


FAX TRANSMISSION

# PhoneTools



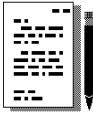
**From:** Iviewit Holdings, Inc.  
Eliot I. Bernstein

**Fax:** 5613644240      **Phone:** 5613644240

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**To:** USPTO - OED DIRECTOR  
HARRY I. MOATZ & COMMISSIONER

Date : 7/28/2004      Time : 1:35 AM      page(s) : 63



**-Message**

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PLEASE DELIVER TO:  
HARRY I. MOATZ & COPY THE COMMISSIONER OF PATENTS

If you have any questions, please feel free to call me at 561.364.4240.

Eliot Bernstein  
Iviewit Holdings, Inc.



IVIEWIT HOLDINGS, INC.

Eliot I. Bernstein  
 Founder, President & Inventor  
 Direct Dial: 561.364.4240

BY: FACSIMILE AND EMAIL

Wednesday, July 28, 2004

U.S. Patent and Trademark Office  
 Commissioner of Patent & Trademarks

Re: PETITION FOR TWELVE-MONTH SUSPENSION OF APPLICATIONS  
 ALREADY SUSPENDED OR REQUESTED PRIOR AND NEW  
 SUSPENSION REQUESTS.

PENDING INVESTIGATIONS INTO CHARGES OF FRAUD UPON THE  
 UNITED STATES PATENT AND TRADEMARK, ALL CRIMES  
 ALLEGED WITH INTENT TO DECEIVE AND COMMIT FRAUD UPON  
 THE USPTO.

PATENT APPLICATIONS:

Based on the prior filings for suspension, whereby three applications are suspended and two remain unknown, we ask your office to extend extensions to all of the following Iviewit filings, including but not limited to;

SERIAL NO.	TITLE	SUSPENSION STATUS	SUSPENSION REQUEST FILED
09/630,939	System & Method for Providing an Enhanced Digital Image File	SUSPENDED - DATE EFFECTIVE UNKNOWN	February 17, 2004
09/522,721	Apparatus & Method for Producing Enhanced Digital Images	PENDING - FILED WITH WIEDER	February 26, 2004

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U.S. Patent and Trademark Office  
 Commissioner of Patent & Trademarks  
 Wednesday, July 28, 2004  
 Page 2 of 23

SERIAL NO.	TITLE	SUSPENSION STATUS	SUSPENSION REQUEST FILED
09/587,734	System & Method for Providing an Enhanced Digital Video File	<b>PENDING - FILED WITH WIEDER SUSPENDED - DATE EFFECTIVE UNKNOWN</b>	February 26, 2004
09/587,026	System & Method for Playing a Digital Video File	<b>SUSPENDED - DATE EFFECTIVE UNKNOWN</b>	February 26, 2004
09/587,730	System & Method for Streaming an Enhanced Digital Video File	<b>SUSPENDED - DATE EFFECTIVE UNKNOWN</b>	February 26, 2004

**AND FOR THE FOLLOWING PATENT APPLICATIONS  
 ADDITIONALLY TO BE ADDED FOR A 12 MONTH SUSPENSION BASED ON  
 THE SAME NEXUS OF EVENTS DESCRIBED IN THE PRIOR REQUESTS  
 FOR SUSPENSION:**

SERIAL NO.	TITLE	SUSPENSION STATUS	SUSPENSION REQUEST FILED
60/223,344	Zoom & Pan Using a Digital Camera	FILED	July 27, 2004
60/233,341	Zoom & Pan Imaging Design Tool	FILED	July 27, 2004
60,169,559	Apparatus and Method for Producing Enhanced Video Images and/or Video Files	FILED	July 27, 2004
60/155,404	Apparatus & Method for Producing Enhanced Video Images and/or Video Files	FILED	July 27, 2004

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U.S. Patent and Trademark Office  
 Commissioner of Patent & Trademarks  
 Wednesday, July 28, 2004  
 Page 3 of 23

SERIAL NO.	TITLE	SUSPENSION STATUS	SUSPENSION REQUEST FILED
60/149,737	Apparatus and Method for Producing Enhanced Digital Images and/or Digital Video Files	FILED	July 27, 2004
60/146,726	Apparatus & Method for Producing Enhanced Digital Images	FILED	July 27, 2004
60/141,440	Apparatus & Method for Providing and/or transmitting Video Data and/or Information in a Communication Network	FILED	July 27, 2004
60/137,921	Apparatus & Method for Playing Video Files Across the Internet	FILED	July 27, 2004
60/137,297	Apparatus & Method for Producing Enhanced Video Images	FILED	July 27, 2004
60/125,824	Apparatus & Method for Producing Enhanced Digital Images	FILED	July 27, 2004
PCT/US00/212 11	System & Method for Providing an Enhanced Digital Image File	FILED	July 27, 2004
PCT/US00/156 02	System & Method for Video Playback Over a Network	FILED	July 27, 2004

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U.S. Patent and Trademark Office  
 Commissioner of Patent & Trademarks  
 Wednesday, July 28, 2004  
 Page 4 of 23

SERIAL NO.	TITLE	SUSPENSION STATUS	SUSPENSION REQUEST FILED
PCT/US00/15 406	System & Method for Playing a Digital Video File	FILED	July 27, 2004
PCT US00/15408	System & Method for Streaming an Enhanced Digital Video File	FILED	July 27, 2004
PCT/US00/154 05	System & Method for Providing an Enhanced Digital Video File	FILED	July 27, 2004
PCT US00/07772	Apparatus & Method for Producing Enhanced Digital Images	FILED	July 27, 2004
EPO 00938126.0	System & Method for Streaming an Enhanced Digital Video File		
EPO 00944619.6	System & Method for Streaming an Enhanced Digital Video File		
EPO 00955352.0	System & Method for Providing an Enhanced Digital Image File		
Japan 2001 502364	System & Method for Streaming an Enhanced Digital Video File		
Japan 2001 502362	System & Method for Streaming an Enhanced Digital Video File		

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U.S. Patent and Trademark Office  
 Commissioner of Patent & Trademarks  
 Wednesday, July 28, 2004  
 Page 5 of 23

SERIAL NO.	TITLE	SUSPENSION STATUS	SUSPENSION REQUEST FILED
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Japan 2001 System & Method for Providing an Enhanced Digital  
 514379 Image File

**TRADEMARK APPLICATIONS:**

**AND FOR THE FOLLOWING TRADEMARK APPLICATIONS  
 ADDITIONALLY TO BE ADDED FOR A 12 MONTH SUSPENSION BASED ON  
 THE SAME NEXUS OF EVENTS DESCRIBED IN THE PRIOR REQUESTS  
 FOR SUSPENSION:**

SERIAL NO.	TITLE	FILING DATE	OWNER	SUSPENSION STATUS	SUSPENSION REQUEST FILED
75/725,802	THE CLICK HEARD ROUND THE WORLD	June 8, 1999	iviewit, Inc. (Florida, unknown)		
75/725,805	IVIEWIT "YOUR THIRD EYE TO THE WORLD"	June 8, 1999			
75/725,806	IVIEWIT "YOUR THIRD EYE TO THE WORLD"	June 8, 1999			
75/725,807	IVIEWIT "YOUR THIRD EYE TO THE WORLD" (THIS MARK IS MISSING PROPER QUOTES	June 8, 1999			
75/725,808	I VIEWIT "YOUR THIRD EYE TO THE WORLD	June 8, 1999			
75/725,809	I VIEWIT "YOUR THIRD EYE TO THE WORLD	June 8, 1999			
75/725,810	I VIEWIT "YOUR THIRD EYE TO THE WORLD	June 8, 1999			
75/725,816	IVIEWIT.COM	June 8, 1999			

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U.S. Patent and Trademark Office  
 Commissioner of Patent & Trademarks  
 Wednesday, July 28, 2004  
 Page 6 of 23

SERIAL NO.	TITLE	FILING DATE	OWNER	SUSPENSION STATUS	SUSPENSION REQUEST FILED
75/725,816	IVIEWIT	June 8, 1999			
75/725,817	IVIEWIT.COM	June 8, 1999			
75/725,817	IVIEWIT	June 8, 1999			
75/725,818	IVIEWIT.COM	June 8, 1999			
75/725,819	THE CLICK HEARD ROUND THE WORLD	June 8, 1999			
75/725,819	IVIEWIT.COM	June 8, 1999			
75/725,820	IVIEWIT.COM	June 8, 1999	iviewit, Inc. (Florida, unknown)		
75/725,821	IVIEWIT	June 8, 1999			
75/725,821	THE CLICK HEARD ROUND THE WORLD	June 8, 1999			
75/725,822	IVIEWIT	June 8, 1999			
75/725,823	IVIEWIT	June 8, 1999			
75/725,823	THE CLICK HEARD ROUND THE WORLD	June 8, 1999			
76/037,700	IVIEWIT.COM	May 1, 2000			

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U.S. Patent and Trademark Office  
 Commissioner of Patent & Trademarks  
 Wednesday, July 28, 2004  
 Page 7 of 23

SERIAL NO.	TITLE	FILING DATE	OWNER	SUSPENSION STATUS	SUSPENSION REQUEST FILED
76/037,701	A SITE FOR SORE EYES	May 1, 2000			
76/037,702	A SITE FOR SORE EYES	May 1, 2000			
76/037,703	IVIEWIT	May 1, 2000			
76/037,843	IVIEWIT LOGO	May 1, 2000			
76/037,844		May 1, 2000			

Please let this request for suspensions for twelve-months or whatever the maximum time may be, serve as an official request to have these patent Provisional Applications, Non-Provisional Applications, Trademarks, Copyrights, PCT Applications and any National Phase Applications extended under the same set of basic claims and nexus of events as stated in the prior letter for suspension requested and approved, attached EXHIBIT "A", and which such series of events have served for approximately three of five applications originally requested for suspension to be approved by your offices, whereby the fate of the remaining two requests is still unknown. We have left

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U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Wednesday, July 28, 2004  
Page 8 of 23

messages with Kenneth Wieder of your offices to find such missing requests status as time is running low on the already approved suspensions.

As new information has come to light, including relevant information from your offices regarding information that patent applications are not property of the; Iviewit companies, investors and inventors, we have cause to be concerned about all known and unknown applications filed at the USPTO. We have certain evidences of filings that are missing from the USPTO, that were sent to the USPTO for filing and numbering and yet initial inquiry shows that these applications may be missing from your offices. Since information has now been confirmed with USPTO, orally and in some instances in writing, attached EXHIBIT "B", with Kenneth Wieder and Joseph Rolla, and further confirmed in the Certified Copy of the patents sent to Iviewit from the USPTO, whereby, indisputably inventors and other information are incorrect and further such acts were committed with deceptive intent upon your offices, we ask your offices to run a complete check for any Provisional Patent Application, Patent Pending Application, PCT Application and National Phase Filings, Patent and Trademark Application, and any issued Patent or Trademark existing, either on file currently or abandoned, or in anyway cancelled with any office under your auspice or any foreign offices you may have treatise with, on all of the following individuals and entities:

**THE IVIEWIT HOLDINGS COMPANIES**

1. UVIEW.COM, INC. – DELAWARE;
  - WHEREBY PROSKAUER MAINTAINED CORPORATE RECORDS ARE NOW MISSING AND INCOMPLETE
  - HEREINAFTER, ("IVIEWIT HOLDINGS (1)")
2. IVIEWIT HOLDINGS, INC. – DELAWARE - (fka UVIEW.COM, INC.);
  - WHEREBY PROSKAUER MAINTAINED CORPORATE RECORDS ARE NOW MISSING AND INCOMPLETE
  - HEREINAFTER, ("IVIEWIT HOLDINGS (2)")
3. IVIEWIT HOLDINGS, INC. – DELAWARE;
  - NOT APPROVED BY THE IVIEWIT BOARD
  - WHEREBY PROSKAUER MAY OWN THIS COMPANY TO THE DETRIMENT OF IVIEWIT SHAREHOLDERS
  - WHEREBY THIS COMPANY MAY HAVE HELD OR STILL HOLD CORE PATENTS OF COMPLAINANTS IN A COMPLEX LEGAL SHELL GAME INVOLVING THE USE OF MULTIPLE AND SIMILAR NAMED CORPORATIONS
  - WHEREBY FURTHER NO INCIDENCE OF OWNERSHIP WAS FOUND OR PRESENTED TO AUDITORS UNDER AN AUDIT OF

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U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Wednesday, July 28, 2004  
Page 9 of 23

- COMPLAINANT COMPANIES WHEN DIRECTLY REQUESTED, WHEREBY NO INTEREST BY IVIEWIT IN SUCH PROSKAUER ENTITY HAS BEEN FOUND;
- WHEREBY PROSKAUER MAINTAINED CORPORATE RECORDS ARE NOW MISSING AND INCOMPLETE
  - HEREINAFTER, ("PROSKAUER ENTITY") OR ("IVIEWIT HOLDINGS (3)")
4. IVIEWIT TECHNOLOGIES, INC. (fka IVIEWIT HOLDINGS, INC. (3)) – DELAWARE;
- NOT APPROVED BY THE IVIEWIT BOARD
  - WHEREBY PROSKAUER MAY OWN THIS COMPANY TO THE DETRIMENT OF IVIEWIT SHAREHOLDERS
  - WHEREBY THIS COMPANY MAY HAVE HELD OR STILL HOLD CORE PATENTS OF COMPLAINANTS IN A COMPLEX LEGAL SHELL GAME INVOLVING THE USE OF MULTIPLE AND SIMILAR NAMED CORPORATIONS
  - WHEREBY FURTHER NO INCIDENCE OF OWNERSHIP WAS FOUND OR PRESENTED TO AUDITORS UNDER AN AUDIT OF COMPLAINANT COMPANIES WHEN DIRECTLY REQUESTED, WHEREBY NO INTEREST BY IVIEWIT IN SUCH PROSKAUER ENTITY HAS BEEN FOUND;
  - WHEREBY PROSKAUER MAINTAINED CORPORATE RECORDS ARE NOW MISSING AND INCOMPLETE
  - HEREINAFTER, ("PROSKAUER ENTITY") OR ("IVIEWIT HOLDINGS (4)")
5. IVIEWIT HOLDINGS, INC. – FLORIDA;
- NOT APPROVED BY THE BOARD OF IVIEWIT
  - AN ENTITY APPEARING NON-EXISTENT IN FLORIDA STATE RECORDS
  - AN ENTITY PROSKAUER SECURED AND PLACED AN OFFICER AND DIRECTOR POLICY FOR IVIEWIT ON SUCH NON-EXISTENT COMPANY
  - AN ENTITY CURRENTLY UNDER INTERNAL AFFAIRS AND FRAUD INVESTIGATION AT AMERICAN INTERNATIONAL GROUP (AIG)
  - WHEREBY PROSKAUER MAINTAINED CORPORATE RECORDS ARE NOW MISSING AND INCOMPLETE
  - HEREINAFTER, ("IVIEWIT HOLDINGS (5)")

#### THE IVIEWIT.COM COMPANIES

6. IVIEWIT.COM, INC. – FLORIDA;
- NOT APPROVED BY THE BOARD OF IVIEWIT

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U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Wednesday, July 28, 2004  
Page 10 of 23

- A SEPARATE AND DISTINCT COMPANY FROM, AS TO BE DEFINED LATER AS IVIEWIT.COM (2), IVIEWIT.COM (3) AND IVIEWIT.COM (4)
  - WHEREBY PROSKAUER MAINTAINED CORPORATE RECORDS ARE NOW MISSING AND INCOMPLETE
  - HEREINAFTER, (“IVIEWIT.COM (1)”)
7. IVIEWIT.COM, INC. – DELAWARE;
- WHEREBY PROSKAUER MAINTAINED CORPORATE RECORDS ARE NOW MISSING AND INCOMPLETE
  - HEREINAFTER, (“IVIEWIT.COM (2)”)
8. I.C., INC. – FLORIDA - (fka IVIEWIT.COM (1))
- NOT APPROVED BY THE BOARD OF IVIEWIT
  - WHEREBY PROSKAUER MAINTAINED CORPORATE RECORDS ARE NOW MISSING AND INCOMPLETE
  - HEREINAFTER (“IVIEWIT.COM (3)”)
9. IVIEWIT.COM LLC – DELAWARE;
- WHEREBY PROSKAUER MAINTAINED CORPORATE RECORDS ARE NOW MISSING AND INCOMPLETE
  - HEREINAFTER (“IVIEWIT.COM (4)”)

#### **THE IVIEWIT COMPANIES**

10. IVIEWIT LLC – DELAWARE;
- WHEREBY PROSKAUER MAINTAINED CORPORATE RECORDS ARE MISSING AND INCOMPLETE
  - HEREINAFTER (“IVIEWIT (1)”)
11. IVIEWIT CORPORATION – FLORIDA;
- WHEREBY THERE IS NO KNOWN LISTING WITH FLORIDA STATE RECORDS FOR THIS PROSKAUER FORMED ENTITY
  - WHERE PROSKAUER BILLS FOR SERVICES TO SUCH UNKNOWN ENTITY, FURTHER SUBMITTING SUCH BILLINGS TO THE FIFTEENTH JUDICIAL CIVIL CIRCUIT COURT (“15C”)
  - WHERE IT APPEARS CORPORATE FORMATION PAPERS WERE SIGNED FOR SUCH ENTITY;
  - WHEREBY PROSKAUER MAINTAINED CORPORATE RECORDS ARE NOW MISSING AND INCOMPLETE
  - HEREINAFTER (“IVIEWIT (2)”)
12. IVIEWIT, INC. – FLORIDA;

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Commissioner of Patent & Trademarks  
Wednesday, July 28, 2004  
Page 11 of 23

- WHEREBY PROSKAUER MAINTAINED CORPORATE RECORDS ARE NOW MISSING AND INCOMPLETE
- HEREINAFTER ("IVIEWIT (3)")

In addition please search for these possible other entities:

**JOHN DOE COMPANIES**

Uviewit.com, Inc.  
Uviewit  
Uview

In addition please search for these inventors and non-inventors.

**INVENTORS**

Zakirul Shirajee  
Jude Rosario  
Eliot I. Bernstein

**NON INVENTORS**

Brian G. Utley

In addition, please search for any applications and/or issued Patents and Trademarks, either on file or abandoned of any sort, filed on behalf of anyone, including the attorneys themselves and the law firms for anyone, for the following lawyers and law firms since January of 1998. All named attorneys in the complaint licensed with your offices as registered patent attorneys and all law firms and their patent partners, including but not limited to:

**NON INVENTORS – PATENT ATTORNEYS AND FIRMS**

Raymond A. Joao  
Frank Martinez  
Kenneth Rubenstein  
William J. Dick  
Steven C. Becker  
Douglas Boehm  
Farzad Ahmini  
George Hoover  
Thomas Coester  
Norman Zafman  
Alan M. Weisberg

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U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Wednesday, July 28, 2004  
Page 12 of 23

Proskauer Rose LLP  
Meltzer Lippe Goldstein Wolfe & Schlissel, P.C.  
Meltzer Lippe Goldstein & Schlissel, P.C.  
Foley and Lardner  
Blakely Sokoloff Taylor & Zafman LLP  
Christopher & Weisberg, P.A.

It appears that the incorrect inventors, assignments and other malfeasances committed both against the USPTO, the Iviewit companies, the Iviewit investors and Iviewit shareholders, is part of a complex scheme of a corporate shell game and a patent shell game whereby variations of stealing the technologies have occurred, including patents filed in the name of individuals as officers of the Iviewit companies and Iviewit's patent counsel, whereby Iviewit companies, investors and shareholders do not have proper rights, titles and interests as conveyed by patent counsel named in the complaint who filed or aided in the filing of the improper patent applications, assignments, and other documents submitted to your offices.

Further, conflicts of interests and appearances of impropriety have been discovered with Proskauer Rose partners, namely Steven C. Krane and Matthew H. Triggs, in their duties as public officers for Supreme Court agencies where Bar complaints were filed against their partners, in the New York State Supreme Court Appellate Division First Department ("Department") and in The Supreme Court of Florida (Florida Supreme Court Case SC04-1078 Iviewit Holdings, Inc. v. The Florida Bar). Actions have been taken to move complaints against Kenneth Rubenstein and Raymond Joao, two of the attorneys licensed with your offices and complained of with the USPTO OED Director, Harry I. Moatz, due to such conflicts and appearances of impropriety, by Chief Counsel of the Department's disciplinary committee, in what now has caused an almost two year stall on investigations with the Department where it appears that the conflicts reached to the highest levels at the Department. Similarly, in The Florida Supreme Court – The Florida Bar, we have found conflicts causing such delays perhaps and other such railroading of Supreme Court oversighted state Bar complaints.

Based on such manipulation of state Supreme Court agencies, we have been advised due to the enormity of the situation against the law firms charged and their manipulation of agencies as honored as the state Supreme Courts, to have all investigators and other agency representatives handling the Iviewit matters now have formal and written conflicts of interests waivers signed, including members at executive levels who have become involved. We ask therefore that you personally, as the Commissioner of Patents, sign individually such waiver and have all other parties of your

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U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Wednesday, July 28, 2004  
Page 13 of 23

offices do likewise who have become involved in Iviewit matters, as a matter of proper records for Iviewit. In instances whereby it may not be prudent, to disclose such waiver to the Company for purposes of investigator name protection or the likes, we ask that you list them as John Doe's to the Company and maintain those waiver(s) in your possession until such time as maybe required, we request copies of all other waivers.

Finally, we ask that you expedite the transfer of copies of all records for all applications listed above with all file wrappers and assignments, as we have now requested on February 26, 2004 and in April 2004, as evidenced in the attached letter, EXHIBIT "C" to Document Services. These documents are critical to Iviewit in the pursuit of their state and federal rights and it appears to holding everything at standstill to not have adequate records from your offices.

In reviewing this request, we ask that you consider beginning formal proceedings to investigate these matters, based on the information already confirmed with members of your offices, as many current and ongoing investigations both state and federally would benefit from the disclosure of this preliminary information, as would the Iviewit companies, the Iviewit investors, the inventors and other such interested parties. The following actions are currently pending and would all benefit from the preliminary information and formal actions by your offices.

**UNITED STATES PATENT AND TRADEMARK OFFICE**  
**INVESTIGATIONS:**

- i. Fraud Upon the United States Patent & Trademark Offices – Patent Applications Nos.
- ii. Attorney complaints with the USPTO Office of Enrollment & Discipline ("OED"), currently under the direction of Harry I. Moatz ("Moatz"), Director of OED, on the following attorneys and law firms, as registered patent attorney under Title 35 of the Code and others;
  - Patent Attorneys
  1. Kenneth Rubenstein
  2. Raymond Joao
  3. Proskauer
  4. Meltzer
  5. Foley
  6. BSTZ
  7. Weisberg
  8. Christopher & Weisberg, PA
  9. William J. Dick
  10. Douglas Boehm

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U.S. Patent and Trademark Office  
 Commissioner of Patent & Trademarks  
 Wednesday, July 28, 2004  
 Page 14 of 23

11. Steven C. Becker
12. Thomas Coester
13. Norman Zafman
14. Farzad Ahmini
- Other Attorneys
15. Wheeler
- Others
16. Utley

**EUROPEAN PATENT OFFICE INVESTIGATIONS**

- iii. Pending investigation into charges of Fraud Upon the European Patent Office

**NEW YORK STATE SUPREME COURT, APPELLATE DIVISION,  
 FIRST DEPARTMENT ("FIRST DEPT.") ACTIONS**

First Dept. matters:

- iv. Petition by Thomas J. Cahill ("Cahill"), in the matter of attorneys and counselors at law Kenneth Rubenstein, Case 2003.0531 ("Rubenstein Complaint") & Raymond A. Joao, Case 2003.0532 ("Joao Complaint") in a motion to move the matter from conflict of interest and the appearance of impropriety caused by Steven C. Krane, Case 2004.1883 ("Krane Complaint").
- v. Petition by Cahill, in the matter of attorney and counselor at law Krane regarding a conflict of interest and appearance of impropriety in the Krane Complaint, in a motion to move the matter from conflict of interest and the appearance of impropriety caused by Krane, in the Krane Complaint.
- vi. Petition by Plaintiff, in the matter of attorneys and counselors at law Rubenstein, Joao, in a motion to move the matter from conflict of interest and the appearance of impropriety caused by Krane, titled:

SUPREME COURT OF THE STATE OF NEW YORK  
 APPELLATE DIVISION: FIRST DEPARTMENT

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IN THE MATTER OF COMPLAINTS )  
 AGAINST ATTORNEYS AND )  
 COUNSELORS-AT-LAW; )  
 KENNETH RUBENSTEIN – DOCKET )  
 2003.0531 )  
 RAYMOND JOAO – DOCKET 2003.0532 )  
 STEVEN C. KRANE – DOCKET PENDING )  
 REVIEW BY PAUL J. CURRAN, ESQ. )  
 THOMAS J. CAHILL – DOCKET PENDING )



U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Wednesday, July 28, 2004  
Page 15 of 23

REVIEW BY SPECIAL COUNSEL MARTIN )  
R. GOLD ON ADVISEMENT OF PAUL J. )  
CURRAN (SEPARATE MOTION ATTACHED))  
AND THE LAW FIRM OF )  
PROSKAUER ROSE, LLP )

)  
) MOTION  
)

ELIOT I. BERNSTEIN, PRO SE )  
AND P. STEPHEN LAMONT )  
BOTH INDIVIDUALLY AND ON BEHALF OF )  
SHAREHOLDERS OF: )

IVIEWIT CORPORATION; )  
IVIEWIT, INC. - FLORIDA; )  
IVIEWIT.COM, INC. - DELAWARE; )  
IVIEWIT.COM, INC. - FLORIDA; )  
I.C., INC. - FLORIDA (fka )  
IVIEWIT.COM, INC. - FLORIDA); )  
IVIEWIT.COM LLC - DELAWARE; )  
IVIEWIT LLC - DELAWARE; )  
UVIEW.COM, INC. - DELAWARE; )  
IVIEWIT HOLDINGS, INC. (fka )  
UVIEW.COM, INC.) - DELAWARE; )  
IVIEWIT HOLDINGS, INC. - DELAWARE; )  
IVIEWIT TECHNOLOGIES, INC. (fka )  
IVIEWIT HOLDINGS, INC.) - DELAWARE; )  
AND OTHER JOHN DOE COMPANIES )  
THAT MAY BE IDENTIFIED LATER )

)  
PETITIONER. )

)  
-----X

2  
AFFIRMED MOTION TO:  
BEGIN IMMEDIATE INVESTIGATION OF COMPLAINTS AGAINST  
ATTORNEYS AND COUNSELORS-AT-LAW KENNETH  
RUBENSTEIN,  
RAYMOND A. JOAO, STEVEN C. KRANE, THOMAS J. CAHILL  
(SEPARATE  
MOTION ATTACHED) AND THE LAW FIRM OF PROSKAUER ROSE  
LLP;  
MOVE COMPLAINTS AGAINST ATTORNEYS AND COUNSELORS-  
AT-LAW  
KENNETH RUBENSTEIN, RAYMOND A. JOAO, STEVEN C. KRANE,  
THOMAS J. CAHILL (SEPARATE MOTION ATTACHED) AND THE  
LAW  
FIRM OF PROSKAUER ROSE LLP TO THE NEXT HIGHEST LEVEL  
OF





U.S. Patent and Trademark Office  
 Commissioner of Patent & Trademarks  
 Wednesday, July 28, 2004  
 Page 16 of 23

**REVIEW, VOID OF CONFLICTS OF INTEREST AND THE  
 APPEARANCE OF  
 IMPROPRIETY; AND  
 STRIKE THE CONFLICTED RESPONSES OF STEVEN C. KRANE**

- vii. First Dept. complaint, Inquiry Number 2004.1122 (“Cahill Complaint”) against Cahill, transferred from Paul J. Curran (“Curran”), Chairman of the First Dept. to special counsel Martin R. Gold (“Gold”).
- viii. First Dept. complaint, Petition by Plaintiff in the matter of the Cahill Complaint properly titled:

**SUPREME COURT OF THE STATE OF NEW YORK  
 APPELLATE DIVISION: FIRST DEPARTMENT**

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**IN THE MATTER OF COMPLAINTS )  
 AGAINST ATTORNEYS AND )  
 COUNSELORS-AT-LAW; )  
 THOMAS J. CAHILL – DOCKET PENDING )  
 REVIEW BY SPECIAL COUNSEL MARTIN )  
 R. GOLD ON ADVISEMENT OF PAUL J. )  
 CURRAN AND RELATED CASES )  
 (SEPARATE MOTION ATTACHED)AGAINST )  
 KENNETH RUBENSTEIN – DOCKET )  
 2003.0531 )  
 RAYMOND JOAO – DOCKET 2003.0532 )  
 STEVEN C. KRANE – DOCKET PENDING )  
 REVIEW BY PAUL J. CURRAN, ESQ. )  
 AND THE LAW FIRM OF )  
 PROSKAUER ROSE, LLP )  
 )  
 ) MOTION  
 )  
 ELIOT I. BERNSTEIN, PRO SE )  
 AND P. STEPHEN LAMONT )  
 BOTH INDIVIDUALLY AND ON BEHALF OF )  
 SHAREHOLDERS OF: )  
 IVIEWIT CORPORATION - FLORIDA; )  
 IVIEWIT, INC. – FLORIDA; )  
 IVIEWIT.COM, INC. – DELAWARE; )  
 IVIEWIT.COM, INC. – FLORIDA; )  
 I.C., INC. – FLORIDA (fka )  
 IVIEWIT.COM, INC. – FLORIDA); )  
 IVIEWIT.COM LLC – DELAWARE; )  
 IVIEWIT LLC – DELAWARE; )  
 UVIEW.COM, INC. – DELAWARE; )  
 IVIEWIT HOLDINGS, INC. (fka )  
 UVIEW.COM, INC.) DELAWARE; )  
 IVIEWIT HOLDINGS, INC. – DELAWARE; )  
 IVIEWIT TECHNOLOGIES, INC. (fka )**

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 Commissioner of Patent & Trademarks  
 Wednesday, July 28, 2004  
 Page 17 of 23

IVIEWIT HOLDINGS, INC.) – DELAWARE; )  
 AND OTHER JOHN DOE COMPANIES )  
 THAT MAY BE IDENTIFIED AT A LATER )  
 )  
 PETITIONER. )  
 )

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**AFFIRMED MOTION TO:  
 BEGIN IMMEDIATE INVESTIGATION OF COMPLAINTS AGAINST  
 ATTORNEYS AND COUNSELORS-AT-LAW THOMAS J. CAHILL  
 AND  
 RELATED COMPLAINTS (SEPARATE MOTION ATTACHED)  
 AGAINST  
 KENNETH RUBENSTEIN, RAYMOND A. JOAO, STEVEN C. KRANE  
 AND  
 THE LAW FIRM OF PROSKAUER ROSE LLP;  
 MOVE COMPLAINTS AGAINST ATTORNEYS AND COUNSELORS-  
 AT-LAW  
 THOMAS J. CAHILL AND RELATED COMPLAINTS (SEPARATE  
 MOTION  
 ATTACHED) AGAINST KENNETH RUBENSTEIN, RAYMOND A.  
 JOAO,  
 STEVEN C. KRANE AND THE LAW FIRM OF PROSKAUER ROSE  
 LLP TO  
 THE NEXT HIGHEST LEVEL OF REVIEW, VOID OF CONFLICTS OF  
 INTEREST AND THE APPEARANCE OF IMPROPRIETY;  
 DECLARATORY RELIEF; AND  
 STRIKE THE MOTION OF CONFLICTED RESPONDENT**

- ix. Complaint against Krane, Krane Complaint
- x. Complaint against Rubenstein, Rubenstein Complaint
- xi. Complaint against Cahill, Cahill Complaint
- xii. Complaint against Joao, Joao Complaint
- xiii. Complaint against Proskauer Rose LLP (“Proskauer Complaint”)  
 pending docket number with the First Dept.

**FLORIDA SUPREME COURT AND THE FLORIDA BAR**

- xiv. Florida Supreme Court Case – SC04-1078 in the matter of Iviewit Holdings, Inc., v. The Florida Bar
- xv. The Florida Bar complaint against Christopher C. Wheeler (“Wheeler”), The Florida Bar case no. 2003-51,109 (15C) (“Wheeler Complaint”)
- xvi. The second The Florida Bar complaint against Wheeler, The Florida Bar case no., pending assignment (“Wheeler Complaint 2”)
- xvii. The Florida Bar complaint against Matthew Triggs, The Florida Bar case no. pending assignment (“Triggs Complaint”)

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Wednesday, July 28, 2004  
Page 18 of 23

- xviii. The Florida Bar complaint against Eric Montel Turner, The Florida Bar case no. pending assignment (“Turner Complaint”)

**SECURITIES AND EXCHANGE COMMISSION (“SEC”) AND THE BOCA RATON POLICE DEPARTMENT (“BOCA PD”)**

The Boca Raton Police Department in conjunction with the Securities and Exchange Commission (“SEC”), Detective Robert Flechaus (“Flechaus”), in the matters properly titled:

- xix. WRITTEN STATEMENT NO. 1

Basic Allegation

Iviewit Holdings, Inc. (“Company”) alleges the **MISAPPROPRIATION AND CONVERSION OF APPROXIMATELY SIX HUNDRED AND FIFTY FIVE THOUSAND DOLLARS (\$655,000) TO ONE MILLION DOLLARS (\$1,000,000)** in Company funds by the individuals named below, collectively identified by name, address, and telephone number attached herein as Exhibit A which also contains all individuals related to this transaction in any way. Iviewit also claims the destruction of Corporate records and accounting records of the Company, in an attempt to cover-up such misappropriation of Company funds.

- xx. WRITTEN STATEMENT NO. 2 – THEFT OF IVIEWIT INTELLECTUAL PROPERTIES

Basic Allegation

Iviewit Holdings, Inc. (“Company”) alleges the **THEFT OF AND MISAPPROPRIATION OF MULTIMEDIA INVENTIONS THAT THEREBY FURTHER CONSISTS OF FRAUD OF THE UNITED STATES PATENT AND TRADEMARK OFFICE (“USPTO”) AND THAT THEREBY CONSISTS OF FRAUD OF THE UNITED STATES POSTAL OFFICE AND THAT THEREBY CONSISTS OF A FRAUD OF THE UNITED STATES FEDERAL BANKING REGULATORY BODY BY THE FOLLOWING INDIVIDUALS: BRIAN UTLEY, CHRISTOPHER WHEELER, KENNETH RUBENSTEIN, WILLIAM DICK, DOUGLAS BOEHM & STEPHEN BECKER.**

**FEDERAL BUREAU OF INVESTIGATION (“FBI”)**

- xxi. Federal Bureau of Investigation – West Palm Beach Florida Division, Special Agent Stephen Lucchesi – Pending Investigation



U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Wednesday, July 28, 2004  
Page 19 of 23

**AICPA**

- xxii. In the matter TNS 2004-038 ("Lewin Complaint") in the complaint against Gerald R. Lewin ("Lewin"), Erika Lewin ("E Lewin") and the accounting firm of Goldstein Lewin & Co. ("Goldstein")

**VIRGINIA STATE BAR INVESTIGATION ("VSB")**

- xxiii. In the Matter of William J. Dick, Esq. VSB Docket No. 04-052-1366 ("Dick Complaint")

**DEPARTMENT OF JUSTICE INVESTIGATION ("DOJ")**

Reviewing Officer, Thomas H. Liddle, Litigation III

- xxiv. In the matter, **RE: MPEG LA JOINT PATENT LICENSING BUSINESS REVIEW (1997)**

**INTERNAL REVENUE SERVICE ("IRS")**

- xxv. Pending initiation of investigation

**UNITED STATES COPYRIGHT OFFICE INVESTIGATION ("USCO")**

- xxvi. Pending initiation of investigation

**JAPANESE PATENT OFFICE ("JPO")**

- xxvii. Pending filing of charges of Fraud Upon the Japanese Patent & Trademark Office

**AMERICAN INTERNATIONAL GROUP ("AIG")**

- xxviii. Investigation of fraud currently with Internal Affairs AIG, whereby a Director and Officers policy appears to be issued on a non-existent company

I, Eliot I. Bernstein, as acting President of Iviewit and its affiliates, and as a named inventor on these applications, hereby request that these applications be granted a twelve-month extension of time added either to the existing extensions or as new suspensions.

I make this request on behalf of Iviewit and its affiliates and, on my own behalf as an original inventor at the time of creation, I was there at the time of invention and all times relevant thereto, and, swear that all of the following statements are true and correct statements to the best of my knowledge.



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Wednesday, July 28, 2004  
Page 20 of 23

Signed on this 28<sup>th</sup> day of July 2004,

By:

A handwritten signature in black ink, appearing to read "E.I. Bernstein", written over a horizontal line.

Eliot I. Bernstein  
Founder and President

A handwritten signature in black ink, appearing to read "E.I. Bernstein", written over a horizontal line.

Eliot I. Bernstein  
Inventor

Very truly yours,

A handwritten signature in black ink, appearing to read "E.I. Bernstein", written over a horizontal line.

Eliot I Bernstein  
Founder, President & Inventor  
Iviewit Holdings, Inc. and any/all affiliates

**Eliot I. Bernstein**

**From:** Moatz, Harry [Harry.Moatz@USPTO.GOV]  
**Sent:** Friday, March 26, 2004 8:04 AM  
**To:** iviewit@adelphia.net  
**Subject:** RE: iviewit request for extension of time  
**Sensitivity:** Confidential

NOTE THAT OED DIRECTOR MOATZ ALLOCATES UNLIMITED TIME, YET WE NEED TO GET EVERYTHING SUSPENDED UNTIL INVESTIGATIONS ARE ALL COMPLETE FROM THE COMMISSIONER

Take the time that you need. I suggest that you cease sending sporadic emails. Please send one organized submission with all the documents you wish us to consider, omitting duplications. Send it by regular mail, not email.

Also, please stop sending multiple emails. They are clogging the program and making it difficult for me to conduct my communications.

-----Original Message-----

**From:** iviewit@adelphia.net [mailto:iviewit@adelphia.net]  
**Sent:** Thursday, March 25, 2004 8:15 PM  
**To:** Moatz, Harry  
**Subject:** iviewit request for extension of time  
**Importance:** High  
**Sensitivity:** Confidential

Dear Mr. Moatz,

After a long day on the phone with concerned shareholders from the Huizenga Holdings to Crossbow Ventures, everyone is asking what the patent office is doing about this information we learned of. I explained that you are looking into the matter and in that regard was waiting for information from the Company to our complaints. I explained that the Company similarly was waiting for information from the USPTO to file our full complaint since our attorneys have lost most of our records. This week we found that the files had not been yet transferred from the USPTO and so they had to be re-ordered. Many asked what more than finding our lawyers listing IP as Company property that is not the Company property as an inducement for investment, in the name of inventors they know invented nothing, your offices needed to begin an investigation. I truly did not have a good answer. I have attached a letter correspondence from one of the partners at a law firm, where the law firm is a shareholder in Iviewit expressing concern that perhaps this should entail getting the FBI now involved in the investigation. I am not sure what if any help you could be in that regard.

Since the files have been held up due to what appears a mistake I am requesting we have a bit more time to file our response to you offices, as it will provide critical confirmation of the shoddy files the Company maintains, except in regard to the files we have on the patent that is not ours and you cannot provide information regarding. Since our lawyers have lost most of the original documentation it is essential to have something to compare and contrast. I will send over some of the information we have prepared for the Virginia Bar, in regard to William Dick of Foley and Larder, whom prepared the Utley patents. Yet I do not want that to stand as the final document in our response for him until I receive my files. Also, I had asked Mr. Rolla to forward you some documents I had sent to him to try and confirm the validity of them, and after looking at them he wanted to destroy them. I asked him to forward them to you and Mr. Anderson and it would be helpful if someone could tell us if they are for real.

I truly do appreciate all of your help thus far and cannot thank you enough for your time and patience with me. Hopefully you can understand that the shareholders are all extremely concerned at what has transpired with our patent attorneys and fear for their investments and the fate of the patents they invested in.

Please let me know as soon as possible regarding the extension for filing our complaints.

3/26/2004

Eliot Bernstein

THIS MESSAGE IS A RESPONSE FROM ALAN EPSTEIN, ESQ. A PARTNER AT THE LAW FIRM OF Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris FORMER ADVISORY BOARD MEMBER OF IVIEWIT & IVIEWIT SHAREHOLDER THROUGH FIRM STOCK IN RESPONSE TO USPTO AND OTHER NEWS.

-----Original Message-----

**From:** Epstein, Alan [mailto:[AEpstein@hjlalaw.com](mailto:AEpstein@hjlalaw.com)]  
**Sent:** Tuesday, March 23, 2004 5:34 PM  
**To:** 'iviewit@adelphia.net'  
**Cc:** Mulrooney, Michele  
**Subject:** Utley  
**Sensitivity:** Confidential

that really sucks. what a loser. you should consider getting the FBI involved. did you get all of our files? was any of it helpful? best, alan

-----Original Message-----

**From:** Eliot I. Bernstein [mailto:[iviewit@adelphia.net](mailto:iviewit@adelphia.net)]  
**Sent:** Tuesday, March 23, 2004 2:23 PM  
**To:** 'Huizenga Holdings, Inc. - H. Wayne Huizenga Jr.'; 'The Goldman Sachs Group, Inc.'; 'Hirsch Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris - Alan Epstein, Esq.'; 'Hirsch Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris - Michele Mulrooney, Esq. - Michele Mulrooney, Esq.'; 'Huizenga Holdings Incorporated - Cris Branden'; 'Crossbow VenturesT - Stephen J. Warner'; 'Atlas Entertainment - Allen Shapiro President'; 'Benada Aluminum of Florida - Monte Friedkin, President'; 'Bridge Residential Advisors, LLC - James A. Osterling, President'; 'Cornell Partners - Caroline Prochotska Rogers, Esq.'; 'Crossbow VenturesT - René P. Eichenberger, Managing Director'; 'Flaster Greenberg P.C. - Marc R. Garber, Esq.'; [dg\\_kane@msn.com](mailto:dg_kane@msn.com); P. Stephen Lamont (E-mail); "Jude Rosario \ (E-mail 2\>"; Zakirul Shirajee (E-mail); 'Law Office of Mark W. Gaffney'; 'UBS/Paine Webber Inc. - Mitchell Welsch'; 'Quintile Wealth Management - Kenneth Anderson, Partner'; 'Patty Daniels Town & Country Studio - Patty Daniels, Owner'; 'Ellen Degeneres c/o Amber Cordero'; 'Richard D. Rosman, APC - Richard D. Rosman, Esq.'; 'Rock-It Cargo USA Incorporated LA - Andrew R. Dietz'; 'Rock-It Cargo USA Incorporated LA - Barry Becker'; 'Selz & Muvdi Selz, P.A. - Steven Selz, Esq.'; 'Silver Young Fund - Alan Young'; 'Sony Pictures Digital Entertainment - Divisional CIO of Motion Pictures and Television'; 'Vulcan Ventures - David J. Colter, Vice President Technology'; 'Warner Bros. - John D. Calkins, Senior Vice President New Media Business Development'; 'Air Apparent Incorporated - Donna Dietz, President'; 'Anderson Howard Electric Inc.'; [jarmstrong1@comcast.net](mailto:jarmstrong1@comcast.net); "John Bartosek \ (Business Fax\>"; [anthony.frenden@disney.com](mailto:anthony.frenden@disney.com); Chuck Brunelas (E-mail); Guy T. Iantoni (E-mail); Jack P. Scanlan (E-mail); Jill Iantoni (E-mail); Joan & Jeff Stark (E-mail); Joseph A. Fischman (E-mail); Lisa Sue Friedstein (E-mail); Maurice R. Buchsbaum (E-mail); Mitchell Zamarin (E-mail); Mitchell Zamarin (E-mail 2); Mollie Anne DeKold (E-mail); Robert Roberman (E-mail); Sal Gorge (E-mail); George deBidart (E-mail); Ginger Ekstrand (E-mail)  
**Cc:** 'Harry I. Moatz - OED Director of the United States Patent and Trademark Office'  
**Subject:**  
**Importance:** High  
**Sensitivity:** Confidential

Dear Shareholders and Friends of Iviewit,

Today Iviewit's worst fears were realized when the United States Patent and Trademark Office (USPTO) contacted me regarding a certain provisional patent application in Mr. Brian Utley's name that we are supposed to have as the possession of Iviewit. I have attached the correspondence from the USPTO, which basically states that since neither Iviewit nor myself are listed on such applications we have no rights, title or interest in the patent application. Therefore, the USPTO cannot disclose any information regarding the application to us. I am astounded that our counsel Foley & Lardner who filed the application for Utley and Blakely Sokoloff Zafman and Taylor have never told us of this issue and never reported this to any authorities. In fact they made it part of the Company portfolio.

More disturbing is that this patent application has been listed on all of our portfolios (I have

3/26/2004

attached an excerpt from our most recent portfolio) prepared by the law firms Foley and Lardner and distributed to shareholders and investors as property of Iviewit. I am uncertain which application of Utley's this is ("Zoom & Pan Imaging on a Digital Camera" or "Zoom & Pan Imaging Design Tool") but either way it is not our property as represented on the portfolios. There has never been assignment by Utley or any of the law firms to the Company. I am saddened to report this loss to all of you but this is the case. There are several other patents Utley has found his way onto and we are also attempting to correct those. I am not sure what crimes this constitutes but I am checking with counsel as to our remedies.

As I have stated prior, Mr. Utley and Mr. William Dick, Esq. of Foley and Lardner have had similar patent problems in the past, which led to the loss of a business Utley ran for another South Florida businessman. Chris Wheeler our attorney from Proskauer Rose had set a company up for Utley, in which Dick and Utley wrote patents into, patents that related to Mr. Utley's employment as President of a lawnmower company Diamond Turf Equipment. The patent applications were for lawnmower stuff and Utley would not assign them to his employer when he was caught, he was fired with cause (opposite of what the resume submitted to all of you stated) and the company was forced to close, the owner taking a three million dollar loss.

I have been working with the USPTO who is looking into these matters and a team of their agents to attempt to attempt correct everything so that your investment may one day inure benefits to you, not Utley et al. I have found out that several patents we thought were assigned to the Company and its investors by our attorneys also have never been completed despite what we have been told. I will keep everyone posted as we find out more. Finally, I have attached an inventor change form, one of several that we have filed with the USPTO to correct this Utley insertion and deletion of Zakirul and Jude and inventors and it is signed by Stephen Warner of Crossbow Ventures who has recently been very helpful in his efforts to help the Company.

I truly am sorry for any misleading information that was distributed by these firms and it was no fault of the Companies (except in regards to Utley et al.) as we too were misrepresented. My heart nevertheless is truly broken with this news for all concerned.

Thank you,

Eliot I Bernstein  
Founder  
I View It Technologies, Inc.  
10158 Stonehenge Circle  
Suite 801  
Boynton Beach, FL 33437-3546  
561.364.4240  
[iviewit@adelphia.net](mailto:iviewit@adelphia.net)

**THIS MESSAGE AND ITS EMBEDDED FILES INCORPORATED HEREIN CONTAIN INFORMATION THAT IS PROPRIETARY AND CONFIDENTIAL PRIVILEGED INFORMATION. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE PROHIBITED FROM READING, OPENING, PRINTING, COPYING, FORWARDING, OR SAVING THIS MAIL AND ITS ATTACHMENTS. PLEASE DELETE THE MESSAGE AND ITS EMBEDDED FILES WITHOUT READING, OPENING, PRINTING, COPYING, FORWARDING, OR SAVING THEM, AND NOTIFY THE SENDER IMMEDIATELY AT 561.364.4240. IF YOU ARE THE INTENDED RECIPIENT, YOU ARE PROHIBITED FROM FORWARDING THEM OR OTHERWISE DISCLOSING THESE CONTENTS TO OTHERS, UNLESS EXPRESSLY DESIGNATED BY THE SENDER. THANK YOU!**

**Article 1, section 8, clause 8 of the United States Constitution provides:**

"Congress shall have the power ... to promote the Progress of Science and Useful Arts, by securing for limited Times to

3/26/2004



Authors and Inventors the exclusive Right to their Respective Writings and Discoveries."

3/26/2004



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Wednesday, July 28, 2004  
Page 21 of 23

**EXHIBIT A**

**SIGNED INVENTOR CHANGE FORM FOR 09 630 939 INVENTOR CHANGE  
AND REQUEST FOR SUSPENSION**

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## IVIEWIT HOLDINGS, INC.

Eliot I. Bernstein  
Founder  
Direct Dial: 561.364.4240

VIA - FACSIMILE

Thursday, February 12, 2004

U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks

Re: **CHANGE OF INVENTOR REQUEST - INTENT TO DECIEVE AND  
COMMITT FRAUD UPON THE USPTO IS CLAIMED**

**US SERIAL NO. 09 630 939**

Dear Commissioner of Patent & Trademarks:

Please let the attached changed of inventors request serve as an official request pursuant Section 37CFR 1.48 to change the inventors. Whereby, intent to commit fraud on the USPTO is the listed reason.

Very truly yours,

A handwritten signature in black ink, appearing to read "EIB", written over a light-colored background.

Eliot I Bernstein  
President  
I View It Holdings, Inc. and any/all affiliates

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Commissioner of Patent & Trademarks  
Thursday, February 12, 2004  
Page 2 of 8

**CHANGE OF INVENTOR REQUEST**  
**US SERIAL NO. 09 630 939**

**PURSUANT TO 37CFR 1.48**  
**INTENT TO DECIEVE AND COMMITT FRAUD UPON THE USPTO**

I, Eliot I. Bernstein, as acting President of Iviewit and its affiliates, and as a named inventor on this application, hereby request that the true and correct inventors be added and the wrong inventors removed from this Non Provisional application 09 630 939 to properly name the inventors of this invention.

The listed and **incorrect** inventors for this application are:

Eliot I. Bernstein  
Brian G. Utley

The **true and correct inventors** for this application are:

Eliot I. Bernstein  
Zakirul Shirajee  
Jude Rosario

The reason for this correction:

The true and correct inventors have been purposefully been left off this patent application by three different counsels all failing to correctly fix the inventor issues and wrong disclosures. Since the creation of the invention, our initial counsel in the Provisional filing **60 125 824** attorneys Kenneth Rubenstein of Proskauer Rose LLP ("PR") and Raymond Joao of Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C., ("MLGS") failed after repeated requests to make the inventor and content changes, although they had full knowledge of the correct inventors and the correct invention. In addition, the content of the Provisional application had changed from what the inventors disclosed initially and pertinent disclosures were left out with malice and intent to deceive the USPTO and further deprive the inventors of their inventions. Subsequent counsel to "PR" attorneys William Dick, Douglas Boehm and Steven Becker of Foley & Lardner ("FL") on this Non Provisional filing, created further errors with the inventors and failed to correct either the inventors or the content of the Provisional. This may now leave the pertinent disclosures left off and incorrect inventors, to serve as new matter in the in subsequent

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Thursday, February 12, 2004  
Page 3 of 8

Non Provisional filings that claim priority to the Provisional application. Successor counsel to "FL" attorneys Norman Zafman, Thomas Coester and Farzad Amini of Blakely Sokoloff Taylor & Zafman LLP ("BSZT") also failed to file the corrections despite repeated requests by the Company to get the corrections to the patent office.

Initially, attorneys Kenneth Rubenstein of "PR" and Raymond Joao of "MLGS" knowingly, with malice and intent to commit fraud upon the USPTO, left inventors off the Provisional application after obtaining their signatures and disclosures in meetings. Mssrs: Rubenstein and Joao, on the subsequent Non Provisional Filing (09 522 721) and the PCT (00 07772) filings, despite being aware of the prior problems discovered, made no attempt to fix their errors on the Non-Provisional filing. They further continued the errors of their Provisional filing, despite having the inventors sign and fix the new Non-Provisional filings; these changes and signatures were completely discarded by them and again a different application was filed. Mr. Rubenstein, an Advisor to the Board and Shareholder, who under deposition claimed to not know the Company now, had been the first patent attorney to meet with the inventors and receive the disclosures and he represented that he was directing his underling Mr. Joao to do the Provisional filings with his oversight. Raymond Joao was terminated as counsel for this and other patent malfeasances that became uncovered.

To replace "MLGS", "FL" was retained to make corrections to the patents and get the correct inventors listed. Again, it was fully disclosed who the correct inventors were and what the inventions were to each of these attorneys at "FL" for this application and other applications of the Company. After reviewing Mssrs: Joao and Rubenstein's work "FL" found that Raymond Joao had failed to properly list the inventors and left out pertinent disclosures on the filings. Upon finding out about the correct inventors, "FL" attorneys stated that the corrections were being made to the Provisional & Non-Provisional applications. After meeting with and taking disclosures and signatures of the true inventors, "FL" failed to make the corrections knowingly, with malice and intent to further commit fraud on the USPTO in their Provisional, Non-Provisional and PCT applications filed by them. Further, in instances such as this application where Brain G. Utley is a listed inventor, "FL" added inventor Brian G. Utley, knowingly, with malice and intent to further commit fraud upon the USPTO, knowing that he was not an inventor in any material way to the patents and was not even there when they were invented. Finally, in instances such as this filing, true and correct inventors have been partially left off the application and others were replaced by Mr. Utley as a new inventor.

This application is also a replacement of the original patent the Company had filed with Mssrs: Joao and Rubenstein for the original invention in an effort to let the original patent expire and replace it with this application. Yet, amazingly, the application does not get

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Thursday, February 12, 2004  
Page 4 of 8

corrected it further gets an entirely new set of inventors, again these inventors are wrong knowingly, with malice and intent to commit fraud on the USPTO. In this Non Provisional application, some of the true and correct inventors were dropped and replaced by Brian G. Utley. Mr. Utley should not be on any applications for the Company, as he has not invented anything.

It will serve to note here that it has come to the attention of the Company after an investigation into Mr. Utley's background that quite the opposite of what his resume states about his prior employment to the Company is true. At his former job as President of Diamond Turf Equipment Inc. in Florida, a company owned by a Mr. Monte Friedkin of Benada Aluminum of Florida, Mr. Utley with the aid of Mr. William Dick of "FL", had stolen off with ideas learned while employed at Friedkin's company relating to turf equipment. Mr. Utley had written these patents into his own company, Premiere Consulting, and his own name as inventor with no assignment to the company he worked for, Premiere Consulting was separate and apart from his employer. Upon discovering the absconded with patents, Mr. Friedkin demanded that the patent applications be turned over to the company as they were learned while working at his company by Mr. Utley. Mr. Utley refused to sign them over to his employer and was fired with cause immediately for these patent malfeasances. Mr. Friedkin was forced to immediately close the business and take a substantial multi-million dollar loss on the company due directly to this incident. Additionally, the company, Premiere Consulting, that was set up to receive the patents Mr. Utley misappropriated, was set up by Christopher Wheeler of Proskauer Rose LLP, who was the first person to see the technologies, who then brought to the Company to handle our patents Mssrs: Rubenstein, Joao, Utley and Dick. What Mssrs: Wheeler, Utley and Dick failed to disclose to our Company was the past patent malfeasances and the damage caused to Mr. Friedkin by their actions. I quote from the resume Mr. Wheeler submitted on behalf of his dear friend Mr. Utley to the Company to hire him as President and handle our most prized possession the patents:

*Personal Resume*

*Professional History:*

President, Diamond Turf Equipment, Inc. July, 1995 to July 1999.

In 1995 the company was engaged in refurbishing obsolete and run-out golf course maintenance equipment and had annual sales of \$250K. Since that time the company has been transformed into a manufacturer of new machines which compete favorably with the best of the market leaders and an expected revenue for 1999 of \$6M. The design of the machines was by Brian and was accomplished while putting together a manufacturing and marketing team capable of supporting the rapid growth of the company.

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Thursday, February 12, 2004  
Page 5 of 8

This resume is materially different from the truth. Mr. Utley was fired for cause and the company Diamond Turf Equipment Inc. closed upon his firing. Understanding that the same people (Wheeler, Utley & Dick) who had caused this calamity are the very same people who have caused similar harm to our Company, using similar patent malfeasances is core to understanding why our patents have such a bizarre array of problems. The very fact that this was not disclosed in writing and waivers, by any of the attorneys and further lied about in Utley's resume by Mr. Wheeler who procures the false resume to cover this up, is a sign of their intent to commit similar crime upon our Company and perpetrate similar fraud upon the USPTO. Had the Company been aware of this past patent malfeasance they were involved with the Company surely would have never hired any of them.

With this understanding, it appears that the intent of "FL" was to replace patents of the original inventions with patents whereby Mr. Utley was now named an inventor and finally in some instances Mr. Utley was named sole inventor of certain inventions of the Company. These applications in Utley's sole name are for part of the core technology that he did not invent such as this application. Further, "Zoom and Pan Imaging Design Tool" Provisional patent 60 233 341 and "Zoom and Pan Imaging Using A Digital Camera" Provisional patent 60 233 344 are further instances whereby "FL" writes patents directly into Mr. Utley's name in an attempt to abscond with core formula's and ideas of the original inventions by the true and correct inventors. These Provisional patents with Mr. Utley as sole inventor with no assignment to the Company, were not disclosed to the Company or its shareholders and were only revealed when the Company found in Mr. Utley's possession a set of patents that was markedly different than what the inventors were seeing and signing for. These inventions were undisclosed to the Company and appear to be filed in an attempt to abscond with core features of the original inventions from the true and correct inventors listed above. When caught with two sets of patent books, similar to maintaining cooked accounting books, Mr. Utley was terminated with cause and "FL" was terminated as patent counsel. This patent 09 630 939, has similar elements to their prior patent scam at Diamond Turf, Inc. in that Mr. Utley rewrites with the aid of Mr. Dick and other "FL" attorneys, patents again into his name that were not his inventions. This Non Provisional patent 09 630 939 was replacing the original Provisional, which Joao had already filed as Non Provisional, which "FL" then claimed Joao's work was so wrong, that correcting it was impossible, and this new Non-Provisional needed to be filed with the correct content and correct inventors. Knowing the true and correct inventors and having had them sign applications for what appeared the true invention, "FL" attorneys then threw those signatures and the application out and replaced it with this application before the USPTO, claiming Mr. Utley as an inventor and replacing himself with inventors Mssrs: Rosario and Shirajee.

---

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U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Thursday, February 12, 2004  
Page 6 of 8

Finally, "BSZT" the last attorneys of record handling the patents, also failed to file the correct inventors knowingly, with malice and intent to further perpetrate and cover up such fraud of prior attorneys to the USPTO, after repeatedly being requested to make the changes to them. Upon finding that Mr. Utley was not an inventor of anything and that the inventors were wrong, "BSZT" assured the Company that these issues were being corrected. They had me sign a power of attorney on Mr. Utley's behalf to turn the inventions back over to the Company in his name and remove him from any applications his name appeared on, due to his employment and invention agreements signed with the Company that strictly prohibited such misappropriations. Mr. Utley was to be removed from any/all patents that have his name on them and the ones in which he was named as the sole inventor, were to be corrected and turned back over to the Company. Now, upon contacting the USPTO we find that many of these changes remain unchanged, in what appears another attempt to continue this fiasco and cover up for the attorneys before them, "BSZT" made virtually no changes requested by the Company.

At all times, all attorneys were fully cognizant of the true inventors and the true invention for this application. Finally, all these attorneys failed to report the prior counsels misconduct in these matters to the OED Director or any other department at the USPTO or other Federal Agencies and left the Company with many serious problems in the patents. The incorrect inventors are a great risk to the shareholders of the Company and need to be remedied immediately if possible, as the assignment of these patents to the Company and any successive assignments are not signed by the true and correct inventors and thus pose the question of what they currently have rights to in relation to their investments. Finally, many of the attorneys involved in these patents appear to have financial interests and severe conflicts of interest with the Company whereby the company's inventions being approved would stand in direct conflict with either with inventions of their own (Raymond Joao) or patent pools overseen by them (Kenneth Rubenstein).

Currently, I am listed on the patents for examination purposes and after reviewing the inventors listed have determined on behalf of Iviewit and its affiliates, and, on my own behalf as an original inventor at the time of creation, that the true inventors are as listed above and not what exists currently on this application. I was there at the time of invention and all times relevant hereto, and, swear that all of the following statements are true and correct statements to the best of my knowledge.

---

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Thursday, February 12, 2004  
Page 7 of 8

These issues and many other of attorney misconduct in the above mentioned application are currently under a pending investigation with the Director of OED whom advised me to begin correcting the inventor issues with the USPTO Examiners.

Signed on this 11<sup>th</sup> day of February 2004,

By:

X \_\_\_\_\_  
Eliot I. Bernstein  
President Iviewit and any/all affiliates

X \_\_\_\_\_  
Eliot I. Bernstein  
Inventor

---

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U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Thursday, February 12, 2004  
Page 7 of 7

These issues and many other of attorney misconduct in the above mentioned application are currently under a pending investigation with the Director of OED whom advised me to begin correcting the inventor issues with the USPTO Examiners.

Signed on this 11<sup>th</sup> day of February 2004,

By:

X   
\_\_\_\_\_  
Eliot I. Bernstein  
President Iviewit and any/all affiliates

X   
\_\_\_\_\_  
Eliot I. Bernstein  
Inventor



U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Thursday, February 12, 2004  
Page 8 of 8

I have read the attached reasons for change in inventor with the USPTO and approve of the changes.

By:

X \_\_\_\_\_  
Zakirul Shirajee - Inventor

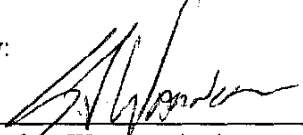
On this \_\_\_\_ day of February 2004

By:

X \_\_\_\_\_  
Jude Rosario - Inventor

On this 2nd day of <sup>MARCH</sup> ~~February~~ 2004 <sup>sw</sup>

By:

X  \_\_\_\_\_  
Stephen Warner - Assignee  
Alpine Venture Capital Partners LP

10158 Stonehenge Circle ♦ Suite 801 ♦ Boynton Beach, FL 33437-3546 ♦ T: 561.364.4240 ♦ F: 561.364.4240



**IVIEWIT HOLDINGS, INC.**

Elliot I. Bernstein  
Founder  
Direct Dial: 561.364.4240

VIA - FACSIMILE

Tuesday, February 17, 2004

United States Patent and Trademark Office  
Commissioner of Patent & Trademarks

Re: REQUEST TO SUSPEND APPLICATION - INTENT TO DECIEVE AND  
COMMIT FRAUD UPON THE UNITED STATES PATENT &  
TRADEMARK OFFICE (USPTO) IS CLAIMED

US SERIAL NO. 09 630 939

Dear Commissioner of Patent & Trademarks:

Please let the attached Request to Suspend Application request serve as an official request to have this application suspended for a 6-month period. Whereby, intent to commit fraud on the USPTO is the listed reason.

Very truly yours,

Elliot I Bernstein  
President  
I View It Holdings, Inc. and any/all affiliates

10158 Stoaehenge Circle ♦ Suite 801 ♦ Boynton Beach, FL 33437-3546 ♦ T: 561.364.4240 ♦ F: 561.364.4240



U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Tuesday, February 17, 2004  
Page 2 of 2

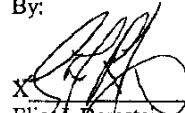
**REQUEST TO SUSPEND APPLICATION**  
**US SERIAL NO. 09 630 939**  
**INTENT TO DECIEVE AND COMMITT FRAUD UPON THE USPTO**


I, Eliot I. Bernstein, as acting President of Iviewit and its affiliates, and as a named inventor on this application, hereby request that this application be immediately suspended until the true and correct inventors can be added and the wrong inventors removed from this Non Provisional application 09 630 939 to properly name the inventors of this invention. Further, due to failed disclosures and missing content in the application and it's predecessor Provisional application, we await investigation by the OED offices whom has advised that suspending this application is desired course of action until the problems can be dealt with and attempted to be rectified. The problems are explained in the attached inventor change form that is simultaneously being submitted with this request for suspension.

I make this request on behalf of Iviewit and its affiliates and, on my own behalf as an original inventor at the time of creation, I was there at the time of invention and all times relevant hereto, and, swear that all of the following statements are true and correct statements to the best of my knowledge.

Signed on this 17<sup>th</sup> day of February 2004,

By:

  
X \_\_\_\_\_  
Eliot I. Bernstein  
President - Iviewit and any/all affiliates

  
X \_\_\_\_\_  
Eliot I. Bernstein  
Inventor

10158 Stonehenge Circle ♦ Suite 801 ♦ Boynton Beach, FL 33437-3546 ♦ T: 561.364.4240 ♦ F: 561.364.4240



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/630,939	08/02/2000	Eliot I. Berstein	5707P018	8688
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7590 03/04/2004

IVIEWIT HOLDINGS  
10158 STONEHENGE CIRCLE  
SUITE 801  
BOYNTON BEACH, FL 33437

EXAMINER

BRINICH, STEPHEN M

ART UNIT	PAPER NUMBER
----------	--------------

2624

15

DATE MAILED: 03/04/2004

**RECEIVED**  
By eliot at 0:36 am, 3/10/04

Please find below and/or attached an Office communication concerning this application or proceeding.

The request for deferral/suspension of action under 37 CFR 1.103 has been approved.



U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Wednesday, July 28, 2004  
Page 22 of 23

**EXHIBIT B**

**LETTER FROM USPTO REGARDING CONFIDENTIALITY OF PATENT  
APPLICATION WHEREBY BY IVIEWIT AND/OR INVENTORS HAVE NO  
RIGHTS, TITLE OR INTEREST TO SUCH APPLICATION, THE USPTO  
REFUSAL LETTER TO RELEASE INFORMATION. INFORMATION  
CONTAINED IN PATENT ATTORNEYS DOCKETS CONFLICTS WITH  
USPTO INFORMATION**

---

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# CONFIDENTIAL

THIS MESSAGE AND ITS EMBEDDED FILES INCORPORATED HEREIN CONTAIN INFORMATION THAT IS PROPRIETARY AND CONFIDENTIAL PRIVILEGED INFORMATION. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE PROHIBITED FROM READING, OPENING, PRINTING, COPYING, FORWARDING, OR SAVING THIS MAIL AND IT'S ATTACHMENTS. PLEASE DELETE THE MESSAGE AND ITS EMBEDDED FILES WITHOUT READING, OPENING, PRINTING, COPYING, FORWARDING, OR SAVING THEM, AND NOTIFY THE SENDER IMMEDIATELY AT 561.364.4240. IF YOU ARE THE INTENDED RECIPIENT, YOU ARE PROHIBITED FROM FORWARDING THEM OR OTHERWISE DISCLOSING THESE CONTENTS TO OTHERS, UNLESS EXPRESSLY DESIGNATED BY THE SENDER. THANK YOU!

**To: Kenneth Weider**

**From :**

**Pages: 3**

**For Information Call:**

**Fax Number :**





## IVIEWIT HOLDINGS, INC.

Eliot I. Bernstein  
Founder  
Direct Dial: 561.364.4240

VIA – Facsimile

Saturday, March 13, 2004

Kenneth Weider  
Special Program Examiner  
United States Patent & Trademark Office  
PO Box 1450  
Alexandria, Virginia 22313-1450

**Re: Request for information on provisional 06/233,341 & 06/233,344**

Dear Ken:

We need to get information on Brian Utley's patents we spoke of, that you stated that you could not give me information on because we were not listed on those patents. This would be for Provisionals 06/233,341 & 06/233,344. As you can see on the Company patent portfolio done by our attorneys these are supposed to be the property of the Company. If the Company is not listed as owner or assignee how do we get such copies? If we are unable to get information could you please draft a quick note to that effect so that we may begin other methods of getting the information on these, as it is imperative to our production of evidence for the OED USPTO and the Virginia State Bar. We would also like to know if you can take some time to go through our portfolio with us and just verify the information we have for all of our patents such as, owner, assignee, inventors, title and filing date?

---

10158 Stonehenge Circle ♦ Suite 801 ♦ Boynton Beach, FL 33437-3546 ♦ T: 561.364.4240 ♦ F: 561.364.4240



Kenneth Weider  
Special Program Examiner  
United States Patent & Trademark Office

Saturday, March 13, 2004  
Page 2 of 2

Also, were you able to find out what to do or whom to call regarding each of our WIPO and Japanese applications?

As always, with best regards and thank you very much!

A handwritten signature in black ink, appearing to read "E.I. Bernstein".

Eliot I Bernstein  
Founder  
I View It Technologies, Inc.

cc: Harry I. Moatz

---

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**Eliot I. Bernstein**

**From:** Eliot I. Bernstein [iviewit@adelphia.net]  
**Sent:** Tuesday, March 23, 2004 5:23 PM  
**To:** 'Huizenga Holdings, Inc. - H. Wayne Huizenga Jr.'; 'The Goldman Sachs Group, Inc.'; 'Hirsch Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris - Alan Epstein, Esq.'; 'Hirsch Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris - Michele Mulrooney, Esq. - Michele Mulrooney, Esq.'; 'Huizenga Holdings Incorporated - Cris Branden'; 'Crossbow Ventures™ - Stephen J. Warner'; 'Atlas Entertainment - Allen Shapiro President'; 'Benada Aluminum of Florida - Monte Friedkin, President'; 'Bridge Residential Advisors, LLC - James A. Osterling, President'; 'Cornell Partners - Caroline Prochotska Rogers, Esq.'; 'Crossbow Ventures™ - René P. Eichenberger, Managing Director'; 'Flaster Greenberg P.C. - Marc R. Garber, Esq.'; 'dg\_kane@msn.com'; P. Stephen Lamont (E-mail); Jude Rosario (E-mail 2); Zakirul Shirajee (E-mail); 'Law Office of Mark W. Gaffney'; 'UBS/Paine Webber Inc. - Mitchell Welsch'; 'Quintile Wealth Management - Kenneth Anderson, Partner'; 'Patty Daniels Town & Country Studio - Patty Daniels, Owner'; 'Ellen Degeneres c/o Amber Cordero'; 'Richard D. Rosman, APC - Richard D. Rosman, Esq.'; 'Rock-It Cargo USA Incorporated LA - Andrew R. Dietz'; 'Rock-It Cargo USA Incorporated LA - Barry Becker'; 'Selz & Muvdi Selz, P.A. - Steven Selz, Esq.'; 'Silver Young Fund - Alan Young'; 'Sony Pictures Digital Entertainment - Divisional CIO of Motion Pictures and Television'; 'Vulcan Ventures - David J. Colter, Vice President Technology'; 'Warner Bros. - John D. Calkins, Senior Vice President New Media Business Development'; 'Air Apparent Incorporated - Donna Dietz, President'; 'Anderson Howard Electric Inc.'; 'jarmstrong1@comcast.net'; John Bartosek (Business Fax); 'anthony.frenden@disney.com'; Chuck Brunelas (E-mail); Guy T. Iantoni (E-mail); Jack P. Scanlan (E-mail); Jill Iantoni (E-mail); Joan & Jeff Stark (E-mail); Joseph A. Fischman (E-mail); Lisa Sue Friedstein (E-mail); Maurice R. Buchsbaum (E-mail); Mitchell Zamarin (E-mail); Mitchell Zamarin (E-mail 2); Mollie Anne DeKold (E-mail); Robert Roberman (E-mail); Sal Gorge (E-mail); George deBidart (E-mail); Ginger Ekstrand (E-mail)  
**Cc:** 'Harry I. Moatz - OED Director of the United States Patent and Trademark Office'  
**Importance:** High  
**Sensitivity:** Confidential

<b>Tracking:</b>	<b>Recipient</b>	<b>Delivery</b>
	'Huizenga Holdings, Inc. - H. Wayne Huizenga Jr.'	
	'The Goldman Sachs Group, Inc.'	
	'Hirsch Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris - Alan Epstein, Esq.'	
	'Hirsch Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris - Michele Mulrooney, Esq. - Michele Mulrooney, Esq.'	
	'Huizenga Holdings Incorporated - Cris Branden'	
	'Crossbow Ventures™ - Stephen J. Warner'	
	'Atlas Entertainment - Allen Shapiro President'	
	'Benada Aluminum of Florida - Monte Friedkin, President'	
	'Bridge Residential Advisors, LLC - James A. Osterling, President'	
	'Cornell Partners - Caroline Prochotska Rogers, Esq.'	
	'Crossbow Ventures™ - René P. Eichenberger, Managing Director'	
	'Flaster Greenberg P.C. - Marc R. Garber, Esq.'	
	'dg_kane@msn.com'	
	P. Stephen Lamont (E-mail)	
	Jude Rosario (E-mail 2)	Failed: 3/23/2004 5:23 PM

3/23/2004

Zakirul Shirajee (E-mail)  
 'Law Office of Mark W. Gaffney'  
 'UBS/Paine Webber Inc. - Mitchell Welsch'  
 'Quintile Wealth Management - Kenneth Anderson, Partner'  
 'Patty Daniels Town & Country Studio - Patty Daniels, Owner'  
 'Ellen Degeneres c/o Amber Cordero'  
 'Richard D. Rosman, APC - Richard D. Rosman, Esq.'  
 'Rock-It Cargo USA Incorporated LA - Andrew R. Dietz'  
 'Rock-It Cargo USA Incorporated LA - Barry Becker'  
 'Selz & Muvdi Selz, P.A. - Steven Selz, Esq.'  
 'Silver Young Fund - Alan Young'  
 'Sony Pictures Digital Entertainment - Divisional CIO of Motion Pictures and Television'  
 'Vulcan Ventures - David J. Colter, Vice President Technology'  
 'Warner Bros. - John D. Calkins, Senior Vice President New Media Business Development'  
 'Air Apparent Incorporated - Donna Dietz, President'  
 'Anderson Howard Electric Inc.'  
 'jarmstrong1@comcast.net'  
 John Bartosek (Business Fax)  
 'anthony.frenden@disney.com'  
 Chuck Brunelas (E-mail)  
 Guy T. Iantoni (E-mail)  
 Jack P. Scanlan (E-mail)  
 Jill Iantoni (E-mail)  
 Joan & Jeff Stark (E-mail)  
 Joseph A. Fischman (E-mail)  
 Lisa Sue Friedstein (E-mail)  
 Maurice R. Buchsbaum (E-mail)  
 Mitchell Zamarin (E-mail)  
 Mitchell Zamarin (E-mail 2)  
 Mollie Anne DeKold (E-mail)  
 Robert Roberman (E-mail)  
 Sal Gorge (E-mail)  
 George deBidart (E-mail)  
 Ginger Ekstrand (E-mail)  
 'Harry I. Moatz - OED Director of the United States Patent and Trademark Office'

Failed: 3/23/2004  
 5:23 PM

Dear Shareholders and Friends of Iviewit,

Today Iviewit's worst fears were realized when the United States Patent and Trademark Office (USPTO) contacted me regarding a certain provisional patent application in Mr. Brian Utley's name that we are supposed to have as the possession of Iviewit. I have attached the correspondence from the USPTO, which basically states that since neither Iviewit nor myself are listed on such applications we have no rights, title or interest in the patent application. Therefore, the USPTO cannot disclose any information regarding the application to us. I am astounded that our counsel Foley & Lardner who filed the application for Utley and Blakely Sokoloff Zafman and Taylor have never told us of this issue and never reported this to any authorities. In fact they made it part of the Company portfolio.

3/23/2004

More disturbing is that this patent application has been listed on all of our portfolios (I have attached an excerpt from our most recent portfolio) prepared by the law firms Foley and Lardner and distributed to shareholders and investors as property of Iviewit. I am uncertain which application of Utley's this is ("Zoom & Pan Imaging on a Digital Camera" or "Zoom & Pan Imaging Design Tool") but either way it is not our property as represented on the portfolios. There has never been assignment by Utley or any of the law firms to the Company. I am saddened to report this loss to all of you but this is the case. There are several other patents Utley has found his way onto and we are also attempting to correct those. I am not sure what crimes this constitutes but I am checking with counsel as to our remedies.

As I have stated prior, Mr. Utley and Mr. William Dick, Esq. of Foley and Lardner have had similar patent problems in the past, which led to the loss of a business Utley ran for another South Florida businessman. Chris Wheeler our attorney from Proskauer Rose had set a company up for Utley, in which Dick and Utley wrote patents into, patents that related to Mr. Utley's employment as President of a lawnmower company Diamond Turf Equipment. The patent applications were for lawnmower stuff and Utley would not assign them to his employer when he was caught, he was fired with cause (opposite of what the resume submitted to all of you stated) and the company was forced to close, the owner taking a three million dollar loss.

I have been working with the USPTO who is looking into these matters and a team of their agents to attempt to attempt correct everything so that your investment may one day inure benefits to you, not Utley et al. I have found out that several patents we thought were assigned to the Company and its investors by our attorneys also have never been completed despite what we have been told. I will keep everyone posted as we find out more. Finally, I have attached an inventor change form, one of several that we have filed with the USPTO to correct this Utley insertion and deletion of Zakirul and Jude and inventors and it is signed by Stephen Warner of Crossbow Ventures who has recently been very helpful in his efforts to help the Company.

I truly am sorry for any misleading information that was distributed by these firms and it was no fault of the Companies (except in regards to Utley et al.) as we too were misrepresented. My heart nevertheless is truly broken with this news for all concerned.

Thank you,

Eliot I Bernstein  
Founder  
I View It Technologies, Inc.  
10158 Stonehenge Circle  
Suite 801  
Boynton Beach, FL 33437-3546  
561.364.4240  
[iviewit@adelphia.net](mailto:iviewit@adelphia.net)

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**Article 1, section 8, clause 8 of the United States Constitution provides:**

"Congress shall have the power ... to promote the Progress of Science and Useful Arts, by securing for limited Times to Authors and Inventors the exclusive Right to their Respective Writings and Discoveries."

3/23/2004

# CONFIDENTIAL

**Ken,**

**Thank you again for your most valuable information. I was inquiring regarding application number 60/233,341 and if I could get the owner, inventor and assignee information on this application.**

**Thank you,**

**Eliot Bernstein**

**To: Kenneth Weider**

**From :**

**Pages: 1**

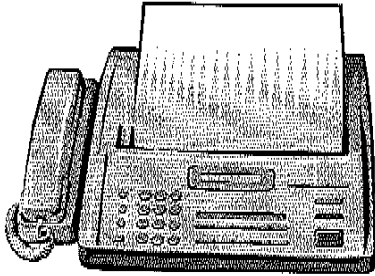
**For Information Call:**

**Fax Number :**



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov



TELECOPY/FACSIMILE  
TRANSMISSION  
COVER SHEET

DATE: 3/23/03

SERIAL #:      /      Ref #:     

TO: ELIOT BERNSTEIN  
(NAME)

(COMPANY OR FIRM)

561-364-4240  
(FAX NO.) (VOICELINE NO.)

FROM: K. WIEDER  
(NAME)

703-305-4710  
(VOICELINE NO.)

NUMBER OF PAGES 2 (including this page)

If you have not received all pages of this transmission, please contact the sender (see FROM lines above).

TECHNOLOGY CENTER 2600  
TELEFAX MACHINE: 703-305-3991  
TELEFAX LOCATION: CRYSTAL PARK 2, ROOM 8A36

# CONFIDENTIAL

Ken,

Thank you again for your most valuable information. I was inquiring regarding application number 60/233,341 and if I could get the owner, inventor and assignee information on this application.

Thank you,

Eliot Bernstein

REPLY:

I AM UNABLE TO PROVIDE YOU THE  
INFORMATION REQUESTED ABOVE

*Kenneth Wieder*  
KENNETH WIEDER  
SPECIAL PROGRAM EXAMINER  
TECHNOLOGY CENTER 2800

To: Kenneth Weider

From :

Pages: 1

For Information Call:

Fax Number :



# CONFIDENTIAL

**Ken,**

**Can you please state the reason that you cannot provide such information to me or Iviewit.**

**Eliot**

**To: Kenneth Weider**

**From :**

**Pages: 3**

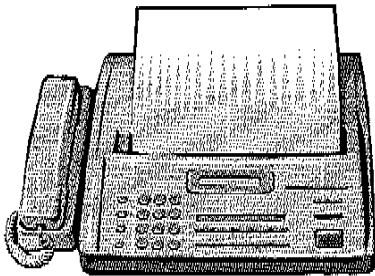
**For Information Call:**

**Fax Number :**



UNITED STATES PATENT AND TRADEMARK OFFICE

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DATE: 3/23/03

SERIAL #:      /      Ref #:     

TO: ELIOT BERNSTEIN  
(NAME)

(COMPANY OR FIRM)

561-364-4240  
(FAX NO.)

SAME  
(VOICELINE NO.)

FROM: K. WIEDER  
(NAME)

703-305-4710  
(VOICELINE NO.)

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TECHNOLOGY CENTER 2600  
TELEFAX MACHINE: 703-305-3991  
TELEFAX LOCATION: CRYSTAL PARK 2, ROOM 8A36

# CONFIDENTIAL

Ken,

Can you please state the reason that you cannot provide such information to me or Iviewit.

Eliot

SEE 37 CFR 1.14  
 35 U.S.C. 122  
 - ... APPLICATIONS ARE KEPT IN CONFIDENCE ...

**Eliot Note:**

USPTO cannot give information to Iviewit or Eliot Bernstein because we are not listed on the application and have no rights, title or interest in it. USPTO will not even discuss with Iviewit any details of this patent which is listed in the name of Brian Utley. All portfolios prepared by our attorneys with this patent as the property of Iviewit are blatantly false and misleading.



**KENNETH WIEDER**  
**SPECIAL PROGRAM EXAMINER**  
**TECHNOLOGY CENTER 2601**

To: Kenneth Weider

From :

Pages: 3

For Information Call:

Fax Number :

## IVIEWIT.COM PATENT PORTFOLIO

No.	F&L Dkt. No.	Country (Type)	Appl. No.	Filing Date	Application Title
10	57103/111	PCT (International)	PCT/US00/15408	6/2/2000	System and Method for Streaming an Enhanced Digital Video File
11	57103/112	PCT (International)	PCT/US00/15405	6/2/2000	System and Method for Providing an Enhanced Digital Video File
12	57103/113	PCT (International)	PCT/US00/15406	6/2/2000	System and Method for Playing a Digital Video File
13	57103/114	U.S. (Non-Provisional)	09/587,730	6/5/2000	System and Method for Streaming an Enhanced Digital Video File
14	57103/115	U.S. (Non-Provisional)	09/587,026	6/5/2000	System and Method for Playing a Digital Video File
15	57103/116	U.S. (Non-Provisional)	09/587,734	6/5/2000	System and Method for Providing an Enhanced Digital Video File
16	57103/118	PCT (International)	PCT/US00/15602	6/7/2000	System and Method for Video Playback Over a Network
17	57103/119	U.S.	09/522,721	3/10/2000	Apparatus and Method for Producing Enhanced Digital Images
18	57103/120	PCT (International)	PCT/US00/21211	6/2/2000	System and Method for Providing an Enhanced Digital Image File
19	57103/121	U.S. (Non-Provisional)	09/630,939	8/2/2000	System and Method for Providing an Enhanced Digital Image File
20	57103/122	U.S. (Provisional)	60/223344	09/18/2000	Zoom and Pan Imaging Using a Digital Camera
21	57103/123	U.S. (Provisional)	60/233341	09/18/2000	Zoom and Pan Imaging Design Tool

Uteley patents with arrows

This portfolio was prepared and submitted by William Dick for the Virginia Bar and further corresponds to the one prepared by Foley and Lardner after Uteley was found with two sets of patent books. Prior, Uteley only patents were not in any records. Further it is wrong to list assets like 341 which are not the property of the Company on a patent portfolio that is distributed to shareholders and investors.

IVIEWIT.COM Spreadsheet

**Eliot I. Bernstein**

**From:** Eliot I. Bernstein [iviewit@adelphia.net] on behalf of iviewit@adelphia.net  
**Sent:** Tuesday, March 23, 2004 6:14 PM  
**To:** 'Huizenga Holdings, Inc. - H. Wayne Huizenga Jr.'; 'The Goldman Sachs Group, Inc.'; 'Hirsch Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris - Alan Epstein, Esq.'; 'Hirsch Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris - Michele Mulrooney, Esq. - Michele Mulrooney, Esq.'; 'Huizenga Holdings Incorporated - Cris Branden'; 'Crossbow Ventures™ - Stephen J. Warner'; 'Atlas Entertainment - Allen Shapiro President'; 'Benada Aluminum of Florida - Monte Friedkin, President'; 'Bridge Residential Advisors, LLC - James A. Osterling, President'; 'Cornell Partners - Caroline Prochotska Rogers, Esq.'; 'Crossbow Ventures™ - René P. Eichenberger, Managing Director'; 'Flaster Greenberg P.C. - Marc R. Garber, Esq.'; 'dg\_kane@msn.com'; P. Stephen Lamont (E-mail); Jude Rosario (E-mail 2); Zakirul Shirajee (E-mail); 'Law Office of Mark W. Gaffney'; 'UBS/Paine Webber Inc. - Mitchell Welsch'; 'Quintile Wealth Management - Kenneth Anderson, Partner'; 'Patty Daniels Town & Country Studio - Patty Daniels, Owner'; 'Ellen Degeneres c/o Amber Cordero'; 'Richard D. Rosman, APC - Richard D. Rosman, Esq.'; 'Rock-It Cargo USA Incorporated LA - Andrew R. Dietz'; 'Rock-It Cargo USA Incorporated LA - Barry Becker'; 'Selz & Muvdi Selz, P.A. - Steven Selz, Esq.'; 'Silver Young Fund - Alan Young'; 'Sony Pictures Digital Entertainment - Divisional CIO of Motion Pictures and Television'; 'Vulcan Ventures - David J. Colter, Vice President Technology'; 'Warner Bros. - John D. Calkins, Senior Vice President New Media Business Development'; 'Air Apparent Incorporated - Donna Dietz, President'; 'Anderson Howard Electric Inc.'; 'jarmstrong1@comcast.net'; John Bartosek (Business Fax); 'anthony.frenden@disney.com'; Chuck Brunelas (E-mail); Guy T. Iantoni (E-mail); Jack P. Scanlan (E-mail); Jill Iantoni (E-mail); Joan & Jeff Stark (E-mail); Joseph A. Fischman (E-mail); Lisa Sue Friedstein (E-mail); Maurice R. Buchsbaum (E-mail); Mitchell Zamarin (E-mail); Mitchell Zamarin (E-mail 2); Mollie Anne DeKold (E-mail); Robert Roberman (E-mail); Sal Gorge (E-mail); George deBidart (E-mail); Ginger Ekstrand (E-mail)  
**Cc:** 'Harry I. Moatz - OED Director of the United States Patent and Trademark Office'  
**Subject:** Iviewit  
**Importance:** High  
**Sensitivity:** Confidential

Tracking:	Recipient	Delivery
	'Huizenga Holdings, Inc. - H. Wayne Huizenga Jr.'	
	'The Goldman Sachs Group, Inc.'	
	'Hirsch Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris - Alan Epstein, Esq.'	
	'Hirsch Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris - Michele Mulrooney, Esq. - Michele Mulrooney, Esq.'	
	'Huizenga Holdings Incorporated - Cris Branden'	
	'Crossbow Ventures™ - Stephen J. Warner'	
	'Atlas Entertainment - Allen Shapiro President'	
	'Benada Aluminum of Florida - Monte Friedkin, President'	
	'Bridge Residential Advisors, LLC - James A. Osterling, President'	
	'Cornell Partners - Caroline Prochotska Rogers, Esq.'	
	'Crossbow Ventures™ - René P. Eichenberger, Managing Director'	
	'Flaster Greenberg P.C. - Marc R. Garber, Esq.'	
	'dg_kane@msn.com'	
	P. Stephen Lamont (E-mail)	
	Jude Rosario (E-mail 2)	Failed: 3/23/2004

3/25/2004

6:14 PM

Zakirul Shirajee (E-mail)  
'Law Office of Mark W. Gaffney'  
'UBS/Paine Webber Inc. - Mitchell Welsch'  
'Quintile Wealth Management - Kenneth Anderson, Partner'  
'Patty Daniels Town & Country Studio - Patty Daniels, Owner'  
'Ellen Degeneres c/o Amber Cordero'  
'Richard D. Rosman, APC - Richard D. Rosman, Esq.'  
'Rock-It Cargo USA Incorporated LA - Andrew R. Dietz'  
'Rock-It Cargo USA Incorporated LA - Barry Becker'  
'Selz & Muvdi Selz, P.A. - Steven Selz, Esq.'  
'Silver Young Fund - Alan Young'  
'Sony Pictures Digital Entertainment - Divisional CIO of Motion Pictures and Television'  
'Vulcan Ventures - David J. Colter, Vice President Technology'  
'Warner Bros. - John D. Calkins, Senior Vice President New Media Business Development'  
'Air Apparent Incorporated - Donna Dietz, President'  
'Anderson Howard Electric Inc.'  
'jarmstrong1@comcast.net'  
John Bartosek (Business Fax)

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6:14 PM

'anthony.frenden@disney.com'  
Chuck Brunelas (E-mail)  
Guy T. Iantoni (E-mail)  
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George deBidart (E-mail)  
Ginger Ekstrand (E-mail)  
'Harry I. Moatz - OED Director of the United States Patent and Trademark Office'

Dear Shareholders and Friends of Iviewit,

By the by, to really make one sick, I just checked and Foley and Lardner billed us for this patent they list as a Company asset, that has never been an asset of the Company. In fact, the only reason they listed this patent in the first place is when we found Utley's second set of "cooked" patents books that we were unaware of and they were forced to reconcile for the set we found with Utley's name as an inventor. The Company also paid former counsel Blakely Sokoloff Zafman and Taylor to review the portfolio when we discovered Utley's books to audit the portfolio before distributing it to more investors and they never informed us of this either and billed us for the audit, recently they have lost all of our original patent documents from all prior counsel.

3/25/2004

Also, I sent all of you an email a few minutes ago and noticed that the from and subject field somehow got truncated, I have been having some problems with my outlook mail, so if you did not see it or deleted it, feel free to call me.

Thank you,

Eliot I Bernstein  
Founder  
I View It Technologies, Inc.  
10158 Stonehenge Circle  
Suite 801  
Boynton Beach, FL 33437-3546  
561.364.4240  
[iviewit@adelphia.net](mailto:iviewit@adelphia.net)

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**Article 1, section 8, clause 8 of the United States Constitution provides:**

"Congress shall have the power ... to promote the Progress of Science and Useful Arts, by securing for limited Times to Authors and Inventors the exclusive Right to their Respective Writings and Discoveries."

3/25/2004

05707

IVIEWIT.COM PATENT STATUS REPORT

TITLE	OUR REF.	INVENTOR/ PATENTEE	COUNTRY	SERIAL NO./ PATENT NO.	FILED/ISSUE DATE	ASSIGNEE

Zoom and Pan Imaging Using a Digital Camera	P0202Z	Brian Utley	United States	Serial No. 60/223,344	Filed 09/18/00	Not assigned.
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Zoom and Pan Imaging Design Tool	P021Z	Brian Utley	United States	Serial No. 60/233,341	Filed 09/18/00	Not assigned.
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Blakely, Sokoloff, Taylor & Zafman

Updated 11/20/2003





U.S. Patent and Trademark Office  
Commissioner of Patent & Trademarks  
Wednesday, July 28, 2004  
Page 23 of 23

**EXHIBIT C**

**IVIEWIT REQUEST FOR FILES**

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10158 Stonehenge Circle ♦ Suite 801 ♦ Boynton Beach, FL 33437-3546 ♦ T: 561.364.4240 ♦ F: 561.364.4240



## IVIEWIT HOLDINGS, INC.

VIA – FACSIMILE

Monday, March 29, 2004

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Document Service Division

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Dear Document Service Division:

Please send copies of the following applications Certified Mail:

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60/146,726  
60/149,737  
60/155,404  
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09/522,721  
PCT/US00/15408  
PCT/US00/15405  
PCT/US00/15406  
09/587,730  
09/587,026  
09/587,734  
PCT/US00/15602  
PCT/US00/21211  
09/630,939  
60/223,344  
60/233,341

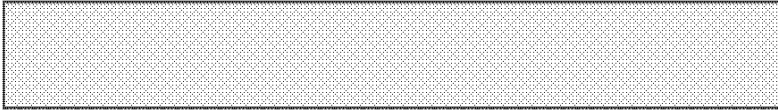
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Monday, March 29, 2004  
Page 2 of 2

Please charge this to the following account:



**Please send the applications to the following address:**

Eliot I. Bernstein  
I View It Technologies, Inc.  
10158 Stonehenge Circle  
Suite 801  
Boynton Beach, FL 33437-3546  
561.364.4240

Very truly yours,

A handwritten signature in black ink, appearing to read "E.I. Bernstein".

Eliot I Bernstein  
Founder  
I View It Technologies, Inc.

cc:

---

10158 Stonehenge Circle ♦ Suite 801 ♦ Boynton Beach, FL 33437-3546 ♦ T: 561.364.4240 ♦ F: 561.364.4240



## IVIEWIT HOLDINGS, INC.

VIA – EMAIL

Friday, April 09, 2004

United States Patent & Trademark Office  
Document Service Division

Attn: Kathy Fowler [dsd@uspto.gov](mailto:dsd@uspto.gov)

Re: **COPIES OF NON-PROVISIONAL, PROVISIONAL, PCT FILINGS  
PLEASE INCLUDE THE ENTIRE FILE, FILE WRAPPER AND ALL  
ASSIGNMENT DOCUMENTS**

Dear Document Service Division:

I requested copies and paid for certified copies of the following applications and thought that I was receiving the entire file. I only received the certified application and still need the remaining entire file wrapper and all documents contained in the file. If you can please send the remaining items, hopefully without a second charge for the application, I would greatly appreciate your efforts. In addition I would like copies of the entire assignment history for these applications included. Please use the same credit card and mailing address for the remaining order.

If there is any problem, feel free to call me, Eliot I. Bernstein, at 561.364.4240.

60/125,824  
60/137,297  
60/137,921  
60/141,440  
60/146,726  
60/149,737  
60/155,404  
60/169,559  
09/522,721  
PCT/US00/15408  
PCT/US00/15405  
PCT/US00/15406  
09/587,730  
09/587,026  
09/587,734  
PCT/US00/15602  
PCT/US00/21211  
09/630,939

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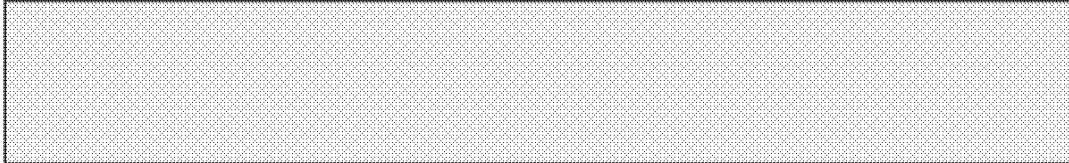
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60/223,344  
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Eliot I. Bernstein  
I View It Technologies, Inc.  
10158 Stonehenge Circle  
Suite 801  
Boynton Beach, FL 33437-3546  
561.364.4240

Very truly yours,

A handwritten signature in black ink, appearing to read "E.I. Bernstein".

Eliot I Bernstein  
Founder  
I View It Technologies, Inc.

cc: Joseph Rolla

---

10158 Stonehenge Circle ♦ Suite 801 ♦ Boynton Beach, FL 33437-3546 ♦ T: 561.364.4240 ♦ F: 561.364.4240

**Eliot I. Bernstein**

---

**From:** Eliot I. Bernstein [iviewit@adelphia.net]  
**Sent:** Wednesday, July 14, 2004 9:06 AM  
**To:** 'dsd@uspto.gov'  
**Subject:** Attention Kathy Fowler  
**Importance:** High  
**Sensitivity:** Confidential  
**Contacts:** Kathy Fowler

Dear Ms. Fowler,

Attached is another request for the entire files of Iviewit with file wrappers, please call me to confirm receipt of this letter.

Eliot



A handwritten signature in black ink, appearing to read "Eliot I. Bernstein".

Eliot I Bernstein  
President, Founder & Inventor  
IViewIt Holdings, Inc.  
10158 Stonehenge Circle  
Suite 801  
Boynton Beach, FL 33437-3546  
561.364.4240  
[iviewit@adelphia.net](mailto:iviewit@adelphia.net)

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Article 1, section 8, clause 8 of the United States Constitution provides:

7/28/2004

"Congress shall have the power ... to promote the Progress of Science and Useful Arts, by securing for limited Times to Authors and Inventors the exclusive Right to their Respective Writings and Discoveries."

7/28/2004