



U.S. Department of Justice

Office of Professional Responsibility

950 Pennsylvania Avenue, NW, Room 3266
Washington, D.C. 20530

APR 04 2008

Eliot I. Bernstein
39 Little Avenue
Red Bluff, California 96080

Dear Mr. Bernstein:

This Office has reviewed your June 15, 2007 complaint, in which you alleged that Federal Bureau of Investigation (FBI) officials have refused to properly investigate your claims involving Iviewit Holdings, Inc. and requested assistance.

OPR has jurisdiction to investigate allegations of misconduct involving Department attorneys that relate to the exercise of their authority to investigate, litigate or provide legal advice, as well as allegations of misconduct by law enforcement personnel when they are related to allegations of attorney misconduct within the jurisdiction of OPR. For your information, law enforcement officials are vested with broad discretionary authority to determine whether and how to pursue criminal investigations and prosecutions. Absent specific information suggesting that the discretion was corruptly, or otherwise inappropriately, exercised, OPR will not review the exercise of the authority. Based on our review of your correspondence, we have found no specific information suggesting that the FBI exercised its discretion inappropriately. Accordingly we are taking no further action in this matter.

We regret we can be of no further assistance to you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Shamelle N. Lyles".

Shamelle N. Lyles
Program Analyst