

# “Ask First!”

This form is to be filled out by any person who is offering legal, financial, retirement, insurance, accounting, estate, long-term care or similar planning services. Respond to ALL categories completely; sign and date at the bottom of the page.

① **MY EDUCATION-** I have achieved the following level of education (check HIGHEST level achieved):

<input type="checkbox"/> Some High School	<input type="checkbox"/> High School Diploma	<input type="checkbox"/> Bachelors Degree
<input type="checkbox"/> GED	<input type="checkbox"/> Some College	<input checked="" type="checkbox"/> Masters or other Advanced Degree

② **MY CREDENTIAL(S)-** I have the following specialized credential(s) and training (examples: CFP, ChFC, CLU, CPA, JD, MBA, years of relevant experience):

<b>1. Juris Doctorate;</b> <b>2. Certified Specialist in Estate Planning Trust &amp; Probate Law by the State Bar of California, Board of Legal Specialization; and 3. 17+ years as practicing Trust and Estate Attorney.</b>
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③ **MY RELEVANT LICENSE(S)-** I have the following license(s) giving me the legal authority to provide the services I am offering to you (examples: bar license (attorney); securities license; insurance license):

License Type	Covers What Activities	Issued By	License No.
CA State Bar License	Practice of Law	CA State Bar	242880

④ **LEGAL SERVICES-** (Check ONE):

- I DO NOT practice law, and the services I am offering to you do not involve practicing law.
- I DO practice law, and have an active license to practice law in California.
- I DO practice law, but DO NOT have an active license to practice law in California. I am, however, under the supervision of the following attorney who has an active license to practice law in California:

Name of attorney:	Telephone:
Address:	

⑤ **OUR BUSINESS RELATIONSHIP-** Check TRUE or FALSE:

- True /  False: In our business relationship, I will at all times serve as a fiduciary and put your interests before my interests and those of my employer.

⑥ **MY COMPENSATION-** I will be paid in the following way (commission, fee, salary, etc.), by the named person or company, in connection with the services I am offering to you:

Way(s) I'll Be Paid	Payment Will Be Made By (name each person or company)
Estate Planning is on a Flat Fee Basis	Client(s)
Probate Administrations are Based on Statute	Estate
Litigation and Trust Admin- Hourly Basis	Client or Trust

⑦ **FINANCIAL PRODUCTS / AFFILIATED ORGANIZATIONS-** Check TRUE or FALSE:

- True /  False: I offer or sell annuities, insurance, mutual funds or other financial products; or I am, or my employer is, affiliated with a person or organization that offers or sells annuities, insurance, mutual funds or other financial products.

⑧ **I certify under penalty of perjury that the responses herein are true to the best of my knowledge.**

Date: 10/6/23	Business Name: Muscarella & Associates, APC
Signature:	Address: 16300 Bake Parkway, First Floor, Irvine, California 92618
Print Name: Fred G. Muscarella	Telephone: (949) 316-4133

# Protect Yourself

Use the form to “Ask First!”

# H.E.L.P.

Healthcare and Elder Law Programs

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***See the back for the “Ask First!” form – Keep the form handy.***

## **The reason for “Ask First!”**

Many planning advisors are well-qualified and capable, and make fair disclosure to their clients. Unfortunately, unqualified or dishonest individuals also pretend to be expert planning advisors; and many of them provide sub-standard services or have hidden financial motives in providing their “planning services.”

## **Why use “Ask First!”?**

- You are entitled to the information which the form requests.
- You can find out in advance if the person offering planning services to you has legitimate professional credentials.
- You can find out in advance if the person will serve as a fiduciary and put your interests first.
- You can find out in advance if the person has hidden financial motives.

You can use the completed form as evidence, if the person’s answers are false.

## **When to use “Ask First!”**

- Have the person offering planning services complete and return the form to you, *before* you do any other business.
- At the same time, ask for and check the person’s references.

## **How to use “Ask First!”**

- If the person is reluctant to complete the form, take this as a warning.
- If the person will not put your interests first, take this as a warning.
- Review the person’s answers, and look for missing or inconsistent information.
- Check out the person’s licenses and other credentials, and past complaints and sanctions.

If the person doesn’t answer all the questions, or if the answers make you uncomfortable, or if the answers do not “check out,” do not do business with the person. Look for another planner!

Feel free to make copies of the form for your personal use.