
From: Noam Chomsky [REDACTED]
Sent: Monday, May 21, 2018 7:33 PM
To: Jeffrey E.; Valeria Chomsky
Subject: Re: Marital Trust

Just wrote Harry, along the lines we discussed, and I add= what you suggest here about attacking the will. All crazy. I&=39;d like Harry to come straight out and say what Max attributes to him.=C2♦ I've asked several times, but no response yet. And may aga=n if the occasion arises.

On Mon, May 21, 2018 at 12:22 PM, Jeffrey E. <jeevacation@gmail.com <mailto:jeevacation@gmail.com>> wrote:

once you get the proposed split. there are many mechanis=s , releases etc. they will want you to have=C2♦ a lawyer so that they can protect against a future lawsuit based on =ot full understanding , it is common. =C2♦ FYI, according to max. harrys position is that car=l would not have wanted her portion of the money to go to valeria.=C2♦ its a silly argument. . ♦=A0 with releases from all , valeria you harry and =our daughters anytiing is possible. . you will ne=d to include an agreement not to attack your will. to protect valeri=.

On Mon, May 21, 2018 at 9:06 PM Noam Chom=ky [REDACTED] wrote:

I'll ask directly

On Mon, May 21, 2018 at 11:26 AM, Jeffrey E. <jeevacation@gmail.com <mailto:jeevacation@gmail.com>> wrote:

=div>
The elephant in the room is his sugested split
<=iv class="m_2430396908113142284m_7680705085331452505HOEnZb">

On Mon, May 21, 2018 at 8:11 PM Jeffrey E. <jeevacation@gmail.com>= wrote:

Ok

On Mon, May 21, 2018 at 8:09 PM Noam=Chomsky [REDACTED] wrote:

=div class="gmail_quote">
I'd like to hold off on this for a=bit. I'm curious to learn more about Harry's thinking.
</=iv>

I'd like to write to him saying that there's nothing in Mass law that prevents beneficiaries from doing as I suggested. He can relieve his concerns about future fiduciary responsibility by resigning and we can return to the situation before I appointed him trustee, when I was trustee and had no concerns about fiduciary responsibility. If he feels that he has carried out past actions that make him liable to some legal process, he should arrange with his lawyer about ways to protect himself. I would also like to ask him more directly than before what he thinks would be a proper division.

Then we can go on from there=

OK?

=div class="m_2430396908113142284m_7680705085331452505m_-2209625739878919=50m_-1544771743746960951m_-1593438323203754349HOEnZb">

On Mon, May 21, 2018 at 2:03 AM, jeffrey E. <jeevacation@gmail.com>=wrote:

Rich Kahn can talk with Harry if ok with u

On Mon, May 21, 2018 at 10:13 AM jeffrey E. <jeevacation@gmail.com>=wrote:

All is, they can make a final distribution of 2 million dollars and you and Valeria release all. Max Harry children and you receive releases - easy=A0

On Mon, May 21, 2018 at 6:46 AM Noam Chomsky [REDACTED]

wrote:

the latest.

Mass law prevents beneficiaries to divide up a trust and liquidate it?

=div>

=div>

----- Forwarded message -----

From: Harry Chomsky <> [REDACTED]

Date: Sun, May 20, 2018 at 9:19 PM

Subject: Re: Marital Trust

To: Noam Chomsky [REDACTED]

>

Cc: Avi Chomsky [REDACTED]

On Sat, May 19, 2018 at 2:26 PM,

Noam Chomsky <[REDACTED]

wrote:

I'm glad that you find the idea interesting and think that you might consider it, though you have to consult lawyers first.

My own view is different. To me the proposal I suggested seems to be a very simple way of settling this matter, which to me is extremely troubling. I realize that this is just another case of a longstanding difference in the way we approach these problems, a difference that has been clear ever since we were discussing the interest on the loan from the Trust and found that we could not communicate because I mistakenly assumed that it was a discussion among family members while your letters made it very clear and explicit that you saw it as a legal issue to be settled among lawyers and Bainco, perhaps with a mediator in the adversary proceeding. All matters I find it very hard to comprehend, and to live with, but so be it.

So by all means consult with your lawyer, or perhaps a battery of lawyers, to make sure that your interests are properly protected. I don't need any lawyer's advice. The matter is perfectly clear and straightforward. So there is no reason for me to hire a lawyer to deal with the question and to have a lawyer contact yours and initiate a discussion in which we all participate.

The matter is very simple. We can proceed without delay if you agree to settle the issue in the simple manner that I suggested.

As for your proposals in your letter of March 29, as I wrote you, the letter was so shocking that it was hard for me to bring myself to respond, but I did, in detail, but decided not to send it. Perhaps I should. Will think about it.

As for your proposals, my response was the obvious one. I'm sorry for the stress you had to endure, but your efforts were a waste of time for reasons I had already fully explained before you undertook them. As I'm sure you recall, a few years ago, I requested tax payments from the marital trust when my IRA was being rapidly depleted by my advisers who were distributing half to family and using the other half to pay management fees and taxes for the entire estate, so that to pay Alex's medical expenses and the expenses for Wellfleet I had to withdraw excess funds with exorbitant taxes, all that before withdrawing even a cent to live on again with exorbitant taxes. Your response was to refuse the request unless I agreed to intrusive and insulting financial investigations -- of a kind I never considered when providing funds to you for something you needed. I made it clear and explicit at the time that I would not submit to this procedure. Since your efforts and proposals simply repeat the same procedure, they were a waste of time.

There were some things in your letter that were correct. You're right that despite what has happened, I'm still a "wealthy man," with income well above the median, though lacking a pension and accumulated property, not at the level of my peers. Furthermore, I can supplement my income by teaching large undergraduate courses, something I'd never done and that is not that common for people approaching 90, but something that I enjoy. And you too are a wealthy man, for the same reasons: the reasons are that I've worked hard all my life, lived fairly simply (and live even more simply today), and as therefore able to put aside enough money to ensure that my children and grandchildren are very well cared for, indefinitely.

=/div>

But I again suggest that we put all of this aside, and deal quickly and simply with what appears to be the one outstanding issue: dividing the Marital trust and then dissolving it, all very simple, needing no lawyers, at least on my part.

D

On Fri, May 18, 2018 at 1:44 PM, Harry Chomsky [REDACTED]

wrote:

This is an interesting idea. We could consider it further, but = would need the advice of my lawyer — and I assume you would want =our own lawyer's advice as well — to ensure that any agreement=we reach is consistent with Massachusetts law and satisfies the interests,=needs, and obligations of everybody involved. Perhaps, as a next ste=, you could ask your lawyer to contact mine and begin a discussion in whic= we all participate.

I'm also curious to hear=your thoughts about the proposals I suggested in my message on March 29th.=/div>

[REDACTED] On Thu, May 17, 2018=at 10:05 AM, Noam Chomsky [REDACTED]

wrote:

As I wrote a little while ago, I did write a long r=sponse to your last -- deeply depressing -- letter, but decided not to sen= it. I may return to that letter later but will keep to some factual=matters that ought to be cleared up.

But now I'm wr=ting just about one point, which seems to be the core of the problem -- a =roblem, which, again, I don't understand. But let's put that=aside, though I hope we can clear it up soon. All of this is a =painful cloud that I never would have imagined would darken my late years.=/div>

The core issue seems to be the marital trust.♦=A0 I've explained how M and I actually set it up with Eric, which seem=d to us just plain common sense. I've also explained Max's d=fferent interpretation. I've asked you for yours, but haven'= heard it. But let's put that aside too, and just resolve the ma=ter, as can be done very simply -- with no need for lawyers to explain the=fiduciary responsibility of the trustee I appointed years ago to replace m=, something I never paid any attention to before.

So I suggest that we proc=ed this way, and end the whole matter -- at least, whatever it is that I u=derstand about what is of concern to you.

D
=/div>

--

please note

The=information contained in this communication is confidential, may be att=rney-client privileged, may constitute inside information, and is inten=ed only for the use of the addressee. It is the property of JEE
U=authorized use, disclosure or copying of this communication or any part=thereof is strictly prohibited and may be unlawful. If you have receive= this communication in error, please notify us immediately by

return=e-mail or by e-mail to jeevacation@gmail.com
<mailto:jeevacation@gmail.com> , and

destroy this communication and al= copies thereof,
including all attachments. copyright -all rights reser=ed

--

◆=A0 please note

information, and is intended only for

The information contained in this=communication is
confidential, may be attorney-client privileged, mayconstitute inside
the use of the=addressee. It is the property of
JEE

Unauthorized use, disclosure or=copying of this
communication or any part thereof is strictly prohibite=
and may be unlawful. If you have received this
communication in err=r, please notify us immediately by
return e-mail or by e-mail to jeevacation@gmail.com<=a>, and
destroy this communication and all copies thereof,
including=all attachments. copyright -all rights reserved

--

=C2◆ please note

<mailto:jeevacation@gmail.com> , and

The information containe= in this communication is
confidential, may be attorney-client privileg=d, may
constitute inside information, and is intended only for
the u=e of the addressee. It is the property of
JEE

Unauthorized use, disc=osure or copying of this
communication or any part thereof is strictly =prohibited
and may be unlawful. If you have received this
communicati=n in error, please notify us immediately by
return e-mail or by e-mail =o jeevacation@g=ail.com

destroy this communication and all copies thereof,
=including all attachments. copyright -all rights reserved

</=iv>

--

=C2◆ please note

The information contained in this communic=tion is
confidential, may be attorney-client privileged, may
constit=te inside information, and is intended only for
the use of the addresse=. It is the property of
JEE

Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify us immediately by return e-mail or by e-mail to jeevacation@gmail.com, and destroy this communication and all copies thereof, including all attachments. copyright -all rights reserved

--

please note

The information contained in this communication is confidential, may be attorney-client privileged, may constitute inside information, and is intended only for the use of the addressee. It is the property of JEE=br>Unauthorized use, disclosure or copying of this communication or any=part thereof is strictly prohibited and may be unlawful. If you have re=eived this communication in error, please notify us immediately by r=turn e-mail or by e-mail to jeevacation@gmail.com

jeevacation@gmail.com , and
destroy this communication a=d all copies thereof, including all attachments. copyright -all rights =eserved