0:25:01.9 MP: But it's a negative inference, Your Honor, that's unwarranted...

0:25:04.2 S1: I'm making a negative inference against both of them, okay? She's gonna keep Matthew's passport in her possession.

0:25:11.1 S3: Is there a deadline that we can have those exchanged? Like by this Friday, just having them submitted to...

0:25:15.3 S1: Yeah, this Friday.

0:25:17.0 S3: Thank you, Your Honor.

0:25:19.0 S1: The passports really belong to the children, but they're not gonna be going anywhere right now, overseas, without both parents agreement and all of the normal steps that go with international travel. Neither one of them are gonna travel internationally without the other parent's knowledge and involvement. So I think the... Is there anything else that you need an order on today, either side?

0:25:45.1 S3: I believe that was it on our side.

0:25:46.8 S1: Okay.

0:25:47.3 MP: So, part our request was for a custody evaluation, but I kinda think that's what we're doing anyway.

0:25:52.8 S1: Right now, I'm really worried about Hannah and that whole situation. That's a crisis to me, and we need to get focused on the crisis first. And I think...

0:26:01.6 MP: Okay, so once we get more information involved, we could do a custody eval as my client had requested.

0:26:06.7 S1: Well, I have to first have a request to change custody properly, and I have to find under Rooney that it's appropriate to have an evidentiary hearing on it to get to that point. But I'm opening discovery... I'm opening discovery solely on the school issue. We're not running amok here just on everything. On the school, selection issue and what's going on in the order to show cause against Dr. Luong on the change of school issue, you guys can conduct discovery. And if she's right and she says she didn't change it, she only took the kids on a tour, then that probably doesn't violate joint legal custody. But you guys need to get evidence and not just... We're throwing around a lot of allegations here.

0:26:53.6 S3: Will the order to show cause hearing be on November 3rd as well?

0:27:00.0 S1: Yes.

0:27:00.2 S3: Okay. And then the only last thing that we asked, I believe we asked for sole legal custody for Dr. Valhey to be awarded...

0:27:06.5 S1: I'm not gonna grant either a parties a legal custody at this time.

0:27:11.0 S3: Thank you, Your Honor.

0:27:12.3 S1: Thank you all.

0:27:15.9 BD: Thank you, Your Honor.

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<https://scribie.com/files/557d7b07b42d4f018d2ec4ad47042c58e63dda9c>

EXHIBIT 23

EXHIBIT 23

EXHIBIT 23

EXHIBIT

D.

529 Account statements for the children.
DEFT000001-DEFT000094.



**CAPITAL
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**AMERICAN
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6455 Irvine Center Drive
Irvine, CA 92618-4518

March 12, 2020

FRED PAGE ESQ
PAGE LAW FIRM
6930 SOUTH CIMARRON ROAD SUITE 140
LAS VEGAS NV 89113

Re: 529 ACCOUNTS

Dear Mr. Page:

In response to your client's request, enclosed are copies of the following items:

- Statements
- Applications
- Investment Checks

These items include information regarding the following account numbers and registrations:

Account # 2852
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

Account 2782
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO MATTHEW JAMES VAHEY

If you have any questions, please contact us at (800) 421-4225 ext. 77. You can reach one of our service representatives Monday through Friday between 8 a.m. and 7 p.m. Eastern time.

Cordially,

Rosa Burgett
Lost Securities Department
Capital Group, home of American Funds

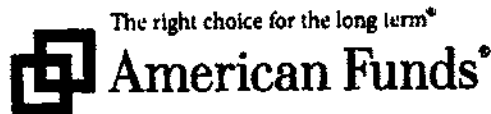
Enclosures

DEFT000001
AA000526

Statements

2852

2782



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UBS FINANCIAL SERVICES INC.
10801 W CHARLESTON BLVD STE 400
LAS VEGAS NV 89135-1205

Dealer copy of Year-End Statement December 31, 2010

Page 1 of 3

Shareholder

VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY
27 VIA MIRA MONTE
HENDERSON NV 89011-2013

Rep name STEPHEN H. HAZE
Phone number (702) 792-3121
Rep number OKV 78
Dealer/branch number 68170/OKV

Best wishes for the New Year

This statement shows your complete account activity for 2010. We recommend you keep it for your tax records. See our online Tax Center for tax forms, interactive worksheets, average cost information, and more. You can also go online to make your IRA contributions. Visit us at americanfunds.com/taxes.

Guide to market recoveries

A look back at several significant market declines - and their subsequent recoveries - can offer useful perspective for today. Visit americanfunds.com/recoveries to access our tools and resources.

For more account information

- Personal assistance - 9 a.m. to 8 p.m. Eastern time M-F
Shareholder Services - 800/421-0180
- Sales and marketing information
Adviser Marketing - 800/421-9800, ext.4
- Automated information and services
Website - americanfunds.com
American FundsLine® - 800/325-3590

Year-end summary

		Value on 12/31/09	+	Additions	+	Reinvested dividends and capital gains	-	Withdrawals	+	Change in account value	=	Value on 12/31/10	Ending share balance
VCSP/COLLEGEAMERICA													
MINH-NGUYET THI LUONG OWNER													
FBO HANNAH ELISE VAHEY													
The Growth Fund of America-529A	Account	2852	\$0.00	\$57,000.00		\$499.77		-\$10.00		\$4,910.11		\$62,399.88	2,081.443
The New my Fund-529A	Account	2852	\$0.00	\$57,000.00		\$442.02		\$0.00		\$8,615.93		\$64,057.95	2,541.982
New Per Fund-529A	Account	2852	\$0.00	\$57,000.00		\$644.58		\$0.00		\$7,574.17		\$65,218.75	2,298.435
New Wo Fund-529A	Account	2852	\$0.00	\$57,000.00		\$935.20		\$0.00		\$8,835.46		\$66,570.86	1,227.109
SMALLC/ Id Fund-529A	Account	2852	\$0.00	\$57,000.00		\$879.20		\$0.00		\$8,458.15		\$66,336.35	1,716.335
Totals			\$0.00	\$285,000.00		\$3,396.77		-\$10.00		\$36,193.82		\$324,583.59	

DEFT000003
AA000528

December 31, 2010

VCSP/COLLEGEAMERICA
 MINH-NGUYET THI LUONG OWNER
 FBO HANNAH ELISE VAHEY

Year-to-date dividends and capital gains

	Account #	Fund #	Dividends	Short-term capital gains	Long-term capital gains
VCSP/COLLEGEAMERICA					
MINH-NGUYET THI LUONG OWNER					
FBO HANNAH ELISE VAHEY					
The Growth Fund of America-529A	2852	1005	\$499.77	\$0.00	\$0.00
The New Economy Fund-529A	2852	1014	\$442.02	\$0.00	\$0.00
New Perspective Fund-529A	2852	1007	\$742.12	\$0.00	\$0.00
New World Fund-529A	2852	1038	\$1,036.81	\$0.00	\$0.00
SMALLCAP World Fund-529A	2852	1035	\$925.28	\$0.00	\$0.00
Totals			\$3,646.00	\$0.00	\$0.00

Year-to-date history

VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

The Growth Fund of America - Class 529A

Successor owner: James Walter Vahey

Account # 2852 Fund # 1005
 Symbol CGFAX

Trade date	Description	Dollar amount	Share price	Shares transacted	Share balance
01/01/10	Beginning balance	\$0.00	\$27.18		0.000
05/14/10	Contribution	\$57,000.00 †	\$27.87	2,045.210	2,045.210
05/14/10	Set Up Fee	\$10.00			2,045.210
12/17/10	2011 Annual Fee	-\$10.00	\$30.15	-0.332	2,044.878
12/21/10	Income Dividend 0.2444	\$499.77	\$30.17	16.565	2,061.443
12/31/10	Ending balance	\$62,399.88	\$30.27		2,061.443

† This purchase was made at the \$250,000.00 discount level.

Rollovers. If you invest in CollegeAmerica with funds rolled over from another 529 plan, a qualified U.S. savings bond or a Coverdell education savings account, you'll need to give us appropriate documentation from the transferring institution showing the earnings portion of the rollover. We must treat the entire rollover as earnings if this is not provided.

The New Economy Fund - Class 529A

Successor owner: James Walter Vahey

Account # 2852 Fund # 1014
 Symbol CNGAX

Trade date	Description	Dollar amount	Share price	Shares transacted	Share balance
01/01/10	Beginning balance	\$0.00	\$22.39		0.000
05/14/10	Contribution	\$57,000.00 †	\$22.58	2,524.358	2,524.358
12/28/10	Income Dividend 0.1751	\$442.02	\$25.08	17.624	2,541.982
12/31/10	Ending balance	\$64,057.95	\$25.20		2,541.982

† This purchase was made at the \$250,000.00 discount level.

December 31, 2010

VCSP/COLLEGEAMERICA
 MINH-NGUYET THI LUONG OWNER
 FBO HANNAH EISE VAHEY

New Perspective Fund - Class 529A

Successor owner: James Walter Vahey

Account # 2852 Fund # 1007
 Symbol CNPAX

Trade date	Description	Dollar amount	Share price	Shares transacted	Share balance
01/01/10	Beginning balance	\$0.00	\$25.46		0.000
05/14/10	Contribution	\$57,000.00 †	\$25.07	2,273.634	2,273.634
12/27/10	Foreign Tax Paid	\$97.54			2,273.634
12/27/10	Income Dividend 0.2835	\$644.58	\$28.27	22.801	2,296.435
12/31/10	Ending balance	\$65,218.75	\$28.40		2,296.435

† This purchase was made at the \$250,000.00 discount level.

New World Fund - Class 529A

Successor owner: James Walter Vahey

Account # 2852 Fund # 1036
 Symbol CNWAX

Trade date	Description	Dollar amount	Share price	Shares transacted	Share balance
01/01/10	Beginning balance	\$0.00	\$46.92		0.000
05/14/10	Contribution	\$57,000.00 †	\$47.12	1,209.877	1,209.677
12/27/10	Income Dividend 0.7731	\$935.20	\$53.65	17.432	1,227.109
12/27/10	Foreign Tax Paid	\$101.61			1,227.109
12/31/10	Ending balance	\$66,570.66	\$54.25		1,227.109

† This purchase was made at the \$250,000.00 discount level.

SMALLCAP World Fund - Class 529A

Successor owner: James Walter Vahey

Account # 2852 Fund # 1035
 Symbol CSPAX

Trade date	Description	Dollar amount	Share price	Shares transacted	Share balance
01/01/10	Beginning balance	\$0.00	\$31.37		0.000
05/14/10	Contribution	\$57,000.00 †	\$33.66	1,693.405	1,693.405
12/28/10	Income Dividend 0.5186	\$878.20	\$38.30	22.930	1,716.335
12/28/10	Foreign Tax Paid	\$47.08			1,716.335
12/31/10	Ending balance	\$66,336.35	\$38.65		1,716.335

† This purchase was made at the \$250,000.00 discount level.



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HENDERSON NV 89011-2013

Year-End Statement

December 30, 2011

Page 1 of 5

Primary account number: **2852**

Best wishes for the New Year. This statement shows your complete 2011 account activity. Please keep it for your tax records. See our online Tax Center for tax forms, interactive worksheets, cost basis information, and more. You can also make your IRA contributions online. Visit us at americanfunds.com/taxes.

Outstanding Statement of Intention

Our records show additional investments are required to meet your Statement of Intention (SOI). A sales charge may be deducted from your account if the SOI investment is not made by the due date. See the "About your accounts" section for more details.

Portfolio value of all accounts

\$347,544.12

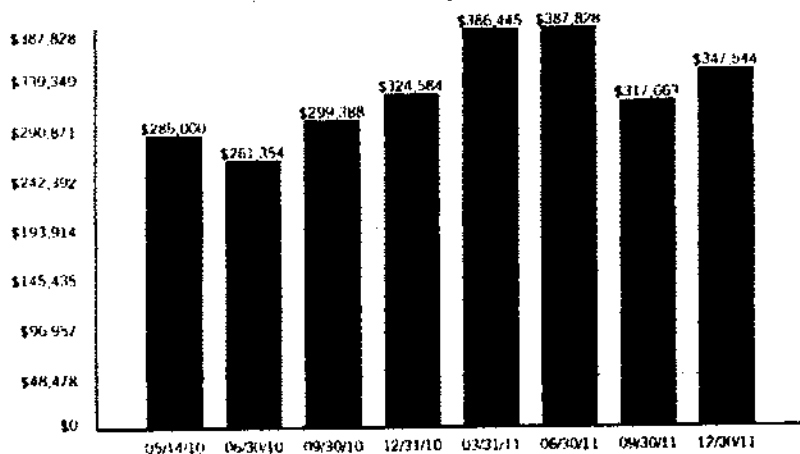
	Since initial investment on 05/14/2010	Year-to-date since 01/01/2011
Beginning value	\$285,000.00	\$324,583.59
+ Additions	\$60,000.00	\$60,000.00
- Withdrawals	-\$30.00	-\$20.00
+/- Investment gain/decline	\$2,574.12	-\$37,019.47
Ending value as of 12/30/2011	\$347,544.12	\$347,544.12
Total change in value	+\$62,544.12	+\$22,960.53

Portfolio allocation



100.00%
100.00%

Portfolio value history



How to contact us

Through your financial adviser

STEPHEN HAZEL
(702) 792-3121
UBS FINANCIAL SERVICES INC.
10801 W CHARLESTON BLVD STE 400
LAS VEGAS NV 89135-1205

americanfunds.com

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Shareholder Services Representative
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12711 N. Meridian St
Carmel IN 46032-9181

Questions about your statement
americanfunds.com/statement

1-AF1-025505744-J18749

DEFT000006
AA000531

Year-to-date dividends and capital gains

	Account #	Fund #	Dividends	Short-term capital gains	Long-term capital gains
VCSP/COLLEGEAMERICA					
MINH-NGUYET THI LUONG OWNER					
FBO HANNAH ELISE VAHEY					
The Growth Fund of America-529A	2852	1005	\$444.58	\$0.00	\$0.00
The New Economy Fund-529A	2852	1014	\$298.17	\$0.00	\$0.00
New Perspective Fund-529A	2852	1007	\$713.97	\$0.00	\$0.00
New World Fund-529A	2852	1036	\$1,035.07	\$0.00	\$0.00
SMALLCAP World Fund-529A	2852	1035	\$230.16	\$0.00	\$0.00
			\$2,721.95	\$0.00	\$0.00
VCSP/COLLEGEAMERICA					
MINH-NGUYET THI LUONG OWNER					
FBO MATTHEW JAMES VAHEY					
The Growth Fund of America-529A	2782	1005	\$83.32	\$0.00	\$0.00
The New Economy Fund-529A	2782	1014	\$54.30	\$0.00	\$0.00
New Perspective Fund-529A	2782	1007	\$129.62	\$0.00	\$0.00
New World Fund-529A	2782	1036	\$187.72	\$0.00	\$0.00
SMALLCAP World Fund-529A	2782	1035	\$41.67	\$0.00	\$0.00
			\$496.63	\$0.00	\$0.00
Totals			\$3,218.58	\$0.00	\$0.00

Activity detail for account

2852

Account value: \$293,851.45

Account registration

VCSP/COLLEGEAMERICA

MINH-NGUYET THI LUONG OWNER

FBO HANNAH ELISE VAHEY

The Growth Fund of America-529A

Fund number: 1005 Symbol: CGFAX

Objective: Growth

Initial investment date: 05/14/2010

20.18% of the account's assets are in this fund

Beneficiary age: 2

Successor custodian:

JAMES WALTER VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/11	Beginning balance	\$62,399.88	\$30.27 / \$30.27		2,061.443
12/16/11	2012 Annual Fee	-\$10.00	\$28.08 / \$28.08	-0.356	2,061.087
12/20/11	Income Dividend 0.2157	\$444.58	\$28.29 / \$28.29	15.715	2,076.802
12/30/11	Ending balance	\$59,313.47	\$28.56 / \$28.56		2,076.802

The New Economy Fund-529A

Fund number: 1014

Symbol: CNGAX

Objective: Growth

Initial investment date: 05/14/2010

20.56% of the account's assets are in this fund

Beneficiary age: 2

Successor custodian:

JAMES WALTER VAHEY



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Year-End Statement

December 30, 2011

Page 3 of 5

Primary account number: **2852**

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/11	Beginning balance	\$64,057.95	\$25.20 / \$25.20		2,541.982
12/21/11	Income Dividend 0.1173	\$298.17	\$23.45 / \$23.45	12.715	2,554.697
12/30/11	Ending balance	\$60,393.04	\$23.64 / \$23.64		2,554.697

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

Initial investment date: 05/14/2010

20.49% of the account's assets are in this fund

Beneficiary age: 2

Successor custodian:
JAMES WALTER VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/11	Beginning balance	\$65,218.75	\$28.40 / \$28.40		2,296.435
12/27/11	Foreign Tax Paid	\$86.58	/ \$25.99		2,296.435
12/27/11	Income Dividend 0.2732	\$627.39	\$25.99 / \$25.99	24.140	2,320.575
12/30/11	Ending balance	\$60,218.92	\$25.95 / \$25.95		2,320.575

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

Initial investment date: 05/14/2010

19.45% of the account's assets are in this fund

Beneficiary age: 2

Successor custodian:
JAMES WALTER VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/11	Beginning balance	\$66,570.66	\$54.25 / \$54.25		1,227.109
12/27/11	Foreign Tax Paid	\$106.64	/ \$45.86		1,227.109
12/27/11	Income Dividend 0.7566	\$928.43	\$45.86 / \$45.86	20.245	1,247.354
12/30/11	Ending balance	\$57,141.29	\$45.81 / \$45.81		1,247.354

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

Initial investment date: 05/14/2010

19.32% of the account's assets are in this fund

Beneficiary age: 2

Successor custodian:
JAMES WALTER VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/11	Beginning balance	\$66,336.35	\$38.65 / \$38.65		1,716.335
12/27/11	Income Dividend 0.1051	\$180.39	\$33.05 / \$33.05	5.458	1,721.793
12/27/11	Foreign Tax Paid	\$49.77	/ \$33.05		1,721.793
12/30/11	Ending balance	\$56,784.73	\$32.98 / \$32.98		1,721.793

Activity detail for account

2782

Account value: \$53,692.67

Account registration
 VCSP/COLLEGEAMERICA
 MINH-NGUYET THI LUONG OWNER
 FBO MATTHEW JAMES VAHEY

DEFT000008
 AA000533



Year-End Statement

December 30, 2011

Page 4 of 5

Primary account number: 2852

The Growth Fund of America-529A

Fund number: 1005 Symbol: CGFAX

Objective: Growth

Initial investment date: 01/07/2011

20.71% of the account's assets are in this fund

Beneficiary age: 1

Successor custodian:
JAMES W VAHEY**Year-to-date transaction history**

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/11	Beginning balance	\$0.00	\$30.27 / \$30.27		0.000
01/07/11	Contribution	\$7,000.00	\$31.10 ¹ / \$30.48	225.080	225.080
03/21/11	Contribution	\$3,000.00	\$31.71 ¹ / \$31.08	94.607	319.687
10/31/11	Contribution	\$2,000.00	\$29.88 ¹ / \$29.28	66.934	386.621
12/16/11	2012 Annual Fee	-\$10.00	\$28.08 / \$28.08	-0.356	386.265
12/20/11	Income Dividend 0.2157	\$83.32	\$28.29 / \$28.29	2.945	389.210
12/30/11	Ending balance	\$11,115.84	\$28.56 / \$28.56		389.210

¹ This purchase was made at the \$500,000 discount level.**The New Economy Fund-529A**

Fund number: 1014

Symbol: CNGAX

Objective: Growth

Initial investment date: 01/07/2011

20.48% of the account's assets are in this fund

Beneficiary age: 1

Successor custodian:
JAMES W VAHEY**Year-to-date transaction history**

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/11	Beginning balance	\$0.00	\$25.20 / \$25.20		0.000
01/07/11	Contribution	\$7,000.00	\$26.07 ¹ / \$25.55	268.508	268.508
03/21/11	Contribution	\$3,000.00	\$26.27 ¹ / \$25.74	114.199	382.707
10/31/11	Contribution	\$2,000.00	\$24.93 ¹ / \$24.43	80.225	462.932
12/21/11	Income Dividend 0.1173	\$54.30	\$23.45 / \$23.45	2.316	465.248
12/30/11	Ending balance	\$10,998.46	\$23.64 / \$23.64		465.248

¹ This purchase was made at the \$500,000 discount level.**New Perspective Fund-529A**

Fund number: 1007

Symbol: CNPAX

Objective: Growth

Initial investment date: 01/07/2011

20.36% of the account's assets are in this fund

Beneficiary age: 1

Successor custodian:
JAMES W VAHEY**Year-to-date transaction history**

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/11	Beginning balance	\$0.00	\$28.40 / \$28.40		0.000
01/07/11	Contribution	\$7,000.00	\$28.87 ¹ / \$28.29	242.466	242.466
01/07/11	2011 Annual Fee	\$10.00	/ \$28.29		242.466
03/21/11	Contribution	\$3,000.00	\$29.41 ¹ / \$28.82	102.006	344.472
10/31/11	Contribution	\$2,000.00	\$27.61 ¹ / \$27.06	72.438	416.910
12/27/11	Income Dividend 0.2732	\$113.90	\$25.99 / \$25.99	4.382	421.292
12/27/11	Foreign Tax Paid	\$15.72	/ \$25.99		421.292
12/30/11	Ending balance	\$10,932.53	\$25.95 / \$25.95		421.292

¹ This purchase was made at the \$500,000 discount level.

DEFT000009

AA000534

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

Initial investment date: 01/07/2011

19.30% of the account's assets are in this fund

Beneficiary age: 1

Successor custodian:
JAMES W VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/11	Beginning balance	\$0.00	\$54.25 / \$54.25		0.000
01/07/11	Contribution	\$7,000.00	\$55.02 ¹ / \$53.92	127.226	127.226
03/21/11	Contribution	\$3,000.00	\$53.99 ¹ / \$52.91	55.566	182.792
10/31/11	Contribution	\$2,000.00	\$50.30 ¹ / \$49.29	39.761	222.553
12/27/11	Foreign Tax Paid	\$19.34	/ \$45.86		222.553
12/27/11	Income Dividend 0.7566	\$168.38	\$45.86 / \$45.86	3.672	226.225
12/30/11	Ending balance	\$10,363.37	\$45.81 / \$45.81		226.225

¹ This purchase was made at the \$500,000 discount level.

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

Initial investment date: 01/07/2011

19.15% of the account's assets are in this fund

Beneficiary age: 1

Successor custodian:
JAMES W VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/11	Beginning balance	\$0.00	\$38.65 / \$38.65		0.000
01/07/11	Contribution	\$7,000.00	\$39.42 ¹ / \$38.63	177.575	177.575
03/21/11	Contribution	\$3,000.00	\$39.36 ¹ / \$38.57	76.220	253.795
10/31/11	Contribution	\$2,000.00	\$35.09 ¹ / \$34.39	56.996	310.791
12/27/11	Foreign Tax Paid	\$9.01	/ \$33.05		310.791
12/27/11	Income Dividend 0.1051	\$32.66	\$33.05 / \$33.05	0.988	311.779
12/30/11	Ending balance	\$10,282.47	\$32.98 / \$32.98		311.779

¹ This purchase was made at the \$500,000 discount level.

About your accounts

Statement of Intention #197879

Amount of Statement of Intention (SOI)	\$500,000.00
Total amount applied towards SOI	\$386,541.20
Amount remaining to be invested by 02/06/2012	\$113,458.80

Appreciation and reinvested dividends/capital gains do not apply.

Information about your investments

Your responsibilities. Please review this statement carefully to confirm that we have accurately acted on your instructions. If you identify any discrepancies, please immediately notify your financial adviser or call us at 800/421-4225. If you delay in reporting an error, we may be unable to adjust your account.

Rollovers in CollegeAmerica. If you invest in CollegeAmerica with funds rolled over from another 529 plan, a qualified U.S. savings bond or a Coverdell Education Savings Account, you'll need to give us appropriate documentation from the transferring institution showing the earnings portion of the rollover. We must treat the entire rollover as earnings if this is not provided.



The right choice for the long term³

American Funds[®]

PO Box 6273
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VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY
27 VIA MIRA MONTE
HENDERSON NV 89011-2013

Year-End Statement

December 31, 2012

Page 1 of 6

Primary account number: **2852**

Best wishes for the New Year

This statement shows your complete account activity for 2012. We recommend you keep it for your tax records. See our online Tax Center for tax forms, interactive worksheets, cost basis information, to make IRA contributions, and more. Visit us at americanfunds.com/taxes.

Portfolio value of all accounts

\$543,139.67

	Since initial investment on 05/14/2010	Year-to-date since 01/01/2012
Beginning value	\$285,000.00	\$347,544.12
+ Additions	\$173,473.75	\$113,473.75
- Withdrawals and fees	-\$50.00	-\$20.00
+/- Investment gain/decline	\$84,715.92	\$82,141.80
Ending value as of 12/31/2012	\$543,139.67	\$543,139.67

Portfolio allocation

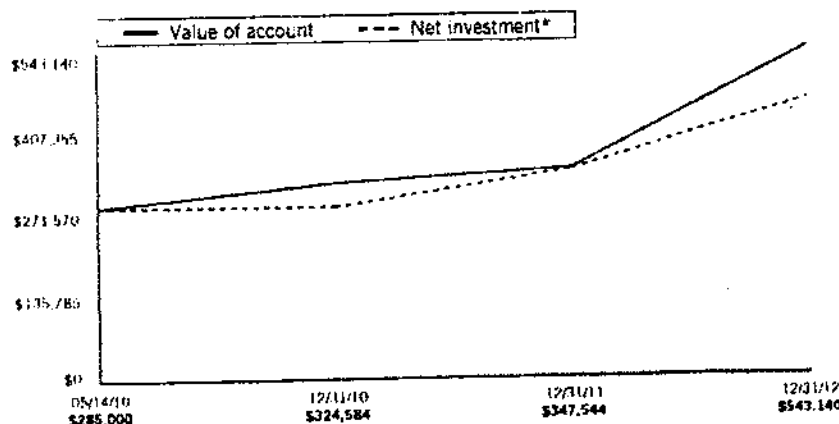


Growth 100.00%
100.00%

Portfolio rate of return

Annualized since initial investment on 05/14/2010	8.23%
Year-to-date since 01/01/2012	18.23%

Portfolio value history



*Net investment is the total amount you invested minus the total amount you withdrew.

How to contact us

Through your financial adviser

STEPHEN HAZEL
(702) 792-3121
UBS FINANCIAL SERVICES INC.
10801 W CHARLESTON BLVD STE 400
LAS VEGAS NV 89135-1205

americanfunds.com

FundsLine[®] 24-hour automated service
800/325-3590

Shareholder Services Representative
800/421-4225 (M-F 8 a.m. to 8 p.m. Eastern time)

Mail
American Funds Service Company
PO Box 6273
Indianapolis IN 46206-6273

Overnight courier
American Funds Service Company
12711 N. Meridian St
Carmel IN 46032-9181

Questions about your statement
americanfunds.com/statement

Fund results from a long term perspective

We believe investing should have a long-term focus and that one year is not long-term. Therefore, results should be measured over meaningful periods of time. Below, you will find the funds' average annual total returns for periods ended 12/31/12, reflecting the deduction of the maximum sales charge.

	Fund inception date	Fund lifetime	10 years	5 years	1 year	Expense ratio
The Growth Fund of America-529A	2/15/02	13.10%	7.55%	-0.16%	13.53%	0.77%
New Perspective Fund-529A	2/15/02	12.03	9.31	0.20	13.75	0.88
The New Economy Fund-529A	2/15/02	10.34	8.93	1.04	16.83	0.90
SMALLCAP World Fund-529A	2/19/02	8.94	10.97	-0.94	14.88	1.19
New World Fund-529A	2/19/02	8.53	13.26	-1.50	12.76	1.06

Fund results above are preliminary and may be subject to change. Figures shown are past results for the fund and are not predictive of results in future periods nor do they reflect your personal rate of return. Current and future results may be lower or higher than those shown. Share prices and returns will vary, so investors may lose money. Investing for short periods makes losses more likely. Fund results for Class A shares of the American Funds reflect deduction of the funds' maximum sales charge (5.75% for equity funds and target date funds; 3.75% for most bond funds; 2.50% for intermediate and short-term bond funds). There is no sales charge for American Funds Money Market Fund Class A shares. Results for other share classes are at net asset value. If a sales charge had been deducted, results would have been lower. Investment results assume all distributions are reinvested and reflect applicable fees and expenses. For current information including month-end results, results that reflect the impact of sales charges and results for Class A shares at net asset value, please visit americanfunds.com. Expense ratios are as of each fund's most recent prospectus. Expense ratios reflect any applicable fee waivers or expense reimbursements. Please see the fund's most recent shareholder report or prospectus for details. Investment results reflect the waivers and or reimbursements without which they would have been lower.

Year-to-date dividends and capital gains

	Account #	Fund #	Dividends	Short-term capital gains	Long-term capital gains
VCSP/COLLEGEAMERICA					
MINH-NGUYET THI LUONG OWNER					
FBO HANNAH ELISE VAHEY					
The Growth Fund of America-529A	2852	1005	\$561.77	\$0.00	\$0.00
The New Economy Fund-529A	2852	1014	\$419.99	\$0.00	\$2,235.36
New Perspective Fund-529A	2852	1007	\$819.39	\$0.00	\$0.00
New World Fund-529A	2852	1036	\$971.44	\$0.00	\$0.00
SMALLCAP World Fund-529A	2852	1035	\$955.42	\$0.00	\$0.00
			\$3,728.01	\$0.00	\$2,235.36
VCSP/COLLEGEAMERICA					
MINH-NGUYET THI LUONG OWNER					
FBO MATTHEW JAMES VAHEY					
The Growth Fund of America-529A	2782	1005	\$296.76	\$0.00	\$0.00
The New Economy Fund-529A	2782	1014	\$214.62	\$0.00	\$1,142.30
New Perspective Fund-529A	2782	1007	\$424.42	\$0.00	\$0.00
New World Fund-529A	2782	1036	\$517.92	\$0.00	\$0.00
SMALLCAP World Fund-529A	2782	1035	\$504.60	\$0.00	\$0.00
			\$1,958.22	\$0.00	\$1,142.30
Totals			\$5,686.23	\$0.00	\$3,377.66

Activity detail for account

Account registration
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

2852
Account value: \$356,526.14

Personal rate of return of account (all funds):
Annualized since initial investment: 8.86%
Year-to-date: 21.33%

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

Initial investment date: 05/14/2010

Personal rate of return of this fund:

Beneficiary age: 3

Annualized since initial investment: 8.95%

20.04% of the account's assets are in this fund

Year-to-date: 20.45%

Successor owner:

JAMES WALTER VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/12	Beginning balance	\$59,313.47	\$28.56 / \$28.56		2,076.802
12/19/12	Income Dividend 0.2705	\$561.77	\$34.28 / \$34.28	16.388	2,093.190
12/21/12	2013 Annual Fee	-\$10.00	\$34.11 / \$34.11	-0.293	2,092.897
12/31/12	Ending balance	\$71,430.57	\$34.13 / \$34.13		2,092.897

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

Initial investment date: 05/14/2010

Personal rate of return of this fund:

Beneficiary age: 3

Annualized since initial investment: 10.88%

21.00% of the account's assets are in this fund

Year-to-date: 23.94%

Successor owner:

JAMES WALTER VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/12	Beginning balance	\$60,393.04	\$23.64 / \$23.64		2,554.697
12/27/12	Income Dividend 0.1644	\$419.99	\$27.95 / \$27.95	15.026	2,569.723
12/27/12	Capital Gain 0.875	\$2,235.36	\$27.95 / \$27.95	79.977	2,649.700
12/31/12	Ending balance	\$74,854.03	\$28.25 / \$28.25		2,649.700

Capital gain. The fund's December payment included a taxable long-term capital gain distribution of \$0.875 per share.

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

Initial investment date: 05/14/2010

Personal rate of return of this fund:

Beneficiary age: 3

Annualized since initial investment: 9.64%

20.38% of the account's assets are in this fund

Year-to-date: 20.68%

Successor owner:

JAMES WALTER VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/12	Beginning balance	\$60,218.92	\$25.95 / \$25.95		2,320.575
12/26/12	Income Dividend 0.314	\$728.66	\$30.81 / \$30.81	23.650	2,344.225
12/26/12	Foreign Tax Paid	\$90.73	/ \$30.81		2,344.225
12/31/12	Ending balance	\$72,670.98	\$31.00 / \$31.00		2,344.225

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

Initial investment date: 05/14/2010

Personal rate of return of this fund:

Beneficiary age: 3

Annualized since initial investment: 7.13%

19.17% of the account's assets are in this fund

Year-to-date: 19.63%

Successor owner:

JAMES WALTER VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/12	Beginning balance	\$57,141.29	\$45.81 / \$45.81		1,247.354
12/26/12	Foreign Tax Paid	\$104.78	/ \$53.47		1,247.354
12/26/12	Income Dividend 0.6948	\$856.66	\$53.47 / \$53.47	16.208	1,263.562
12/31/12	Ending balance	\$68,358.70	\$54.10 / \$54.10		1,263.562

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

Initial investment date: 05/14/2010

Personal rate of return of this fund:

Beneficiary age: 3

Annualized since initial investment: 7.64%

19.41% of the account's assets are in this fund

Year-to-date: 21.88%

Successor owner:

JAMES WALTER VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/12	Beginning balance	\$56,784.73	\$32.98 / \$32.98		1,721.793
12/26/12	Income Dividend 0.5301	\$912.72	\$39.11 / \$39.11	23.337	1,745.130
12/26/12	Foreign Tax Paid	\$42.70	/ \$39.11		1,745.130
12/31/12	Ending balance	\$69,211.86	\$39.66 / \$39.66		1,745.130

Activity detail for account

2782

Account value: \$186,613.53

Account registration

VCSP/COLLEGEAMERICA

MINH-NGUYET THI LUONG OWNER

FBO MATTHEW JAMES VAHEY

Personal rate of return of account (all funds):

Annualized since initial investment: 6.05%

Year-to-date: 12.41%

The Growth Fund of America-529A

Fund number: 1005 Symbol: CGFAX Objective: Growth

Initial investment date: 01/07/2011

Personal rate of return of this fund:

Beneficiary age: 2

Annualized since initial investment: 6.98%

20.22% of the account's assets are in this fund

Year-to-date: 12.37%

Successor owner:

JAMES W VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/12	Beginning balance	\$11,115.84	\$28.56 / \$28.56		389.210
02/03/12	Contribution	\$22,694.75	\$32.06 / \$31.42	707.884	1,097.094
12/19/12	Income Dividend 0.2705	\$296.76	\$34.28 / \$34.28	8.657	1,105.751
12/21/12	2013 Annual Fee	-\$10.00	\$34.11 / \$34.11	-0.293	1,105.458
12/31/12	Ending balance	\$37,729.28	\$34.13 / \$34.13		1,105.458

: This purchase was made at the \$500,000 discount level.

The New Economy Fund-529A

Fund number: 1014 Symbol: CNGAX Objective: Growth

Initial investment date: 01/07/2011

Personal rate of return of this fund:

Beneficiary age: 2

Annualized since initial investment: 8.08%

20.50% of the account's assets are in this fund

Year-to-date: 14.40%

Successor owner:

JAMES W VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/12	Beginning balance	\$10,998.46	\$23.64 / \$23.64		465.248
02/03/12	Contribution	\$22,694.75	\$27.01 ¹ / \$26.47	840.235	1,305.483
12/27/12	Capital Gain 0.875	\$1,142.30	\$27.95 / \$27.95	40.869	1,346.352
12/27/12	Income Dividend 0.1644	\$214.62	\$27.95 / \$27.95	7.679	1,354.031
12/31/12	Ending balance	\$38,251.38	\$28.25 / \$28.25		1,354.031

¹ This purchase was made at the \$500,000 discount level.

Capital gain. The fund's December payment included a taxable long-term capital gain distribution of \$0.875 per share.

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

Initial investment date: 01/07/2011

Personal rate of return of this fund:

Beneficiary age: 2

Annualized since initial investment: 6.74%

20.17% of the account's assets are in this fund

Year-to-date: 12.71%

Successor owner:
JAMES W VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/12	Beginning balance	\$10,932.53	\$25.95 / \$25.95		421.292
02/03/12	Contribution	\$22,694.75	\$29.07 ¹ / \$28.49	780.693	1,201.985
12/26/12	Foreign Tax Paid	\$47.00	/ \$30.81		1,201.985
12/26/12	Income Dividend 0.314	\$377.42	\$30.81 / \$30.81	12.250	1,214.235
12/31/12	Ending balance	\$37,641.29	\$31.00 / \$31.00		1,214.235

¹ This purchase was made at the \$500,000 discount level.

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

Initial investment date: 01/07/2011

Personal rate of return of this fund:

Beneficiary age: 2

Annualized since initial investment: 4.06%

19.53% of the account's assets are in this fund

Year-to-date: 10.92%

Successor owner:
JAMES W VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/12	Beginning balance	\$10,363.37	\$45.81 / \$45.81		226.225
02/03/12	Contribution	\$22,694.75	\$51.72 ¹ / \$50.69	438.800	665.025
12/26/12	Foreign Tax Paid	\$55.86	/ \$53.47		665.025
12/26/12	Income Dividend 0.6948	\$462.06	\$53.47 / \$53.47	8.641	673.666
12/31/12	Ending balance	\$36,445.33	\$54.10 / \$54.10		673.666

¹ This purchase was made at the \$500,000 discount level.

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

Initial investment date: 01/07/2011

Personal rate of return of this fund:

Beneficiary age: 2

Annualized since initial investment: 4.30%

19.58% of the account's assets are in this fund

Year-to-date: 11.51%

Successor owner:
JAMES W VAHEY

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/12	Beginning balance	\$10,282.47	\$32.98 / \$32.98		311.779
02/06/12	Contribution	\$22,694.75	\$37.99 ¹ / \$37.23	597.387	909.166
12/26/12	Foreign Tax Paid	\$22.55	/ \$39.11		909.166
12/26/12	Income Dividend 0.5301	\$481.95	\$39.11 / \$39.11	12.323	921.489
12/31/12	Ending balance	\$36,546.25	\$39.66 / \$39.66		921.489

¹ This purchase was made at the \$500,000 discount level.

About your accounts
Information about your investments

Your responsibilities. Please review this statement carefully to confirm that we have accurately acted on your instructions. If you identify any discrepancies, please immediately notify your financial adviser or call us at 800/421-4225. If you delay in reporting an error, we may be unable to adjust your account.

Rollovers in CollegeAmerica. If you invest in CollegeAmerica with funds rolled over from another 529 plan, a qualified U.S. savings bond or a Coverdell Education Savings Account, you'll need to give us appropriate documentation from the transferring institution showing the earnings portion of the rollover. We must treat the entire rollover as earnings if this is not provided.

Personal rate of return

American Funds uses the Modified Dietz method to calculate the rates of return for your fund holdings, accounts and portfolio. This time-weighted calculation does not treat withdrawals as losses or investment amounts as gains. The formula factors in the amounts and daily prices of your account activity; the returns, fees and expenses of your specific funds; and applicable sales charges. Calculations may include closed and previously owned funds. Portfolio rate of return is the combined return for all of the accounts on this statement. Returns for investments made before 2003 are calculated with an initial investment date of January 1, 2003, and the investment value as of that date. Returns for periods less than a year are cumulative total returns and not annualized. Your personal returns may differ from fund results shown on this statement and online. You can view your fund and account personal rates of return, updated after each business day, by logging in to your account at americanfunds.com. For more information, please visit americanfunds.com/statement or call Shareholder Services at 800/421-4225.



AMERICAN FUNDS®

From Capital Group

PO Box 7157
Indianapolis IN 46207-7157

Year-End Statement

December 31, 2013

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Primary account number: **2852**

VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY
27 VIA MIRA MONTE
HENDERSON NV 89011-2013

Best wishes for the New Year

This statement shows your complete account activity for 2013. We recommend you keep it for your tax records. See our online Tax Center for tax information, including forms, worksheets, cost basis information, how to make IRA contributions, and more. Visit us at americanfunds.com/taxes.

Portfolio value of all accounts

\$699,609.85

	Since initial investment on 5/14/2010	Year-to-date since 1/1/2013
Beginning value	\$285,000.00	\$543,139.67
+ Additions	\$173,473.75	\$0.00
- Withdrawals	\$0.00	\$0.00
- Setup/Annual fees	-\$70.00	-\$20.00
+/- Investment gain/decline	\$241,206.10	\$156,490.18
Ending value as of 12/31/2013	\$699,609.85	\$699,609.85

Questions about your statement? For a description of what's included in the above numbers, go to americanfunds.com/statement.

Portfolio allocation

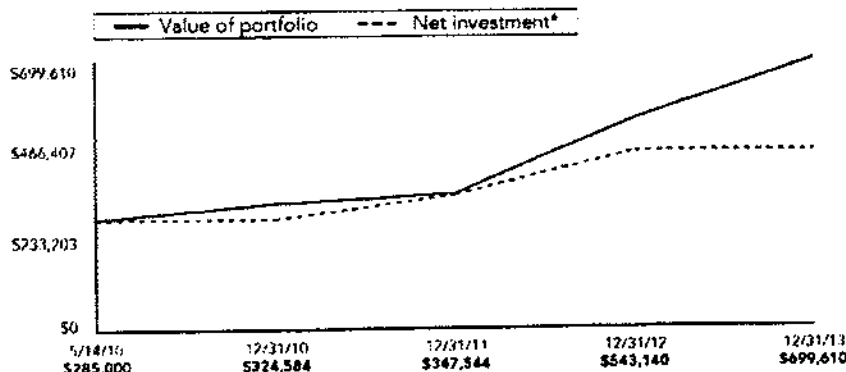


Growth 100.00%
100.00%

Portfolio rate of return

Annualized since initial investment on 5/14/2010	14.15%
Year-to-date since 1/1/2013	28.81%

Portfolio value history



* Net investment is the total amount you invested minus the total amount you withdrew (including any dividends and capital gains paid to you in cash).

How to contact us

Through your financial advisor

Stephen Hazel
(702) 792-3121

UBS FINANCIAL SERVICES INC.
10801 W CHARLESTON BLVD STE 400
LAS VEGAS NV 89135-1205

americanfunds.com

FundsLine® 24-hour automated service
(800) 325-3590

Shareholder Services Representative
(800) 421-4225 (M-F 8 a.m. to 8 p.m. Eastern time)

Mail

American Funds
PO Box 6273
Indianapolis IN 46206-6273

Overnight courier

American Funds
12711 N. Meridian St
Carmel IN 46032-9181

Questions about your statement
americanfunds.com/statement



AMERICAN FUNDS®

From Capital Group

Year-End Statement
December 31, 2013

Page 2 of 6

Primary account number 2852

Your portfolio at a glance

\$699,609.85

Education savings	Fund	Initial investment date	Value on 12/31/13	Change in value for the quarter	YTD return since 1/1/13	Annualized return since initial investment
VCSP/COLLEGEAMERICA	The Growth Fund of America-529A	5/14/10	\$95,492.32	\$8,176.66	33.70%	15.25%
MINH-NGUYET THI LUONG OWNER	The New Economy Fund-529A	5/14/10	\$107,233.27	\$11,393.62	43.26%	18.97%
FBO HANNAH ELISE VAHEY	New Perspective Fund-529A	5/14/10	\$92,066.44	\$7,205.49	26.69%	14.09%
Account 2852	New World Fund-529A	5/14/10	\$75,159.38	\$2,896.27	9.95%	7.90%
	SMALLCAP World Fund-529A	5/14/10	\$89,440.69	\$4,644.82	29.23%	13.18%
			\$459,392.10	\$34,316.86	28.86%	14.03%
VCSP/COLLEGEAMERICA	The Growth Fund of America-529A	1/7/11	\$50,433.78	\$4,314.07	33.70%	17.53%
MINH-NGUYET THI LUONG OWNER	The New Economy Fund-529A	1/7/11	\$54,797.56	\$5,822.26	43.26%	21.36%
FBO MATTHEW JAMES VAHEY	New Perspective Fund-529A	1/7/11	\$47,687.50	\$3,732.19	26.69%	14.69%
Account 2782	New World Fund-529A	1/7/11	\$40,071.15	\$1,544.19	9.95%	6.57%
	SMALLCAP World Fund-529A	1/7/11	\$47,227.76	\$2,452.61	29.23%	14.26%
			\$240,217.75	\$17,865.32	28.73%	15.08%

\$699,609.85 \$52,182.18 28.81% 14.15%

Total portfolio

Historical transaction information: To view historical purchases, withdrawals, exchanges, dividends and capital gains since your initial investment date shown above, log in to your account at americanfunds.com and click on "View transactions" for more details.

Fund results from a long-term perspective

We believe investing should have a long-term focus and that one year is not long-term. Therefore, results should be measured over meaningful periods of time. Below, you will find the funds' average annual total returns for periods ended 12/31/13, reflecting the deduction of the maximum sales charge.

	Fund inception date	Fund lifetime	10 years	5 years	1 year	Expense ratio
The Growth Fund of America-529A	2/15/02	13.57%	7.62%	16.84%	26.02%	0.77%
The New Economy Fund-529A	2/15/02	11.30	9.27	21.00	35.04	0.93
New Perspective Fund-529A	2/15/02	12.37	8.48	15.54	19.41	0.87
New World Fund-529A	2/19/02	8.63	10.29	13.70	3.63	1.13
SMALLCAP World Fund-529A	2/19/02	9.73	9.29	19.50	21.80	1.19

Fund results above are preliminary and may be subject to change. Figures shown are past results for the funds and are not predictive of results in future periods nor do they reflect your personal rate of return. Current and future results may be lower or higher than those shown. Share prices and returns will vary, so investors may lose money. Investing for short periods makes losses more likely. Fund results for Class A shares of the American Funds reflect deduction of the funds' maximum sales charge (5.75% for equity funds and target date funds; 3.75% for most bond funds; 2.50% for intermediate and short-term bond funds). There is no sales charge for American Funds Money Market Fund Class A shares. Results for other share classes are at net asset value. If a sales charge had been deducted, results would have been lower. Investment results assume all distributions are reinvested and reflect applicable fees and expenses. For current information, including month-end results, results that reflect the impact of sales charges and results for Class A shares at net asset value, please visit americanfunds.com. Expense ratios are as of each fund's most recent prospectus. Expense ratios reflect any applicable fee waivers or expense reimbursements. Please see the fund's most recent shareholder report or prospectus for details. Investment results reflect the waivers and/or reimbursements, without which they would have been lower.

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AMERICAN FUNDS®

From Capital Group

Year-End Statement
December 31, 2013

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Primary account number: **2852**

Activity detail for account

2852

Account value: **\$459,392.10**

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

The Growth Fund of America-529A

Fund number: 1005

Symbol: CGFAX

Objective: Growth

20.79% of the account's assets are in this fund

Beneficiary age: 4

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$235.03 Short-term capital gains \$0.00 Long-term capital gains \$5,751.28

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/13	Beginning balance	\$71,430.57	\$34.13 / \$34.13		2,092.897
12/18/13	Income Dividend 0.1123	\$235.03	\$41.66 / \$41.66	5.642	2,098.539
12/18/13	Capital Gain 2.748	\$5,751.28	\$41.66 / \$41.66	138.053	2,236.592
12/20/13	2014 Annual Fee	-\$10.00	\$42.03 / \$42.03	-0.238	2,236.354
12/31/13	Ending balance	\$95,492.32	\$42.70 / \$42.70		2,236.354

The New Economy Fund-529A

Fund number: 1014

Symbol: CNGAX

Objective: Growth

23.34% of the account's assets are in this fund

Beneficiary age: 4

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$317.96 Short-term capital gains \$344.46 Long-term capital gains \$5,988.32

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/13	Beginning balance	\$74,854.03	\$28.25 / \$28.25		2,649.700
12/26/13	Capital Gain 2.26	\$5,988.32	\$37.80 / \$37.80	158.421	2,808.121
12/26/13	Income Dividend 0.12	\$317.96	\$37.80 / \$37.80	8.412	2,816.533
12/26/13	Short Term Gain 0.13	\$344.46	\$37.80 / \$37.80	9.113	2,825.646
12/31/13	Ending balance	\$107,233.27	\$37.95 / \$37.95		2,825.646

Capital gain. The fund's December payment included a short- and/or long-term capital gain distribution of \$2.390 per share.

New Perspective Fund-529A

Fund number: 1007

Symbol: CNPAX

Objective: Growth

20.04% of the account's assets are in this fund

Beneficiary age: 4

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$734.45 Short-term capital gains \$0.00 Long-term capital gains \$4,107.08

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/13	Beginning balance	\$72,670.98	\$31.00 / \$31.00		2,344.225
12/26/13	Foreign Tax Paid	\$90.49	/ \$36.92		2,344.225
12/26/13	Income Dividend 0.2747	\$643.96	\$36.92 / \$36.92	17.442	2,361.667
12/26/13	Capital Gain 1.752	\$4,107.08	\$36.92 / \$36.92	111.243	2,472.910
12/31/13	Ending balance	\$92,066.44	\$37.23 / \$37.23		2,472.910

New World Fund-529A

Fund number: 1036

Symbol: CNWAX

Objective: Growth

16.36% of the account's assets are in this fund

Beneficiary age: 4

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$773.30 Short-term capital gains \$0.00 Long-term capital gains \$775.83

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/13	Beginning balance	\$68,358.70	\$54.10 / \$54.10		1,263.562
12/26/13	Capital Gain 0.614	\$775.83	\$57.70 / \$57.70	13.446	1,277.008

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AMERICAN FUNDS®

From Capital Group

Year-End Statement

December 31, 2013

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Primary account number:

2852

Activity detail for account

2852 (continued)

Account value: \$459,392.10

Account registration:

VCSP/COLLEGEAMERICA

MINH-NGUYET THI LUONG OWNER

FBO HANNAH ELISE VAHEY

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
12/26/13	Income Dividend 0.5358	\$677.02	\$57.70 / \$57.70	11.733	1,288.741
12/26/13	Foreign Tax Paid	\$96.28	/ \$57.70		1,288.741
12/31/13	Ending balance	\$75,159.38	\$58.32 / \$58.32		1,288.741

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

19.47% of the account's assets are in this fund

Beneficiary age: 4

Successor owner:

JAMES WALTER VAHEY

Year-to-date: Dividends \$44.85 Short-term capital gains \$0.00 Long-term capital gains \$4,244.16

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/13	Beginning balance	\$69,211.86	\$39.66 / \$39.66		1,745.130
12/26/13	Foreign Tax Paid	\$44.85	/ \$48.41		1,745.130
12/26/13	Capital Gain 2.432	\$4,244.16	\$48.41 / \$48.41	87.671	1,832.801
12/31/13	Ending balance	\$89,440.69	\$48.80 / \$48.80		1,832.801

Special notice. Although the fund did not pay dividends, it did pay foreign taxes. If you receive a Form 1099-DIV, you will see your foreign tax amount in both the dividends and foreign tax boxes.

Activity detail for account

2782

Account value: \$240,217.75

Account registration:

VCSP/COLLEGEAMERICA

MINH-NGUYET THI LUONG OWNER

FBO MATTHEW JAMES VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

21.00% of the account's assets are in this fund

Beneficiary age: 3

Successor owner:

JAMES W VAHEY

Year-to-date: Dividends \$124.14 Short-term capital gains \$0.00 Long-term capital gains \$3,037.80

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/13	Beginning balance	\$37,729.28	\$34.13 / \$34.13		1,105.458
12/18/13	Capital Gain 2.748	\$3,037.80	\$41.66 / \$41.66	72.919	1,178.377
12/18/13	Income Dividend 0.1123	\$124.14	\$41.66 / \$41.66	2.980	1,181.357
12/20/13	2014 Annual Fee	-\$10.00	\$42.03 / \$42.03	-0.238	1,181.119
12/31/13	Ending balance	\$50,433.78	\$42.70 / \$42.70		1,181.119

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

22.81% of the account's assets are in this fund

Beneficiary age: 3

Successor owner:

JAMES W VAHEY

Year-to-date: Dividends \$162.48 Short-term capital gains \$176.02 Long-term capital gains \$3,060.11

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/13	Beginning balance	\$38,251.38	\$28.25 / \$28.25		1,354.031
12/26/13	Short Term Gain 0.13	\$176.02	\$37.80 / \$37.80	4.657	1,358.688

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AMERICAN FUNDS®

From Capital Group

Year-End Statement
December 31, 2013

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Primary account number: 1852

Activity detail for account

2782 (continued)

Account value: \$240,217.75

Account registration:

VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO MATTHEW JAMES VAHEY

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
12/26/13	Income Dividend 0.12	\$162.48	\$37.80 / \$37.80	4.298	1,362.986
12/26/13	Capital Gain 2.26	\$3,060.11	\$37.80 / \$37.80	80.955	1,443.941
12/31/13	Ending balance	\$54,797.56	\$37.95 / \$37.95		1,443.941

Capital gain. The fund's December payment included a short- and/or long-term capital gain distribution of \$2.390 per share.

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

19.85% of the account's assets are in this fund

Beneficiary age: 3

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$380.42 Short-term capital gains \$0.00 Long-term capital gains \$2,127.34

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/13	Beginning balance	\$37,641.29	\$31.00 / \$31.00		1,214.235
12/26/13	Foreign Tax Paid	\$46.87	/ \$36.92		1,214.235
12/26/13	Income Dividend 0.2747	\$333.55	\$36.92 / \$36.92	9.034	1,223.269
12/26/13	Capital Gain 1.752	\$2,127.34	\$36.92 / \$36.92	57.620	1,280.889
12/31/13	Ending balance	\$47,687.50	\$37.23 / \$37.23		1,280.889

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

16.68% of the account's assets are in this fund

Beneficiary age: 3

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$412.28 Short-term capital gains \$0.00 Long-term capital gains \$413.63

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/13	Beginning balance	\$36,445.33	\$54.10 / \$54.10		673.666
12/26/13	Foreign Tax Paid	\$51.33	/ \$57.70		673.666
12/26/13	Capital Gain 0.614	\$413.63	\$57.70 / \$57.70	7.169	680.835
12/26/13	Income Dividend 0.5358	\$360.95	\$57.70 / \$57.70	6.256	687.091
12/31/13	Ending balance	\$40,071.15	\$58.32 / \$58.32		687.091

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

19.66% of the account's assets are in this fund

Beneficiary age: 3

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$23.68 Short-term capital gains \$0.00 Long-term capital gains \$2,241.06

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/13	Beginning balance	\$36,546.25	\$39.66 / \$39.66		921.489
12/26/13	Capital Gain 2.432	\$2,241.06	\$48.41 / \$48.41	46.293	967.782
12/26/13	Foreign Tax Paid	\$23.68	/ \$48.41		967.782
12/31/13	Ending balance	\$47,227.76	\$48.80 / \$48.80		967.782

Special notice. Although the fund did not pay dividends, it did pay foreign taxes. If you receive a Form 1099-DIV, you will see your foreign tax amount in both the dividends and foreign tax boxes.

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**AMERICAN
FUNDS®**

From Capital Group

Year-End Statement
December 31, 2013

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Primary account number **2852**

About your accounts

Information about your investments

Your responsibilities. Please review this statement carefully to confirm that we have accurately acted on your instructions. If you identify any discrepancies, please immediately notify your financial advisor or call us at (800) 421-4225. If you delay in reporting an error, we may be unable to adjust your account.

Rollovers in CollegeAmerica. If you invest in CollegeAmerica with funds rolled over from another 529 plan, a qualified U.S. savings bond or a Coverdell Education Savings Account, you'll need to give us appropriate documentation from the transferring institution showing the earnings portion of the rollover. We must treat the entire rollover as earnings if this is not provided.

Personal rate of return. American Funds uses the Modified Dietz method to calculate the rates of return for your fund holdings, accounts and portfolio. This time-weighted calculation does not treat withdrawals as losses or investment amounts as gains. The formula factors in the amounts and daily prices of your account activity; the returns, fees and expenses of your specific funds; and applicable sales charges. Calculations may include closed and previously owned funds. Portfolio rate of return is the combined return for all of the accounts on this statement. Returns for investments made before 2003 are calculated with an initial investment date of January 1, 2003, and the investment value as of that date. Returns for periods less than a year are cumulative total returns and not annualized. Your personal returns may differ from fund results shown on this statement and online. You can view your fund and account personal rates of return, updated after each business day, by logging in to your account at americanfunds.com. For more information, please visit americanfunds.com/statement or call Shareholder Services at (800) 421-4225.

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AMERICAN FUNDS®

From Capital Group

For undeliverable mail only
PO Box 7157
Indianapolis IN 46207-7157

VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY
27 VIA MIRA MONTE
HENDERSON NV 89011-2013

Year-End Statement

December 31, 2014

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Primary account number

2852

Best wishes for the New Year

This statement shows your complete account activity for 2014. We recommend you keep it for your tax records. See our online Tax Center for tax information, including forms, worksheets, cost basis information, how to make IRA contributions and more. Visit us at americanfunds.com/taxes.

New e-delivery option for faster 2014 tax forms

With American Funds' new e-delivery option you can receive your 2014 tax forms faster. Register online to receive email alerts when your form is available to print or download and enjoy safer access to your sensitive tax information. Go to americanfunds.com/paperless.

Portfolio value of all accounts

\$722,775.62

	Since initial investment on 5/14/2010	Year-to-date since 1/1/2014
Beginning value	\$285,000.00	\$699,609.85
+ Additions	\$173,473.75	\$0.00
- Withdrawals	\$0.00	\$0.00
- Setup/Annual fees	-\$70.00	\$0.00
+/- Investment gain/decline	\$264,371.87	\$23,165.77
Ending value as of 12/31/2014	\$722,775.62	\$722,775.62

Need help reading your statement or defining key terms? For a description of what's included in the above numbers, go to americanfunds.com/statement.

Portfolio allocation

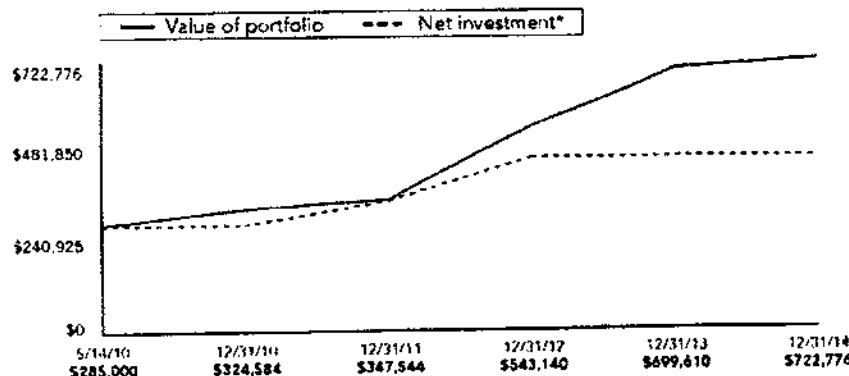


■ Growth 100.00%
100.00%

Portfolio rate of return

Annualized since initial investment on 5/14/2010	11.50%
Year-to-date since 1/1/2014	3.31%

Portfolio value history



* Net investment is the total amount you invested minus the total amount you withdrew (including any dividends and capital gains paid to you in cash).

How to contact us

Through your financial advisor

Stephen Hazel
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UBS FINANCIAL SERVICES INC.
10801 W CHARLESTON BLVD STE 400
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Overnight courier

American Funds
12711 N. Meridian St
Carmel IN 46032-9181

Questions about your statement
americanfunds.com/statement



AMERICAN FUNDS®

From Capital Group

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Primary account number 2852

Your portfolio at a glance

\$722,775.62

	Fund	Initial investment date	Value on 12/31/14	Change in value for the quarter	YTD return since 1/1/14	Annualized return since initial investment
Education savings VCSP/COLLEGEAMERICA MINH-NGUYET THI LUONG OWNER FBO HANNAH ELISE VAHEY Account: 2852	The Growth Fund of America-S29A	5/14/10	\$104,270.72	\$2,740.25	9.19%	13.92%
	The New Economy Fund-S29A	5/14/10	\$112,068.93	\$2,462.12	4.51%	15.69%
	New Perspective Fund-S29A	5/14/10	\$94,950.09	\$1,597.74	3.13%	11.63%
	New World Fund-S29A	5/14/10	\$72,360.41	-\$2,708.75	-3.72%	5.28%
	SMALLCAP World Fund-S29A	5/14/10	\$90,984.07	\$2,478.11	1.73%	10.61%
			\$474,634.22	\$6,569.47	3.32%	11.63%
VCSP/COLLEGEAMERICA MINH-NGUYET THI LUONG OWNER FBO MATTHEW JAMES VAHEY Account: 782	The Growth Fund of America-S29A	1/7/11	\$55,070.03	\$1,447.23	9.19%	16.03%
	The New Economy Fund-S29A	1/7/11	\$57,268.65	\$1,258.18	4.51%	16.01%
	New Perspective Fund-S29A	1/7/11	\$49,181.16	\$827.60	3.13%	11.05%
	New World Fund-S29A	1/7/11	\$38,578.86	-\$1,444.19	-3.72%	3.32%
	SMALLCAP World Fund-S29A	1/7/11	\$48,042.70	\$1,308.51	1.73%	10.31%
			\$248,141.40	\$3,397.33	3.30%	11.54%

Total portfolio

\$722,775.62 \$9,966.80 3.31% 11.50%

Historical transaction information: To view historical purchases, withdrawals, exchanges, dividends and capital gains since your initial investment date shown above, log in to your account at americanfunds.com and click on "View transactions" for more details.

Fund results from a long-term perspective

We believe investing should have a long-term focus and that one year is not long-term. Therefore, results should be measured over meaningful periods of time. Below, you will find the funds' average annual total returns for periods ended 12/31/14, reflecting the deduction of the maximum sales charge.

	Fund inception date	Fund lifetime	10 years	5 years	1 year	Expense ratio
The Growth Fund of America-S29A	2/15/02	13.46%	7.35%	12.08%	2.90%	0.74%
The New Economy Fund-S29A	2/15/02	11.08	8.48	13.32	-1.51	0.91
New Perspective Fund-S29A	2/15/02	12.14	7.37	9.11	-2.79	0.85
New World Fund-S29A	2/19/02	7.79	7.82	3.74	-9.27	1.12
SMALLCAP World Fund-S29A	2/19/02	9.39	7.71	10.05	-4.13	1.15

Fund results above are preliminary and may be subject to change. Figures shown are past results for the funds and are not predictive of results in future periods nor do they reflect your personal rate of return. Current and future results may be lower or higher than those shown. Share prices and returns will vary, so investors may lose money. Investing for short periods makes losses more likely. Fund results for Class A shares of the American Funds reflect deduction of the funds' maximum sales charge (5.75% for equity funds and target date funds; 3.75% for most bond funds; 2.50% for intermediate and short-term bond funds). There is no sales charge for American Funds Money Market Fund Class A shares. Results for other share classes are at net asset value. If a sales charge had been deducted, results would have been lower. Investment results assume all distributions are reinvested and reflect applicable fees and expenses. For current information, including month-end results, results that reflect the impact of sales charges and results for Class A shares at net asset value, please visit americanfunds.com. Expense ratios are as of each fund's most recent prospectus. Expense ratios reflect any applicable fee waivers or expense reimbursements. Please see the fund's most recent shareholder report or prospectus for details. Investment results reflect the waivers and/or reimbursements, without which they would have been lower.



AMERICAN FUNDS®

From Capital Group

Year-End Statement
December 31, 2014

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Primary account number: 852

Activity detail for account

2852

Account value: \$474,634.22

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

21.97% of the account's assets are in this fund

Beneficiary age: 5

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$302.36 Short-term capital gains \$0.00 Long-term capital gains \$9,072.89

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/14	Beginning balance	\$95,492.32	\$42.70 / \$42.70		2,236.354
12/17/14	Income Dividend 0.1352	\$302.36	\$41.42 / \$41.42	7.300	2,243.654
12/17/14	Capital Gain 4.057	\$9,072.89	\$41.42 / \$41.42	219.046	2,462.700
12/31/14	Ending balance	\$104,270.72	\$42.34 / \$42.34		2,462.700

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

23.61% of the account's assets are in this fund

Beneficiary age: 5

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$497.03 Short-term capital gains \$0.00 Long-term capital gains \$8,547.58

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/14	Beginning balance	\$107,233.27	\$37.95 / \$37.95		2,825.646
12/26/14	Capital Gain 3.025	\$8,547.58	\$36.83 / \$36.83	232.082	3,057.728
12/26/14	Income Dividend 0.1759	\$497.03	\$36.83 / \$36.83	13.495	3,071.223
12/31/14	Ending balance	\$112,068.93	\$36.49 / \$36.49		3,071.223

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

20.00% of the account's assets are in this fund

Beneficiary age: 5

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$610.07 Short-term capital gains \$0.00 Long-term capital gains \$5,662.96

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/14	Beginning balance	\$92,066.44	\$37.23 / \$37.23		2,472.910
12/26/14	Income Dividend 0.2015	\$498.29	\$36.30 / \$36.30	13.727	2,486.637
12/26/14	Capital Gain 2.29	\$5,662.96	\$36.30 / \$36.30	156.004	2,642.641
12/26/14	Foreign Tax Paid	\$111.78	/ \$36.30		2,642.641
12/31/14	Ending balance	\$94,950.09	\$35.93 / \$35.93		2,642.641

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

15.25% of the account's assets are in this fund

Beneficiary age: 5

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$692.57 Short-term capital gains \$0.00 Long-term capital gains \$3,393.26

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/14	Beginning balance	\$75,159.38	\$58.32 / \$58.32		1,288.741
12/26/14	Capital Gain 2.633	\$3,393.26	\$53.45 / \$53.45	63.485	1,352.226
12/26/14	Income Dividend 0.4565	\$588.31	\$53.45 / \$53.45	11.007	1,363.233
12/26/14	Foreign Tax Paid	\$104.26	/ \$53.45		1,363.233
12/31/14	Ending balance	\$72,360.41	\$53.08 / \$53.08		1,363.233

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Primary account number: 2852

Activity detail for account

2852 (continued)

Account value: \$474,634.22

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

19.17% of the account's assets are in this fund

Beneficiary age: 5

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$47.29 Short-term capital gains \$0.00 Long-term capital gains \$8,705.80

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/14	Beginning balance	\$89,440.69	\$48.80 / \$48.80		1,832.801
12/26/14	Capital Gain 4.75	\$8,705.80	\$45.08 / \$45.08	193.119	2,025.920
12/26/14	Foreign Tax Paid	\$47.29	/ \$45.08		2,025.920
12/31/14	Ending balance	\$90,984.07	\$44.91 / \$44.91		2,025.920

Activity detail for account

2782

Account value: \$248,141.40

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO MATTHEW JAMES VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

22.19% of the account's assets are in this fund

Beneficiary age: 4

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$159.69 Short-term capital gains \$0.00 Long-term capital gains \$4,791.80

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/14	Beginning balance	\$50,433.78	\$42.70 / \$42.70		1,181.119
12/17/14	Capital Gain 4.057	\$4,791.80	\$41.42 / \$41.42	115.688	1,296.807
12/17/14	Income Dividend 0.1352	\$159.69	\$41.42 / \$41.42	3.855	1,300.662
12/31/14	Ending balance	\$55,070.03	\$42.34 / \$42.34		1,300.662

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

23.08% of the account's assets are in this fund

Beneficiary age: 4

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$253.99 Short-term capital gains \$0.00 Long-term capital gains \$4,367.92

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/14	Beginning balance	\$54,797.56	\$37.95 / \$37.95		1,443.941
12/26/14	Income Dividend 0.1759	\$253.99	\$36.83 / \$36.83	6.896	1,450.837
12/26/14	Capital Gain 3.025	\$4,367.92	\$36.83 / \$36.83	118.597	1,569.434
12/31/14	Ending balance	\$57,268.65	\$36.49 / \$36.49		1,569.434

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

19.82% of the account's assets are in this fund

Beneficiary age: 4

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$316.00 Short-term capital gains \$0.00 Long-term capital gains \$2,933.24

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/14	Beginning balance	\$47,687.50	\$37.23 / \$37.23		1,280.889
12/26/14	Income Dividend 0.2015	\$258.10	\$36.30 / \$36.30	7.110	1,287.999

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Primary account number: 2852

Activity detail for account

2782 (continued)

Account value: \$248,141.40

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO MATTHEW JAMES VAHEY

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
12/26/14	Capital Gain 2.29	\$2,933.24	\$36.30 / \$36.30	80.806	1,368.805
12/26/14	Foreign Tax Paid	\$57.90	/ \$36.30		1,368.805
12/31/14	Ending balance	\$49,181.16	\$35.93 / \$35.93		1,368.805

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

15.55% of the account's assets are in this fund

Beneficiary age: 4

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$369.25 Short-term capital gains \$0.00 Long-term capital gains \$1,809.11

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/14	Beginning balance	\$40,071.15	\$58.32 / \$58.32		687.091
12/26/14	Income Dividend 0.4565	\$313.66	\$53.45 / \$53.45	5.868	692.959
12/26/14	Capital Gain 2.633	\$1,809.11	\$53.45 / \$53.45	33.847	726.806
12/26/14	Foreign Tax Paid	\$55.59	/ \$53.45		726.806
12/31/14	Ending balance	\$38,578.86	\$53.08 / \$53.08		726.806

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

19.36% of the account's assets are in this fund

Beneficiary age: 4

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$24.97 Short-term capital gains \$0.00 Long-term capital gains \$4,596.96

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/14	Beginning balance	\$47,227.76	\$48.80 / \$48.80		967.782
12/26/14	Capital Gain 4.75	\$4,596.96	\$45.08 / \$45.08	101.973	1,069.755
12/26/14	Foreign Tax Paid	\$24.97	/ \$45.08		1,069.755
12/31/14	Ending balance	\$48,042.70	\$44.91 / \$44.91		1,069.755

About your accounts

Information about your investments

Your responsibilities. Please review this statement carefully to confirm that we have accurately acted on your instructions. If you identify any discrepancies, please immediately notify your financial advisor or call us at (800) 421-4225. If you delay in reporting an error, we may be unable to adjust your account.

Rollovers in CollegeAmerica. If you invest in CollegeAmerica with funds rolled over from another 529 plan, a qualified U.S. savings bond or a Coverdell Education Savings Account, you'll need to give us appropriate documentation from the transferring institution showing the earnings portion of the rollover. We must treat the entire rollover as earnings if this is not provided.

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Primary account number: 2852

Personal rate of return. American Funds uses the Modified Dietz method to calculate the rates of return for your fund holdings, accounts and portfolio. This time-weighted calculation does not treat withdrawals as losses or investment amounts as gains. The formula factors in the amounts and daily prices of your account activity; the returns, fees and expenses of your specific funds; and applicable sales charges. Calculations may include closed and previously owned funds. Portfolio rate of return is the combined return for all of the accounts on this statement. Returns for investments made before 2003 are calculated with an initial investment date of January 1, 2003, and the investment value as of that date. Returns for periods less than a year are cumulative total returns and not annualized. Your personal returns may differ from fund results shown on this statement and online. You can view your fund and account personal rates of return, updated after each business day, by logging in to your account at americanfunds.com. For more information, please visit americanfunds.com/statement or call Shareholder Services at (800) 421-4225.

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PO Box 7157
Indianapolis IN 46207-7157

Year-End Statement

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Primary account number: **2852**

VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY
27 VIA MIRA MONTE
HENDERSON NV 89011-2013

Best Wishes for the New Year

This statement shows your complete account activity for 2015. We recommend you keep it for your tax records. See our online Tax Center for tax information, including forms, worksheets, cost basis information, IRA contribution instructions and more. Visit us at americanfunds.com/taxes.

Get 2015 Tax Forms Faster with E-Delivery

With American Funds' e-delivery service, you can receive your 2015 tax forms faster. Register online to receive emails alerting you when your forms are available, and enjoy safer access to your confidential tax information. Go to americanfunds.com/paperless.

Portfolio value of all accounts

\$741,815.18

	Since initial investment on 5/14/2010	Year-to-date since 1/1/2015
Beginning value	\$285,000.00	\$722,775.62
+ Additions	\$173,473.75	\$0.00
- Withdrawals	\$0.00	\$0.00
- Setup/Annual fees	-\$70.00	\$0.00
+/- Investment gain/decline	\$283,411.43	\$19,039.56
Ending value as of 12/31/2015	\$741,815.18	\$741,815.18

Need help reading your statement or defining key terms? For a description of what's included in the above numbers, go to americanfunds.com/statement.

Portfolio allocation

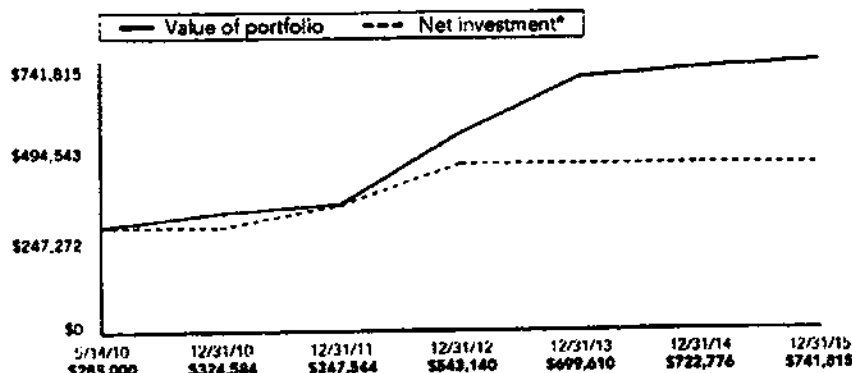


Growth 100.00%
100.00%

Portfolio rate of return

Annualized since initial investment on 5/14/2010	9.72%
Year-to-date since 1/1/2015	2.63%

Portfolio value history



* Net investment is the total amount you invested minus the total amount you withdrew (including any dividends and capital gains paid to you in cash).

How to contact us

Through your financial advisor

Stephen Hazel
(702) 792-3121
UBS FINANCIAL SERVICES INC.
10801 W CHARLESTON BLVD STE 400
LAS VEGAS NV 89135-1205

americanfunds.com

FundsLine® 24-hour automated service
(800) 325-3590

Shareholder Services Representative
(800) 421-4225 (M-F 8 a.m. to 8 p.m. Eastern time)

Mail

American Funds
PO Box 6273
Indianapolis IN 46206-6273

Overnight courier

American Funds
12711 N. Meridian St
Carmel IN 46032-9181

Questions about your statement
americanfunds.com/statement



AMERICAN FUNDS®

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Primary account number: 85282852

Your portfolio at a glance

\$741,815.18

Education savings	Fund	Initial investment date	Value on 12/31/15	Change in value for the quarter	YTD return since 1/1/15	Annualized return since initial investment
VCSPI/COLLEGEAMERICA	The Growth Fund of America-529A	5/14/10	\$109,790.39	\$7,883.86	5.29%	12.34%
MINH-NGUYET THI LUONG OWNER	The New Economy Fund-529A	5/14/10	\$116,215.76	\$6,757.37	3.70%	13.47%
FBO HANNAH ELISE VAHEY	New Perspective Fund-529A	5/14/10	\$99,928.98	\$6,300.21	5.24%	10.47%
Account # 2852	New World Fund-529A	5/14/10	\$67,976.16	\$2,759.09	-6.06%	3.17%
	SMALLCAP World Fund-529A	5/14/10	\$93,276.32	\$2,859.51	2.52%	9.13%
			\$487,187.61	\$26,560.04	2.64%	9.98%
VCSPI/COLLEGEAMERICA	The Growth Fund of America-529A	1/7/11	\$57,985.25	\$4,163.86	5.29%	13.25%
MINH-NGUYET THI LUONG OWNER	The New Economy Fund-529A	1/7/11	\$59,387.73	\$3,453.10	3.70%	13.04%
FBO MATTHEW JAMES VAHEY	New Perspective Fund-529A	1/7/11	\$51,760.06	\$3,263.30	5.24%	9.64%
Account # 2782	New World Fund-529A	1/7/11	\$36,241.43	\$1,471.03	-6.06%	1.04%
	SMALLCAP World Fund-529A	1/7/11	\$49,253.10	\$1,509.93	2.52%	8.44%
			\$254,627.57	\$13,861.22	2.61%	9.37%
Total portfolio			\$741,815.18	\$40,421.26	2.63%	9.72%

Historical transaction information: To view historical purchases, withdrawals, exchanges, dividends and capital gains since your initial investment date shown above, log in to your account at americanfunds.com and click on "View transactions" for more details.

Fund results from a long-term perspective

We believe investing should have a long-term focus and that one year is not long-term. Therefore, results should be measured over meaningful periods of time. Below, you will find the funds' average annual total returns for periods ended 12/31/15, reflecting the deduction of the maximum sales charge.

	Fund inception date	Fund lifetime	10 years	5 years	1 year	Expense ratio
The Growth Fund of America-529A	2/15/02	13.26%	6.49%	10.65%	-0.75%	0.73%
The New Economy Fund-529A	2/15/02	10.84	7.64	11.32	-2.28	0.87
New Perspective Fund-529A	2/15/02	11.97	6.79	7.63	-0.80	0.84
New World Fund-529A	2/19/02	6.90	5.02	-0.76	-11.46	1.10
SMALLCAP World Fund-529A	2/19/02	9.12	6.34	5.79	-3.38	1.15

Fund results above are preliminary and may be subject to change. Figures shown are past results for the funds and are not predictive of results in future periods nor do they reflect your personal rate of return. Current and future results may be lower or higher than those shown. Share prices and returns will vary, so investors may lose money. Investing for short periods makes losses more likely. Fund results for Class A shares of the American Funds reflect deduction of the funds' maximum sales charge (5.75% for equity funds and target date funds; 3.75% for most bond funds; 2.50% for intermediate and short-term bond funds). There is no sales charge for American Funds Money Market Fund Class A shares. Results for other share classes are at net asset value. If a sales charge had been deducted, results would have been lower. Investment results assume all distributions are reinvested and reflect applicable fees and expenses. For current information, including month-end results, results that reflect the impact of sales charges and results for Class A shares at net asset value, please visit americanfunds.com. Expense ratios are as of each fund's most recent prospectus. Expense ratios reflect any applicable fee waivers or expense reimbursements. Please see the fund's most recent shareholder report or prospectus for details. Investment results reflect the waivers and/or reimbursements, without which they would have been lower.

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Primary account number: 2852

Activity detail for account

2852

Account value: \$487,187.61

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

22.54% of the account's assets are in this fund

Beneficiary age: 6

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$579.23 Short-term capital gains \$0.00 Long-term capital gains \$8,351.02

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/15	Beginning balance	\$104,270.72	\$42.34 / \$42.34		2,462.700
12/22/15	Capital Gain 3.391	\$8,351.02	\$40.77 / \$40.77	204.832	2,667.532
12/22/15	Income Dividend 0.2352	\$579.23	\$40.77 / \$40.77	14.207	2,681.739
12/31/15	Ending balance	\$109,790.39	\$40.94 / \$40.94		2,681.739

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

23.85% of the account's assets are in this fund

Beneficiary age: 6

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$394.96 Short-term capital gains \$0.00 Long-term capital gains \$6,329.79

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/15	Beginning balance	\$112,068.93	\$36.49 / \$36.49		3,071.223
12/22/15	Capital Gain 2.061	\$6,329.79	\$35.64 / \$35.64	177.604	3,248.827
12/22/15	Income Dividend 0.1286	\$394.96	\$35.64 / \$35.64	11.082	3,259.909
12/31/15	Ending balance	\$116,215.76	\$35.65 / \$35.65		3,259.909

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

20.51% of the account's assets are in this fund

Beneficiary age: 6

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$682.33 Short-term capital gains \$0.00 Long-term capital gains \$5,153.15

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/15	Beginning balance	\$94,950.09	\$35.93 / \$35.93		2,642.641
12/23/15	Capital Gain 1.95	\$5,153.15	\$35.86 / \$35.86	143.702	2,786.343
12/23/15	Income Dividend 0.2268	\$599.35	\$35.86 / \$35.86	16.714	2,803.057
12/23/15	Foreign Tax Paid	\$82.98	/ \$35.86		2,803.057
12/31/15	Ending balance	\$99,928.98	\$35.65 / \$35.65		2,803.057

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

13.95% of the account's assets are in this fund

Beneficiary age: 6

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$456.27 Short-term capital gains \$0.00 Long-term capital gains \$0.00

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/15	Beginning balance	\$72,360.41	\$53.08 / \$53.08		1,363.233
12/23/15	Foreign Tax Paid	\$93.79	/ \$49.97		1,363.233
12/23/15	Income Dividend 0.2659	\$362.48	\$49.97 / \$49.97	7.254	1,370.487
12/31/15	Ending balance	\$67,976.16	\$49.60 / \$49.60		1,370.487

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Primary account number: 2852

Activity detail for account

2852 (continued)

Account value: \$487,187.61

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

19.15% of the account's assets are in this fund

Beneficiary age: 6

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$41.94 Short-term capital gains \$0.00 Long-term capital gains \$5,735.38

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/15	Beginning balance	\$90,984.07	\$44.91 / \$44.91		2,025.920
12/22/15	Foreign Tax Paid	\$41.94	/ \$42.88		2,025.920
12/22/15	Capital Gain 2.831	\$5,735.38	\$42.88 / \$42.88	133.754	2,159.674
12/31/15	Ending balance	\$93,276.32	\$43.19 / \$43.19		2,159.674

Activity detail for account

2782

Account value: \$254,627.57

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO MATTHEW JAMES VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

22.77% of the account's assets are in this fund

Beneficiary age: 5

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$305.92 Short-term capital gains \$0.00 Long-term capital gains \$4,410.54

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/15	Beginning balance	\$55,070.03	\$42.34 / \$42.34		1,300.662
12/22/15	Income Dividend 0.2352	\$305.92	\$40.77 / \$40.77	7.504	1,308.166
12/22/15	Capital Gain 3.391	\$4,410.54	\$40.77 / \$40.77	108.181	1,416.347
12/31/15	Ending balance	\$57,985.25	\$40.94 / \$40.94		1,416.347

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

23.33% of the account's assets are in this fund

Beneficiary age: 5

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$201.83 Short-term capital gains \$0.00 Long-term capital gains \$3,234.60

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/15	Beginning balance	\$57,268.65	\$36.49 / \$36.49		1,569.434
12/22/15	Income Dividend 0.1286	\$201.83	\$35.64 / \$35.64	5.663	1,575.097
12/22/15	Capital Gain 2.061	\$3,234.60	\$35.64 / \$35.64	90.758	1,665.855
12/31/15	Ending balance	\$59,387.73	\$35.65 / \$35.65		1,665.855

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

20.33% of the account's assets are in this fund

Beneficiary age: 5

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$353.42 Short-term capital gains \$0.00 Long-term capital gains \$2,669.17

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/15	Beginning balance	\$49,181.16	\$35.93 / \$35.93		1,368.805
12/23/15	Capital Gain 1.95	\$2,669.17	\$35.86 / \$35.86	74.433	1,443.238

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Primary account number: 2852

Activity detail for account # 2782 (continued) Account value: \$254,627.57

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO MATTHEW JAMES VAHEY

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
12/23/15	Income Dividend 0.2268	\$310.44	\$35.86 / \$35.86	8.657	1,451.895
12/23/15	Foreign Tax Paid	\$42.98	/ \$35.86		1,451.895
12/31/15	Ending balance	\$51,760.06	\$35.65 / \$35.65		1,451.895

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

14.23% of the account's assets are in this fund

Beneficiary age: 5

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$243.26 Short-term capital gains \$0.00 Long-term capital gains \$0.00

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/15	Beginning balance	\$38,578.86	\$53.08 / \$53.08		726.806
12/23/15	Income Dividend 0.2659	\$193.26	\$49.97 / \$49.97	3.868	730.674
12/23/15	Foreign Tax Paid	\$50.00	/ \$49.97		730.674
12/31/15	Ending balance	\$36,241.43	\$49.60 / \$49.60		730.674

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

19.34% of the account's assets are in this fund

Beneficiary age: 5

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$22.14 Short-term capital gains \$0.00 Long-term capital gains \$3,028.48

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/15	Beginning balance	\$48,042.70	\$44.91 / \$44.91		1,069.755
12/22/15	Capital Gain 2.831	\$3,028.48	\$42.88 / \$42.88	70.627	1,140.382
12/22/15	Foreign Tax Paid	\$22.14	/ \$42.88		1,140.382
12/31/15	Ending balance	\$49,253.10	\$43.19 / \$43.19		1,140.382

About your accounts

Information about your investments

Your responsibilities. Please review this statement carefully to confirm that we have accurately acted on your instructions. If you identify any discrepancies, please immediately notify your financial advisor or call us at (800) 421-4225. If you delay in reporting an error, we may be unable to adjust your account.

Rollovers in CollegeAmerica. If you invest in CollegeAmerica with funds rolled over from another 529 plan, a qualified U.S. savings bond or a Coverdell Education Savings Account, you'll need to give us appropriate documentation from the transferring institution showing the earnings portion of the rollover. We must treat the entire rollover as earnings if this information is not provided.

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Primary account number: **2852**

Personal rate of return. American Funds uses the Modified Dietz method to calculate the rates of return for your fund holdings, accounts and portfolio. This time-weighted calculation does not treat withdrawals as losses or investment amounts as gains. The formula factors in the amounts and daily prices of your account activity; the returns, fees and expenses of your specific funds; and applicable sales charges. Calculations may include closed and previously owned funds. Portfolio rate of return is the combined return for all of the accounts on this statement. Returns for investments made before 2003 are calculated with an initial investment date of January 1, 2003, and the investment value as of that date. Returns for periods less than a year are cumulative total returns and not annualized. Your personal returns may differ from fund results shown on this statement and online. You can view your fund and account personal rates of return, updated after each business day, by logging in to your account at americanfunds.com. For more information, please visit americanfunds.com/statement or call Shareholder Services at (800) 421-4225.

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Year-End Statement

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Primary account number: 2852

VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY
27 VIA MIRA MONTE
HENDERSON NV 89011-2013

Best Wishes for the New Year

This statement shows your complete account activity for 2016. We recommend you keep it for your tax records. See our online Tax Center for tax information, including forms, worksheets, cost basis information, IRA contribution instructions and more. Visit us at americanfunds.com/taxes.

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Benefit from better recordkeeping, safer access and faster delivery of your tax forms. Sign up now and you will receive an email alert as soon as each tax form is ready. Get started at americanfunds.com/paperless.

Portfolio value of all accounts

\$774,322.49

	Since initial investment on 5/14/2010	Year-to-date since 1/1/2016
Beginning value	\$285,000.00	\$741,815.18
+ Additions	\$173,473.75	\$0.00
- Withdrawals	\$0.00	\$0.00
- Setup/Annual fees	-\$70.00	\$0.00
+/- Investment gain/decline	\$315,918.74	\$32,507.31
Ending value as of 12/30/2016	\$774,322.49	\$774,322.49

Need help reading your statement or defining key terms? For a description of what's included in the above numbers, go to americanfunds.com/statement.

Portfolio allocation

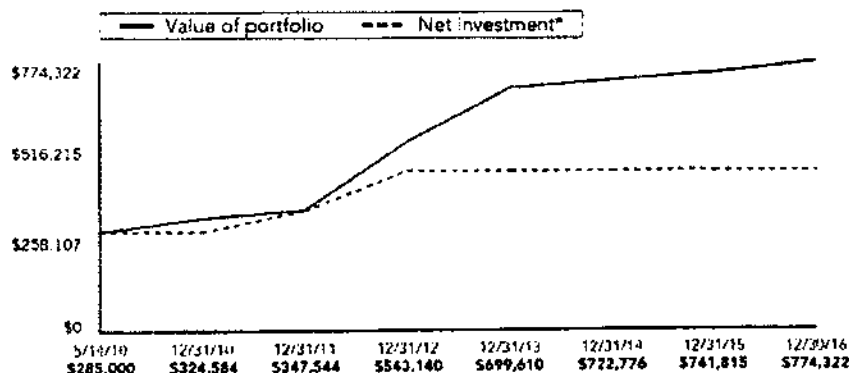


■ Growth 100.00%
100.00%

Portfolio rate of return

Annualized since initial investment on 5/14/2010	8.82%
Year-to-date since 1/1/2016	4.38%

Portfolio value history



* Net investment is the total amount you invested minus the total amount you withdrew (including any dividends and capital gains paid to you in cash).

How to contact us

Through your financial advisor

Stephen Hazel
(702) 792-3121
UBS FINANCIAL SERVICES INC.
10801 W CHARLESTON BLVD STE 400
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FundsLine® 24-hour automated service
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Carmel IN 46032-9181

Questions about your statement
americanfunds.com/statement



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Primary account number: 2852

Your portfolio at a glance

\$774,322.49

Education savings	Fund	Initial investment date	Value on 12/30/16	Change in value for the quarter	YTD return since 1/1/16	Annualized return since initial investment
VCSP/COLLEGEAMERICA MINH-NGUYET THI LUONG OWNER FBO HANNAH ELISE VAHEY Account #85282852	The Growth Fund of America-529A	5/14/10	\$118,968.69	\$1,830.33	8.36%	11.73%
	The New Economy Fund-529A	5/14/10	\$118,681.46	-\$1,022.40	2.12%	11.68%
	New Perspective Fund-529A	5/14/10	\$101,709.22	-\$2,031.92	1.78%	9.11%
	New World Fund-529A	5/14/10	\$70,565.10	-\$3,263.03	3.81%	3.27%
	SMALLCAP World Fund-529A	5/14/10	\$98,566.97	-\$2,376.19	5.67%	8.60%
			\$508,491.44	-\$6,863.21	4.37%	9.12%
VCSP/COLLEGEAMERICA MINH-NGUYET THI LUONG OWNER FBO MATTHEW JAMES VAHEY Account #85662782	The Growth Fund of America-529A	1/7/11	\$62,832.69	\$966.65	8.36%	12.20%
	The New Economy Fund-529A	1/7/11	\$60,647.75	-\$522.45	2.12%	10.92%
	New Perspective Fund-529A	1/7/11	\$52,682.16	-\$1,052.47	1.78%	8.12%
	New World Fund-529A	1/7/11	\$37,621.71	-\$1,739.70	3.81%	1.56%
	SMALLCAP World Fund-529A	1/7/11	\$52,046.74	-\$1,254.71	5.67%	7.89%
			\$265,831.05	-\$3,602.68	4.40%	8.39%
Total portfolio			\$774,322.49	-\$10,465.89	4.38%	8.82%

Historical transaction information: To view historical purchases, withdrawals, exchanges, dividends and capital gains since your initial investment date shown above, log in to your account at americanfunds.com and click on "View transactions" for more details.

Fund results from a long-term perspective

We believe investing should have a long-term focus and that one year is not long-term. Therefore, results should be measured over meaningful periods of time. Below, you will find the funds' average annual total returns for periods ended 12/31/16, reflecting the deduction of the maximum sales charge.

	Fund inception date	Fund lifetime	10 years	5 years	1 year	Expense ratio
The Growth Fund of America-529A	2/15/02	13.15%	6.24%	13.59%	2.13%	0.74%
The New Economy Fund-529A	2/15/02	10.57	6.40	13.12	3.74	0.86
New Perspective Fund-529A	2/15/02	11.73	5.06	9.75	4.06	0.86
New World Fund-529A	2/19/02	6.72	2.43	3.08	-2.17	1.11
SMALLCAP World Fund-529A	2/19/02	8.99	4.75	10.35	-0.39	1.17

Fund results above are preliminary and may be subject to change. Figures shown are past results for the funds and are not predictive of results in future periods nor do they reflect your personal rate of return. Current and future results may be lower or higher than those shown. Share prices and returns will vary, so investors may lose money. Investing for short periods makes losses more likely. Fund results for Class A shares of the American Funds reflect deduction of the funds' maximum sales charge (5.75% for equity funds and target date funds; 3.75% for most bond funds; 2.50% for intermediate and short-term bond funds). There is no sales charge for AF U.S. Government Money Market Fund Class A shares. Results for other share classes are at net asset value. If a sales charge had been deducted, results would have been lower. Investment results assume all distributions are reinvested and reflect applicable fees and expenses. For current information, including month-end results, results that reflect the impact of sales charges and results for Class A shares at net asset value, please visit americanfunds.com. Expense ratios are as of each fund's most recent prospectus. Expense ratios reflect any applicable fee waivers or expense reimbursements. Please see the fund's most recent shareholder report or prospectus for details. Investment results reflect the waivers and/or reimbursements, without which they would have been lower.

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AMERICAN FUNDS®

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Primary account number: 2852

Activity detail for account

2852

Account value: \$508,491.44

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

23.40% of the account's assets are in this fund

Beneficiary age: 7

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$592.93 Short-term capital gains \$0.00 Long-term capital gains \$6,782.65

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/16	Beginning balance	\$109,790.39	\$40.94 / \$40.94		2,681.739
12/21/16	Capital Gain 2.5292	\$6,782.65	\$42.23 / \$42.23	160.612	2,842.351
12/21/16	Income Dividend 0.2211	\$592.93	\$42.23 / \$42.23	14.040	2,856.391
12/30/16	Ending balance	\$118,968.69	\$41.65 / \$41.65		2,856.391

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

23.34% of the account's assets are in this fund

Beneficiary age: 7

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$237.32 Short-term capital gains \$0.00 Long-term capital gains \$2,310.62

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/16	Beginning balance	\$116,215.76	\$35.65 / \$35.65		3,259.909
12/23/16	Capital Gain 0.7088	\$2,310.62	\$35.87 / \$35.87	64.417	3,324.326
12/23/16	Income Dividend 0.0728	\$237.32	\$35.87 / \$35.87	6.616	3,330.942
12/30/16	Ending balance	\$118,681.46	\$35.63 / \$35.63		3,330.942

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

20.00% of the account's assets are in this fund

Beneficiary age: 7

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$839.24 Short-term capital gains \$0.00 Long-term capital gains \$3,014.41

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/16	Beginning balance	\$99,928.98	\$35.65 / \$35.65		2,803.057
12/22/16	Income Dividend 0.2639	\$739.73	\$35.06 / \$35.06	21.099	2,824.156
12/22/16	Foreign Tax Paid	\$99.51	/ \$35.06		2,824.156
12/22/16	Capital Gain 1.0754	\$3,014.41	\$35.06 / \$35.06	85.979	2,910.135
12/30/16	Ending balance	\$101,709.22	\$34.95 / \$34.95		2,910.135

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

13.88% of the account's assets are in this fund

Beneficiary age: 7

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$702.10 Short-term capital gains \$0.00 Long-term capital gains \$0.00

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/16	Beginning balance	\$67,976.16	\$49.60 / \$49.60		1,370.487
12/22/16	Income Dividend 0.4543	\$622.61	\$50.50 / \$50.50	12.329	1,382.816
12/22/16	Foreign Tax Paid	\$79.49	/ \$50.50		1,382.816
12/30/16	Ending balance	\$70,565.10	\$51.03 / \$51.03		1,382.816

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Primary account number:

2852

Activity detail for account

2852 (continued)

Account value: \$508,491.44

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

19.38% of the account's assets are in this fund

Beneficiary age: 7

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$338.21 Short-term capital gains \$0.00 Long-term capital gains \$0.00

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/16	Beginning balance	\$93,276.32	\$43.19 / \$43.19		2,159.674
12/21/16	Income Dividend 0.1298	\$280.33	\$45.53 / \$45.53	6.157	2,165.831
12/21/16	Foreign Tax Paid	\$57.88	/ \$45.53		2,165.831
12/30/16	Ending balance	\$98,566.97	\$45.51 / \$45.51		2,165.831

Activity detail for account

2782

Account value: \$265,831.05

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO MATTHEW JAMES VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

23.64% of the account's assets are in this fund

Beneficiary age: 6

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$313.15 Short-term capital gains \$0.00 Long-term capital gains \$3,582.22

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/16	Beginning balance	\$57,985.25	\$40.94 / \$40.94		1,416.347
12/21/16	Capital Gain 2.5292	\$3,582.22	\$42.23 / \$42.23	84.826	1,501.173
12/21/16	Income Dividend 0.2211	\$313.15	\$42.23 / \$42.23	7.415	1,508.588
12/30/16	Ending balance	\$62,832.69	\$41.65 / \$41.65		1,508.588

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

22.81% of the account's assets are in this fund

Beneficiary age: 6

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$121.27 Short-term capital gains \$0.00 Long-term capital gains \$1,180.76

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/16	Beginning balance	\$59,387.73	\$35.65 / \$35.65		1,665.855
12/23/16	Capital Gain 0.7088	\$1,180.76	\$35.87 / \$35.87	32.918	1,698.773
12/23/16	Income Dividend 0.0728	\$121.27	\$35.87 / \$35.87	3.381	1,702.154
12/30/16	Ending balance	\$60,647.75	\$35.63 / \$35.63		1,702.154

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

19.82% of the account's assets are in this fund

Beneficiary age: 6

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$434.70 Short-term capital gains \$0.00 Long-term capital gains \$1,561.37

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/16	Beginning balance	\$51,760.06	\$35.65 / \$35.65		1,451.895
12/22/16	Capital Gain 1.0754	\$1,561.37	\$35.06 / \$35.06	44.534	1,496.429

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Primary account number 2852

Activity detail for account

2782 (continued)

Account value: \$265,831.05

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYETTHI LUONG OWNER
FBO MATTHEW JAMES VAHEY

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
12/22/16	Foreign Tax Paid	\$51.54	/ \$35.06		1,496.429
12/22/16	Income Dividend 0.2639	\$383.16	\$35.06 / \$35.06	10.929	1,507.358
12/30/16	Ending balance	\$52,682.16	\$34.95 / \$34.95		1,507.358

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

14.15% of the account's assets are in this fund

Beneficiary age: 6

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$374.33 Short-term capital gains \$0.00 Long-term capital gains \$0.00

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/16	Beginning balance	\$36,241.43	\$49.60 / \$49.60		730.674
12/22/16	Income Dividend 0.4543	\$331.95	\$50.50 / \$50.50	6.573	737.247
12/22/16	Foreign Tax Paid	\$42.38	/ \$50.50		737.247
12/30/16	Ending balance	\$37,621.71	\$51.03 / \$51.03		737.247

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

19.58% of the account's assets are in this fund

Beneficiary age: 6

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$178.58 Short-term capital gains \$0.00 Long-term capital gains \$0.00

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/16	Beginning balance	\$49,253.10	\$43.19 / \$43.19		1,140.382
12/21/16	Foreign Tax Paid	\$30.56	/ \$45.53		1,140.382
12/21/16	Income Dividend 0.1298	\$148.02	\$45.53 / \$45.53	3.251	1,143.633
12/30/16	Ending balance	\$52,046.74	\$45.51 / \$45.51		1,143.633

About your accounts

Information about your investments

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Primary account number: 2852

Personal rate of return. American Funds uses the Modified Dietz method to calculate the rates of return for your fund holdings, accounts and portfolio. This time-weighted calculation does not treat withdrawals as losses or investment amounts as gains. The formula factors in the amounts and daily prices of your account activity; the returns, fees and expenses of your specific funds; and applicable sales charges. Calculations may include closed and previously owned funds. Portfolio rate of return is the combined return for all of the accounts on this statement. Returns for investments made before 2003 are calculated with an initial investment date of January 1, 2003, and the investment value as of that date. Returns for periods less than a year are cumulative total returns and not annualized. Your personal returns may differ from fund results shown on this statement and online. You can view your fund and account personal rates of return, updated after each business day, by logging in to your account at americanfunds.com. For more information, please visit americanfunds.com/statement or call Shareholder Services at (800) 421-4225.

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Indianapolis IN 46207-7157

Year-End Statement December 31, 2017

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Primary account number: 2852

VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY
27 VIA MIRA MONTE
HENDERSON NV 89011-2013

Best Wishes for the New Year

This statement shows your complete account activity for 2017. We recommend you keep it for your tax records. See our online Tax Center for tax information, including forms, worksheets, cost basis information, IRA contribution instructions and more. Visit us at americanfunds.com/taxes.

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Portfolio value of all accounts \$1,003,072.32

	Since initial investment on 5/14/2010	Year-to-date since 1/1/2017
Beginning value	\$285,000.00	\$774,322.49
+ Additions	\$173,473.75	\$0.00
- Withdrawals	\$0.00	\$0.00
- Setup/Annual fees	-\$70.00	\$0.00
+/- Investment gain/decline	\$544,668.57	\$228,749.83
Ending value as of 12/31/2017	\$1,003,072.32	\$1,003,072.32

Need help reading your statement or defining key terms? For a description of what's included in the above numbers, go to americanfunds.com/statement.

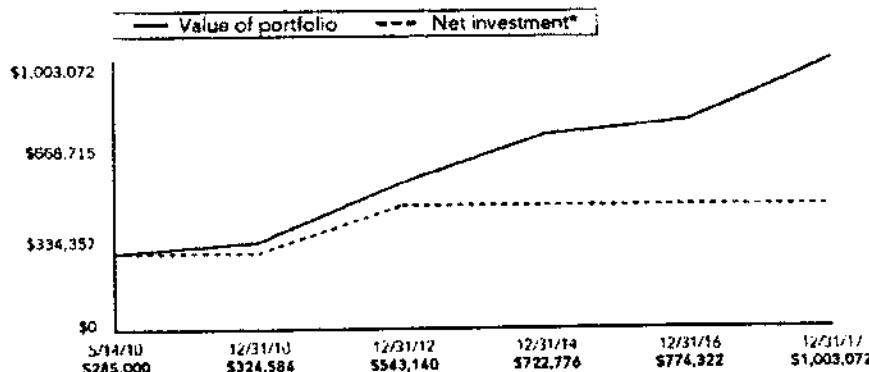
Portfolio allocation



Portfolio rate of return

Annualized since initial investment on 5/14/2010	11.41%
Year-to-date since 1/1/2017	29.54%

Portfolio value history



* Net investment is the total amount you invested minus the total amount you withdrew (including any dividends and capital gains paid to you in cash).

How to contact us

Through your financial advisor

Stephen Hazel
(702) 792-3121
UBS FINANCIAL SERVICES INC.
10801 W CHARLESTON BLVD STE 400
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americanfunds.com

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Questions about your statement
americanfunds.com/statement



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Year-End Statement
December 31, 2017

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Primary account number **2852**

Your portfolio at a glance

\$1,003,072.32

Education savings	Fund	Initial investment date	Value on 12/31/17	Change in value for the quarter	YTD return since 1/1/17	Annualized return since initial investment
VCSP/COLLEGEAMERICA MINH-NGUYET THI LUONG OWNER FBO HANNAH ELISE VAHEY Account # 2852	The Growth Fund of America-S29A	5/14/10	\$149,966.15	\$9,660.22	26.06%	13.50%
	The New Economy Fund-S29A	5/14/10	\$159,381.34	\$8,323.12	34.29%	14.40%
	New Perspective Fund-S29A	5/14/10	\$130,989.24	\$5,707.93	28.79%	11.50%
	New World Fund-S29A	5/14/10	\$93,482.08	\$4,857.40	32.48%	6.69%
	SMALLCAP World Fund-S29A	5/14/10	\$124,942.01	\$5,799.65	26.76%	10.82%
			\$658,760.82	\$34,348.32	29.55%	11.59%
VCSP/COLLEGEAMERICA MINH-NGUYET THI LUONG OWNER FBO MATTHEW JAMES VAHEY Account # 1782	The Growth Fund of America-S29A	1/7/11	\$79,203.80	\$5,101.96	26.06%	14.14%
	The New Economy Fund-S29A	1/7/11	\$81,445.92	\$4,253.24	34.29%	14.11%
	New Perspective Fund-S29A	1/7/11	\$67,848.26	\$2,956.50	28.79%	11.01%
	New World Fund-S29A	1/7/11	\$49,839.85	\$2,589.69	32.48%	5.88%
	SMALLCAP World Fund-S29A	1/7/11	\$65,973.67	\$3,062.42	26.76%	10.54%
			\$344,311.50	\$17,963.81	29.52%	11.35%
Total portfolio			\$1,003,072.32	\$52,312.13	29.54%	11.41%

Historical transaction information: To view historical purchases, withdrawals, exchanges, dividends and capital gains since your initial investment date shown above, log in to your account at americanfunds.com and click on "View transactions" for more details.

Fund results from a long-term perspective

We believe investing should have a long-term focus and that one year is not long-term. Therefore, results should be measured over meaningful periods of time. Below, you will find the funds' average annual total returns for periods ended 12/31/17, reflecting the deduction of the maximum sales charge.

	Fund inception date	Fund lifetime	10 years	5 years	1 year	Expense ratio
The Growth Fund of America-S29A	2/15/02	13.42%	7.61%	14.63%	18.81%	0.72%
The New Economy Fund-S29A	2/15/02	11.20	8.41	14.95	26.58	0.90
New Perspective Fund-S29A	2/15/02	12.08	6.17	11.18	21.39	0.84
New World Fund-S29A	2/19/02	7.97	2.40	5.21	24.87	1.14
SMALLCAP World Fund-S29A	2/19/02	9.59	5.58	11.21	19.46	1.14

Fund results above are preliminary and may be subject to change. Figures shown are past results for the funds and are not predictive of results in future periods nor do they reflect your personal rate of return. Current and future results may be lower or higher than those shown. Share prices and returns will vary, so investors may lose money. Investing for short periods makes losses more likely. Fund results for Class A shares of the American Funds reflect deduction of the funds' maximum sales charge (5.75% for equity funds and target date funds; 3.75% for most bond funds; 2.50% for intermediate and short-term bond funds). There is no sales charge for AF U.S. Government Money Market Fund Class A shares. Results for other share classes are at net asset value. If a sales charge had been deducted, results would have been lower. Investment results assume all distributions are reinvested and reflect applicable fees and expenses. For current information, including month-end results, results that reflect the impact of sales charges and results for Class A shares at net asset value, please visit americanfunds.com. Expense ratios are as of each fund's most recent prospectus. Expense ratios reflect any applicable fee waivers or expense reimbursements. Please see the fund's most recent shareholder report or prospectus for details. Investment results reflect the waivers and/or reimbursements, without which they would have been lower.

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Year-End Statement
December 31, 2017

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Primary account number: **2852**

Activity detail for account

2852

Account value: **\$658,760.82**

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

22.76% of the account's assets are in this fund

Beneficiary age: 8

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$665.54 Short-term capital gains \$0.00 Long-term capital gains \$9,237.57

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/17	Beginning balance	\$118,968.69	\$41.65 / \$41.65		2,856.391
12/20/17	Income Dividend 0.233	\$665.54	\$48.96 / \$48.96	13.594	2,869.985
12/20/17	Capital Gain 3.234	\$9,237.57	\$48.96 / \$48.96	188.676	3,058.661
12/31/17	Ending balance	\$149,966.15	\$49.03 / \$49.03		3,058.661

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

24.20% of the account's assets are in this fund

Beneficiary age: 8

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$232.83 Short-term capital gains \$0.00 Long-term capital gains \$12,048.35

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/17	Beginning balance	\$118,681.46	\$35.63 / \$35.63		3,330.942
12/22/17	Capital Gain 3.6171	\$12,048.35	\$44.40 / \$44.40	271.359	3,602.301
12/22/17	Income Dividend 0.0699	\$232.83	\$44.40 / \$44.40	5.244	3,607.545
12/31/17	Ending balance	\$159,381.34	\$44.18 / \$44.18		3,607.545

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

19.88% of the account's assets are in this fund

Beneficiary age: 8

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$622.19 Short-term capital gains \$0.00 Long-term capital gains \$6,341.77

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/17	Beginning balance	\$101,709.22	\$34.95 / \$34.95		2,910.135
12/21/17	Capital Gain 2.1792	\$6,341.77	\$42.56 / \$42.56	149.008	3,059.143
12/21/17	Income Dividend 0.1772	\$515.68	\$42.56 / \$42.56	12.117	3,071.260
12/21/17	Foreign Tax Paid	\$106.51	\$42.56 / \$42.56		3,071.260
12/31/17	Ending balance	\$130,989.24	\$42.65 / \$42.65		3,071.260

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

14.19% of the account's assets are in this fund

Beneficiary age: 8

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$915.56 Short-term capital gains \$0.00 Long-term capital gains \$882.37

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/17	Beginning balance	\$70,565.10	\$51.03 / \$51.03		1,382.816
12/21/17	Foreign Tax Paid	\$65.82	\$65.81 / \$65.81		1,382.816
12/21/17	Income Dividend 0.6145	\$849.74	\$65.81 / \$65.81	12.912	1,395.728
12/21/17	Capital Gain 0.6381	\$882.37	\$65.81 / \$65.81	13.408	1,409.136
12/31/17	Ending balance	\$93,482.08	\$66.34 / \$66.34		1,409.136

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Primary account number: 1 2852

Activity detail for account

2852 (continued)

Account value: \$658,760.82

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

18.97% of the account's assets are in this fund

Beneficiary age: 8

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$77.75 Short-term capital gains \$0.00 Long-term capital gains \$5,414.58

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/17	Beginning balance	\$98,566.97	\$45.51 / \$45.51		2,165.831
12/20/17	Capital Gain 2.50	\$5,414.58	\$54.78 / \$54.78	98.842	2,264.673
12/20/17	Foreign Tax Paid	\$77.75	/ \$54.78		2,264.673
12/31/17	Ending balance	\$124,942.01	\$55.17 / \$55.17		2,264.673

Activity detail for account

2782

Account value: \$344,311.50

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO MATTHEW JAMES VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

23.00% of the account's assets are in this fund

Beneficiary age: 7

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$351.50 Short-term capital gains \$0.00 Long-term capital gains \$4,878.77

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/17	Beginning balance	\$62,832.69	\$41.65 / \$41.65		1,508.588
12/20/17	Capital Gain 3.234	\$4,878.77	\$48.96 / \$48.96	99.648	1,608.236
12/20/17	Income Dividend 0.233	\$351.50	\$48.96 / \$48.96	7.179	1,615.415
12/31/17	Ending balance	\$79,203.80	\$49.03 / \$49.03		1,615.415

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

23.65% of the account's assets are in this fund

Beneficiary age: 7

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$118.98 Short-term capital gains \$0.00 Long-term capital gains \$6,156.86

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/17	Beginning balance	\$60,647.75	\$35.63 / \$35.63		1,702.154
12/22/17	Capital Gain 3.6171	\$6,156.86	\$44.40 / \$44.40	138.668	1,840.822
12/22/17	Income Dividend 0.0699	\$118.98	\$44.40 / \$44.40	2.680	1,843.502
12/31/17	Ending balance	\$81,445.92	\$44.18 / \$44.18		1,843.502

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

19.71% of the account's assets are in this fund

Beneficiary age: 7

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$322.27 Short-term capital gains \$0.00 Long-term capital gains \$3,284.83

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/17	Beginning balance	\$52,682.16	\$34.95 / \$34.95		1,507.358
12/21/17	Foreign Tax Paid	\$55.17	/ \$42.56		1,507.358

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Year-End Statement
December 31, 2017

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Primary account number: 2852

Activity detail for account

2782 (continued)

Account value: \$344,311.50

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYETTHI LUONG OWNER
FBO MATTHEW JAMES VAHEY

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
12/21/17	Income Dividend 0.1772	\$267.10	\$42.56 / \$42.56	6.276	1,513.634
12/21/17	Capital Gain 2.1792	\$3,284.83	\$42.56 / \$42.56	77.181	1,590.815
12/31/17	Ending balance	\$67,848.26	\$42.65 / \$42.65		1,590.815

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

14.48% of the account's assets are in this fund

Beneficiary age: 7

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$488.13 Short-term capital gains \$0.00 Long-term capital gains \$470.44

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/17	Beginning balance	\$37,621.71	\$51.03 / \$51.03		737.247
12/21/17	Foreign Tax Paid	\$35.09	/ \$65.81		737.247
12/21/17	Income Dividend 0.6145	\$453.04	\$65.81 / \$65.81	6.884	744.131
12/21/17	Capital Gain 0.6381	\$470.44	\$65.81 / \$65.81	7.148	751.279
12/31/17	Ending balance	\$49,839.85	\$66.34 / \$66.34		751.279

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

19.16% of the account's assets are in this fund

Beneficiary age: 7

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$41.06 Short-term capital gains \$0.00 Long-term capital gains \$2,859.08

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/17	Beginning balance	\$52,046.74	\$45.51 / \$45.51		1,143.633
12/20/17	Capital Gain 2.50	\$2,859.08	\$54.78 / \$54.78	52.192	1,195.825
12/20/17	Foreign Tax Paid	\$41.06	/ \$54.78		1,195.825
12/31/17	Ending balance	\$65,973.67	\$55.17 / \$55.17		1,195.825

About your accounts

Information about your investments

Your responsibilities. Please review this statement carefully to confirm that we have accurately acted on your instructions. If you identify any discrepancies, please immediately notify your financial advisor or call us at (800) 421-4225. If you delay in reporting an error, we may be unable to adjust your account.

Rollovers in CollegeAmerica. If you invest in CollegeAmerica with funds rolled over from another 529 plan, a qualified U.S. savings bond or a Coverdell Education Savings Account, you'll need to give us appropriate documentation from the transferring institution showing the earnings portion of the rollover. We must treat the entire rollover as earnings if this information is not provided.

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Primary account number 2852

Personal rate of return. American Funds uses the Modified Dietz method to calculate the rates of return for your fund holdings, accounts and portfolio. This time-weighted calculation does not treat withdrawals as losses or investment amounts as gains. The formula factors in the amounts and daily prices of your account activity; the returns, fees and expenses of your specific funds; and applicable sales charges. Calculations may include closed and previously owned funds. Portfolio rate of return is the combined return for all of the accounts on this statement. Returns for investments made before 2003 are calculated with an initial investment date of January 1, 2003, and the investment value as of that date. Returns for periods less than a year are cumulative total returns and not annualized. Your personal returns may differ from fund results shown on this statement and online. You can view your fund and account personal rates of return, updated after each business day, by logging in to your account at americanfunds.com. For more information, please visit americanfunds.com/statement or call Shareholder Services at (800) 421-4225.

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Year-End Statement

December 31, 2018

Page 1 of 6

Primary account number: 2852

VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY
27 VIA MIRA MONTE
HENDERSON NV 89011-2013

Best wishes for the New Year

This statement shows your complete account activity for 2018. We recommend you keep it for your tax records. See our online Tax Center for tax information, including forms, worksheets, cost basis information, IRA contribution instructions and more. Visit us at americanfunds.com/taxes.

Why does our logo now show Capital Group?

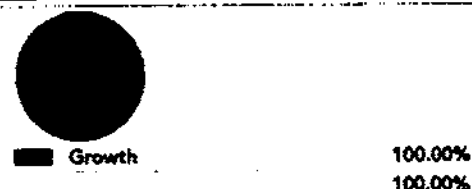
You know American Funds for our focus on providing superior long-term results. You might be less familiar with Capital Group, the people behind American Funds since 1931. For more than 80 years, our goal has been to help improve people's lives through successful investing.

Portfolio value of all accounts \$937,878.18

	Since initial investment on 5/14/2010	Year-to-date since 1/1/2018
Beginning value	\$285,000.00	\$1,003,072.32
+ Additions	\$173,473.75	\$0.00
- Withdrawals	\$0.00	\$0.00
- Setup/Annual fees	-\$70.00	\$0.00
+/- Investment gain/decline	\$479,474.43	-\$65,194.14
Ending value as of 12/31/2018	\$937,878.18	\$937,878.18

Need help reading your statement or defining key terms? For a description of what's included in the above numbers, go to americanfunds.com/statement.

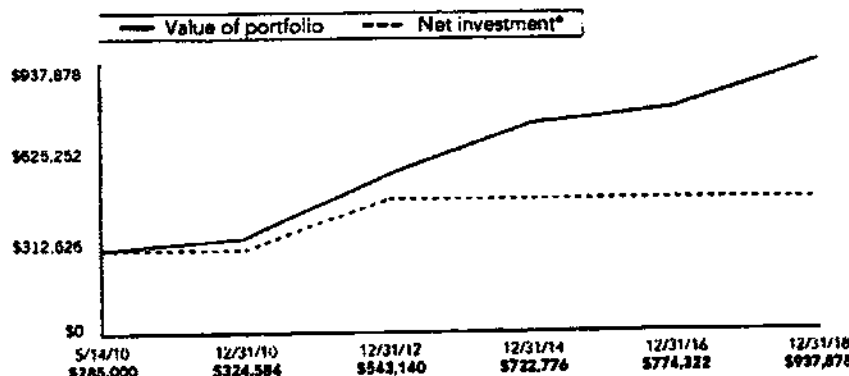
Portfolio allocation



Portfolio rate of return

Annualized since initial investment on 5/14/2010	9.08%
Year-to-date since 1/1/2018	-6.50%

Portfolio value history



* Net Investment is the total amount you invested minus the total amount you withdrew (including any dividends and capital gains paid to you in cash).

How to contact us

Through your financial advisor

Stephen Hazel
(702) 792-3121

UBS FINANCIAL SERVICES INC.
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Overnight courier

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Questions about your statement
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AMERICAN FUNDS®

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Year-End Statement
December 31, 2018

Page 2 of 6

Primary account number: 2852

Your portfolio at a glance

\$937,878.18

Education savings	Fund	Initial investment date	Value on 12/31/18	Change in value for the quarter	YTD return since 1/1/18	Annualized return since initial investment
VCSP/COLLEGEAMERICA	The Growth Fund of America-529A	5/14/10	\$145,496.53	-\$26,002.59	-2.98%	11.46%
MINH-NGUYET THI LUONG OWNER	The New Economy Fund-529A	5/14/10	\$152,554.79	-\$23,204.80	-4.28%	12.07%
FBO HANNAH ELISE VAHEY	New Perspective Fund-529A	5/14/10	\$123,251.34	-\$18,825.15	-5.91%	9.33%
Account 2852	New World Fund-529A	5/14/10	\$81,945.10	-\$7,309.57	-12.34%	4.29%
	SMALLCAP World Fund-529A	5/14/10	\$112,759.62	-\$21,920.48	-9.75%	8.21%
			\$616,007.38	-\$97,262.59	-6.49%	9.33%
VCSP/COLLEGEAMERICA	The Growth Fund of America-529A	1/7/11	\$76,843.18	-\$13,733.14	-2.98%	11.63%
MINH-NGUYET THI LUONG OWNER	The New Economy Fund-529A	1/7/11	\$77,957.45	-\$11,857.97	-4.28%	11.47%
FBO MATTHEW JAMES VAHEY	New Perspective Fund-529A	1/7/11	\$63,840.30	-\$9,750.80	-5.91%	8.58%
Account 2782	New World Fund-529A	1/7/11	\$43,688.95	-\$3,897.06	-12.34%	3.21%
	SMALLCAP World Fund-529A	1/7/11	\$59,540.92	-\$11,574.79	-9.75%	7.59%
			\$321,870.80	-\$50,813.76	-6.52%	8.76%

Total portfolio

\$937,878.18 -\$148,076.35 -6.50% 9.08%

Historical transaction information: To view historical purchases, withdrawals, exchanges, dividends and capital gains since your initial investment date shown above, log in to your account at americanfunds.com and click on "View transactions" for more details.

Fund results from a long-term perspective

We believe investing should have a long-term focus and that one year is not long-term. Therefore, results should be measured over meaningful periods of time. Below, you will find the funds' average annual total returns for periods ended 12/31/18, reflecting the deduction of the maximum sales charge.

	Fund inception date	Fund lifetime	10 years	5 years	1 year	Expense ratio
The Growth Fund of America-529A	2/15/02	13.03%	12.74%	7.50%	-8.56%	0.69%
The New Economy Fund-529A	2/15/02	10.73	13.95	6.04	-9.80	0.86
New Perspective Fund-529A	2/15/02	11.66	10.67	4.76	-11.32	0.83
New World Fund-529A	2/19/02	6.83	7.55	0.55	-17.38	1.10
SMALLCAP World Fund-529A	2/19/02	8.85	11.88	3.51	-14.95	1.11

Fund results above are preliminary and may be subject to change. Figures shown are past results for the funds and are not predictive of results in future periods nor do they reflect your personal rate of return. Current and future results may be lower or higher than those shown. Share prices and returns will vary, so investors may lose money. Investing for short periods makes losses more likely. Fund results for Class A shares of the American Funds reflect deduction of the funds' maximum sales charge (5.75% for equity funds and target date funds; 3.75% for most bond funds; 2.50% for intermediate and short-term bond funds). There is no sales charge for AF U.S. Government Money Market Fund Class A shares. Results for other share classes are at net asset value. If a sales charge had been deducted, results would have been lower. Investment results assume all distributions are reinvested and reflect applicable fees and expenses. For current information, including month-end results, results that reflect the impact of sales charges and results for Class A shares at net asset value, please visit americanfunds.com. Expense ratios are as of each fund's most recent prospectus. Expense ratios reflect any applicable fee waivers or expense reimbursements. Please see the fund's most recent shareholder report or prospectus for details. Investment results reflect the waivers and/or reimbursements, without which they would have been lower.

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AMERICAN FUNDS®

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Year-End Statement
December 31, 2018

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Primary account number: 2852

Activity detail for account

2852

Account value: \$616,007.38

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYETTHI LUONG OWNER
FBO HANNAH ELISE VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

23.62% of the account's assets are in this fund

Beneficiary age: 9

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$810.85 Short-term capital gains \$0.00 Long-term capital gains \$14,742.75

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/18	Beginning balance	\$149,966.15	\$49.03 / \$49.03		3,058.661
12/21/18	Income Dividend 0.2651	\$810.85	\$40.48 / \$40.48	20.031	3,078.692
12/21/18	Capital Gain 4.82	\$14,742.75	\$40.48 / \$40.48	364.198	3,442.890
12/31/18	Ending balance	\$145,496.53	\$42.26 / \$42.26		3,442.890

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

24.77% of the account's assets are in this fund

Beneficiary age: 9

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$750.01 Short-term capital gains \$0.00 Long-term capital gains \$13,158.16

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/18	Beginning balance	\$159,381.34	\$44.18 / \$44.18		3,607.545
12/19/18	Income Dividend 0.2079	\$750.01	\$38.08 / \$38.08	19.696	3,627.241
12/19/18	Capital Gain 3.6474	\$13,158.16	\$38.08 / \$38.08	345.540	3,972.781
12/31/18	Ending balance	\$152,554.79	\$38.40 / \$38.40		3,972.781

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

20.01% of the account's assets are in this fund

Beneficiary age: 9

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$1,265.97 Short-term capital gains \$0.00 Long-term capital gains \$7,407.88

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/18	Beginning balance	\$130,989.24	\$42.65 / \$42.65		3,071.260
12/21/18	Income Dividend 0.4122	\$1,265.97	\$35.85 / \$35.85	35.313	3,106.573
12/21/18	Capital Gain 2.412	\$7,407.88	\$35.85 / \$35.85	206.635	3,313.208
12/31/18	Ending balance	\$123,251.34	\$37.20 / \$37.20		3,313.208

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

13.30% of the account's assets are in this fund

Beneficiary age: 9

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$888.60 Short-term capital gains \$0.00 Long-term capital gains \$1,005.42

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/18	Beginning balance	\$93,482.08	\$66.34 / \$66.34		1,409.136
12/21/18	Income Dividend 0.5458	\$769.11	\$55.39 / \$55.39	13.885	1,423.021
12/21/18	Capital Gain 0.7135	\$1,005.42	\$55.39 / \$55.39	18.152	1,441.173
12/21/18	Foreign Tax Paid	\$119.49	/ \$55.39		1,441.173
12/31/18	Ending balance	\$81,945.10	\$56.86 / \$56.86		1,441.173

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Primary account number: 2852

Activity detail for account # 2852 (continued) Account value: \$616,007.38

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

18.30% of the account's assets are in this fund

Beneficiary age: 9

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$93.30 Short-term capital gains \$0.00 Long-term capital gains \$7,500.60

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/18	Beginning balance	\$124,942.01	\$55.17 / \$55.17		2,264.673
12/24/18	Foreign Tax Paid	\$93.30	/ \$43.93		2,264.673
12/24/18	Capital Gain 3.312	\$7,500.60	\$43.93 / \$43.93	170.740	2,435.413
12/31/18	Ending balance	\$112,759.62	\$46.30 / \$46.30		2,435.413

Activity detail for account # 2782 Account value: \$321,870.80

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO MATTHEW JAMES VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

23.87% of the account's assets are in this fund

Beneficiary age: 8

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$428.25 Short-term capital gains \$0.00 Long-term capital gains \$7,786.30

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/18	Beginning balance	\$79,203.80	\$49.03 / \$49.03		1,615.415
12/21/18	Income Dividend 0.2651	\$428.25	\$40.48 / \$40.48	10.579	1,625.994
12/21/18	Capital Gain 4.82	\$7,786.30	\$40.48 / \$40.48	192.349	1,818.343
12/31/18	Ending balance	\$76,843.18	\$42.26 / \$42.26		1,818.343

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

24.23% of the account's assets are in this fund

Beneficiary age: 8

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$383.26 Short-term capital gains \$0.00 Long-term capital gains \$6,723.99

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/18	Beginning balance	\$81,445.92	\$44.18 / \$44.18		1,843.502
12/19/18	Income Dividend 0.2079	\$383.26	\$38.08 / \$38.08	10.065	1,853.567
12/19/18	Capital Gain 3.6474	\$6,723.99	\$38.08 / \$38.08	176.575	2,030.142
12/31/18	Ending balance	\$77,957.45	\$38.40 / \$38.40		2,030.142

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

19.83% of the account's assets are in this fund

Beneficiary age: 8

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$655.73 Short-term capital gains \$0.00 Long-term capital gains \$3,837.05

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/18	Beginning balance	\$67,848.26	\$42.65 / \$42.65		1,590.815
12/21/18	Income Dividend 0.4122	\$655.73	\$35.85 / \$35.85	18.291	1,609.106

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Primary account number: 85282852

Activity detail for account

2782 (continued)

Account value: \$321,870.80

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO MATTHEW JAMES VAHEY

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
12/21/18	Capital Gain 2.412	\$3,837.05	\$35.85 / \$35.85	107.031	1,716.137
12/31/18	Ending balance	\$63,840.30	\$37.20 / \$37.20		1,716.137

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

13.57% of the account's assets are in this fund

Beneficiary age: 8

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$473.76 Short-term capital gains \$0.00 Long-term capital gains \$536.04

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/18	Beginning balance	\$49,839.85	\$66.34 / \$66.34		751.279
12/21/18	Foreign Tax Paid	\$63.71	/ \$55.39		751.279
12/21/18	Income Dividend 0.5458	\$410.05	\$55.39 / \$55.39	7.403	758.682
12/21/18	Capital Gain 0.7135	\$536.04	\$55.39 / \$55.39	9.678	768.360
12/31/18	Ending balance	\$43,688.95	\$56.86 / \$56.86		768.360

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

18.50% of the account's assets are in this fund

Beneficiary age: 8

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$49.27 Short-term capital gains \$0.00 Long-term capital gains \$3,960.57

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/18	Beginning balance	\$65,973.67	\$55.17 / \$55.17		1,195.825
12/24/18	Foreign Tax Paid	\$49.27	/ \$43.93		1,195.825
12/24/18	Capital Gain 3.312	\$3,960.57	\$43.93 / \$43.93	90.156	1,285.981
12/31/18	Ending balance	\$59,540.92	\$46.30 / \$46.30		1,285.981

About your accounts

Information about your investments

Your responsibilities. Please review this statement carefully to confirm that we have accurately acted on your instructions. If you identify any discrepancies, please immediately notify your financial advisor or call us at (800) 421-4225. If you delay in reporting an error, we may be unable to adjust your account.

Rollovers. If you roll over funds into CollegeAmerica or ABLEAmerica, you'll need to give us appropriate documentation from the prior institution showing the earnings portion of the rollover. We must treat the entire rollover as earnings if this information is not provided.

Personal rate of return. American Funds uses the Modified Dietz method to calculate the rates of return for your fund holdings, accounts and portfolio. This time-weighted calculation does not treat withdrawals as losses or investment amounts as gains. The formula factors in the amounts and daily prices of your account activity; the returns, fees and expenses of your specific funds; and applicable sales charges. Calculations may include closed and previously owned funds. Portfolio rate of return is the combined return for all of the accounts on this statement. Returns for investments made before 2003 are calculated with an initial investment date of January 1, 2003, and the investment value as of that date. Returns for periods less than a year are cumulative total returns and not annualized. Your personal returns may differ from fund results shown on this statement and online. You can view your fund and account personal rates of return, updated after each business day, by logging in to your account at americanfunds.com. For more information, please visit americanfunds.com/statement or call Shareholder Services at (800) 421-4225.

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Primary account number: **2852**

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Primary account number **2852**

VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY
9742 W TOMPKINS AVE
LAS VEGAS NV 89147-7250

Best wishes for the New Year

This statement shows your complete account activity for 2019. We recommend you keep it for your tax records. See our online Tax Center for tax information, including forms, worksheets, cost basis information, IRA contribution instructions and more. Visit us at capitalgroup.com/taxes.

Portfolio value of all accounts

\$1,200,572.42

	Since initial investment on 5/14/2010	Year-to-date since 1/1/2019
Beginning value	\$285,000.00	\$937,878.18
+ Additions	\$173,473.75	\$0.00
- Withdrawals	-\$3,203.00	-\$3,203.00
- Setup/Annual fees	-\$70.00	\$0.00
+/- Investment gain/decline	\$745,371.67	\$265,897.24
Ending value as of 12/31/2019	\$1,200,572.42	\$1,200,572.42

Need help reading your statement or defining key terms? For a description of what's included in the above numbers, go to capitalgroup.com/statement.

Portfolio allocation

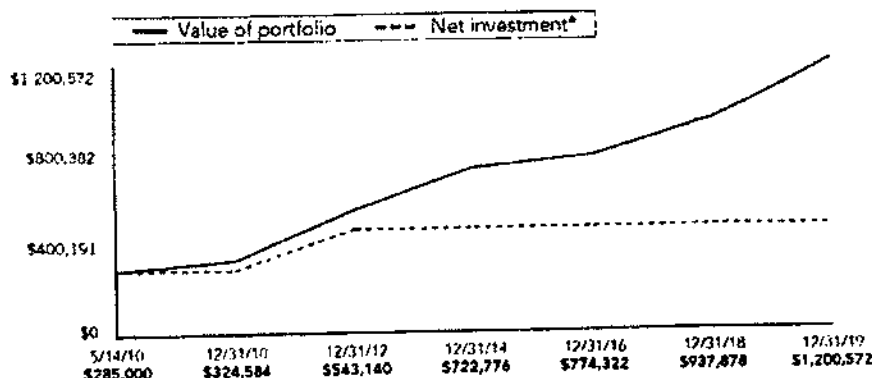


Growth 100.00%
100.00%

Portfolio rate of return

Annualized since initial investment on 5/14/2010	10.97%
Year-to-date since 1/1/2019	28.45%

Portfolio value history



* Net investment is the total amount you invested minus the total amount you withdrew (including any dividends and capital gains paid to you in cash).

How to contact us

Through your financial advisor

Stephen Hazel
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UBS FINANCIAL SERVICES INC.
10801 W CHARLESTON BLVD STE 400
LAS VEGAS NV 89135-1205

capitalgroup.com

FundsLine® 24-hour automated service
(800) 325-3590

Shareholder Services Representative
(800) 421-4225 (M-F 8 a.m. to 7 p.m. Eastern time)

Mail
American Funds
PO Box 6273
Indianapolis IN 46206-6273

Overnight courier
American Funds
12711 N. Meridian St
Carmel IN 46032-9181

Questions about your statement
capitalgroup.com/statement

Your portfolio at a glance

\$1,200,572.42

Education savings	Fund	Initial investment date	Value on 12/31/19	Change in value for the quarter	YTD return since 1/1/19	Annualized return since initial investment
VCSP/COLLEGEAMERICA	The Growth Fund of America-529A	5/14/10	\$185,381.96	\$18,696.55	28.08%	13.08%
MINH-NGUYET THI LUONG OWNER	The New Economy Fund-529A	5/14/10	\$191,828.72	\$17,872.02	26.40%	13.47%
FBO HANNAH ELISE VAHEY	New Perspective Fund-529A	5/14/10	\$159,406.29	\$14,560.10	30.01%	11.31%
Account # 2852	New World Fund-529A	5/14/10	\$103,905.56	\$8,554.40	27.45%	6.47%
	SMALLCAP World Fund-529A	5/14/10	\$146,632.11	\$14,548.22	30.72%	10.35%
			\$787,154.64	\$74,231.29	28.45%	11.17%
VCSP/COLLEGEAMERICA	The Growth Fund of America-529A	1/7/11	\$98,405.11	\$9,924.54	28.06%	13.38%
MINH-NGUYET THI LUONG OWNER	The New Economy Fund-529A	1/7/11	\$98,525.84	\$9,179.29	26.38%	13.06%
FBO MATTHEW JAMES VAHEY	New Perspective Fund-529A	1/7/11	\$82,987.02	\$7,579.96	29.99%	10.85%
Account # 2782	New World Fund-529A	1/7/11	\$55,680.03	\$4,584.09	27.45%	5.81%
	SMALLCAP World Fund-529A	1/7/11	\$77,819.78	\$7,720.96	30.70%	10.03%
			\$413,417.78	\$38,988.84	28.44%	10.86%
Total portfolio			\$1,200,572.42	\$113,220.13	28.45%	10.97%

Historical transaction information: To view historical purchases, withdrawals, exchanges, dividends and capital gains since your initial investment date shown above, log in to your account at capitalgroup.com and click on "View transactions" for more details.

Fund results from a long-term perspective

We believe investing should have a long-term focus and that one year is not long-term. Therefore, results should be measured over meaningful periods of time. Below, you will find the funds' average annual total returns for periods ended 12/31/19, reflecting the deduction of the maximum sales charge.

	Fund inception date	Fund lifetime	10 years	5 years	1 year	Expense ratio
The Growth Fund of America-529A	2/15/02	13.34%	12.20%	10.99%	20.70%	0.69%
The New Economy Fund-529A	2/15/02	11.13	12.39	10.15	19.13	0.83
New Perspective Fund-529A	2/15/02	12.02	10.06	9.72	22.51	0.80
New World Fund-529A	2/19/02	7.75	5.66	6.35	20.12	1.06
SMALLCAP World Fund-529A	2/19/02	9.52	10.09	8.83	23.20	1.10

Fund results above are preliminary and may be subject to change. Figures shown are past results for the funds and are not predictive of results in future periods nor do they reflect your personal rate of return. Current and future results may be lower or higher than those shown. Share prices and returns will vary, so investors may lose money. Investing for short periods makes losses more likely. Fund results for Class A shares of the American Funds reflect deduction of the funds' maximum sales charge (5.75% for equity funds and target date funds; 3.75% for most bond funds; 2.50% for intermediate and short-term bond funds). There is no sales charge for AF U.S. Government Money Market Fund Class A shares. Results for other share classes are at net asset value. If a sales charge had been deducted, results would have been lower. Investment results assume all distributions are reinvested and reflect applicable fees and expenses. For current information, including month-end results, results that reflect the impact of sales charges and results for Class A shares at net asset value, please visit capitalgroup.com. Expense ratios are as of each fund's most recent prospectus. Expense ratios reflect any applicable fee waivers or expense reimbursements. Please see the fund's most recent shareholder report or prospectus for details. Investment results reflect the waivers and/or reimbursements, without which they would have been lower.



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Primary account number: 2852

Activity detail for account

2852

Account value: \$787,154.64

Account registration:

VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

23.55% of the account's assets are in this fund

Beneficiary age: 10

Successor owner:

JAMES WALTER VAHEY

Year-to-date: Dividends \$1,206.81 Short-term capital gains \$0.00 Long-term capital gains \$11,218.55

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/19	Beginning balance	\$145,496.53	\$42.26 / \$42.26		3,442.890
01/08/19	Dist To Owner Earnings	-\$417.82	\$43.72 / \$43.72	-9.557	3,433.333
01/08/19	Dist To Owner Basis	-\$341.94	\$43.72 / \$43.72	-7.821	3,425.512
12/20/19	Income Dividend 0.3523	\$1,206.81	\$50.48 / \$50.48	23.907	3,449.419
12/20/19	Capital Gain 3.275	\$11,218.55	\$50.48 / \$50.48	222.238	3,671.657
12/31/19	Ending balance	\$185,381.96	\$50.49 / \$50.49		3,671.657

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

24.37% of the account's assets are in this fund

Beneficiary age: 10

Successor owner:

JAMES WALTER VAHEY

Year-to-date: Dividends \$517.40 Short-term capital gains \$0.00 Long-term capital gains \$12,675.40

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/19	Beginning balance	\$152,554.79	\$38.40 / \$38.40		3,972.781
01/08/19	Dist To Owner Earnings	-\$434.90	\$39.31 / \$39.31	-11.064	3,961.717
01/08/19	Dist To Owner Basis	-\$355.92	\$39.31 / \$39.31	-9.054	3,952.663
12/18/19	Income Dividend 0.1309	\$517.40	\$44.85 / \$44.85	11.536	3,964.199
12/18/19	Capital Gain 3.2068	\$12,675.40	\$44.85 / \$44.85	282.618	4,246.817
12/31/19	Ending balance	\$191,828.72	\$45.17 / \$45.17		4,246.817

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

20.25% of the account's assets are in this fund

Beneficiary age: 10

Successor owner:

JAMES WALTER VAHEY

Year-to-date: Dividends \$1,489.01 Short-term capital gains \$0.00 Long-term capital gains \$4,147.60

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/19	Beginning balance	\$123,251.34	\$37.20 / \$37.20		3,313.208
01/08/19	Dist To Owner Earnings	-\$351.41	\$38.14 / \$38.14	-9.214	3,303.994
01/08/19	Dist To Owner Basis	-\$287.59	\$38.14 / \$38.14	-7.540	3,296.454
12/20/19	Income Dividend 0.4517	\$1,489.01	\$46.45 / \$46.45	32.056	3,328.510
12/20/19	Capital Gain 1.2582	\$4,147.60	\$46.45 / \$46.45	89.292	3,417.802
12/31/19	Ending balance	\$159,406.29	\$46.64 / \$46.64		3,417.802

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

13.20% of the account's assets are in this fund

Beneficiary age: 10

Successor owner:

JAMES WALTER VAHEY

Year-to-date: Dividends \$1,119.12 Short-term capital gains \$0.00 Long-term capital gains \$2,635.85

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/19	Beginning balance	\$81,945.10	\$56.86 / \$56.86		1,441.173
01/08/19	Dist To Owner Earnings	-\$232.51	\$57.75 / \$57.75	-4.026	1,437.147

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Primary account number **2852**

Activity detail for account #

2852 (continued)

Account value: \$787,154.64

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO HANNAH ELISE VAHEY

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/08/19	Dist To Owner Basis	-\$190.28	\$57.75 / \$57.75	-3.295	1,433.852
12/20/19	Income Dividend 0.7075	\$1,014.45	\$69.63 / \$69.63	14.569	1,448.421
12/20/19	Foreign Tax Paid	\$104.67	/ \$69.63		1,448.421
12/20/19	Capital Gain 1.8383	\$2,635.85	\$69.63 / \$69.63	37.855	1,486.276
12/31/19	Ending balance	\$103,905.56	\$69.91 / \$69.91		1,486.276

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

18.63% of the account's assets are in this fund

Beneficiary age: 10

Successor owner:
JAMES WALTER VAHEY

Year-to-date: Dividends \$82.87 Short-term capital gains \$0.00 Long-term capital gains \$6,043.24

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/19	Beginning balance	\$112,759.62	\$46.30 / \$46.30		2,435.413
01/08/19	Dist To Owner Earnings	-\$324.81	\$48.02 / \$48.02	-6.764	2,428.649
01/08/19	Dist To Owner Basis	-\$265.82	\$48.02 / \$48.02	-5.536	2,423.113
12/23/19	Capital Gain 2.494	\$6,043.24	\$57.78 / \$57.78	104.591	2,527.704
12/23/19	Foreign Tax Paid	\$82.87	/ \$57.78		2,527.704
12/31/19	Ending balance	\$146,632.11	\$58.01 / \$58.01		2,527.704

Activity detail for account #

2782

Account value: \$413,417.78

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO MATTHEW JAMES VAHEY

The Growth Fund of America-529A Fund number: 1005 Symbol: CGFAX Objective: Growth

23.80% of the account's assets are in this fund

Beneficiary age: 9

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$640.60 Short-term capital gains \$0.00 Long-term capital gains \$5,955.07

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/19	Beginning balance	\$76,843.18	\$42.26 / \$42.26		1,818.343
12/20/19	Income Dividend 0.3523	\$640.60	\$50.48 / \$50.48	12.690	1,831.033
12/20/19	Capital Gain 3.275	\$5,955.07	\$50.48 / \$50.48	117.969	1,949.002
12/31/19	Ending balance	\$98,405.11	\$50.49 / \$50.49		1,949.002

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

23.84% of the account's assets are in this fund

Beneficiary age: 9

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$265.75 Short-term capital gains \$0.00 Long-term capital gains \$6,510.26

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/19	Beginning balance	\$77,957.45	\$38.40 / \$38.40		2,030.142
12/18/19	Capital Gain 3.2068	\$6,510.26	\$44.85 / \$44.85	145.156	2,175.298

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**CAPITAL
GROUP**

AMERICAN
FUNDS

Year-End Statement
December 31, 2019

Page 5 of 6

Primary account number: 1852

Activity detail for account # 2782 (continued) Account value: \$413,417.78

Account registration:
VCSP/COLLEGEAMERICA
MINH-NGUYET THI LUONG OWNER
FBO MATTHEW JAMES VAHEY

The New Economy Fund-529A Fund number: 1014 Symbol: CNGAX Objective: Growth

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
12/18/19	Income Dividend 0.1309	\$265.75	\$44.85 / \$44.85	5.925	2,181.223
12/31/19	Ending balance	\$98,525.84	\$45.17 / \$45.17		2,181.223

New Perspective Fund-529A Fund number: 1007 Symbol: CNPAX Objective: Growth

20.07% of the account's assets are in this fund

Beneficiary age: 9

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$775.18 Short-term capital gains \$0.00 Long-term capital gains \$2,159.24

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/19	Beginning balance	\$63,840.30	\$37.20 / \$37.20		1,716.137
12/20/19	Capital Gain 1.2582	\$2,159.24	\$46.45 / \$46.45	46.485	1,762.622
12/20/19	Income Dividend 0.4517	\$775.18	\$46.45 / \$46.45	16.688	1,779.310
12/31/19	Ending balance	\$82,987.02	\$46.64 / \$46.64		1,779.310

New World Fund-529A Fund number: 1036 Symbol: CNWAX Objective: Growth

13.47% of the account's assets are in this fund

Beneficiary age: 9

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$599.70 Short-term capital gains \$0.00 Long-term capital gains \$1,412.48

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/19	Beginning balance	\$43,688.95	\$56.86 / \$56.86		768.360
12/20/19	Income Dividend 0.7075	\$543.61	\$69.63 / \$69.63	7.807	776.167
12/20/19	Foreign Tax Paid	\$56.09	/ \$69.63		776.167
12/20/19	Capital Gain 1.8383	\$1,412.48	\$69.63 / \$69.63	20.286	796.453
12/31/19	Ending balance	\$55,680.03	\$69.91 / \$69.91		796.453

SMALLCAP World Fund-529A Fund number: 1035 Symbol: CSPAX Objective: Growth

18.82% of the account's assets are in this fund

Beneficiary age: 9

Successor owner:
JAMES W VAHEY

Year-to-date: Dividends \$43.98 Short-term capital gains \$0.00 Long-term capital gains \$3,207.24

Year-to-date transaction history

Trade date	Description	Dollar amount	Share price / NAV	Shares transacted	Share balance
01/01/19	Beginning balance	\$59,540.92	\$46.30 / \$46.30		1,285.981
12/23/19	Capital Gain 2.494	\$3,207.24	\$57.78 / \$57.78	55.508	1,341.489
12/23/19	Foreign Tax Paid	\$43.98	/ \$57.78		1,341.489
12/31/19	Ending balance	\$77,819.78	\$58.01 / \$58.01		1,341.489

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AMERICAN
FUNDS*

**Year-End Statement
December 31, 2019**

Page 6 of 6

Primary account number: 2852

About your accounts

Information about your investments

Your responsibilities. Please review this statement carefully to confirm that we have accurately acted on your instructions. If you identify any discrepancies, please immediately notify your financial advisor or call us at (800) 421-4225. If you delay in reporting an error, we may be unable to adjust your account.

Rollovers. If you roll over funds into CollegeAmerica or ABLEAmerica, you'll need to give us appropriate documentation from the prior institution showing the earnings portion of the rollover. We must treat the entire rollover as earnings if this information is not provided.

Personal rate of return. American Funds uses the Modified Dietz method to calculate the rates of return for your fund holdings, accounts and portfolio. This time-weighted calculation does not treat withdrawals as losses or investment amounts as gains. The formula factors in the amounts and daily prices of your account activity; the returns, fees and expenses of your specific funds; and applicable sales charges. Calculations may include closed and previously owned funds. Portfolio rate of return is the combined return for all of the accounts on this statement. Returns for investments made before 2003 are calculated with an initial investment date of January 1, 2003, and the investment value as of that date. Returns for periods less than a year are cumulative total returns and not annualized. Your personal returns may differ from fund results shown on this statement and online. You can view your fund and account personal rates of return, updated after each business day, by logging in to your account at capitalgroup.com. For more information, please visit capitalgroup.com/statement or call Shareholder Services at (800) 421-4225.

Stay connected. For the latest fund information, commentaries and updates, follow us on Facebook (facebook.com/capitalgroup) or YouTube (youtube.com/americanfunds).



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Applications

2852

2782



CollegeAmerica
New Account Application

1 Account registration

Important: This section must be completed, and the application must be signed in Section 7 before an Account can be established.
Please type or print clearly.

A. Type of Account (Select only one type of Account.)

☒ Individual Account

☐ Transfer from an UTMA/UGMA Account: If your current UTMA/UGMA assets are not held with American Funds, determine the amount you wish to transfer from your existing UTMA/UGMA Account and send a check for the proceeds to CollegeAmerica. If the UTMA/UGMA assets are held at American Funds, send a written request with a signature of the current custodian to CollegeAmerica. Transfers from an UTMA/UGMA may have tax consequences. Enter the names of the adult custodian and the child on the "Name" line (for example, "John Doe, custodian for Robert Doe"). If you select this box, the Account will be registered as a 529 Account funded with UTMA/UGMA assets, which involves additional restrictions. Please refer to the "Rollovers and transfers" section of the Program Description. In Section 2, you must provide the age of majority and state where the UTMA/UGMA is currently held.

☐ Trust Account

☐ Other entity* — please specify _____

*NOTE: If opening an entity Account, additional documents and information must be provided. See the inside front cover (page 2) for more detailed information regarding the USA PATRIOT Act.

B. Account Owner: the sole individual or entity establishing and controlling a CollegeAmerica Account. NOTE: Provide the requested information below about the Owner, trustee or custodian. If the Account is funded with UTMA/UGMA assets, provide the minor's name as instructed in Section A above.

SSN of Account Owner

Date of birth of Account Owner (mm/dd/yyyy)

72

Name (Registered Owner, trustee or custodian. Reference minor if funded with UTMA/UGMA assets.)

MINH- NGUYET THI LUONG

Residence address (physical address required — no P.O. boxes)

27 VIA MIRA MONTE

(702) 564-0005 Ext.

Daytime phone

City

HENDERSON

State

NV

ZIP

89011

Country of citizenship

U.S.

E-mail address*

luongdds@hotmail.com

Mailing address (if different from residence address)

City

State

ZIP

Trust name (if applicable)

SSN or TIN of trust

Date of trust (if applicable) (mm/dd/yyyy)

*Note: Your privacy is important to us. We may use e-mail addresses for periodic account-related messages only. For information on our privacy policies, visit americanfunds.com.

C. Beneficiary: the person on whose behalf the Account is opened and who is entitled to receive its benefits for the purpose of higher education. If UTMA/UGMA funded, provide the name of the Beneficiary of the UTMA/UGMA.

Name (print)

HANNAH ELISE VAHEY

SSN of Account Beneficiary

09

id/yyyy

12/09

Account registration continued on next page

3

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[REDACTED]

[REDACTED]



CollegeAmerica
New Account Application

1 Account registration

D. Successor Owner will become the owner of the Account in the event the Account Owner dies or becomes legally incompetent. The Successor Owner cannot be the same person as the Account Owner (not applicable to Corporate and Trust Accounts). A Successor Owner cannot be named for an UTMA/UGMA Account.

NAME (print) JAMES WALTER VAHEY
 SSN of Successor Owner [REDACTED] 6.2

2 Source of 529 funding

If this plan is funded by a rollover or transfer from another 529 plan, an UTMA/UGMA, a Coverdell Education Savings Account or a qualified U.S. savings bond, you must complete this section. Otherwise, continue to Section 3 below.

If this Account is being funded by a rollover or transfer from one of the following, specify below:

- ☐ **UTMA/UGMA** Identify state where UTMA/UGMA is established. Age of majority to be used
- ☐ **Another Virginia 529 plan (Select the appropriate box(es) below.)**
- ☐ Virginia Prepaid Education Program⁵²⁹ (VPEP)
- ☐ Virginia Education Savings Trust⁵²⁹ (VEST)
- ☐ CollegeWealth⁵²⁹
- ☐ **Other qualified tuition program (529 plan including a 529 funded with UTMA/UGMA assets)***
- ☐ **Coverdell Education Savings Account (formerly Education IRA)***
- ☐ **Qualified U.S. savings bond* (specify series)** ☐ Series EE ☐ Series I

***NOTES:**

- You must provide a statement from your prior institution showing cost basis and earnings of the funds being transferred. If you do not provide the documentation, the entire amount will be treated as earnings in computing the earnings portion of any future withdrawal from the Account. Please refer to the "Rollovers and transfers" section of the Program Description.
- You must submit a rollover form to the program manager that holds the funds you want transferred to this new 529 Account.

3 Financial adviser
This section must be filled in

This section must be filled out completely by a financial adviser.

We authorize American Funds Service Company to act as our agent for this Account and agree to notify American Funds Service Company of purchases made under a Statement of Intention or Rights of Accumulation.

Stephen H. Hazel KV 78 KV (702) 792-3121 Ext. _____
 Name of adviser (exactly as it appears on firm's registration) Adviser's ID number Branch number Phone
10801 W. Charleston Blvd Las Vegas NV 89135
 Adviser's branch address City State ZIP
UBS Financial Services X [Signature]
 Name of broker-dealer firm (as it appears on Selling Group Agreement) Dealer's authorized signature

[REDACTED]



CollegeAmerica
New Account Application

4 Investment Instructions

See the Fund Information page for fund names, numbers, share class descriptions and default rules when a fund and/or share class is not selected.

Fund minimums: • \$1,000 for the money market fund • \$250 each for all other funds

Note: For automatic purchase plans, the fund minimums must be met within the first five months.

☐ I have enclosed a check for \$ _____ payable to "CollegeAmerica."

Fund name	Fund number	Amount	Percentage
Growth Fund of America	1005	\$ _____	or 20 %
New Economy Fund	1014	\$ _____	or 20 %
New Perspective Fund	1007	\$ _____	or 20 %
New World Fund	1036	\$ _____	or 20 %
Small Cap World Fund	1035	\$ _____	or 20 %
		\$ _____	or _____ %
		\$ _____	or _____ %
		\$ _____	or _____ %

Total investment or rollover \$ 215,000. or 100 %

You must select ONE of the following share classes:

- ☒ Class 529-A
☐ Class 529-C*

Please check one of the boxes below:

☐ Deduct the \$10 setup fee from the new Account.

☒ I have included an additional \$10 for the setup fee as part of my initial investment or in the form of a separate check (currency or cash will not be accepted for investments or fee payments).

*Certain Class 529-C share funds have restrictions. See the Fund Information page for details.

5 Reducing the sales charge on Class 529-A shares

See the prospectus(es) for the fund(s) for sales charge breakpoints.

Rights of Accumulation (cumulative discount)

☐ Account Owner, spouse and minor children (under 21) can aggregate Accounts of any share class to reduce sales charges. The Social Security or Account numbers on those Accounts are:

Statement of Intention (SOI)

☒ I plan to invest over a 13-month period in one or more American Funds Accounts. If I do not invest the intended amount within 13 months, the sales charge will be adjusted. The aggregate amount will be at least:

☐ \$25,000 ☐ \$50,000 ☐ \$100,000 ☒ \$250,000 ☐ \$500,000 ☐ \$750,000 ☐ \$1,000,000

☐ I am already investing under an existing Statement of Intention.

Investments in Class A, C, 529-A, 529-C and 529-F-1 shares apply toward the completion of a Class 529-A share SOI; purchases in our money market fund do not apply toward a Class A share SOI or Rights of Accumulation.



CollegeAmerica New Account Application

6 Telephone and website options

To set up electronic Account access, visit americanfunds.com/getstarted once you receive your Account number in the mail.

Transactions you can perform online include:

- Buy, sell and exchange shares and establish automatic investment plans.
- View current and past account balances as well as dividend and capital gain information.
- Access fund information, such as daily prices, year-to-date returns, fund objectives, expenses and reports.
- Manage your Account information.
- Opt to go paperless and access fund reports and statements online. (Include your e-mail address in Section 1 if you are interested in this option.) Note: Some account types, such as 401(k)s, are not eligible for e-delivery. If you have trouble signing up for e-delivery, ask your financial adviser to help you determine whether your account type is eligible.

Website and telephone exchange and redemption privileges will automatically be enabled on your Account unless declined below.

- ☐ Exchanges: I do not want the option of using the telephone and website exchange privileges.
- ☐ Redemptions: I do not want the option of using the telephone and website redemption privileges.

7 Signature of CollegeAmerica Account Owner

I hereby establish a CollegeAmerica Account with the Virginia College Savings Plan through American Funds and acknowledge that I have received, read and agree to the terms set forth in the *CollegeAmerica Program Description*, the prospectus(es) of the fund(s) selected and this application, as these documents may be modified from time to time.

I authorize the instructions set forth in this application and consent to the \$10 setup fee and the annual Account maintenance fee (currently \$10) as specified in the Program Description.



I agree to hold harmless and indemnify the Virginia College Savings Plan; American Funds Service Company (AFS); any of its affiliates or mutual funds managed by such affiliates; and each of their respective directors, trustees, officers, employees and agents from any losses, expenses, costs or liability (including attorney fees) that may be incurred in connection with these application instructions, the exercise of the telephone and website exchange and/or redemption privileges or in connection with the establishment of an Account with a minor Account Owner.

I understand that, if AFS does not employ reasonable procedures to confirm that the instructions received from any person with appropriate Account information are genuine, it may be liable for losses due to unauthorized or fraudulent instructions. I authorize the registered representative assigned to my Account to have access to my Account and to act on my behalf with respect to my Account. I certify that the Beneficiary and the Successor Owner, as well as myself, named in this application are either U.S. citizens or legal residents. I understand that to comply with federal regulations, information provided on this application will be used to verify my identity. For example, my identity may be verified through the use of a database maintained by a third party. If AFS is unable to verify my identity, I understand it may need to take action, possibly including closing my Account and redeeming the shares at the current market price and that such action may have tax consequences, including a tax penalty.

X

Sharon M. H. H. H.
Signature of Account Owner (or person/agent if Owner is a minor)

5.5.2010
Date (mm/dd/yyyy)

Indiana Service Center		Virginia Service Center	
<p>Please mail this form to the appropriate service center. (If you live outside the U.S., mail the form to the Indiana Service Center.)</p> 	<p>American Funds Service Company P.O. Box 6273 Indianapolis, IN 46206-6273</p> <p>Overnight mail address: 12711 N. Meridian St. Carmel, IN 46032-9181</p>		<p>American Funds Service Company P.O. Box 2713 Norfolk, VA 23501-2713</p> <p>Overnight mail address: 5300 Robin Hood Rd. Norfolk, VA 23513-2430</p>

CollegeAmerica is sponsored by Virginia College Savings PlanSM

If you have questions or require more information, please contact your financial adviser or call American Funds Service Company at 800/421-0180.

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CollegeAmerica
New Account Application

1 Account registration

Important: This section must be completed, and the application must be signed in Section 7 before an Account can be established.
Please type or print clearly.

A. Type of Account (Select only one type of Account.)

☒ Individual Account

☐ Transfer from an UTMA/UGMA Account: If your current UTMA/UGMA assets are not held with American Funds, determine the amount you wish to transfer from your existing UTMA/UGMA Account and send a check for the proceeds to CollegeAmerica. If the UTMA/UGMA assets are held at American Funds, send a written request with a signature of the current custodian to CollegeAmerica. Transfers from an UTMA/UGMA may have tax consequences. Enter the names of the adult custodian and the child on the "Name" line (for example, "John Doe, custodian for Robert Doe"). If you select this box, the Account will be registered as a 529 Account funded with UTMA/UGMA assets, which involves additional restrictions. Please refer to the "Rollovers and transfers" section of the Program Description. In Section 2, you must provide the age of majority and state where the UTMA/UGMA is currently held.

☐ Trust Account

☐ Other entity* — please specify _____

*NOTE: If opening an entity Account, additional documents and information must be provided. See the inside front cover (page 2) for more detailed information regarding the USA PATRIOT Act.

B. Account Owner: the sole individual or entity establishing and controlling a CollegeAmerica Account. NOTE: Provide the requested information below about the Owner, trustee or custodian. If the Account is funded with UTMA/UGMA assets, provide the minor's name as instructed in Section A above.

SSN of Account Owner

Date of birth of Account Owner (mm/dd/yyyy)

Minh Nguyen Thi Luong

Name (Registered Owner, trustee or custodian. Reference minor if funded with UTMA/UGMA assets.)

27 Via Mira Monte

Residence address (physical address required — no P.O. boxes)

Henderson

City

NV 89011-2013

State ZIP

Country of citizenship

Luongdols@hotmail.com

E-mail address

Mailing address (if different from residence address)

City

State

ZIP

Trust name (if applicable)

SSN or TIN of trust

Date of trust (if applicable) (mm/dd/yyyy)

*Note: Your privacy is important to us. We may use e-mail addresses for periodic account-related messages only. For information on our privacy policies, visit americanfunds.com.

C. Beneficiary: the person on whose behalf the Account is opened and who is entitled to receive its benefits for the purpose of higher education. If UTMA/UGMA funded, provide the name of the Beneficiary of the UTMA/UGMA.

Matthew James Vahey

Name (print)

SSN of Account Beneficiary

Date of birth of Account Beneficiary (mm/dd/yyyy)

Account registration continued on next page

[REDACTED]

[REDACTED]



1 Account registration (continued)

D. Successor Owner will become the owner of the Account in the event the Account Owner dies or becomes legally incompetent. The Successor Owner cannot be the same person as the Account Owner (not applicable to Corporate and Trust Accounts). A Successor Owner cannot be named for an UTMA/UGMA Account.

Name (print) James W. Vahey

SSN of Successor Owner [REDACTED]

Date of birth of Successor Owner (mm/dd/yyyy) 62

2 Source of 529 funding

If this plan is funded by a rollover or transfer from another 529 plan, an UTMA/UGMA, a Coverdell Education Savings Account or a qualified U.S. savings bond, you must complete this section. Otherwise, continue to Section 3 below.

If this Account is being funded by a rollover or transfer from one of the following, specify below:

- ☐ UTMA/UGMA _____ Identify state where UTMA/UGMA is established. _____ Age of majority to be used
- ☐ Another Virginia 529 plan (Select the appropriate box(es) below.)
- ☐ Virginia Prepaid Education ProgramSM (VPEP)
- ☐ Virginia Education Savings TrustSM (VEST)
- ☐ CollegeWealthSM
- ☐ Other qualified tuition program (529 plan including a 529 funded with UTMA/UGMA assets)*
- ☐ Coverdell Education Savings Account (formerly Education IRA)*
- ☐ Qualified U.S. savings bond* (specify series) ☐ Series EE ☐ Series I

*NOTES: • You must provide a statement from your prior institution showing cost basis and earnings of the funds being transferred. If you do not provide the documentation, the entire amount will be treated as earnings in computing the earnings portion of any future withdrawal from the Account. Please refer to the "Rollovers and transfers" section of the Program Description.

• You must submit a rollover form to the program manager that holds the funds you want transferred to this new 529 Account.

3 Financial adviser

This section must be filled out completely by a financial adviser.

We authorize American Funds Service Company to act as our agent for this Account and agree to notify American Funds Service Company of purchases made under a Statement of Intention or Rights of Accumulation.

Stephen H. Hazel KV 78 KV (702) 792-3124
Name of adviser (exactly as it appears on firm's registration) Adviser's ID number Branch number Phone

10801 W. Charleston Blvd Las Vegas NV 89135
Adviser's branch address City State Zip

UBS Financial Services X [Signature]
Name of broker-dealer firm (as it appears on Selling Group Agreement) Dealer's authorized signature

[REDACTED]



CollegeAmerica New Account Application

6 Telephone and website options

To set up electronic Account access, visit americanfunds.com/getstarted once you receive your Account number in the mail.

Transactions you can perform online include:

- Buy, sell and exchange shares and establish automatic investment plans.
- View current and past account balances as well as dividend and capital gain information.
- Access fund information, such as daily prices, year-to-date returns, fund objectives, expenses and reports.
- Manage your Account information.
- Opt to go paperless and access fund reports and statements online. (Include your e-mail address in Section 1 if you are interested in this option.) Note: Some account types, such as 401(k)s, are not eligible for e-delivery. If you have trouble signing up for e-delivery, ask your financial adviser to help you determine whether your account type is eligible.

Website and telephone exchange and redemption privileges will automatically be enabled on your Account unless declined below.

- ☐ Exchanges: I do not want the option of using the telephone and website exchange privilege.
- ☐ Redemptions: I do not want the option of using the telephone and website redemption privilege.

7 Signature of CollegeAmerica Account Owner

I hereby establish a CollegeAmerica Account with the received, read and agree to the terms set forth in the application, as these documents may be modified from I authorize the instructions set forth in this application (\$10) as specified in the Program Description.

I agree to hold harmless and indemnify the Virginia CollegeAmerica mutual funds managed by such affiliates; and each of expenses, costs or liability (including attorney fees) the the telephone and website exchange and/or redemption Account Owner.

I understand that, if AFS does not employ reasonable Account information are genuine, it may be liable for losses due to unauthorized use of my Account information. I certify that the representative assigned to my Account to have access to my Account and to act on my behalf with respect to my Account. I certify that the Beneficiary and the Successor Owner, as well as myself, named in this application are either U.S. citizens or legal residents. I understand that to comply with federal regulations, information provided on this application will be used to verify my identity. For example, my identity may be verified through the use of a database maintained by a third party. If AFS is unable to verify my identity, I understand it may need to take action, possibly including closing my Account and redeeming the shares at the current market price and that such action may have tax consequences, including a tax penalty.



Stephen H. Hazel, CFP®, CRPC
Vice President - Investments
Advisory & Brokerage Services

UBS Financial Services Inc.
10801 W. Charleston Blvd, Suite 400
Las Vegas, NV 89135
Tel. 702-782-3121, Fax 702-731-4610
Toll Free 800-428-7573
stephan.hazel@ubs.com

UBS Financial Services Inc. is a subsidiary of UBS AG.

www.ubs.com

I acknowledge that I have read and agree to the terms and conditions of this application.

I acknowledge that I have read and agree to the terms and conditions of this application.

I acknowledge that I have read and agree to the terms and conditions of this application.

I acknowledge that I have read and agree to the terms and conditions of this application.

X

Signature of Account Owner (or parent/guardian if Owner is a minor)

01 / 01 / 2011
Date (mm/dd/yyyy)

Indiana Service Center

Please mail this form to the appropriate service center. (If you live outside the U.S., mail the form to the Indiana Service Center.)



American Funds Service Company
P.O. Box 6273
Indianapolis, IN 46206-6273

Overnight mail address:
12711 N. Meridian St.
Carmel, IN 46032-9181

Virginia Service Center



American Funds Service Company
P.O. Box 2713
Norfolk, VA 23501-2713

Overnight mail address:
5300 Robin Hood Rd.
Norfolk, VA 23513-2430

CollegeAmerica is sponsored by Virginia College Savings PlanSM

If you have questions or require more information, please contact your financial adviser or call American Funds Service Company at 800/421-0180.



CollegeAmerica
New Account Application

4 Investment instructions

See the Fund Information page for fund names, numbers, share class descriptions and default rules when a fund and/or share class is not selected.

Fund minimums: • \$1,000 for the money market fund • \$250 each for all other funds

Note: For automatic purchase plans, the fund minimums must be met within the first five months.

☒ I have enclosed a check for \$ _____ payable to "CollegeAmerica."

	Fund name	Fund number	Amount	Percentage
You must select ONE of the following share classes: <input checked="" type="checkbox"/> Class 529-A <input type="checkbox"/> Class 529-C*	<i>Growth Fund of America</i>	<i>1005</i>	\$ _____	or <i>20</i> %
	<i>New Perspective</i>	<i>1007</i>	\$ _____	or <i>20</i> %
	<i>New Economy</i>	<i>1014</i>	\$ _____	or <i>20</i> %
	<i>Small Cap World</i>	<i>1035</i>	\$ _____	or <i>20</i> %
	<i>New World</i>	<i>1036</i>	\$ _____	or <i>20</i> %
				\$ _____
			\$ _____	or _____ %
			\$ _____	or _____ %
Total investment or rollover			\$ _____	or <i>100</i> %

Please check one of the boxes below:

☐ Deduct the \$10 setup fee from the new Account.

☒ I have included an additional \$10 for the setup fee as part of my initial investment or in the form of a separate check (currency or cash will not be accepted for investments or fee payments).

*Certain Class 529-C share funds have restrictions. See the Fund Information page for details.

5 Reducing the sales charge on Class 529-A shares

See the prospectus(es) for the fund(s) for sales charge breakpoints.

Rights of Accumulation (cumulative discount)

☒ Account Owner, spouse and minor children (under 21) can aggregate Accounts of any share class to reduce sales charges. The Social Security or Account numbers on those Accounts are: _____

Statement of Intention (SOI)

☒ I plan to invest over a 13-month period in one or more American Funds Accounts. If I do not invest the intended amount within 13 months, the sales charge will be adjusted. The aggregate amount will be at least:

☐ \$25,000 ☐ \$50,000 ☐ \$100,000 ☐ \$250,000 ☒ \$500,000 ☐ \$750,000 ☐ \$1,000,000

☐ I am already investing under an existing Statement of Intention.

Investments in Class A, C, 529-A, 529-C and 529-F-1 shares apply toward the completion of a Class 529-A share SOI; purchases in our money market fund do not apply toward a Class A share SOI or Rights of Accumulation.

Investment Checks

2852

2782

A 3080722
Mick Luong (TAMMY)
1829 W. Brewer 714-519-0169
Santa Ana, CA 92704

90-6200-3222

1238

4/24 2010

Pay to the
College America \$ 65,000 even
Order of Sixty five thousand even Dollars

ORANGE COUNTY TEACHERS
FEDERAL CREDIT UNION

P.O. BOX 11547
SANTA ANA, CA 92711-1547
WWW.OCFCU.ORG

K 5282

S. HANNAH

Maria

01238

001238

05/14/10 12:07:15 9051319 1845 0204457 IND

DEFT000074

AA000599

一、關於「三民主義」
 二、關於「民生主義」
 三、關於「民族主義」
 四、關於「政治主義」
 五、關於「經濟主義」
 六、關於「教育主義」
 七、關於「社會主義」
 八、關於「宗教主義」
 九、關於「藝術主義」
 十、關於「科學主義」
 十一、關於「法律主義」
 十二、關於「道德主義」
 十三、關於「體育主義」
 十四、關於「音樂主義」
 十五、關於「美術主義」
 十六、關於「文學主義」
 十七、關於「歷史主義」
 十八、關於「地理主義」
 十九、關於「生物主義」
 二十、關於「物理主義」
 二十一、關於「化學主義」
 二十二、關於「天文主義」
 二十三、關於「地質主義」
 二十四、關於「氣象主義」
 二十五、關於「海洋主義」
 二十六、關於「森林主義」
 二十七、關於「礦業主義」
 二十八、關於「農業主義」
 二十九、關於「工業主義」
 三十、關於「商業主義」
 三十一、關於「交通主義」
 三十二、關於「郵政主義」
 三十三、關於「電信主義」
 三十四、關於「電報主義」
 三十五、關於「電話主義」
 三十六、關於「電影主義」
 三十七、關於「攝影主義」
 三十八、關於「印刷主義」
 三十九、關於「出版主義」
 四十、關於「新聞主義」
 四十一、關於「廣告主義」
 四十二、關於「娛樂主義

CHAU MINH LUONG

1829 W. BREWER AVE. 714-549-0169
SANTA ANA, CA 92704

597

90-8200/3222

Date 4-24-10

pay to the
order of College America

\$ 65,000.⁰⁰

Sixty Five Thousand

ORANGE COUNTY TEACHERS' FEDERAL CREDIT UNION
P.O. BOX 11547
SANTA ANA, CA 92711-1547



for Hannah Vahney xx5282

[Signature]

⑆0597

05/4/10 12:07:15 9051319 1846 0204457 IND

ENCLOSURE

X

DO NOT WRITE, STAMP OR SIGN BELOW
THIS LINE FOR FINANCIAL INSTITUTIONS

FEDERAL RESERVE BANK REGULATION (A)

DEPT 1000076

AA000601

DEFT000077
AA000602

MINH-NGUYET T LUONG
27 VIA MIRA MONTE
HENDERSON, NV 89011

107

94-0238/1224
02

5/8/10 Date

Pay to the
Order of

College America

\$ 25,000

Twenty five 00/100

25 Dollars

100

BANK OF GEORGE
2275 ST. MARYS PARKWAY
HENDERSON, NV 89002
PH. 702-651-0000

For Hennah's College Fund

proceeds of

00/100

MP

BLUES BROTHERS

05/14/10 12:07:15 9051319 1847 0204457 IND

DEFT000078

AA000603

[REDACTED]

[REDACTED]

721 15270-18

姓名: _____ 学号: _____
 班级: _____ 日期: _____

For Hannah's get up fee [REDACTED] per Minkay

b6
b7C
b7D

THE 1995-1996 FISHING SEASON

05/14/10 12:07:15 9051319 1848 0204457 IND

~~AA000605~~

[REDACTED]



HIU MINH LUONG
1829 W BREWER PH. 714-549-0169
SANTA ANA, CA 92704

586

90-8200/3222
400-42522705

Date 4/25/10

PAY to the order of College America \$ 65,000.00
Sixty five thousand DOLLARS ☒ UNITED STATES OF AMERICA

OCTEFEL

Chicago County Teachers Federal Credit Union
P.O. BOX 11547 • SANTA ANA, CA 92711-1547
www.octefel.org

Hannah Vaher

[Signature]

⑆00588⑆

SECRET/NOFORN

05/14/10 12:07:15 9051319 1849 0204457 IND

DEFT000082

AA000607

[REDACTED]

1335

90-0200-3222

Tommy Tung Bui

12700 Newport Ave. Condo #8
Tustin, CA 92780

Due 5/10 *Charm. Lohan*
National Park

College America \$ 65,000.00

Sixty Five Thousand Dollars ☒

ORANGE COUNTY TEACHERS
FEDERAL CREDIT UNION
P.O. BOX 11647
SANTA ANA CA 92711-4547
V00770CHINGL000

Hannah Vahey *Tommy Bui*

101335

05/14/10 12:07:15 9051319 1850 0204457 IND

DEFT000084

AA000609

[REDACTED]

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HIEU MINH LUONG
1829 W BREWER PH. 714-549-0169
SANTA ANA, CA 92704

90-4200/3222
400422522708

590

Due 1/1/11

College America

\$ 35,000⁰⁰

PAY to the order of

Thirty five thousand ⁰⁰/₁₀₀

DOLLARS

OCTECU

Georgia County Teachers Federal Credit Union
P.O. BOX 11847 • SANTA ANA, CA 92711-1847
www.octecu.org

Matthew Volney

Matthew Volney

00598

MOBILE

01/07/11 12:04:57 9230994 0086 0212999 IND

DEFT000087

[REDACTED]

James DO Dahey
Minh Luong
27 Via Mira Monte
Henderson, NV 89011-2013

4132

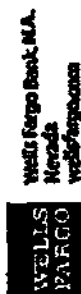
94-7074/3212 1853
8453576871

1/1/2011 Date

Pay to the
order of CollegeAmerica

\$ 10.00

Ten 00/100 Dollars



for Matthew's Account
[Redacted] 04132

© WELLS FARGO

01/07/11 12:04:57 9230994 0087 0212999 IND

DEFT000089

AA000614

[REDACTED]



HIEU MINH LUONG
1829 W BREWER PH. 714-569-0169
SANTA ANA, CA 92704

90-8200/3222
49042252706

550

Due 3/16/11

College America \$15,000

PAY to the order of

Fifteen w/100

DOLLARS

DEFT
Over 30 County Records Federal Circuit 11-200
P.O. BOX 11547 • SANTA ANA, CA 92711-1547
www.deftca.org

Matthew's account

00550

AMERICAN

03/21/11 11:35:08 1195914 0856 0215371 IND

DEFT000091

AA000616

1

DEFT000092

AA000617



HIEU MINH LUONG
1829 W BREWER FH. 714-549-0169
SANTA ANA, CA 92704

93-8200/3222
40342522706

551

Date 10/19/2011

PAY to the order of College America \$ 10,000⁰⁰
Ten thousand 00/100 DOLLARS ☐ REG. 10/1/00

OCSTAR
Orange County Teachers Federal Credit Union
P.O. BOX 11547 • SANTA ANA, CA 92711-1547
www.ocstar.org

Matthew's Account

[Signature]

⑈0055⑈

MP

10/31/11 10:23:57 2735865 0246 0218791 IND1

DEFT000093

AA000618

[REDACTED]

EXHIBIT

E.

Proof of college fund checks.
DEFT000095 - DEFT000097.

College America

Thirty five thousand ⁰⁰/₁₀₀

\$ 35,000⁰⁰

OCTFCU

Matthew Vahey

1:32228200 1:40

2706100590

Matthew

On 2/2/2012

Before Jim deposited
his check of \$113,500⁰⁰
there was already

\$380,498.98

10/18/11 SSI

College America
ten thousand ⁰⁰/100 10,000⁰⁰

Matthew's Account ^{21/10/11} checking

JIM VAHEY

College America ~~wire transfer~~
to : check
Matthew's Account.

2/3/2012

113,500 ⁰⁰

DEFT000097
AA000623

EXHIBIT

F.

Certificate of Custodian of Records for
records from College America.
DEFT0000098 - DEFT000099.

EXHIBIT 3

DEFT000098

AA000625

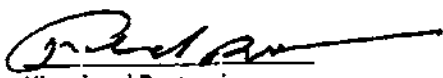
AFFIDAVIT

I, Khouloud Bustami, Vice President of American Funds Service Company, declare as follows:

1. I am a duly authorized custodian of records for American Funds Service Company and Capital Bank and Trust Company.
2. The responsive documents that were overnighted to 6930 South Cimarron Road Suite 140 Las Vegas NV 89113 on March 6, 2020 are true and correct copies of the requested account information.
3. The records were prepared and kept by the personnel of American Funds Service Company in the ordinary course of business at or near the time of the act, condition or event recorded.

I certify under penalty of perjury that the foregoing is true and correct.

Date: 03/18/2020



Khouloud Bustami
Vice President

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Orange

On March 18, 2020 before me, Shelby S. Kakita Notary Public, personally appeared Khouloud Bustami, who proved to me on the basis of satisfactory evidence to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person, or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature



DEFT000099

AA000626