

## Husband's Affidavit of Assets:

### 1 Main issue is Smith Spyglass LLC:

Not Separate – Formed in 1999 by RBS Sr. – Kay Greenbury was a General Partner along with Roger B. Smith Jr.

Kay Greenbury continued to be a General Partner in 2000, 2001.

In 2002 someone FORGED Kay Greenbury's signature and assigned Kay Greenbury's shares to HER HUSBAND, Roger Smith Jr. – therefore despite the forgery – those shares were STILL MARITAL PROPERTY

Mr Roger B. Smith Sr. Died of Lung Cancer on November 29, 2007.

In December 2017 I, Kay Greenbury, overheard, my now ex-husband, Roger B. Smith Jr., his sister, Jennifer Ponski, and her husband, Mark Ponski talking to someone over a speaker phone in the study of the Smith house in Naples. I was in the adjoining room with had a connecting vent.

I overheard the 3 discussing backdating a document for November 27, (of that year), I assumed it was related to Mr. Smith (Sr.) death but was not sure. Then I heard the voice on the other end of the speaker phone ask a couple of questions.

The answer from the Smith/Ponski group was to move the money to the Caymans. That perked my ears up when I heard the mention of the Caymans after the discussion of backdating a document.

I don't recall hearing anything of major importance. However, later that night I found a document that might have related to their discussion. It transferred shares in a company called Smith Spyglass LLC to a TRUST in the name of Roger B Smith.

What I found troubling after hearing the discussion about the Caymans was that the document had been signed by Jennifer Ponski and my now ex-husband, it has also been witnessed by the younger Smith brother's (Drew) wife and mother in law. Mr. Smith's widow, Barbara Smith (whose house most people were staying at), did not sign the paper and had not appeared to have even seen it. Drew could forge his father's signature almost perfectly so outside parties would not have a reason to question the paper.

My sister later found an EXCEL file regarding Smith Spyglass LLC on a hard drive at the house which showed over \$11 million dollars being invested in 2011. My sister was an overseas auditor for Adam Opal. From there she went to work at Dephi, including running the Financial Operations for Spain and North Africa. She returned to the US. At one time she was one of the few people that the SEC would allow to sign checks at Delphi Headquarters.

So, when she started questioning the presence of this Excel file, so did I. We could only get the run around by everyone, including the people who were supposed to be working for me!

My question about my shares is reflected in the letter from Hanley Gurwin to my ex husband, Roger B. Smith Jr. on November 18, 2008. Mr Gurwin was attempting to set up a meeting with my now ex husband to prepare him to be deposed by my then attorney, Denise Alexander. Instead of being deposed, my ex husband dropped the suit for divorce - only to restart it once he knew I was clear of the Non Hodgkin's Lymphoma enough to have my checkups spaced out to every 6 months.

Please note the included email conversation between Andrew Rifkin, one of my attorneys from the John F. Schaefer Law Firm and Ben Bershad from Stout, Risius, Ross, Inc (SRR)

I never received ANY information from SRR despite having signed the retainer myself and putting \$5000 down when I signed it. In

the end (following my lawsuit), I was still forced to pay another \$3000 – despite NEVER having received ANY work product!

While the lawsuits against my divorce attorney and SRR were going on, my malpractice attorney and I were able to get a confirmation from Victoria Smith Sawula that when she was shown the sum of her father's estate it was NOT \$24 Million. Instead it was \$12 Million. If the \$11+ Million had been sent overseas, the figure she saw would make sense. Victoria told us that neither she nor her mother knew about the transfer of the other \$11 plus Million offshore.

What I did receive AFTER the lawsuit and AFTER it was too late for me to pursue my husband or John Schaefer in civil court, I received the attached email stating that my husband, SRR and my own divorce attorneys had concealed a substantial amount of marital assets from me – that I could have used to pay off all the half of the marital credit card debt I was stuck with despite having a miniscule amount of money compared to my very wealthy husband (some of that wealth – mine)

The individuals of companies who all contributed to this theft of funds include:

My ex husband Roger B. Smith, Jr.

\*John F. Schaefer -

\*B. Andrew Rifkin

At the time, both attorneys were at the Law Firm of John F. Schaefer. However, since my lawsuit ending in 2016 I believe that Andrew Rifkin has left John Schaefer and joined another partner in a different firm

\*Adrian G. Lyman CPA

Sallan, Nemes, Lyman & Strakovitis, CPAs

P00187083

248-615-9500

Stout, Risius, Ross (SRR)

\*Benjamin I.S. Bershad, C.V.A.

Senior Manager, Dispute Advisory & Forensic Services SRR

Justin Cherfoli, SRR

Kelly Ahn, SRR

Gilbert Gugni

Giarmarco, Mullins, & Horton, PC

Mediator

Tim Kramer

Husband's Attorney

Recommended by David Stone of Bodman & Bodman

David Stone (in particular) (probably the voice on the speaker phone)

Bodman & Bodman Trust Attorneys for the Smith family

They became directly involved in my divorce