A.P.N.: 1220-10-811-001

File No.: ____

Recording Requested By:

Lawrence S. Siracusa (CA SBN 165221)

When Recorded Return To: Bennett Hong PO Box 31051 San Francisco, CA 94131

DOUGLAS COUNTY, NV 2023-1000294 Rec:\$40.00 09/08/2023 10:00 AM Total:\$40.00

WITHERSPOON & SIRACUSA, LLP



Pgs=25

SHAWNYNE GARREN, RECORDER

AFFIDAVIT CHANGE OF TRUSTEE

The Undersigned, being of legal age, declares under penalty of perjury:

1. Declarant certifies that he is the successor trustee of the following described trust:

Name of Trust: The Leone Revocable Trust

Date of Trust: February 18, 20004

Trustors/Settlors: Vincent J. Leone, Sr., and Carole Greppi Leone

Former Trustees: Leslie Caroline Leone and Susan Soteriou

2. The real property held by said successor trustee is located in the Town of Gardnerville, County of Douglas, State of Nevada, set forth as follows:

Commonly known as 1038 Riverview Drive, Gardenville, NV 89460, and more particularly described in Exhibit "A" attached hereto and made a part hereof.

I, Bennett Hong, am appointed as successor trustee to the aforementioned trust by the Superior Court of California, County of San Mateo, under case number 22-PRO-01358, (a certified copy of the Stipulation and Order Appointing Professional Fiduciary is attached hereto) and I hereby consent to act as successor trustee of the aforementioned trust and do hereby assume the powers and duties as successor trustee of such trust.

This Affidavit is made for the protection and benefit of all persons hereafter acquiring an interest in or dealing with the property identified in this document.

Affidavit - Truste	e Change - NV	File No.:	_ A.P.N.: 1220-10-811-001
	CALIFORNIA DF SAN FRANCISCO) SS	
		d before me on Lugust	/5,7023, by Bennett Hong proved s) who appeared before me.
to me on	the basis of satisfactory	evidence to be the person(s	s) wno appeared before me.
Notary Pu (My Comr	blic nission Expires: <u>6/18</u>	3/2023)	
			MICHAEL D. HALVORSEN
			Notary Public - California San Francisco County Commission # 2405239 Comm. Expires Jun 18, 2026
		_//	

Exhibit "A"

Legal Description

The land referred to herein is situated in the State of Nevada, County of Douglas, described as follows:

A parcel of land situated, lying and being wholly within the Southeast 1/4 of Section 10, Township 12 North, Range 20 East, M.D.B. & M., and being more particularly described as follows, to-wit:

BEGINNING at the Southwest corner of Lot 49, as shown on the map of COUNTRY CLUB ESTATES, filed in the Office of the County Recorder of Douglas County, State of Nevada, on July 17, 1967, as Document No. 37147, Official Records; thence along the Southeasterly boundary line of said Lot 49, North 70° 04' 38" East, a distance of 207.48 feet; thence North 40° 28' 03" East, a distance of 139.00 feet; thence North 61° 33' East, a distance of 52.24 feet; thence South 56° 29' 30" East, a distance of 139.71 feet (the previous course is generally along the toe of the dike of the Carson River, said toe on the river side of dike); thence along the Northerly right of way line of River View Drive South 33° 30' 30" West, a distance of 30.00 feet to the beginning of a tangent curve concave to the Northwest with a radius of 475.00 feet and a central angle of 38°30'; thence along said curve, a distance of 319.18 feet; thence tangent to said curve South 72°00'30" West, a distance of 125.00 feet to the beginning of a tangent curve concave to the Northeast with a radius of 20.00 feet and a central angle of 90°; thence along said curve 31.42 feet; thence tangent to said curve North 17°59'30 11 West, a distance of 122,09 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM all that portion of said land as granted to the County of Douglas, in Deed recorded August 4, 1981, in Book 881, Page 189, Document No. 58886, of Official Records, described as follows, to-wit:

BEGINNING at the Northeast corner of Lot 49, as shown on the map of COUNTRY CLUB ESTATES, filed in the Office of the County Recorder of Douglas County, State of Nevada, on July 17, 1967, as Document No. 37147, of Official Records; thence South 58°27' 00" East, a distance of 120.00 feet to a point; thence North 61° 33' 00" East, a distance of 52.24 feet to a point; thence South 56° 29' 30" East, a distance of 109.71 feet to the True Point of Beginning; thence South 56° 29' 30' East, a distance of 30.00 feet to a point on the Northerly right of way line of Riverview Drive, a County Road; thence South 33° 30' 30" East, a distance of 30.00 feet to a point; thence along a tangent curve to the right having a radius of 475.00 feet through a central angle of 38° 30', a distance of 150.00 feet to a point; thence North 38° 30' 30" East, a distance of 48.00 feet to a point; thence North 23° 00' 30" East, a distance of 41.00 feet to a point; thence North 40° 00' 30" East, a distance of 36.00 feet to a point; thence North 6° 00' 30"" East, a distance of 27.00 feet to a point; thence North 43° 23' 20" East, a distance of 30.12 feet to TRUE POINT OF BEGINNING.

Assessor's Parcel No. 1220-10-811-001

"IN COMPLIANCE WITH NEVADA REVISED STATUTE 111.312, THE HEREIN ABOVE LEGAL DESCRIPTION WAS TAKEN FROM INSTRUMENT RECORDED MAY 2, 1994, BOOK 594, PAGE 91, AS FILE NO. 336559, RECORDED IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY, STATE OF NEVADA."

FILED ANDERSON YAZDI HWANG MINTON + HORN LLP 1 John D. Minton (Bar No. 223823) 2 350 Primrose Road Burlingame, California 94010 Clerk of the Superio 3 Telephone: (650) 212-5900 Facsimile: (650) 212-5999 4 Email: iminton@avhmh.com 5 Attorneys for Petitioner Leslie C. Leone 6 ANDERLINI & McSWEENEY LLP 7 Brian J. McSweenev (Bar No. 127758). 8 66 Boyet Road, Suite 285 San Mateo, California 94402-3520 9 Telephone: (650) 212-0001 Facsimile: (650) 212-0081 10 Email: bmcsweeney@amlawoffreed EIVED 11 JUL 1 4 2023 Attorneys for Respondents 12 Susan Soteriou and John Soteriogierkof The Superior COURT SAN MATEO COUNTY 13 14 SUPERIOR COURT OF CALIFORNIA 15 COUNTY OF SAN MATEO 16 Case No. 22-PRO-01358 17 In the Matter of the 18 LEONE REVOCABLE TRUST, dated STIPULATION AND (PROPOSED) February 18, 2004 ORDER APPOINTING PROFESSIONAL 19 FIDUCIARY JUL 1 4 2023 20 Date: Time: Ex Parte 21 LESLIE C. LEONE, Dept: 1. Probate Before: Hon. Leland Davis, III 22 Petitioner, 23 VS. 24 SUSAN SOTERIOU, individually, and as Trustee of the Leone Revocable Trust, dated February 18, 2004, and JOHN 25 SOTERIOU. 26 Respondents. 27 28

STIPULATION

WHEREAS, Vincent J. Leone, Sr. ("Vincent") and Carole Leone ("Carole") were the settlors and initial co-Trustees of the Leone Revocable Trust, dated February 18, 2004, and all trusts created thereunder (the "Trust").

WHEREAS, Vincent died on March 8, 2014, and Carole died on March 28, 2022.

WHEREAS, Leslie C. Leone ("Leslie") and Susan Soteriou ("Susan") are the successor co-Trustees of the Trust.

WHEREAS, Leslie and Susan are also beneficiaries of the Trust.

WHEREAS, Leslie and Susan are currently adverse parties in a proceeding pending in this Court under Case No. 22-PRO-01358 (the "Petition").

WHEREAS, Leslie and Susan agree it is in the best interest of the Trust and the Trust's beneficiaries to appoint a private professional fiduciary to serve as successor trustee of the Trust.

WHEREAS, the agreed terms of the appointment of the successor trustee are as follows:

- 1. The Trust is not currently subject to court supervision, and the appointment of a successor trustee shall not render the Trust subject to such supervision.
- 2. Leslie and Susan resign as co-Trustees of the Trust and agree to the appointment of Bennett Hong ("Mr. Hong"), a private professional fiduciary, as successor Trustee, effective as of the date of the Court's order approving the same.
- 3. Mr. Hong shall be responsible only for administration of the trusts created under the Trust and shall not participate directly in the litigation between the Parties.
 - 4. No bond shall be required of Mr. Hong.
- 5. This Stipulation and Order may be submitted ex parte and without further notice.

WHEREAS, by agreeing to the appointment of Mr. Hong, neither Leslie nor Susan is making any admission of wrongdoing, and each preserves all rights in the pending litigation.

WHEREAS, Mr. Hong has agreed to accept the role as successor Trustee.

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ORDER

Having read and considered the foregoing stipulation, and good cause appearing therefor,

IT IS HEREBY ORDERED THAT:

- 1. Leslie C. Leone and Susan Soteriou are deemed to have resigned as co-Trustees of all trusts created under the Leone Revocable Trust, dated February 18, 2004 (the "Trust") as of the date of this Order.
- 2. Successor trustee John Soteriou has declined to serve, and successor trustee Union Bank/U.S. Bancorp is deemed to have declined to serve, having been timely apprised of this Stipulation and Order and providing no objection thereto.
- 3. Bennett Hong is hereby appointed as successor trustee of the Trust, to serve without bond.
- 4. The appointment of Mr. Hong shall not render the Trust subject to court supervision.
- 5. Bennett Hong shall not participate directly in the pending litigation between the parties.

IT IS SO ORDERED.

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JUDGE OF THE SUPERIOR COURT

LELAND DAVIS III

-

EXHIBIT A

1 2	ANDERSON YAZDI HWANG MINTON + HORN LLP John D. Minton (Bar No. 223823) 350 Primrose Road
3	Builingame, California 94010
	Telephone: (650) 212-5900 Facsimile: (650) 212-5999
·4	Email: jminton@ayhinh.com
5	Afformeys for co-Trustee Leslie C. Leone
6	Anderlini & McSweeney llp
7	Brian J. McSweeney (Bar No. 127758)
8	66/Boyet Road, Suite 285 San Mateo: California 94402-3520
.9 :	Telephone: (650) 212-0001
10	Facsimile: (650) 212-0081
	Email: bmcsweeney@amlawoffice.com.
11	Aftorneys for co-Trustee Susan Soferiou
12	SUPERIOR COURT OF CALIFORNIA
13	COUNTY OF SAN MATEO
14.	
15	To the war are a few and the same and the sa
16	In the Matter of the Case No. 22-PRO 01358
17	LEONE REVOCABLE TRUST, dated February 18, 2004 CONSENT OF JOHN SOTERIOU TO STIPULATION AND ORDER APPOINTING PROFESSIONAL
18	APPOINTING PROFESSIONAL FIDUCIARY
19	Tîmê: Éx Parte
20	Dept: 1, Probate Before: Hon Lefand Davis, III
21	I have reviewed the Stipulation and (Proposed) Order Appointing Professional
.22	Fiduciary in the above matter and consent to the same.
.23	Dated: 6/7/23
24	
25	JOHN SOTERIOU
26	
27	26446-00002\WORKSITE\10044148,i

1	ANDERSON YAZDI HWANG MINTON + HORN LLP
2	John D. Minton (Bar No. 223823) 350 Primrose Road
3:	Burlingame, California 94010 Telephone: (650) 212-5900
. 4	Facsimile: (650) 212-5999
	Email: jminton@ayhmh.com
5	Attorneys for co-Trustee Leslie C. Leone
6 ·	Anderlini & McSweeney Llp
· 7	Brian J. McSweeney (Bar No. 127758) 66 Bovet Road, Suite 285
8,	San Mateo, California 94402-3520
· 9 .	Telephone: (650) 212-0001
. 10	Facsimile: (650) 212-0081 Email: bmcsweeney@amlawoffice.com
11	Attorneys for co-Trustee Susan Soteriou
12	SUPERIOR COURT OF CALIFORNIA
13	COUNTY OF SAN MATEO
14	
.15	In the Matter of the Case No. 22-PRO-01358
16	
17	LEONE REVOCABLE TRUST, dated February 18, 2004 CONSENT OF NICHOLAS SOTERIOU TO STIPULATION AND ORDER
18	APPÖINTING PROFESSIONAL FIDUCIARY
19	
20	Time: Ex Parte Dept: 1, Probate
ĺ	Before: Hon. Leland Davis, III
21	I have reviewed the Stimulation and Prince 15 O. 1. A. 100 Prince 15
22	I have reviewed the Stipulation and (Proposed) Order Appointing Professional
.23	Fiduciary in the above matter and consent to the same.
24	6/7/2
25	Dated: $\frac{b/7/23}{}$
26	Michelas Soteriau
27	NICHOLAS SOTERIOU
28	26446-00002\WQRKSITE\10044156.1
	CONSENT OF NICHOLAS SOTERIOÙ TO STIPULATION AND (PROPOSED) ORDER APPOINTING
	PROFESSIONAL FIDUCIARY

EXHIBIT B

DECLINATION TO SERVE AS SUCCESSOR TRUSTEE

I, John Soteriou, hereby decline to serve as successor Trustee of the Leone Revocable Trust, dated February 18, 2004, and all trusts created thereunder.

Dated: 6/07/23

JOHN SOTERIOU

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EXHIBIT C

ANDERSON YAZDI HWANG MINTON+HORN

STEVEN D. ANDERSON GO! NARYAZDI SINCLAIR HWANG JOHN D. MINTON JESSICA FOX FILIP BABIC ALBERT J. HORN MARION L. BROWN TERESE M. RADDIE PHILIP GOLDEN LUKE A. SWAIN ASHER S. ANDERSON

John D. Minton jminton@ayhmh.com

July 7, 2023

Via Certified Mail, Return Receipt Requested

U.S. Bancorp c/o Amanda Garcia CT Corporation 330 North Brand Boulevard, Suite 700 Glendale, CA 91203

Re: The Leone Revocable Trust

Dear Sir/Madam:

My firm represents Leslie C. Leone ("Leslie") who is a named successor co-trustee with Susan Soteriou ("Susan") of the Leone Revocable Trust, dated February 18, 2004. Leslie and Susan have agreed to the appointment of a private professional fiduciary to serve as successor trustee of the Trust.

The successor trustees nominated under the trust to serve as next in line after Leslie and Susan are John Soteriou and Union Bank. John Soteriou has declined to serve and has signed a declination to that effect.

Union Bank/U.S. Bancorp has not responded to inquiries regarding whether it will decline to serve. We will be appearing ex parte at 10:00 a.m. on Friday, July 14, 2023 at 400 County Center, Redwood City, California in the Probate Department to present the enclosed Stipulation and [Proposed] Order. We ask that you have the appropriate Bank officer sign and return to me the enclosed Declination to Serve as Successor Co-Trustee.

Thank you, and please feel free to call with any questions.

Very truly yours,

n D. Minton

Encls.

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	·		
1	ANDERSON YAZDI HWANG MINTON + HORN LLP John D. Minton (Bar No. 223823)		
2	350 Primrose Road		
3	Burlingame, California 94010 Telephone: (650) 212-5900		
. 4	Facsimile: (650) 212-5999 Email: jminton@ayhmh.com		
5	Attorneys for Petitioner		
6 ·	Leslie C. Leone		
7	ANDERLINI & MCSWEENEY LLP		
8	Brian J. McSweeney (Bar No. 127758) 66 Bovet Road, Suite 285		
9	San Mateo, California 94402-3520		
10	Telephone: (650) 212-0001 Facsimile: (650) 212-0081		
11	Email: bmcsweeney@amlawoffice.com		
12	Attorneys for Respondents		
13	Susan Soteriou and John Soteriou		
14	SUPERIOR COURT OF CALIFORNIA		
15	COUNTY OF SAN MATEO		
16			
17	In the Matter of the Case No. 22-PRO-01358		
18	in the matter of the		
19	LEONE REVOCABLE TRUST, dated February 18, 2004 STIPULATION AND (PROPOSED) ORDER APPOINTING PROFESSIONAL FIDUCIARY		
20	Date:		
21	Time: Ex Parte		
22	LESLIE C. LEONE, Dept: 1, Probate Before: Hon. Leland Davis, III		
23	Petitioner,		
24	VS.		
25	SUSAN SOTERIOU, individually, and as Trustee of the Leone Revocable Trust,		
26	dated February 18, 2004, and JOHN SOTERIOU,		
27	Respondents.		
28			
	STIPULATION AND ORDER APPOINTING PROFESSIONAL FIDUCIARY		

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STIPULATION

WHEREAS, Vincent J. Leone, Sr. ("Vincent") and Carole Leone ("Carol") were the settlors and initial co-Trustees of the Leone Revocable Trust, dated February 18, 2004, and all trusts created thereunder (the "Trust").

WHEREAS, Vincent died on March 8, 2014, and Carole died on March 28, 2022.

WHEREAS, Leslie C. Leone ("Leslie") and Susan Soteriou ("Susan") are the successor co-Trustees of the Trust.

WHEREAS, Leslie and Susan are also beneficiaries of the Trust.

WHEREAS, Leslie and Susan are currently adverse parties in a proceeding pending in this Court under Case No. 22-PRO-01358 (the "Petition").

WHEREAS, Leslie and Susan agree it is in the best interest of the Trust and the Trust's beneficiaries to appoint a private professional fiduciary to serve as successor trustee of the Trust.

WHEREAS, the agreed terms of the appointment of the successor trustee are as follows:

- 1. The Trust is not currently subject to court supervision, and the appointment of a successor trustee shall not render the Trust subject to such supervision.
- 2. Leslie and Susan resign as co-Trustees of the Trust and agree to the appointment of Bennett Hong ("Mr. Hong"), a private professional fiduciary, as successor Trustee, effective as of the date of the Court's order approving the same.
- 3. Mr. Hong shall be responsible only for administration of the trusts created under the Trust and shall not participate directly in the litigation between the Parties.
 - 4. No bond shall be required of Mr. Hong.
- 5. This Stipulation and Order may be submitted ex parte and without further notice.

WHEREAS, by agreeing to the appointment of Mr. Hong, neither Leslie nor Susan is making any admission of wrongdoing, and each preserves all rights in the pending litigation.

1	WHEREAS, Mr. Hong has agreed to accept the role as successor Trustee.
2	WHEREAS, the two other beneficiaries of the Trust, John Soteriou and Nicholas
3	Soteriou, consent to the appointment of Mr. Hong, and their consents are attached hereto as
4	Exhibit A.
5	WHEREAS, the successor trustees nominated under the Trust to serve as next in line
6	after Leslie and Susan are John Soteriou and Union Bank.
7	WHEREAS, John Soteriou has declined to serve, with said declination being
8	attached hereto as Exhibit B.
9	WHEREAS, Union Bank/U.S. Bancorp has not responded to inquiries regarding
10	whether it will decline to serve, but in light of the circumstances giving rise to this
11	Stipulation, Leslie and Susan do not believe Union Bank/U.S. Bancorp will oppose this
12	Stipulation.
13	WHEREAS, Union Bank/U.S. Bancorp has been given due notice of this ex parte
14	proceeding, via certified letter served seven days prior hereto, a copy of which is attached
15	as Exhibit C.
16	NOW, THEREFORE, Leslie and Susan have agreed to the foregoing.
17	IT IS SO STIPULATED.
18	Dated:, 2023 ANDERSON YAZDI HWANG MINTON + HORN LLP
19	D
20	By: John D. Minton
21	Attorneys for co-Trustee Leslie C. Leone
22	Dated:, 2023 ANDERLINI & MCSWEENEY LLP
23	
24	By:Brian J. McSweeney
25	Attorneys for co-Trustee Susan Soteriou
26	ORDER
27	Having read and considered the foregoing stipulation, and good cause appearing
28	therefor,
1	2

1	ANDERSON YAZDI HWANG MINTON + HORN LLP John D. Minton (Bar No. 223823)
2	350 Primrose Road
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4	Facsimile: (650) 212-5999 Email: jminton@ayhmh.com
5	Attorneys for Petitioner
6	Leslie Č. Leone
7	ANDERLINI & MCSWEENEY LLP Brian J. McSweeney (Bar No. 127758)
8	66 Bovet Road, Suite 285
9	San Mateo, California 94402-3520 Telephone: (650) 212-0001
10	Facsimile: (650) 212-0081
11	Email: <u>bmcsweeney@amlawoffice.com</u>
12	Attorneys for Respondents
13	Susan Soteriou and John Soteriou
14	SUPERIOR COURT OF CALIFORNIA
15	COUNTY OF SAN MATEO
16	
17	In the Matter of the Case No. 22-PRO-01358
18	LEONE REVOCABLE TRUST, dated February 18, 2004 CONSENT OF JOHN SOTERIOU TO STIPULATION AND ORDER
19	APPOINTING PROFESSIONAL FIDUCIARY
20	FIDUCIARY
21	LESLIE C. LEONE, Date: Time: Ex Parte
22	Petitioner, Dept: 1, Probate
23	vs. Before: Hon. Leland Davis, III
24	SUSAN SOTERIOU, individually, and as Trustee of the Leone Revocable
25	as Trustee of the Leone Revocable Trust, dated February 18, 2004, and JOHN SOTERIOU,
26	Respondents.
27	Teoporation .
28	

CONSENT OF JOHN SOTERIOU TO STIPULATION AND (PROPOSED) ORDER APPOINTING PROFESSIONAL FIDUCIARY

I have reviewed the Stipulation and (Proposed) Order Appointing Professional Fiduciary in the above matter and consent to the same. Dated: JOHN SOTERIOU 26446-00002\WORKSITE\10044148.I

1	ANDERSON YAZDI HWANG MINTON + HORN LLP
2	John D. Minton (Bar No. 223823) 350 Primrose Road
3	Burlingame, California 94010 Telephone: (650) 212-5900
. 4	Facsimile: (650) 212-5999 Email: jminton@ayhmh.com
5	\\
6	Attorneys for Petitioner Leslie C. Leone
7	ANDERLINI & MCSWEENEY LLP
8	Brian J. McSweeney (Bar No. 127758) 66 Bovet Road, Suite 285
9	San Mateo, California 94402-3520
10	Telephone: (650) 212-0001 Facsimile: (650) 212-0081
11	Email: <u>bmcsweeney@amlawoffice.com</u>
12	Attorneys for Respondents Susan Soteriou and John Soteriou
13	Susan Soleriou and John Soleriou
14	SUPERIOR COURT OF CALIFORNIA
15	COUNTY OF SAN MATEO
16	
17	In the Matter of the Case No. 22-PRO-01358
18	LEONE REVOCABLE TRUST, dated February 18, 2004 CONSENT OF NICHOLAS SOTERIOU TO STIPULATION AND ORDER
19	APPOINTING PROFESSIONAL FIDUCIARY
20	TIDUCIANI
21	LESLIE C. LEONE, Date:
22	Petitioner, Time: Ex Parte Dept: 1, Probate
23	Before: Hon. Leland Davis, III vs.
24	SUSAN SOTERIOU, individually, and as Trustee of the Leone Revocable
25	as Trustee of the Leone Revocable Trust, dated February 18, 2004, and JOHN SOTERIOU,
26	
	Respondents L
27	Respondents.

CONSENT OF NICHOLAS SOTERIOU TO STIPULATION AND (PROPOSED) ORDER
APPOINTING PROFESSIONAL FIDUCIARY

1	I have reviewed the Stipulation and (Proposed) Order Appointing Professional
2	Fiduciary in the above matter and consent to the same.
3	Dated:
4	NICHOLAS SOTERIOU
5	
6	52405-00001\WORKSITE\10055086.1
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	CONSENT OF NICHOLAS SOTERIOU TO STIPULATION AND (PROPOSED) ORDER

APPOINTING PROFESSIONAL FIDUCIARY

DECLINATION TO SERVE AS SUCCESSOR TRUSTEE

I, John Soteriou, hereby decline to serve as successor Trustee of the Leone Revocable Trust, dated February 18, 2004, and all trusts created thereunder.

Dated: JOHN SOTERIOU 26446-00002\WORKSITE\10044178.1

DECLINATION TO SERVE AS SUCCESSOR TRUSTEE DECLINATION BY DESIGNATED SUCCESSOR TRUSTEE UNDER THE LEONE REVOCABLE TRUST

Union Bank (U.S. Bancorp) hereby declines to serve as successor Trustee of the Leone Revocable Trust, dated February 18, 2004, and all trusts created thereunder.

Dated:	
	Union Bank (U.S. Bancorp)
	By:
	Print Name:
	Its:
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