| | |
|---|---|
| **From:** | Eliot Bernstein |
| **To:** | Detective Ryan Miller #7704 ~ Special Investigations Division / Financial Crimes Unit @ Palm Beach County Sheriff"s Office (millerr@pbso.org) |
| **Bcc:** | Eliot I. Bernstein, Inventor ~ Iviewit Technologies, Inc.; ""tourcandy@gmail.com" (tourcandy@gmail.com)" |
| **Subject:** | Case # 13097087 |
| **Date:** | Friday, August 30, 2013 2:14:00 PM |

Please see below additional evidence and information. Eliot

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**From:** Eliot Bernstein [mailto:iviewit@gmail.com]
**Sent:** Friday, August 30, 2013 2:06 PM
**To:** 'Ted Bernstein'
**Cc:** Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com); Andrew R. Dietz @ Rock It Cargo USA; Pamela Beth Simon (psimon@stpcorp.com); Jill M. Iantoni (jilliantoni@gmail.com); Jill M. Iantoni (Iantoni_jill@ne.bah.com); Lisa (lisa.friedstein@gmail.com); Lisa S. Friedstein (Lisa@friedsteins.com); Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A. (rspallina@tescherspallina.com); Donald R. Tescher ~ Attorney at Law @ Tescher & Spallina, P.A. (dtescher@tescherspallina.com)
**Subject:** RE: Bernstein Grandchildren's trusts

Ted, please see the email below copied to you earlier and I advise again you take the same advice I gave Spallina and Tescher and cease and desist in any actions with the estates. Already, with the new admissions that the estate of Shirley was closed using ADMITTEDLY FORGED AND FRAUDULENT DOCUMENTS, for example, the real estate sale and other transactions you are doing may result in criminal charges against you as they were done only after these Forged and Fraudulent documents caused the closing of the estate. I am surprised that in whatever capacity(ies) you are writing to me for whichever estate you are representing below that you have not retained legal counsel to represent you in each fiduciary capacity you are acting in. As you know, these are most serious issues and crimes and to transact sales and distributions on knowingly forged and fraudulent documents that I have notified you of for months of may be construed as fraud. I am unaware of and have received no documents regarding trusts and have authorized no distributions or sales and have several times advised you not to act until these matters of Forged and Fraudulent documents in the estates of mom and dad could be resolved by state and federal criminal actions filed and state and federal civil actions. I would also advise you or any other party putting back ALL assets of the estates of mom and dad until a court can properly dispose of them to the proper parties. Your continued rush to sell off assets behind my back, in meetings held with others and without me with intent is most egregious and perhaps criminal! Again I suggest getting counsel in these matters before further acting in any capacity in either estate; I am surprised your good pal Spallina is not also represented by counsel at this point, especially after admitting his firm sent knowingly forged and fraudulent documents to a state probate court and other documents used to change beneficiaries and appoint Spallina as Personal Representatives also appear to be legally void due to further fraud and more.

Eliot

From: Eliot Ivan Bernstein [mailto:iviewit@iviewit.tv]
Sent: Friday, August 30, 2013 8:54 AM
To: Janet Craig, CTFA ~ Senior Vice President & Compliance Officer @ Oppenheimer Trust Company (Janet.Craig@opco.com)

Cc: Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com); Andrew R. Dietz @ Rock It Cargo USA
Subject: FW: Bernstein Grandchildren's trusts

Janet, I have attached below correspondence sent to Tescher & Spallina P.A. regarding their Admitted and Acknowledged Forgery and Fraud in the estates of my parents. After reviewing the attached herein letter to Spallina et al and the "NOTICE OF MOTION FOR: INTERIM DISTRIBUTION FOR BENEFICIARIES NECESSARY LIVING EXPENSES, FAMILY ALLOWANCE, LEGAL COUNSEL EXPENSES TO BE PAID BY PERSONAL REPRESENTATIVES AND REIMBURSEMENT TO BENEFICIARIES SCHOOL TRUST FUNDS" I filed with the Probate Court regarding these Criminal Acts that I will forward shortly to you, I would suggest you rethink your prior correspondence to me regarding your cessation of funding the necessary life sustaining expenses for the minor children with virtually no notice of your dire actions, after you and Spallina had recent conversations to make these sudden and catastrophic changes if I did not release you from your fiduciary duties and hand over the remaining trust values to my brother Ted who is also alleged in the Motions to the Court to be acting in criminal conspiracy with Spallina to steal estate assets and now it appears steal my children's trust fund. In what capacity and on whose behalf was Spallina acting in directing your actions? This sign and transfer the fund OR ELSE no funding starting instantly for the children's living expenses appears an attempt to extort me to make these changes under duress and with knowledge of Criminal Acts committed by Spallina against the Beneficiaries. Due to these new revelations of Criminal Acts by Tescher & Spallina in submitting Fraudulent Documents in the estates, I will not be signing any documents or releasing any fiduciaries until the completion of state and federal investigations and determinations are made in state and federal civil actions already filed, as defined herein and in the documents that will be forwarded shortly.

I will be sending over the bills and expense reimbursements due as we have been for almost a year and anticipate that until you get a Court order approving your and Spallina's new plan to cease funding necessary living expenses that these expenses will continue to be paid without severing life sustaining funding that you are fully aware of its essential nature and know the catastrophic events that this will cause the minor children in your care. I will be sending you a more formal letter hopefully early next week detailing more of what is going on and how we should best protect the children during this new crises caused by Tescher & Spallina.

Thank you,

Eliot

Eliot I. Bernstein
Inventor
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Boca Raton, Florida 33434-3459
(561) 245.8588 (o)
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From: Eliot Bernstein [mailto:iviewit@gmail.com]
Sent: Tuesday, August 27, 2013 8:11 AM
To: 'Kimberly Moran'; Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A. (rspallina@tescherspallina.com); Donald R. Tescher ~ Attorney at Law @ Tescher & Spallina, P.A. (dtescher@tescherspallina.com)
Cc: Ted Bernstein; Pamela Beth Simon (psimon@stpcorp.com); Jill M. Iantoni (jilliantoni@gmail.com); Jill M. Iantoni (Iantoni_jill@ne.bah.com); Lisa (lisa.friedstein@gmail.com); Lisa S. Friedstein (Lisa@friedsteins.com); Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcrgarber@verizon.net); Andrew R. Dietz @ Rock It Cargo USA
Subject: RE: Bernstein Grandchildren's trusts

Tescher & Spallina, P.A., Robert Spallina, Donald Tescher and Ms. Kimberly Moran,

Ms. Moran, Robert Spallina & Donald Tescher,

Ms. Moran, in reply to your employers letter below and your letter dated August 23, 2013 re "Estate of Simon Bernstein – Disposition of Jewelry", I am advising you personally and your employer Tescher & Spallina PA and its partners to refrain from any further actions in the estates of Simon and Shirley Bernstein until the probate court and state criminal authorities can make determinations regarding the ultimate beneficiaries of the estates, due to your admitted and acknowledged criminal fraud and forgery on documents submitted by Tescher & Spallina, Spallina, Tescher and yourself to the courts in the estates. Your admission and acknowledgement to the Florida Governor's Notary Public investigation of the complaints I filed against you and your employer, of your having committed Notary Fraud and Forgery in documents submitted to the courts in the estates, acting on behalf of your employer Spallina & Tescher, Robert Spallina and Donald Tescher, null and voids many, if not all, of the documents in the estates. Many other documents than the six you have admittedly forged and fraudulently notarized, also appear to have been improperly and allegedly signed and notarized improperly, including those giving powers to your employers as Personal Representatives via now legally invalid Wills and Trusts and thus negate their fiduciary duties and legal right to sell and distribute assets in the estates. Many documents requested are still being suppressed by your offices from several of the beneficiaries and interested parties and all of these documents will need to be examined for further evidence of Forgery and Fraud before any action with any assets can now legally be taken.

Each and every action you and your employers are taking with these fraudulently obtained fiduciary powers and admittedly forged and fraudulent documents will be further reported to state and/or federal authorities as further alleged criminal acts enabled by your admitted fraud and forgery with the documents and fraud upon the Probate Court and Beneficiaries. I am personally surprised and offended that you are contacting me at all on behalf of your employers while you are both aware that you are being investigated by state agencies in ongoing investigations of you and your employer and where you have already admitted and acknowledged Fraud and Forgery in my parents' estates. Since the ultimate beneficiaries cannot be determined until these matters and matters with the courts are fully resolved, any sales or distributions appear to be further criminal acts and I advise both you and your employers to instead immediately turn over all documents, records and assets in my parents estates to the Probate Court and then turn yourselves in to criminal authorities and further beg for mercy as you have already done with the Florida Governor's office for leniency for your admitted and acknowledged crimes against my family. A word of caution Ms. Moran, next time you attempt to confess to crimes you should be more truthful in your statements under penalty of perjury, for I will now be filing charges of alleged perjury for your misleading statements to the Governor's Office Notary Public investigators. Remember a confession should be without blemish and your statements are fraught with further lies and alleged criminal perjury leaving you instead with "unclean hands."

Below is a list of submissions to the Probate Court I have made in my mother's estate, similar documents were filed in my father's estate with the court that further reveal the crimes being alleged against you and your employer and I advise you and your employers to respond to the Petitions prior to our 1 hour hearing that has been approved by the judge and to be soon scheduled to hear the matters. IMMEDIATELY CEASE AND DESIST ANY FURTHER ACTIONS IN THE ESTATES OF

SIMON AND SHIRLEY BERNSTEIN.

A. May 06, 2013, Docket #34, "EMERGENCY PETITION TO: FREEZE ESTATE ASSETS, APPOINT NEW PERSONAL REPRESENTATIVES, INVESTIGATE FORGED AND FRAUDULENT DOCUMENTS SUBMITTED TO THIS COURT AND OTHER INTERESTED PARTIES, RESCIND SIGNATURE OF ELIOT BERNSTEIN IN ESTATE OF SHIRLEY BERNSTEIN AND MORE"

1. www.iviewit.tv/20130506PetitionFreezeEstates.pdf 15th Judicial Florida Probate Court and
2. www.iviewit.tv/20130512MotionRehearReopenObstruction.pdf US District Court Pages 156-582

B. May 29, 2013, Docket #37 "RENEWED EMERGENCY PETITION"

1. www.iviewit.tv/20130529RenewedEmergencyPetitionShirley.pdf

C. June 26, 2013, Docket #39 "MOTION TO: CONSIDER IN ORDINARY COURSE THE EMERGENCY PETITION TO FREEZE ESTATE ASSETS, APPOINT NEW PERSONAL REPRESENTATIVES, INVESTIGATE FORGED AND FRAUDULENT DOCUMENTS SUBMITTED TO THIS COURT AND OTHER INTERESTED PARTIES, RESCIND SIGNATURE OF ELIOT BERNSTEIN IN ESTATE OF SHIRLEY BERNSTEIN AND MORE FILED BY PETITIONER"

1. www.iviewit.tv/20130626MotionReconsiderOrdinaryCourseShirley.pdf

D. July 15, 2013, Docket #40 "MOTION TO RESPOND TO THE PETITIONS BY THE RESPONDENTS"

1. www.iviewit.tv/20130714MotionRespondPetitionShirley.pdf

E. July 24, 2013 Docket #41 "MOTION TO REMOVE PERSONAL REPRESENTATIVES" for insurance fraud and more.

1. www.iviewit.tv/20130724ShirleyMotionRemovePR.pdf

Thank You,
Eliot

From: Kimberly Moran [mailto:kmoran@tescherspallina.com]
Sent: Thursday, August 22, 2013 12:09 PM
To: tbernstein@lifeinsuranceconcepts.com; lisa.friedstein@gmail.com; psimon@stpcorp.com; Jill Iantoni; iviewit@gmail.com
Cc: Robert Spallina
Subject: Bernstein Grandchildren's trusts

Dear Ladies and Gentlemen:

We know that some of you are in the process of opening the subtrust accounts, so attached is a copy of the Simon L. Bernstein Amended and Restated Trust Agreement dated July 25, 2012, together with a list of the trusts with their respective EIN numbers and titling suggestions, although some brokerage firms or banks may title the accounts in their own way. The trusts are as follows:

1. Jill Iantoni, Trustee f/b/o Julia Iantoni under the Simon Bernstein Trust dtd 09-13-2012 (EIN: 30-6348369)
2. Ted Bernstein, Trustee f/b/o Alexandra Bernstein under the Simon L. Bersntein Trust dtd 09-13-2012 (EIN: 30-6348370)
3. Ted Bernstein, Trustee f/b/o Eric Bernstein under the Simon L. Bernstein Trust dtd 09-13-2012 (EIN: 30-6348371)
4. Ted Bernstein, Trustee f/b/o Michael Bernstein under the Simon L. Bernstein Trust dtd 09-13-2012 (EIN: 30-6348372)
5. Eliot Bernstein, Trustee f/b/o Joshua Bernstein under the Simon L. Bernstein Trust dtd 09-13-2012 (EIN: 30-6348368)
6. Eliot Bernstein, Trustee f/b/o Daniel Bernstein under the Simon L. Bernstein Trust dtd 09-13-2012 (EIN: 30-6348373)
7. Eliot Bernstein, Trustee f/b/o Jake Bernstein under the Simon L. Bernstein Trust dtd 09-13-2012 (EIN: 30-6348374)
8. Pam Simon, Trustee f/b/o Molly Simon under the Simon L. Bersntein Trust dtd 09-13-2012 (EIN: 30-6372583)
9. Lisa Friedstein, Trustee f/b/o Max Friedstein under the Simon L. Berstein Trust dtd 09-13-2012 (EIN: 30-6372584)
10. Lisa Friedstein, Trustee f/b/o Carly Friedstein under the Simon L. Bernstein Trust dtd 09-13-2012 (EIN: 30-6372585)

If you have any questions, please do not hesitate to contact us.

Best regards,

Kimberly Moran, Legal Assistant
Tescher & Spallina, P.A.
4855 Technology Way, Suite 720
Boca Raton, FL 33431
Tel: (561) 997-7008
Fax: (561) 997-7308

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**From:** Ted Bernstein [mailto:tbernstein@lifeinsuranceconcepts.com]
**Sent:** Friday, August 30, 2013 11:35 AM
**To:** Eliot Bernstein (iviewit@gmail.com)
**Subject:** FW: Bernstein Grandchildren's trusts

Eliot,

Please let me know when you have opened the accounts that would need to be open before any potential distributions could be made to the children's trusts. Once you have done so, notify me with the information and I will need to forward you a standard release and refunding agreement that will need to be signed before any distributions can be made. Feel free to call me with any questions or concerns.

Ted

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**From:** Kimberly Moran [mailto:kmoran@tescherspallina.com]
**Sent:** Thursday, August 22, 2013 12:09 PM
**To:** Ted Bernstein; lisa.friedstein@gmail.com; psimon@stpcorp.com; Jill Iantoni; iviewit@gmail.com
**Cc:** Robert Spallina
**Subject:** Bernstein Grandchildren's trusts

Dear Ladies and Gentlemen:

We know that some of you are in the process of opening the subtrust accounts, so attached is a copy of the Simon L. Bernstein Amended and Restated Trust Agreement dated July 25, 2012, together with a list of the trusts with their respective EIN numbers and titling suggestions, although some brokerage firms or banks may title the accounts in their own way. The trusts are as follows:

1. Eliot Bernstein, Trustee f/b/o Joshua Bernstein under the Simon L. Bernstein Trust dtd 09-13-2012 (EIN: 30-6348368)
2. Eliot Bernstein, Trustee f/b/o Daniel Bernstein under the Simon L. Bernstein Trust dtd 09-13-2012 (EIN: 30-6348373)
3. Eliot Bernstein, Trustee f/b/o Jake Bernstein under the Simon L. Bernstein Trust dtd 09-13-2012 (EIN: 30-6348374)

If you have any questions, please do not hesitate to contact us.

Best regards,

**Kimberly Moran, Legal Assistant**
Tescher & Spallina, P.A.
4855 Technology Way, Suite 720
Boca Raton, FL 33431
Tel: (561) 997-7008
Fax: (561) 997-7308