From:	Eliot Ivan Bernstein
To:	Captain Carol Gregg @ Palm Beach County Sheriff (greggc@pbso.org); Jean Francis @ Florida - State Attorney (15th Judicial Circuit) (jfrancis@sa15.org); Michael Rachel @ Florida - State Attorney (15th Judicial Circuit) (mrachel@sa15.state.fl.us); Michael Rachel (Mrachel@sa15.org)
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Bcc:	""tourcandy@gmail.com" (tourcandy@gmail.com)"; Eliot I. Bernstein, Inventor ~ Iviewit Technologies, Inc.; Undisclosed List; Pat Handley (svm231@aol.com); Patrick "Pat" Hanley (cpsvm@yahoo.com)
Subject:	Additional Information regarding Kimberly Moran Arrest
Date:	Wednesday, January 8, 2014 7:33:00 AM

Dear Captain Gregg, Jean Francis and Michael Rachel,

Please take the following correspondence as further information to add to my case file with your offices. I have copied below an important part of the transcript from a September 13, 2013 hearing before Judge Martin Colin upon his discovery of FRAUDULENT NOTARIZATIONS on six documents, filed for six separate parties, including one POST MORTEM for my father that were illegally deposited with his Court as part of a Fraud on the Court and Fraud on the Beneficiaries of my Mother's Estate. In the following hearing excerpt, at this stage in the hearing the Judge is not aware that signatures were FORGED by Moran and only thinks she has taken documents signed by the six parties, including my deceased father and just placed a Notary Stamp on them inappropriately as this is what Moran first claimed to the Governor Rick Scott's Notary Public Division in a sworn statement that the documents were identical to ones people signed and she just affixed a Notary Stamp.

> **17 THE COURT: Mr. Bernstein, I want you to**
> **18 understand something. Let's say you prove what**
> **19 seems perhaps to be easy, that Moran notarized**
> **20 your signature, your father's signature, other**
> **21 people's signatures <u>after you signed it</u>, and**
> **22 you signed it without the notary there and they**
> **23 signed it afterwards. That may be a wrongdoing**
> **24 on her part as far as her notary republic**
> **25 ability, <u>but the question is, unless someone</u>**
> **00060**
> **1 <u>claims and proves forgery, okay, forgery,</u>**
> **<u>2 proves forgery, the document will purport to be</u>**
> **3 <u>the document of the person who signs it</u>**

At this time in the hearing, nor at any time in the hearing, do Attorneys at Law, Tescher, Spallina and Mark Manceri or my brother Theodore, notify the Court that the documents have been FORGED by Moran. This despite the fact that Moran had already confessed to PBSO that she had FORGED the documents from whole cloth and in fact those were not our signatures, those were not documents we signed or ever even saw. Instead they proceeded through the hearing as if the documents were identical other than the notary stamp and continued the Fraud on the Court that Judge Colin had already warned them he had enough to read them their Miranda's on when he discovered that my deceased father was used while dead to continue serving documents on the Court for four months

as Personal Representative/Executor, including these six Waivers. In fact, Moran's story to the Florida Governor Rick Scott's Notary Public Division was that the documents were identical other than her stamp and she perjured herself in this sworn statement when she later stated to PBSO investigators that she had FORGED them, all of them, including one for my deceased father. As you can see from Judge Colin's statement in court the proving of Forgery is essential for it to invalidate the Waiver document, otherwise it may be construed as my signature that was improperly notarized. I think one of the first things to address therefore is if Moran should be charged with six counts of Forgery and six counts of Notary Fraud and if you want to reduce them later that would be your decision but to selectively prosecute the wrong crimes and not even charge her with the crime she committed is to do me and my deceased father injustice as Victims of Forgery and Fraud. In fact, I presented evidence to Det Miller that all of the Waiver's presented to the Court in my name appeared Fraudulent as on my original Waiver I had added handwritten notes to bottom of the page that stated I was only signing the Waiver because my father was under extreme emotional and physical duress due to the actions of my siblings and I did not want to kill him by delaying anything but that I was not signing the Waiver truthfully at the time as I was waiting for Attorneys at Law Spallina and Tescher to send me the information to make my Waiver statements true, including what my interests I would be waiving were. I never received those documents legally owed to me by Spallina and Tescher that they said would be sent in May 2012 and still have not received them, in violation of Probate Rules and Statutes. In the Court records I do not find that original Waiver with my handwritten notes at all, in either of the two attempts to posit the Waiver in my name with court that are on the docket, one Waiver was rejected by the Court for lack of notarization and one that attempted to replace that one was then FORGED and Fraudulently Notarized and both were supposedly a copy of my original but do not have my notes on them. I asked Det Miller to secure the original documents as part of his investigation and I am unclear if once he was aware of Fraud and Forgery by Moran and Tescher and Spallina he secured or subpoenaed any of the original documents to test the voracity of Ms. Moran's claims stated in the PBSO Report that appear taken at face value.

The fact that the Attorneys at Law who were "involved" in the crimes of Moran, as Spallina stated to Judge Colin in the hearing he was "involved" as the Attorney at Law, did not come forth with the truth in the hearing to Judge Colin and in fact continued to Fraud the Court and Beneficiaries is not only ethically impermissible but more criminal acts in concealing the Felony. As Attorneys at Law they must report crimes of Attorneys at Law to the proper authorities as stated in the Florida Bar Rules and here we have them further concealing the Forgery from the Judge and trying to pepper the Record of the Hearing with false statements to conceal their crimes. As for the Attorneys at Law, Tescher and Spallina, their separate and distinct crimes of using my deceased father's identity for four months to close the estate of my mother illegally and then continuing to Fraud the Court for there were many statements in the September 13, 2013 hearing and the October 28, 2013 Evidentiary Hearing that are further false official statements in official proceedings, committed by the Attorneys at Law, Spallina, Tescher and Mark Manceri and my brother Theodore. I have included information regarding those statements in my Motion @
www.iviewit.tv/20131010MotionCompelFreezeYouHavetheRighttoRemainSilent.pdf
Pages 89-156 Section "(II) MOTION TO FOLLOW UP ON SEPTEMBER 13, 2013 HEARING AND CLARIFY AND SET STRAIGHT THE RECORD - PERJURED STATEMENTS IN OFFICIAL HEARING"

The crimes committed by Attorneys at Law, Tescher, Spallina and Manceri in perpetrating a Fraud on the Court and Fraud on the Beneficiaries and my deceased father are too numerous to count but we now have admission of them, perjured statements, false official statements in official proceedings and more and it appears that these have been either wholly overlooked or selective prosecution has failed to even identify them or put them into the PBSO Report as either investigated or dismissed, in fact, despite the fact that Spallina, Tescher and Theodore et al. were complained of for these crimes and a host of other felony crimes appears nowhere in the PBSO records I have and yet Detective Miller's PBSO Report states he saw no evidence of other crimes other than those he presented for charges of Moran to the SA and in light of this Prima Facie evidence this would seem impossible. As I mentioned in my letter of January 07, 2013 to Captain Gregg and cc'd to State Attorneys, Jean Francis and Michael Rachel, this could be interpreted that he investigated these other crimes against other alleged suspects and found no evidence of wrongdoing against the others but as the report is vague and has no mention of anything but the Moran crimes it cannot be ascertained if he even investigated the multitude of other crimes reported to PBSO or other alleged suspects in those crimes and this is what I would like first straightened out to protect my due process and procedure rights and make sure this does not interfere with attempts to have all these crimes against others properly investigated and prosecuted in the future.

As there are ongoing civil actions alleging even more Fraud against Moran and Spallina and now new evidence leading to criminal reports of Grand Theft with PBSO and Insurance Fraud and Fraud on a Federal Court (see www.iviewit.tv/20131208MotionStrikePleadingAdamSimonForFraudOnCourt.pdf) and more filed in Federal Court, involving both Moran, Spallina, my brother Theodore and others, it would be premature to rush through with Moran when now she actually needs to be further questioned and investigated as to her involvement in all these other crimes and her admission of Forgery may prove useful in negotiating a more truthful statement from her, as she has already made three false statements in official proceedings and this leverage may get her to talk in efforts to reduce charges prior to any sentencing. In fact, changing her charges to six counts of Forgery and six counts of Fraudulently Notarizing Official Documents in Official Proceedings may make her talk more truthfully and then if that happens it may be appropriate to water down the charges for her cooperation in revealing her involvement in all of these crimes. But rushing to let her off the hook on charges that may or may not imply that she only affixed a fraudulent notarization to documents that people signed when that is factually incorrect may due grave injustice to me and interfere with my civil cases and as you can see, Judge Colin certainly finds a difference in the two crimes that is important to the case. I would agree that in a cooperative situation, if telling the whole truth and nothing but the truth and aiding the investigation of the more central conspirators of the larger crimes that Moran's charges should be watered down as she is only responsible for one facet of a much larger series of crimes that are alleged, although her crimes enabled many of the other crimes ongoing. She was not the main culprit complained about but seems to be the only one investigated and for only one small crime that I complained about and it is the least of the crimes committed and reported. Moran Conspired with others to commit these crimes despite her claim that she acted alone in a statement that is now factually false in comparison to other official and sworn statements she has made, making her statements wholly untrustworthy and perjurious. Moran is alleged to have conspired with others and was directed by her employer Tescher & Spallina, P.A. and Attorneys at Law Tescher and Spallina to Forge and Fraudulently Notarize the signatures to enable their other crimes and the crimes the Attorneys at Law committed must now all be investigated or

reinvestigated to determine what really happened and how it relates to the other crimes reported that all appear missing currently from the PBSO Report.

I hope this further explains my concerns with the PBSO report and SA charges against Moran alone and the need to properly investigate ALL the alleged crimes and perpetrators of those crimes as either investigated and dismissed or charged and why it is important to hold off on sentencing of Moran until these matters are resolved and the ongoing investigations and civil actions involving Moran are resolved. If you have any questions or need additional information please feel free to contact me. As the sentencing hearing is in two days, a prompt reply would be greatly appreciated.

Thank You,

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