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|---|---|
| **From:** | Eliot Bernstein |
| **To:** | Detective Ryan Miller #7704 ~ Special Investigations Division / Financial Crimes Unit @ Palm Beach County Sheriff"s Office (millerr@pbso.org) |
| **Cc:** | Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com); Andrew R. Dietz @ Rock It Cargo USA |
| **Bcc:** | Eliot I. Bernstein, Inventor ~ Iviewit Technologies, Inc.; ""tourcandy@gmail.com" (tourcandy@gmail.com)" |
| **Subject:** | Case # 13097087 |
| **Date:** | Friday, August 30, 2013 10:31:00 PM |
| **Attachments:** | 20130828 Motion to Reopen Estate and Set Evidentiary Hearing.pdf |

More info and evidence. Thank you, Eliot

**From:** Eliot Bernstein [mailto:iviewit@gmail.com]
**Sent:** Friday, August 30, 2013 10:26 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, responding to your letter below, attached is a Motion to Reopen Mom's estate filed by Spallina in the Probate court on August 28th 2013 for "irregularities" aka Admitted and Acknowledged Notary Forgery and Fraud of documents used in the closing documents in mom's estate. Your feign of confusion does not bid well with me now, as I have clearly articulated my points in the Motions and Petitions filed in both mom and dad's estates over the last several months alleging that documents were forged and fraudulent and other crimes you are central figure in and you are a named Respondent in those matters and Motions and Petitions, one that continues to fail to respond to them while acting in purported ignorance and continuing to violate Fiduciary roles and commit alleged crimes. You need counsel both legal and psychological it appears and again I ask are you representing yourself in your presumed fiduciary roles in the estates or do you have counsel? I have reported these criminal and civil matters to the proper authorities and after reviewing the materials in the Petitions and other documents I have served you, again, my advice would be to meet with criminal investigators and discuss the allegations against you in light of the ADMITTED AND ACKNOWLEDGED forged and fraudulent documents in the estates.

Mom and Dad would be ashamed of your actions and your actions may in fact at this stage be viewed as criminal in nature and they certainly did not raise us in that manner. They would be shamed how you have acted since their passing, I know Dad was ashamed after Mom passed of your behavior then and now I think he would get out of the wall and slap you upside the head for what you are doing. What you are doing to my children from Josh's car to the attempt to abscond with their school trust funds and insurance funds, to missing investment funds, lost insurance trusts, missing beneficiaries, missing accounts and items from the estate to selling assets behind my and my children's counsel backs is horrific and you bring much shame upon our family and maim the image of both mom and dad and our family by violating that first commandment and others. I have no intention of meeting with you without criminal authorities present and/or judicial authorities in court. In the interim I cannot sign anything or authorize any distribution until these civil and criminal matters are wholly resolved as to do so would be to be participating in fraud, words of

caution to you to. In fact, these documents that were fraudulently submitted to the court are the documents alleged to have given those in charge their fiduciary powers. I am not getting into a letter writing campaign with you, you can make your points in court and feign ignorance there or with investigators and I suggest you should immediately turn over any information or knowledge you have regarding these crimes already admitted by Spallina & Tescher to investigators in the matters and fully confess any and all roles you may have played in this macabre scene you have created and continue to take part in.

I pray you have a good explanation for your actions and that is the best I can do for you now. I am glad to see after a year after dad's passing and just days after Spallina's admissions and his Notary Public confession to crimes, including but not limited to, Forgery, Fraud, Fraud on the Court, Mail and Wire Fraud and more, you are trying to contact me and not having further secreted meetings on how to move assets around me without my knowledge or consent. From this point forward however please have your counsel contact me if you have retained counsel for any of the conflicting roles you are assuming under presumed powers. Finally, I suggest you cancel any and all transactions made, including any sales or distribution of any kind and return all properties you or others have removed from the estates without my consent or knowledge in some cases. I know you are bitter that you were cut out of mom and dad's estates entirely, yet nothing can justify what you are doing with your new best friend Spallina to my family and the other beneficiaries at this point.

G-dbless you,

Eliot

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**From:** Ted Bernstein [mailto:tbernstein@lifeinsuranceconcepts.com]
**Sent:** Friday, August 30, 2013 7:42 PM
**To:** 'Eliot Bernstein'
**Cc:** Caroline Prochotska Rogers Esq.; Michele M. Mulrooney ~ Partner @ Venable LLP; Andrew R. Dietz @ Rock It Cargo USA; Pamela Beth Simon; Jill M. Iantoni; Jill M. Iantoni; Lisa; Lisa S. Friedstein; Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A.; Donald R. Tescher ~ Attorney at Law @ Tescher & Spallina, P.A.
**Subject:** RE: Bernstein Grandchildren's trusts

Eliot > I am not sure that I am following you. I do not understand how you arrive at the conclusions you have reached about criminal wrongdoing. Who is acting criminally and to what end? I honestly can not follow the path you are pursuing and what you are trying to achieve here. Maybe we should all get together to discuss the issues and you can shed light on who is acting improperly, what they should be doing to act properly, what you feel you have not received that you are entitled to receive, and why. I often find that much more gets accomplished when all the interested parties come together in one place. It is my understanding that you are representing yourself in these matters so you should be able to easily articulate your position. I know with certainty that all the interested parties here would like to put an end to the apparent confusion so that unnecessary time, effort and money can stop being wasted, money that will ultimately lessen the amount each beneficiary will receive. Please let me know if you would like me to arrange a meeting for all of us to meet.

I do not think that Mom and Dad wanted this to be the manner in which their assets were

distributed. I think they left very clear instruction through carefully planned documentation, created by very competent professionals. I have not seen anything to suggest the contrary but you should feel free to bring the information you have to a meeting where these things can be made aware to the appropriate people who have been charged with these responsibilities.

In the interim, please send me the bank account information that I will need in the event that distributions are made. Once you have given me that information, I will send you the release and refund agreement that I will require before I can make a distribution.

Ted

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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.; Michele M. Mulrooney ~ Partner @ Venable LLP; Andrew R. Dietz @ Rock It Cargo USA; Pamela Beth Simon; Jill M. Iantoni; Jill M. Iantoni; Lisa; Lisa S. Friedstein; Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A.; Donald R. Tescher ~ Attorney at Law @ Tescher & Spallina, P.A.
**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
Iviewit Holdings, Inc. – DL
2753 N.W. 34th St.

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