

PATENT ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MPEP 323.01(c) Declaration
CONVEYING PARTY DATA	
Name	Execution Date
Ebrahim Nader Khalili	07/08/2011
RECEIVING PARTY DATA	
Name:	Ebrahim Nader Khalili
Street Address:	P.O. Box 1977
City:	Claremont
State/Country:	CALIFORNIA
Postal Code:	91711
PROPERTY NUMBERS Total: 1	
Property Type	Number
Patent Number:	5934027
CORRESPONDENCE DATA	
Fax Number:	(310)670-6737
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	310-670-5825
Email:	howardh@ipcounselor.com
Correspondent Name:	Howard Leslie Hoffenberg
Address Line 1:	6701 Center Drive West, Ste. 1400
Address Line 4:	Los Angeles, CALIFORNIA 90045
NAME OF SUBMITTER:	Howard Hoffenberg
Total Attachments: 29 source=Declaration#page1.tif source=Declaration#page2.tif source=Declaration#page3.tif source=ExhibitA#page1.tif source=ExhibitA#page2.tif source=ExhibitB#page1.tif source=ExhibitB#page2.tif	

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PATENT
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1 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2
3 Patent No. : 5,934,027 Confirmation No. 2540

4 Appl. No. : 09/026,994

5 Issue Date : 08-10-1999

6 Applicant/Patentee : Ebrahim Nader Khalili

7 Reel/Frame of
8 Erroneous Assignment : 023828/0559

9 For: Earthquake Resistant Building Structure
10 Employing Sandbags

11 DECLARATION OF DASTAN KHALILI
12 [MPEP 323.01(c)]

13 I, Dastan Khalili, declare as follows:

- 14 1. I am the son of inventor, applicant and patentee, Ebrahim Nader Khalili,
15 and President of Cal-Earth, Inc. (a/k/a The California Institute of Earth
16 Art and Architecture,) a non-profit corporation organized under the laws
17 of the State of California having corporate offices at 575 South College
18 Avenue, Claremont, California 91711.
- 19 2. The matters stated herein are of my own personal knowledge and I can
20 competently testify thereto; except for certain opinions for which I believe
21 those opinions to be true and for certain acts and deeds of the court and
22 for such acts and deeds, documentary evidence is attached hereto.
- 23 3. On or about March 5, 2008, my father died, *may his soul rest in peace*.
24 Attached hereto as Exhibit A is a true and exact copy of his death
25 certificate.
- 26 4. On or about November 19, 2010, my father's spouse, Iliona Khalili, filed
27 a Spousal Property Petition claiming an interest in above identified
28 patent, US Patent No. 5,934,027, in the Superior Court for the State of
California for the County of San Bernardino; Case No.: PRO DS1000887

1 (the "Probate Proceeding"). On May 26, 2011, Iliona Khalili filed a First
2 Amended Spousal Property Petition. Attached hereto as Exhibit B is a
3 true and exact copy of the First Amended Spousal Property Petition.

4 5. In July of 2011, I commenced probate proceedings for my father's estate.
5 Attached hereto as Exhibit C is a true and exact copy of the petition to
6 probate his estate in the Probate Proceeding. The filing of such petition is
7 pending; as such, the probate court has yet to appoint a personal
8 representative of my father's estate.

9 6. The above identified patent, US Patent No. 5,934,027, is contended to be
10 part of my father's estate that is being probated, as discussed herein.
11 Continuing to refer to Exhibit B (First Amended Spousal Property
12 Petition,) Attachment 7b is a schedule of property contended to be in the
13 estate.

14 7. The probate court has made no distribution of US Patent No. 5,934,027
15 and it continues to be part of the property contended to be in my father's
16 estate. Attached hereto as Exhibit D is a true and exact copy of the
17 docket for the Probate Proceeding.

18 8. The correct owner of US Patent No. 5,934,027 should be stated as
19 Ebrahim Nader Khalili, individually.

20 9. A purported conveyance in the nature of a transfer on death by Assignor,
21 Iliona Khalili, as purported representative for estate of Ebrahim Nader
22 Khalili dated March 5, 2008 to Assignee, Iliona Khalili, was submitted
23 with erroneous information. The chain of title should not be considered
24 altered by this incorrect assignment.

25 10. The true chain of title should be devoid of any assignments with
26 title in the name of inventor, Ebrahim Nader Khalili.

27 The statements herein are made with knowledge that willful false
28 statements and the like so made are punishable by fine or imprisonment, or
both pursuant to 18 USC 1001 and that such willful false statements may

2 jeopardize the validity of the patent application and any United States Patent
3 issued thereon.

4 Executed on this 8th day of July in the year 2011 in the County of Los
5 Angeles of the State of California.

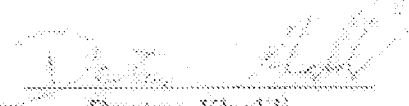
6 
7 Dastan Khalili

EXHIBIT-A

[illegible]

This is a true certified copy of the record filed in the County of Los Angeles Department of Public Health & Health Services signature is purple ink.

John Paul Fielding 20

APR 16 2000

Exercise 10: State-Mode and Region

This report was prepared as a result of research conducted by and for the U.S. Department of Energy.

AND ALLEGEDLY TO HAVE BEEN THE CENTRAL

EXHIBIT-B

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): William J. Rogers, Esq. Attorney at Law; SBN: 154219 19 Fourth Street, Suite 203 Petaluma, CA 94952		FOR COURT USE ONLY	
TELEPHONE NO.: 707/775-3090 FAX NO. (Optional): E-MAIL ADDRESS (Optional): willrogersesq@gmail.com ATTORNEY FOR (Name): Petitioner Ilona Outram Khalili			
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO			
STREET ADDRESS: 303 W. 3rd St.			
MAILING ADDRESS: 303 W. 3rd St.			
CITY AND ZIP CODE: San Bernadino, CA 92415-0210			
BRANCH NAME: Probate			
ESTATE OF (Name): EBRAHIM NADER KHALILI		CASE NUMBER: PRODS 1000987	
DECEDENT		HEARING DATE: July 21, 2011	
FIRST AMENDED ☒ SPOUSAL ☐ DOMESTIC PARTNER ☐ PROPERTY PETITION		DEPT. S16	TIME 9:00 AM

1. Petitioner (name) Ilona Outram Khalili requests
- ☒ determination of property passing to the surviving spouse or surviving registered domestic partner without administration (Fam. Code, § 297.5, Prob. Code, § 13500).
 - ☒ confirmation of property belonging to the surviving spouse or surviving registered domestic partner (Fam. Code, § 297.5, Prob. Code, §§ 100, 101).
 - ☐ immediate appointment of a probate referee.
2. Petitioner is
- ☒ surviving spouse of the decedent.
 - ☐ personal representative of (name): , surviving spouse.
 - ☐ guardian or conservator of the estate of (name): , surviving spouse.
 - ☐ surviving registered domestic partner of the decedent.
 - ☐ personal representative of (name): , surviving registered domestic partner.
 - ☐ conservator of the estate of (name): , surviving registered domestic partner.
3. Decedent died on (date): 03/05/2008
4. Decedent was
- ☒ a resident of the California county named above.
 - ☐ a nonresident of California and left an estate in the county named above.
 - ☒ intestate ☐ testate and a copy of the will and any codicil is affixed as Attachment 4a:
(Attach copies of will and any codicil, a typewritten copy of any handwritten document, and an English translation of any foreign-language document.)
5. a. (Complete in all cases) The decedent is survived by
- ☐ no child. ☒ child as follows: ☒ natural or adopted ☐ natural, adopted by a third party.
 - ☒ no issue of a predeceased child. ☐ issue of a predeceased child.
- b. Decedent is ☒ is not survived by a stepchild or foster child or children who would have been adopted by decedent but for a legal barrier. (See Prob. Code, § 6454.)
6. (Complete only if no issue survived the decedent. Check only the first box that applies.)
- ☐ The decedent is survived by a parent or parents who are listed in item 9.
 - ☐ The decedent is survived by a brother, sister, or issue of a deceased brother or sister, all of whom are listed in item 9.
7. Administration of all or part of the estate is not necessary for the reason that all or a part of the estate is properly passing to the surviving spouse or surviving registered domestic partner. The facts upon which petitioner bases the allegation that the property described in Attachments 7a and 7b is property that should pass or be confirmed to the surviving spouse or surviving registered domestic partner are stated in Attachment 7.
- ☒ Attachment 7a¹ contains the legal description (if real property add Assessor's Parcel Number) of the deceased spouse's or registered domestic partner's property that petitioner requests to be determined as having passed to the surviving spouse or partner from the deceased spouse or partner. This includes any interest in a trade or business name of any unincorporated business or an interest in any unincorporated business that the deceased spouse or partner was operating or managing at the time of death, subject to any written agreement between the deceased spouse or partner and the surviving spouse or partner providing for a non pro rata division of the aggregate value of the community property assets or quasi-community assets, or both.

¹ See Prob. Code, § 13608 for required filing of a list of known creditors of a business and other information in certain instances. If required, include in Attachment 7a.

ESTATE OF (Name): <u>EBRAHIM NADER KHALILI</u>	CASE NUMBER: <u>PRODS 1000887</u>
DECEDENT	

7. b. ☒ Attachment 7b contains the legal description (if real property add Assessor's Parcel Number) of the community or quasi-community property petitioner requests to be determined as having belonged under Probate Code sections 100 and 101 and Family Code section 297.5 to the surviving spouse or surviving registered domestic partner upon the deceased spouse's or partner's death, subject to any written agreement between the deceased spouse or partner and the surviving spouse or partner providing for a non pro rata division of the aggregate value of the community property assets or quasi-community assets, or both.

8. There ☐ exists ☒ does not exist a written agreement between the deceased spouse or deceased registered domestic partner and the surviving spouse or surviving registered domestic partner providing for a non pro rata division of the aggregate value of the community property assets or quasi-community assets, or both. (If petitioner bases the description of the property of the deceased spouse or partner passing to the surviving spouse or partner or the property to be confirmed to the surviving spouse or partner, or both, on a written agreement, a copy of the agreement must be attached to this petition as Attachment 8.)

9. The names, relationships, ages, and residence or mailing addresses so far as known to or reasonably ascertainable by petitioner of (1) all persons named in decedent's will and codicils, whether living or deceased, and (2) all persons checked in items 5 and 6 ☒ are listed below ☐ are listed in Attachment 9.

<u>Name and relationship</u>	<u>Age</u>	<u>Residence or mailing address</u>
Dastan Khalili - Son	Adult	P.O. Box 1977, Claremont, CA 91711
Shaeftteh Khalili - Daughter	Adult	575 College Ave, Claremont, CA 91711

10. The names and addresses of all persons named as executors in the decedent's will and any codicil or appointed as personal representatives of the decedent's estate ☐ are listed below ☐ are listed in Attachment 10 ☐ none

11. ☐ The petitioner is the trustee of a trust that is a devisee under decedent's will. The names and addresses of all persons interested in the trust who are entitled to notice under Probate Code section 13655(b)(2) are listed in Attachment 11.

12. A petition for probate or for administration of the decedent's estate

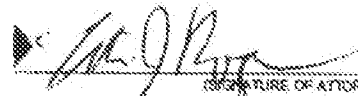
- a. ☐ is being filed with this petition.
- b. ☐ was filed on (date):
- c. ☒ has not been filed and is not being filed with this petition.

13. Number of pages attached: 4; Attachments 7a and 7a, supporting declaration, Exhibit A.

14. Supporting declaration is attached hereto.

Date: 5/12/2011

William J. Rogers, Esq.
(TYPE OR PRINT NAME)


(SIGNATURE OF ATTORNEY)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 5/12/2011

Iliona O. Khalili
(TYPE OR PRINT NAME)


(SIGNATURE OF PETITIONER)

ATTACHMENT 7a TO FIRST AMENDED SPOUSAL PROPERTY PETITION

1. The following is a description of the all the deceased spouse's real property (excluding property owned in a foreign county) owned at the time of death, and which is further described in the Inventory and Appraisal on file in this proceeding:

Address: 10376 Shangri-La Avenue, Hesperia, CA 92345 ;

APN: 0405-721-29-0-000;

Legal: Lot 35 of tract No. 12009-1, as per plat recorded in Book 184 of Maps, pages 33 and 34, Records of San Bernardino County;

2. Petitioner, the surviving spouse, transferred all of her interest in the above-described real property to the deceased spouse pursuant to a interspousal transfer deed recorded on April 29, 1999, in the official records of the Recorder of the County of San Bernardino. Such transfer made the real property the sole and separate property of the deceased spouse.

3. The deceased spouse owned as his separate property all rights and interests, including copyrights, in the following books, movies, and publications:

- A. *Sidewalks on the Moon* (1994) ;
- B. *Racing Alone: a visionary architect's quest for houses made with earth and fire* (1982) ;
- C. *Ceramic Houses: how to build your own* (1985) ;
- D. *Rumi, Fountain of Fire* (1994) ;
- E. *Pointblank Targets of God: a true story* (1987) ;
- F. *Earth, Water, Air and Fire* (1986) ;
- G. *Sunrise Dome* (1989) ;

3. Under Probate Code section 6401(c)(3)(A), Petitioner requests that the above-described real property and personal property be confirmed as follows:

One-third to Petitioner.

SUPERIOR COURT, COUNTY OF SAN BERNARDINO
Case Number: PRODS 1000887 ; *Estate of Ebrahim Nader Khalili*
Attachment 7b to First Amended Spousal Property Petition

ATTACHMENT 7b TO FIRST AMENDED SPOUSAL PROPERTY PETITION

1. All rights and interest in United States Patent Number: 5,934,027 (earthquake resistant building structure employing sandbags) ;
2. All rights and interest, including copyrights, in the following books, movies, and publications:
 - A. *Rumi, Dancing the Flame* (2001) ;
 - B. *Emergency Sandbag Shelter and Eco-Village* (2008) ;
 - C. *Emergency Shelter* (1999/2000) ;
 - D. *Rumi, Tangible Poetry* (2004) ;
 - E. *Making of a Dream* (2008) ;
 - F. *Designing with Nature* (2008) ;
 - G. *Natural Materials* (2008) ;
 - H. *Earth Turns to Gold* (2008).

In addition, all rights and interest in the unpublished writings of the deceased, including without limitation, the architectural designs and plans of the deceased, diaries, letters, photographs, and notes of every kind.

SUPERIOR COURT, COUNTY OF SAN BERNARDINO
Case Number: PRODS 1000887 ; *Estate of Ebrahim Nader Khalili*
Attachment to First Amended Spousal Property Petition

ATTACHMENT TO FIRST AMENDED SPOUSAL PROPERTY PETITION

SUPPORTING DECLARATION

I, ILIONA O. KHALILI, declare as follows:

1. I am the petitioner in this proceeding.
2. I am the surviving spouse of the decedent, Ebrahim Nader Khalili.
3. The decedent and I married April 22, 1997, and we remained married until his death. Attached as Exhibit A is a true copy of our Marriage Certificate.
4. Because the property listed in the Attachment 7a to the First Amended Spousal Property Petition was created *before* the date of marriage, the property listed therein was the separate property of the decedent.
5. Because the property listed in the Attachment 7b to the First Amended Spousal Property Petition was created *after* the date of marriage, the property listed therein was community property.

I have personal knowledge of the matters set forth above and if called as a witness I would competently testify to those matters. As to those matters alleged on information and belief, I believe those matters to be true.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

SIGNATURE ON JUDICIAL COUNCIL FORM

EXHIBIT 4

EXHIBIT-C

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Shawn S. Kerendian, SBN 251655 KERENDIAN & ASSOCIATES, INC. 11755 Wilshire Blvd., 15th Floor Los Angeles, CA 90025 TELEPHONE NO.: (310) 914-4143 FAX NO. (Optional): (310) 914-5441 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Petitioner, Dastan Khalili		FOR COURT USE ONLY	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Bernardino STREET ADDRESS: 351 North Arrowhead Avenue MAILING ADDRESS: 351 North Arrowhead Avenue CITY AND ZIP CODE: San Bernardino, CA. 92415-0212 BRANCH NAME: Probate			
ESTATE OF (Name): EBRAHIM NADER KHALILI DECEDENT			
PETITION FOR ☒ Probate of Will and for Letters Testamentary ☐ Probate of Will and for Letters of Administration with Will Annexed ☐ Letters of Administration ☐ Letters of Special Administration ☐ with general powers ☒ Authorization to Administer Under the Independent Administration of Estates Act ☐ with limited authority		CASE NUMBER: PRO DS1000887 HEARING DATE: DEPT.: 33 TIME:	

1. Publication will be in (specify name of newspaper): Will be arranged
- a. ☐ Publication requested.
- b. ☒ Publication to be arranged.
2. Petitioner (name each): Dastan Khalili requests that
- a. ☒ decedent's will and codicils, if any, be admitted to probate.
- b. ☒ (name): Dastan Khalili be appointed
- (1) ☒ executor
- (2) ☐ administrator with will annexed
- (3) ☐ administrator
- (4) ☐ special administrator ☐ with general powers and Letters issue upon qualification.
- c. ☒ full ☐ limited authority be granted to administer under the Independent Administration of Estates Act.
- d. (1) ☐ bond not be required for the reasons stated in item 3d.
- (2) ☒ \$ 160,000 bond be fixed. The bond will be furnished by an admitted surety insurer or as otherwise provided by law. (Specify reasons in Attachment 2 if the amount is different from the maximum required by Prob. Code, § 8462.)
- (3) ☐ \$ in deposits in a blocked account be allowed. Receipts will be filed. (Specify institution and location):
3. a. Decedent died on (date): March 5, 2008 at (place): Hisperia, CA
- (1) ☒ a resident of the county named above.
- (2) ☐ a nonresident of California and left an estate in the county named above located at (specify location permitting publication in the newspaper named in item 1):
- b. Street address, city, and county of decedent's residence at time of death (specify):
 10376 Shangri La Ave., Hisperia, CA 92345 (San Bernardino county)

ESTATE OF (Name): EBRAHIM NADER KHALILI	CASE NUMBER: PRO DS1000887
DECEDENT	

3. c. Character and estimated value of the property of the estate (complete in all cases):

(1) Personal property:	\$	100,000
(2) Annual gross income from:		
(a) real property:	\$	0.00
(b) personal property:	\$	10,000
(3) Subtotal (add (1) and (2)):	\$	110,000
(4) Gross fair market value of real property:	\$	50,000
(5) (Less) Encumbrances:	\$(	0.00)
(6) Net value of real property:	\$	50,000
(7) Total (add (3) and (6)):	\$	160,000

d. (1) ☐ Will waives bond. ☐ Special administrator is the named executor, and the will waives bond.(2) ☐ All beneficiaries are adults and have waived bond, and the will does not require a bond.
(Affix waiver as Attachment 3d(2).)(3) ☐ All heirs at law are adults and have waived bond. (Affix waiver as Attachment 3d(3).)(4) ☐ Sole personal representative is a corporate fiduciary or an exempt government agency.e. (1) ☐ Decedent died intestate.(2) ☒ Copy of decedent's will dated: Aug. 16, 2001 ☐ codicil dated (specify for each):

are affixed as Attachment 3e(2).

(Include typed copies of handwritten documents and English translations of foreign-language documents.)

☐ The will and all codicils are self-proving (Prob. Code, § 8220).

f. Appointment of personal representative (check all applicable boxes):

(1) Appointment of executor or administrator with will annexed:

(a) ☒ Proposed executor is named as executor in the will and consents to act.(b) ☐ No executor is named in the will.(c) ☐ Proposed personal representative is a nominee of a person entitled to Letters.

(Affix nomination as Attachment 3f(1)(c).)

(d) ☒ Other named executors will not act because of ☐ death ☐ declination☒ other reasons (specify):

SEE ATTACHMENT 3f(1)(d)

☒ Continued in Attachment 3f(1)(d).

(2) Appointment of administrator:

(a) ☐ Petitioner is a person entitled to Letters. (If necessary, explain priority in Attachment 3f(2)(a).)(b) ☐ Petitioner is a nominee of a person entitled to Letters. (Affix nomination as Attachment 3f(2)(b).)(c) ☐ Petitioner is related to the decedent as (specify):(3) ☐ Appointment of special administrator requested. (Specify grounds and requested powers in Attachment 3f(3).)

g. Proposed personal representative is a

(1) ☒ resident of California.(2) ☐ nonresident of California (specify permanent address):(3) ☒ resident of the United States.(4) ☐ nonresident of the United States.

ESTATE OF (Name): EBRAHIM NADER KHALILI	CASE NUMBER: PRO DS1000887
DECEDENT	

4. ☐ Decedent's will does not preclude administration of this estate under the Independent Administration of Estates Act.
5. a. Decedent was survived by (check items (1) or (2), and (3) or (4), and (5) or (6), and (7) or (8))
- (1) ☒ spouse.
 - (2) ☐ no spouse as follows:
 - (a) ☐ divorced or never married.
 - (b) ☐ spouse deceased.
 - (3) ☐ registered domestic partner.
 - (4) ☒ no registered domestic partner.
(See Fam. Code, § 297.5(c); Prob. Code, §§ 37(b), 6401(c), and 6402.)
 - (5) ☒ child as follows:
 - (a) ☒ natural or adopted.
 - (b) ☐ natural adopted by a third party.
 - (6) ☐ no child.
 - (7) ☐ issue of a predeceased child.
 - (8) ☒ no issue of a predeceased child.
- b. Decedent ☐ was ☒ was not survived by a stepchild or foster child or children who would have been adopted by decedent but for a legal barrier. (See Prob. Code, § 6454.)
6. (Complete if decedent was survived by (1) a spouse or registered domestic partner but no issue (only a or b apply), or (2) no spouse, registered domestic partner, or issue. (Check the first box that applies).)
- a. ☐ Decedent was survived by a parent or parents who are listed in item 8.
 - b. ☐ Decedent was survived by issue of deceased parents, all of whom are listed in item 8.
 - c. ☐ Decedent was survived by a grandparent or grandparents who are listed in item 8.
 - d. ☐ Decedent was survived by issue of grandparents, all of whom are listed in item 8.
 - e. ☐ Decedent was survived by issue of a predeceased spouse, all of whom are listed in item 8.
 - f. ☐ Decedent was survived by next of kin, all of whom are listed in item 8.
 - g. ☐ Decedent was survived by parents of a predeceased spouse or issue of those parents, if both are predeceased, all of whom are listed in item 8.
 - h. ☐ Decedent was survived by no known next of kin.
7. (Complete only if no spouse or issue survived decedent.)
- a. ☐ Decedent had no predeceased spouse.
 - b. ☐ Decedent had a predeceased spouse who
 - (1) ☐ died not more than 15 years before decedent and who owned an interest in real property that passed to decedent.
 - (2) ☐ died not more than five years before decedent and who owned personal property valued at \$10,000 or more that passed to decedent.
 (If you checked (1) or (2), check only the first box that applies).
 - (a) ☐ Decedent was survived by issue of a predeceased spouse, all of whom are listed in item 8.
 - (b) ☐ Decedent was survived by a parent or parents of the predeceased spouse who are listed in item 8.
 - (c) ☐ Decedent was survived by issue of a parent of the predeceased spouse, all of whom are listed in item 8.
 - (d) ☐ Decedent was survived by next of kin of the decedent, all of whom are listed in item 8.
 - (e) ☐ Decedent was survived by next of kin of the predeceased spouse, all of whom are listed in item 8.
 - (3) ☐ neither (1) nor (2) apply.
8. Listed on the next page are the names, relationships to decedent, ages, and addresses, so far as known to or reasonably ascertainable by petitioner, of (1) all persons mentioned in decedent's will or any codicil, whether living or deceased; (2) all persons named or checked in items 2, 5, 6, and 7; and (3) all beneficiaries of a trust named in decedent's will or any codicil in which the trustee and personal representative are the same person.

ESTATE OF (Name): EBRAHIM NADER KHALILI		CASE NUMBER: PRO DS1000887
DECEDENT		

8. Name and relationship to decedent: SEE ATTACHMENT 8 Age: Address:

☒ Continued on Attachment 8.

9. Number of pages attached: 8
Date: FILED 12, 2011

Shawn S. Kerendian, Attorney for Petitioner

(TYPE OR PRINT NAME OF ATTORNEY)

[Signature]
(SIGNATURE OF ATTORNEY)

* (Signatures of all petitioners are also required. All petitioners must sign, but the petition may be verified by any one of them (Prob. Code, §§ 1020, 1021; Cal. Rules of Court, rule 7.528).)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: FILED 12, 2011

Dastan Khalili

(TYPE OR PRINT NAME OF PETITIONER)

[Signature]
(SIGNATURE OF PETITIONER)

(TYPE OR PRINT NAME OF PETITIONER)

(SIGNATURE OF PETITIONER)

☐ Signatures of additional petitioners follow last attachment.

SHIYTEH
9/6/08

سمو القرض الررم

AUGUST 16/2001

10/16

E. Nader Khalili
Architect. A. I. A.

WILL TO: NASSER, DASTAN:

IF I die or become handicap, you, please do these:

1) There are 2 safe boxes: a) Bank of America

b) Washington Mutual. (Keys) are in my filing cabinet
under Dastan's name (for OCs)

- Dastan can go to Washington mutual & take out
from box & his accounts.

- Nasser can go to Bank of America and take out
the box (he has) signature there)

A: DIVIDE EVERYTHING BETWEEN DASTAN & SHEETEH
(DASTAN & SHEETEH HAVE ACCOUNTS IN Washington Mutual
also) - Add all of them together.

B: Pay some as per note in the Bank of Am. Box
first and keep some to maintain bill etc. till all settled.

2) I have personal accounts in B. of America. One
with Ilona, one alone. Also my IRA account
(which we named Dastan & Sheetah) - The account

with Ilona must be shared with her or her
family (if we both die) - otherwise Ilona will manage
our shared accounts - & personal goes to Dastan & Sheetah

3) The bank in Cyprus - shared between Ilona
& me. (if we both die it must be shared between
2 families) - If Ilona stays alive, she may
provide for Sheetah's univ. education as she
says that her idea was always to do this anyway.

4) The house is for 4 of us & must be shared &
Nasser says fit.

BUT -> CAL EARTH - I

1) There are accounts & investment accounts
in Bank of America & Washington Mutual.

CAL-EARTH MUST CONTINUE UNTILL EITHER
DIMINISHES OR FLOURISH WITH ITS OWN
ACCOUNTS UNDER NASSER, DASTAN & SKEEFTEH.
^{supervision}

(IF ILONA IS ALIVE - SHE WILL CONTINUE
WITH DASTAN & SKEEFTEH UNDER NASSER'S GUIDING

* ILONA IS EVERYTHING FOR CAL-EARTH - &
MOST TRUSTING FRIEND TO ME.

* CAL-EARTH IS A GOLD MINE TO:

- a - SERVE THE HUMANITY & ENVIRONMENT (especially the poor)
- b - ITS PRODUCTS ARE MATURE ^{READY} TO BE TAPPED.

2) MY PATENT & BOOK ^{ETC} SHARED 4 WAYS:

~~ALL~~ ILONA, CAL-EARTH, DASTAN & SKEEFTEH.

3) Property in Iran for DASTAN & SKEEFTEH.

3) NASSER IS MY TRUSTING BROTHER & KNOWS
HOW TO DO THINGS FAIRLY. IF THERE
IS CONFLICT NASSER & MY SAZESH IS
THE ARBITRATOR. NASSER IS TRUSTEE FOR
SKEEFTEH TILL SHE IS 25 YEARS OLD.

There are more to say, but I'm getting
ready to go for the journey & I know
God will keep us safe. J. Kishia.

 Nasser Sazesh

We must always celebrate life & love.

AUG 11/6/2001

ATTACHMENT 3e(2)
Estate of Ebrahim Nader Khalili
Case no. PRO DS1000887

TYPEWRITTEN VERSION OF DECEDENT'S 2001 WILL

E. Nader Khalili

Architect, A.J.A.

AUGUST 16/2001

WILL TO: NASSER, DASTAN:

If I die or become handicap, you, please do these

1) There are 2 safe boxes: a) Bank of America

b) Washington Mutual (Keys are in my filing cabinet
under Dastan's name)

- Dastan can go to Washington Mutual & take out
from box & his accounts.

- Nasser can go to Bank of America and take out
the box (he has signature there)

A: DIVIDE EVERYTHING BEETWEEN [sic] DASTAN & SHEEFTEH
(DASTAN & SHEEFTEH HAVE ACCOUNTS IN Washington Mutual
also)—Add all of them together.

B: Pay some as per note in the Bank of Am. Box
first and keep some to maintain bills etc. till all settled.

2) I have personal accounts in B. of America. One
with Iliona, one alone. Also my IRA account

1 (which has named Dastan & Sheeffteh)- The account
2 with Iliona must be shared with her or her
3 family (if we both die)- otherwise Iliona will manage
4 our shared accounts--& personal goes to Dastan & Sheeffteh

5 3) The Bank in Cyprus--shares between Iliona
6 & me. (If we both die it must be shared between
7 2 families)---If Iliona stays alive, she may
8 provide for Sheeffteh's univ. education as she
9 sees fit. Her idea was always to do this anyway.

10 4) The house is for 4 of us & must be shared
11 as Nasser sees fit.

BUT→CAL-EARTH→

12
13 1) There are accounts & investment accounts
14 in Bank of America & Washington Mutual.
15 CAL-EARTH MUST CONTINUE UNTIL EITHER
16 DIMINISHES OR FLOURISH WITH ITS OWN
17 ACCOUNTS UNDER NASSER, DASTAN & SHEEFFTEH.
18 Supervision.

19 (IF ILIONA IS ALIVE---SHE WILL CONTINUE
20 WITH DASTAN & SHEEFFTEH UNDER NASSER'S GUIDING
21 * ILIONA IS EVERYTHING FOR CAL-EARTH--&
22 MOST TRUSTING FRIEND TO ME.

23 & CAL-EARTH IS A GOLD MINE TO:

24 a---SERVE THE HUMANITY & ENVIRONMENT (especially the poor)

1 b—ITS PRODUCTS ARE MATURE READY TO BE TAPPED.

2 2) MY PATTENT [sic] & BOOKS ETC. SHARED 4 WAYS:

3 ILIONA, CAL-EARTH, DASTAN & SHEEFTEH.

4 3) Property in Iran for Dastan & Sheefteh.

5 3) NASSER IS MY TRUSTING BROTEHR & KNOWS

6 HOW TO DO THINGS FAIRLY. IF THERE

7 IS CONFLICT NASSER & HIS SAZESH IS

8 THE ARBITRATOR. NASSER IS TRUSTEE FOR

9 SHEEFTEH TILL SHE IS 25 YEARS OLD.

10 There are more to say, but I'm getting

11 Ready to go for the journey & I know

12 God will keep us safe.

13 E. Nader Khalili.

14 We must always celebrate life & love

15 Aug/16/2001

16
17 ADMISSIBILITY OF COPY OF HANDWRITTEN WILL.

18 The attached 2001 Will is submitted as a valid holographic will of the decedent. Pursuant to
19 Prob. Code section 6111(a), a holographic will is valid as long as the signature and the material
20 provisions are in the handwriting of the testator.

21 Handwritten additions to a commercially printed form will may be treated as a holographic
22 will. Estate of Black, 30 Cal.3d 880 (1982). Additionally, photocopies of a testator's handwritten
23 dispositions included in a holographic will may satisfy the statutory requirement that material
24 provisions be in the testator's handwriting: "[S]ection 6111 is properly construed to allow

1 photocopies of the testator's handwritten dispositions, properly authenticated, as well as original ink
2 writings." See *Estate of Brenner* (1999) 76 CA4th 1298, 1302-1303--photocopy of decedent's
3 handwritten testamentary statements voiding earlier will admitted to probate.

4 Here, all of the material provisions and the signature of the testator are in the handwriting of
5 the testator. Additionally, although the handwriting is not original ink writings and is a copy, they
6 are still nevertheless in the testator's handwriting, which is all that is required pursuant to *Estate of*
7 *Brenner*, as cited above. [Proof of Holographic Instrument by persons familiar with the testator's
8 handwriting will be filed after the filing of this Petition.]

9 Furthermore, pursuant to section 6111(c), "Any statement of testamentary intent contained in
10 a holographic will may be set forth either in the testator's own handwriting or as part of a
11 commercially printed form will." Here, the will has a statement of testamentary intent on the first
12 page: "WILL TO: NASSER, DASTAN: If I die or become handicap, please do these." Accordingly,
13 Petitioner requests that the 2001 Will be admitted as a valid holographic will.

ATTACHMENT 3f(1)(d)
Estate of Ebrahim Nader Khalili
Case no. PRO DS1000887

APPOINTMENT OF PERSONAL REPRESENTATIVE

It is clear from a reading of the 2001 holographic will (the "2001 Will") that the decedent desires for Dastan Khalili and Nasser Khalili to carry out and implement the decedent's final instructions. The 2001 Will starts off by naming Nasser and Dastan, and provides the following instructions to them: "If I die or become handicap, you, please do these". Furthermore, throughout the 2001 Will, the decedent provides instructions to Dastan and Nasser, e.g., directly under paragraph (1)(b) the decedent states: "Dastan can go to Washington Mutual and take out from box & his accounts."

Therefore, it is evident from the intent of the 2001 Will that the decedent expressed an intention for Dastan and Nasser to act as executors of the 2001 Will. It is unknown whether Nasser Khalili desires to act as co-executor. Notice of this petition is being given to him.

ATTACHMENT 8
Estate of Ebrahim Nader Khalili
Case no. PRO DS1000887

<u>Name and relationship to decedent</u>	<u>Age</u>	<u>Address</u>
Dastan Khalili (son, petitioner and proposed executor)	Adult	11049 Magnolia Blvd., #221 North Hollywood, CA 91601
Sheefteh Khalili (daughter)	Adult	11049 Magnolia Blvd., #221 North Hollywood, CA 91601
Iliona Khalili (spouse)	Adult	c/o William Rogers, Esq. 19 Fourth Street, Suite 203 Petaluma CA 94952
Nasser Khalili (brother, named in will as co-executor)	Adult	3340 Calvert Rd. Pasadena, CA 91107
William Rogers, Esq. (attorney for Iliona Khalili)	Adult	19 Fourth Street, Suite 203 Petaluma, CA 94952

***NOTE: Dastan and Sheefteh reside together at the address listed above.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO

Estate of Ybrahim Nader Khalili

Case No. PRO DS1000887

vs.

CERTIFICATE OF ASSIGNMENT

A civil action or proceeding presented for filing must be accompanied by this certificate. If the ground is the residence of a party, name and residence shall be stated.

The undersigned declares that the above-entitled matter is filed for proceedings in the _____ District of the Superior Court under Rule 404 of this court for the checked reason:

☐ General

☐ Collection

Nature of Action

Ground

- | | |
|--|--|
| ☐ 1 Adoption | Petitioner resides within the district. |
| ☐ 2 Conservator | Petitioner or conservatee resides within the district. |
| ☐ 3 Contract | Performance in the district is expressly provided for. |
| ☐ 4 Equity | The cause of action arose within the district. |
| ☐ 5 Eminent Domain | The property is located within the district. |
| ☐ 6 Family Law | Plaintiff, defendant, petitioner or respondent resides within the district. |
| ☐ 7 Guardianship | Petitioner or ward resides within the district or has property within the district. |
| ☐ 8 Harassment | Plaintiff, defendant, petitioner or respondent resides within the district. |
| ☐ 9 Mandate | The defendant functions wholly within the district. |
| ☐ 10 Name Change | The petitioner resides within the district. |
| ☐ 11 Personal Injury | The injury occurred within the district. |
| ☐ 12 Personal Property | The property is located within the district. |
| ☒ 13 Probate | Decedent resided or resides within the district or had property within the district. |
| ☐ 14 Prohibition | The defendant functions wholly within the district. |
| ☐ 15 Review | The defendant functions wholly within the district. |
| ☐ 16 Title to Real Property | The property is located within the district. |
| ☐ 17 Transferred Action | The lower court is located within the district. |
| ☐ 18 Unlawful Detainer | The property is located within the district. |
| ☐ 19 Domestic Violence | The petitioner, defendant, plaintiff or respondent resides within the district. |
| ☐ 20 Other _____ | |
| ☐ 21 THIS FILING WOULD NORMALLY FALL WITHIN JURISDICTION OF SUPERIOR COURT. | |

The address of the accident, performance, party, detention, place of business, or other factor which qualifies this case for filing in the above-designated district is:

10376 Shangpi La Ave.

(NAME - INDICATE TITLE OR OTHER QUALIFYING FACTOR)

ADDRESS

Hispanic

CA

92345

(CITY)

(STATE)

(ZIP CODE)

I declare, under penalty of perjury, that the foregoing is true and correct and that this declaration was executed on

July 15, 2011

at

Los Angeles

California

Signature of Attorney/Party

EXHIBIT-D

Actions

Home Complaints/Parties **Actions** Minutes Pending Hearings Case Report

Open Quick Search

Case PRODS1000887 - EBRAHIM NADER KHALILI

Move To This Date

Viewed	Date	Action Text	Disposition
	07/21/2011 9:00 AM DEPT. S16P	SPOUSAL PROPERTY PETITION HEARING. - Minutes	
	06/06/2011	NOTICE OF HEARING ON 07/21/11 FILED. (IMAGED)	Not Applicable
	05/26/2011	FIRST AMENDED SPOUSAL PROPERTY PETITION FILED. (IMAGED)	Not Applicable
	05/12/2011 9:00 AM DEPT. S16P	SPOUSAL PROPERTY PETITION HEARING. - Minutes	Continued
	03/10/2011 9:00 AM DEPT. S16P	SPOUSAL PROPERTY PETITION HEARING. - Minutes	Continued
	01/20/2011 9:00 AM DEPT. S33P	SPOUSAL PROPERTY PETITION HEARING. - Minutes	Continued
N	12/29/2010	NOTICE OF HEARING ON 01/20/11 FILED. (IMAGED)	Not Applicable
	12/03/2010	CASE ASSIGNED FOR ALL PURPOSES TO DEPARTMENT S33P	
	12/03/2010	INVENTORY AND APPRAISEMENT - FINAL FILED.	Not Applicable
	12/03/2010	SPOUSAL/DOMESTIC PARTNER PROPERTY PETITION FILED.	Not Applicable
N	11/19/2010	IMAGED DOCUMENTS FILED BETWEEN 01/01/2010 AND 12/31/2010	Not Applicable
	11/19/2010	PETITION AND PARTY INFORMATION ENTERED. (PROBATE)	Not Applicable