

## Eliot Ivan Bernstein

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**From:** Kevin Horan <KHoran@stamostrucco.com>  
**Sent:** Monday, February 2, 2015 5:33 PM  
**To:** Eliot Ivan Bernstein  
**Subject:** RE: Fwd: Estate of Bernstein: Joint Status Report  
**Attachments:** Joint Status Report.Agreed.pdf

Eliot,

I just saw that the attached Status Report was filed and served via ECF (our staff is much more efficient than I am, it seems). Attached is an un-stamped copy of the Report as agreed to by myself and Adam Simon. I will be sending courtesy copies of the attached, per the Court's standing orders, to Judge Blakey's chambers tomorrow. Please let me know if you'd like me to have your Status Report, once filed, delivered as well. In speaking with Adam this afternoon, he agreed to notice his Motion (for leave to file an Answer to our Complaint) for Tuesday the 17<sup>th</sup>.

Thank you for taking the time to speak with me this morning. I look forward to speaking with you in the future. In the meantime, should you have any questions or concerns, please feel free to contact me.

Best wishes,

Kevin

**Kevin P. Horan**  
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**From:** Eliot Ivan Bernstein [mailto:[iviewit@iviewit.tv](mailto:iviewit@iviewit.tv)]  
**Sent:** Monday, February 02, 2015 10:36 AM  
**To:** Kevin Horan  
**Subject:** RE: Fwd: Estate of Bernstein: Joint Status Report

Hi Kevin, I still have some concerns with the language and I think we can discuss first and then if you think necessary contact Adam or file separate responses. I am available now if you have a few minutes. eb

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**From:** Kevin Horan [mailto:KHoran@stamostrucco.com]  
**Sent:** Monday, February 2, 2015 10:35 AM  
**To:** Adam Simon  
**Cc:** Eliot Bernstein; James J. Stamos  
**Subject:** RE: Fwd: Estate of Bernstein: Joint Status Report

Gentlemen:

Please see the attached draft which, I hope, is a reasonable compromise of everyone's suggested language and revisions. I suggest we discuss the draft today via teleconference. I can be available to discuss anytime after 11:30 CST. If we cannot agree on the current version, I think we have to consider filing two reports, as suggested by Adam on Saturday.

Please review and let me know your thoughts and availability today.

Thanks,

Kevin

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**From:** Adam Simon [mailto:asimon21@att.net]  
**Sent:** Saturday, January 31, 2015 11:03 AM  
**To:** Adam Simon; Kevin Horan  
**Cc:** Eliot Bernstein; James J. Stamos  
**Subject:** Re: Fwd: Estate of Bernstein: Joint Status Report

Kevin and Eliot:

I have looked over the changes suggested by Eliot. With his suggested modifications, the joint status report does not comport with the Court's template or its Order regarding the content and length of the report.

Also, on behalf of my client, there is simply no way we could consent to 90% of Eliot's suggested modifications. At this point, I would suggest two options:

1) Kevin you can attempt to include, based on what Eliot provided, a brief summary of the nature of his claims and relief requested, and recirculate for all to approve and then we can submit a joint report in accordance with the Court's order; or

2) Eliminate all of Eliot's suggested modifications, and then Plaintiff's and the Estate of Simon Bernstein can file a joint report indicating we could not come to agreement with Eliot on the content, and then Eliot can file a separate report. I will reserve my client's rights to seek to strike the report if it contains much of the substance that is contained in these modifications.

I can think of no other options that would result in our compliance with Judge Blakey's order. Let me know your thoughts.

*Adam M. Simon*  
**The Simon Law Firm**  
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Chicago, IL 60601  
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On Saturday, January 31, 2015 10:04 AM, Kevin Horan <[KHoran@stamostrucco.com](mailto:KHoran@stamostrucco.com)> wrote:

Hi Adam,  
Eliot was concerned that his email earlier today were not getting through and/or are blocked by your email server. He wanted me to make sure you got his draft (attached).

Talk to you soon,  
Kevin

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: Eliot Ivan Bernstein <[iviewit@iviewit.tv](mailto:iviewit@iviewit.tv)>  
Date:01/31/2015 8:39 AM (GMT-06:00)  
To: Kevin Horan <[KHoran@stamostrucco.com](mailto:KHoran@stamostrucco.com)>, 'Adam Simon' <[asimon21@att.net](mailto:asimon21@att.net)>  
Cc: "James J. Stamos" <[JStamos@stamostrucco.com](mailto:JStamos@stamostrucco.com)>  
Subject: RE: Estate of Bernstein: Joint Status Report

Kevin et al.,

My comments are inserted and I think these are necessary corrections to the status and pertinent information for Judge Blakey to have in understanding the nature of the whole affair. Eliot

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**From:** Kevin Horan [<mailto:KHoran@stamostrucco.com>]  
**Sent:** Friday, January 30, 2015 12:07 PM  
**To:** Adam Simon; Eliot Ivan Bernstein  
**Cc:** James J. Stamos  
**Subject:** Estate of Bernstein: Joint Status Report

Adam and Eliot,

Attached please find a revised draft of the Joint Status Report, due to be filed on February 2, 2015. The current version reflects edits and revisions which were made and agreed upon by me and Adam this morning. Adam, if any of my revisions do not comport with your understanding of our earlier conversation, please let me know. Eliot, please review and respond with any suggested additions, deletions, or revisions.

Thanks in advance for your cooperation.

Best wishes,

Kevin

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