

Eliot Ivan Bernstein

From: Alan Rose <ARose@mrachek-law.com>
Sent: Thursday, June 12, 2014 5:30 PM
To: Eliot Ivan Bernstein
Cc: Peter M. Feaman, Esq.; mkoskey@feamanlaw.com; William H. Glasko, Esq.; tmealy@gcprobatelaw.com; Robert Spallina, Esq.; Donald Tescher, Esq.; Benjamin P. Brown, Esq.; Imcdaniel@matbrolaw.com; John P. Morrissey; John Pankauski, Esq.; heather@pankauskilawfirm.com; Caroline Prochotska Rogers Esq.; Michele M. Mulrooney ~ Partner @ Venable LLP; Andrew R. Dietz @ Rock It Cargo USA; Marc R. Garber Esq. @ Flaster Greenberg P.C.; Marc R. Garber Esq. @ Flaster Greenberg P.C.; Marc R. Garber Esq.; tourcandy@gmail.com
Subject: Re: Bernstein/Simon & Shirley - ABR to Parties 06-12-14 re Draft N-Status Conf

There was a discussion outside of court today. I thought Ben Brown was sitting right there during the entire conversation, but I may be mistaken.

Tescher and Spallina's counsel indicated they were not noticed and are not available for this hearing, so they will move to continue it, it likely will be continued, and we will incur time and money doing that.

I suggested doing the status conference then, but would you consider using those two hours to do the PR motions which are more important.

That is a two hour block of time in mid July.

Also, once there is a PR that is the person to object or take the lead on objecting to Tescher and Spallinas fees, because the curator cannot do that. In my view it makes more sense to do the PR first and deal with everything else later that is only my view.

Please respond simply yes or no whether you think it is appropriate to switch the hearings and do the PR first. You might want to consult with Peter Feaman and Ben Brown first before answering to get their views

Alan B. Rose

On Jun 12, 2014, at 17:16, "Eliot Ivan Bernstein" <iviewit@iviewit.tv> wrote:

Again, I did not know you were trying to reschedule hearings of mine and I object.

From: Marie Chandler [<mailto:MChandler@mrachek-law.com>] **On Behalf Of** Alan Rose
Sent: Thursday, June 12, 2014 3:31 PM
To: Eliot I. Bernstein; Peter M. Feaman, Esq.; mkoskey@feamanlaw.com; William H. Glasko, Esq.; tmealy@gcprobatelaw.com; Robert Spallina, Esq.; Donald Tescher, Esq.; Benjamin P. Brown, Esq.; Imcdaniel@matbrolaw.com; John P. Morrissey; John Pankauski, Esq.; heather@pankauskilawfirm.com
Cc: Alan Rose
Subject: Bernstein/Simon & Shirley - ABR to Parties 06-12-14 re Draft N-Status Conf

(Dictated but not read prior to sending.)

Attached are the Notices of Status Conference we are going to submit to the Court. If you have any comments to the Notices, please let us know by noon on Friday, June 13, 2014.

Best wishes.

Alan

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