

# Pour-Over Will of Merle Lynne Robinson

I, Merle Lynne Robinson, a resident of Washoe County, Nevada, revoke any prior Wills and codicils made by me and declare this to be my Pour-Over Will.

## Article One Family Information

I am married to Cathryn Muriel Lai. We were married on November 20, 2014. Any reference in this document to *my wife* is a reference to Cathryn Muriel Lai.

I have no children.

## Article Two Distribution of My Property

### Section 2.01 Disposition of Tangible Personal Property

I direct that my Personal Representative distribute my tangible personal possessions according to a separate *Personal Property Memorandum* or other similar writing signed by me and kept with my personal records. The writing will qualify to distribute my tangible personal possessions under applicable state law. If the writing is not found at the time of my death, or is ruled an improper disposition, this bequest will lapse and my tangible personal possessions will become part of my Revocable Living Trust. If any items of tangible personal property I own are not mentioned in the writing, those items will become part of my Revocable Living Trust. If any gift of tangible personal property lapses, then the items comprising the lapsed gift will become part of my Revocable Living Trust.

### Section 2.02 Pour-Over to My Revocable Living Trust

I give all of my probate estate, excluding any property over which I have a power of appointment, after expenses and taxes are paid under this Will, to the then-acting Trustee of the Lai Robinson Living Trust dated March 22, 2022, and executed before this Will, to be added to the property of that trust. I direct that the Trustee administer the property according to the trust and any amendments made prior to my death.

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### **Section 2.03    Alternate Disposition**

If the trust referred to in Section 2.02 is not in effect at my death, or if for any other reason the pour over fails, I specifically incorporate by reference all the terms of the trust into this Will. I direct my Personal Representative to then establish a new trust under the provisions of that trust and distribute the remainder of my estate, excluding any property over which I have a power of appointment, to that Trustee to administer as provided in the trust.

If incorporation by reference fails for any reason, I direct my Personal Representative to distribute the remainder of my estate, excluding any property over which I have a power of appointment to my wife if she survives me. If my wife does not survive me I direct my Personal Representative to distribute the property as follows:

<b>Beneficiary</b>	<b>Share</b>
Contessa Lai	30%
Michael John Lai	30%
Lisa Golda Mandelker	20%
Erin Ailene Fink	20%

## **Article Three Designation and Succession of Fiduciaries**

### **Section 3.01    Personal Representative**

I nominate Cathryn Muriel Lai as my Personal Representative. If Cathryn Muriel Lai is unwilling or unable to act as my Personal Representative, I nominate Lisa Golda Mandelker and Contessa Lai, to serve jointly. If Lisa Golda Mandelker is unable or unwilling to serve, then Erin Ailene Fink will serve in her absence. If Contessa Lai is unable or unwilling to serve, then Michael John Lai will serve in her absence.

## **Article Four Personal Representative Powers**

My Personal Representative may, without prior authority from any court, exercise all powers conferred by my Will, by common law, or by Nev. Rev. Stat. § 143.010 et. seq. or other statute of the State of Nevada or any other jurisdiction whose law applies to my Will. My Personal Representative has absolute discretion in exercising these powers. Except as



specifically limited by my Will, these powers extend to all property held by my fiduciaries until the actual distribution of the property.

## **Article Five Administrative Provisions**

### **Section 5.01 Court Proceedings**

Any trust established under my Will, will be administered in a timely manner; consistent with its terms; free of active judicial intervention; and without order, approval, or other action by any court. The trust will be subject only to the jurisdiction of a court being invoked by the Trustees or by other interested parties, or as otherwise required by law.

### **Section 5.02 No Bond**

I direct that no Personal Representative be required to give any bond in any jurisdiction. But if a bond is required by law or by court determination, no sureties will be required on the bond.

### **Section 5.03 Compensation and Reimbursement**

Any fiduciary serving under my Will is entitled to reasonable compensation commensurate with services actually performed. In addition, any fiduciary serving under my Will is entitled to reimbursement for reasonable expenses incurred.

## **Article Six Taxes, Claims, and Expenses**

### **Section 6.01 Payment of Death Taxes, Claims, and Expenses**

The Trustee of the Lai Robinson Living Trust is authorized to pay expenses incurred for my funeral and for the disposition of my remains, claims against my estate, and expenses of estate administration. Accordingly, I direct my Personal Representative to consult with the Trustee to determine which expenses and claims should be paid by my Personal Representative from property passing under my Will, and which expenses and claims should be paid by the Trustee from the Lai Robinson Living Trust.

I direct my Personal Representative to follow any instructions contained in the Lai Robinson Living Trust in making any tax elections, including the allocation of my GST Exemption and any elections relative to the *deceased spousal unused exclusion amount* as

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defined and to the extent and amount allowable under Sections 2010(c)(4) and (5) of the Internal Revenue Code, all as my Personal Representative deems appropriate under then prevailing circumstances. My Personal Representative will suffer no liability for making or not making any tax election in good faith to any person, including any person not yet in being, whose interest may have been affected.

Any taxes imposed on property passing under and outside my Will because of my death will be apportioned and paid under the provisions of the Lai Robinson Living Trust, and I incorporate the tax apportionment provisions of the Lai Robinson Living Trust as part of my Will.

No death taxes may be allocated to or paid from property that is not included in my gross estate for federal estate tax purposes, or that qualifies for the federal estate tax marital or charitable deductions.

### **Section 6.02 Tax and Administrative Elections**

My Personal Representative may exercise any available elections under any applicable income, inheritance, estate, succession, or gift tax law.

## **Article Seven General Provisions**

### **Section 7.01 Adopted and Afterborn Persons**

A legally adopted person in any generation and that person's descendants, including adopted descendants, have the same rights and will be treated in the same manner under this Will as natural children of the adopting parent if the person is legally adopted before turning 18 years old. If an adoption was legal in the jurisdiction it occurred in at that time, then the adoption is considered legal.

A fetus *in utero* that is later born alive will be considered a person in being during the period of gestation.

### **Section 7.02 Applicable Law**

The validity and construction of my Will, will be determined by the laws of Nevada.

### **Section 7.03 Contest Provision**

If any person directly or indirectly attempts to oppose the validity of my Will or my Revocable Living Trust, including any amendments to my trust, or commences, continues, or prosecutes any legal proceedings to set my Will or Revocable Living Trust aside, then

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that person will forfeit his or her share, will cease to have any right or interest in my property, and will be considered to have predeceased me for the purposes of my Will.

**Section 7.04 Construction**

Unless the context requires otherwise, words denoting the singular may denote the plural, and words indicating the plural may denote the singular. As the context requires, words of one gender may denote another gender.

**Section 7.05 Headings and Titles**

The headings and paragraph titles are for reference only.

**Section 7.06 Shall and May**

Unless otherwise specifically provided in this document or by the context in which used, the word *shall* is used to impose a duty or to command, direct, or require, and the word *may* is used to allow or permit, but not require. In the context of our Trustee or my Personal Representative, the word *shall* is used to impose a fiduciary duty on our Trustee or my Personal Representative. When I use the word *may*, I intend to empower our Trustee or my Personal Representative to act with sole and absolute discretion unless otherwise stated in this document.

**Section 7.07 Survivorship**

For purposes of this Will, if my wife survives me by any period of time, or if the order of our deaths is unknown, then my wife will be considered to have survived me. Any other beneficiary will be considered to have predeceased me if the beneficiary dies within 45 days after my death.

**Section 7.08 Severability**

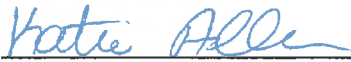
If any part of this instrument is determined to be void or invalid, the remaining provisions will continue in full force and effect.

I have signed this will on March 22, 2022.

  
\_\_\_\_\_  
Merle Lynne Robinson



We saw Merle Lynne Robinson sign this will or heard her acknowledge her signature. We have attested the will and signed our names in her presence. To the best of our knowledge, Merle Lynne Robinson is 18 years of age or older, of sound mind and memory, and not under restraint or undue influence.



Katie Allen, Witness  
3705 Lakeside Dr.  
Reno, Nevada 89509



Carmen Luna, Witness  
3705 Lakeside Drive  
Reno, Nevada 89509





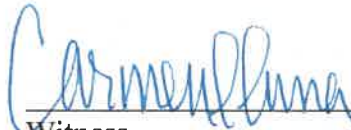
**SELF-PROVING DECLARATION UNDER PENALTY OF PERJURY**

Under penalty of perjury pursuant to the law of the State of Nevada, the undersigned, Katie Allen and Carmen Luna, declare that the following is true of our own knowledge:

1. That we witnessed the execution of the foregoing will of the testatrix, Merle Lynne Robinson;
2. That the testatrix subscribed the will and declared it to be her last will and testament in our presence;
3. That we thereafter subscribed the will as witnesses in the presence of the testatrix and in the presence of each other and at the request of the testatrix; and
4. That the testatrix at the time of the execution of the will appeared to us to be of full age and of sound mind and memory.



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Witness



\_\_\_\_\_  
Witness