

Re: Review of Order

FAX

To:	Hon. Judge Martin H. Colin	From:	Eliot Bernstein
Fax:	(561) 274-1418	Pages:	17 Including Cover and Exhibits
Phone:	(561) 330-1750	Date:	2.26.2015
Re:	Case # 502014CP002815XXXXSB – Oppenheimer v. Bernstein Minor Children	CC:	See attached service list

Urgent For Review Please Comment Please Reply Please Recycle

Comments:

Please see the attached letter regarding a signed Order entered into on February 26, 2015 without review by all parties.

Thank You,

Eliot Bernstein
Pro Se
2753 N.W. 34th St.
Boca Raton, Florida 33434-3459
(561) 245.8588 (o)
(561) 886.7628 (c)
(561) 245-8644 (f)
iviewit@iviewit.tv

Re: Review of Order

From the desk of...

Eliot Ivan Bernstein
Direct Dial: (561) 245-8588 (o)
(561) 886-7628 (c)

Sent Via Email/Facsimile:

Thursday, February 26, 2015

The Honorable Judge Martin H. Colin
The 15th Judicial Circuit of Florida
200 W Atlantic Avenue
Delray Beach, Florida 33444
(561) 330-1750

RE: SIGNED ORDER DATED FEBRUARY 26, 2015

Dear Honorable Judge Colin,

On February 26, 2015 I received a signed Order from Your Honor for a hearing held on the same date. The problem was that I was never given a copy of a draft of the Order prior to your signing it to review and comment on as I was told would be the case when I left the Court. I left Court with the understanding that Mr. Lessne was going to send me a copy for review and comment if any and then send you a copy for signature.

Mr. Lessne gave me no opportunity to comment on the language he unilaterally put in the Order before presenting them to you for signature, thereby prejudicing the Order and misstating what the Court had stated in the hearings. In both instances I have asked for transcripts of his hearings but he has not had a court stenographer present to verify the voracity of his statements in the Orders and we appear to have heard different things, which is why a review of the Order he was drafting was essential.

I have complied with the Order in part today by submitting the name and number of three corporate successor trustee candidates for him to contact and find a new trustee to transfer trusteeship to and who will then have standing to act on behalf of the trusts. However, in the interim, Mr. Lessne's client, Oppenheimer Trust Company of New

Re: Review of Order

Jersey has no standing left in these matters as Trustee to make any pleadings forward as Trustee, as they have resigned as Trustee several months ago as is revealed in their initial pleading and again was confirmed by Lessne at the first hearing. As such, the Court Ordered in the first hearing that Oppenheimer was to file a final accounting and a Successor Trustee was to be found to handle any pleadings on behalf of the Trusts forward and the Court denied Oppenheimer's other motions as they failed to have standing. The Court accurately determined that if the new successor trustee wanted to file additional filings on behalf of the Trust as a bona fide Trustee it would be up to them.

At the hearing today, it was determined by the Court that Oppenheimer would have a chance to present their Motion to Strike my Court Ordered Accounting Objections and we agreed they could do that at my hearing already scheduled for March 17, 2015 and prior to my Objections being heard, which I agreed to, as I had already done when scheduling the hearing to hear both parties.

You then told Oppenheimer's counsel Lessne that he could file his other motions to be heard in the ordinary course and nothing was said about having his newly filed, without standing, motions to be heard prior to the Court Ordered accounting hearing I had to schedule. I object to the fact that the new Order slips language in stating that you claimed we would have to have Mr. Lessne's other pleadings heard first and had I been given a fair chance to review a draft of the Order prior to your signing, I would have objected to that language and this would have been brought to your attention to decide after hearing both parties.

After the hearing I saw Mr. Lessne in the hall and he did not motion me to come back to review any draft and thought he was sending me a copy for review and comment prior but I guess he must have turned around and then snuck this in unopposed Order and had you sign it without my knowledge or consent. I have put in the correspondences between Counter Defendant Mr. Lessne and Counter Defendant Mr. Alan B. Rose, Esq. who attended the hearing with Mr. Lessne today for your review. As Mr. Lessne is demanding hearing dates that I have no time for and can be heard after the Court Ordered

Re: Review of Order

accounting takes place, I feel that this Ex Parte Order needs to be modified to have those hearings heard after the accounting, as I agreed to do in Court today and as you stated in denying Mr. Lessne the ability to have those heard at my scheduled hearing. This Order forces me to schedule hearings and I feel I have been bamboozled again by Mr. Lessne and Mr. Rose.

Again, it is these sharp practices by Mr. Lessne and Mr. Rose, as with the Ex Parte Letter that led to the hearing today, that make everyone suffer these continuous attempts by Mr. Lessne to have these other motions (where he does not even have standing to file on behalf of the Trust), heard first. Finally, I am concerned that the Court is having an attorney and his client who have no legal standing as Trustee any longer, write these self-serving Orders for the Court where now twice my review and comments on the Orders has not been presented to the Court, making them Ex Parte in essence. The only standing Mr. Lessne and his client have left is as Counter Defendants in the matter and they did not file any of these new actions in that capacity and have not yet responded to the Stayed Counter Complaint they were served.

Please contact me as soon as possible to notify me of Your Decision and how to proceed or if I need to file a motion to have the Order reviewed or other procedure. Mr. Lessne again refuses to contact Your Honor regarding the problems he again has intentionally created, thereby causing more time and effort to be wasted for everyone and I apologize in advance for burdening you with this. Had Mr. Lessne given me a chance to review and comment on a proposed order first, before you signing, this could have been prevented.

Thursday, February 26, 2015

Respectfully Yours,

Re: Review of Order

Eliot Ivan Bernstein
2753 NW 34th St.
Boca Raton, FL. 33432
(561) 245-8588
iviewit@iviewit.tv
www.iviewit.tv
Pro Se

cmb/eib
cc: see attached service list:

SERVICE LIST

Robert L. Spallina, Esq., Tescher & Spallina, P.A. Wells Fargo Plaza 925 South Federal Hwy Suite 500 Boca Raton, Florida 33432 rspallina@tescherspallina.com kmoran@tescherspallina.com ddustin@tescherspallina.com	Ted Bernstein 880 Berkeley Boca Raton, FL 33487 tbernstein@lifeinsuranceconcepts.com	John J. Pankauski, Esq. Pankauski Law Firm PLLC 120 South Olive Avenue 7th Floor West Palm Beach, FL 33401 Pankauski Law Firm PLLC 120 South Olive Avenue 7th Floor West Palm Beach, FL 33401 courtfilings@pankauskilawfirm.com john@pankauskilawfirm.com
Donald Tescher, Esq., Tescher & Spallina, P.A. Wells Fargo Plaza 925 South Federal Hwy Suite 500 Boca Raton, Florida 33432 dtescher@tescherspallina.com ddustin@tescherspallina.com kmoran@tescherspallina.com	Ted Bernstein Life Insurance Concepts et al. 950 Peninsula Corporate Circle Suite 3010 Boca Raton, FL 33487 tbernstein@lifeinsuranceconcepts.com	Pamela Beth Simon 950 N. Michigan Avenue Apartment 2603 Chicago, IL 60611 psimon@stpcorp.com
TESCHER & SPALLINA, P.A. Wells Fargo Plaza 925 South Federal Hwy Suite 500 Boca Raton, Florida 33432 dtescher@tescherspallina.com ddustin@tescherspallina.com kmoran@tescherspallina.com	Alan B. Rose, Esq. PAGE, MRACHEK, FITZGERALD, ROSE, KONOPKA, THOMAS & WEISS, P.A. 505 South Flagler Drive, Suite 600 West Palm Beach, Florida 33401 arose@pm-law.com and arose@mrachek-law.com	Pamela Simon President STP Enterprises, Inc. 303 East Wacker Drive Suite 210 Chicago IL 60601-5210 psimon@stpcorp.com

Re: Review of Order

<p>Mark R. Manceri, Esq., and Mark R. Manceri, P.A., 2929 East Commercial Boulevard Suite 702 Fort Lauderdale, FL 33308 mrmlaw@comcast.net mrmlaw1@gmail.com</p>	<p>L. Louis Mrachek, Esq. PAGE, MRACHEK, FITZGERALD, ROSE, KONOPKA, THOMAS & WEISS, P.A. 505 South Flagler Drive, Suite 600 West Palm Beach, Florida 33401 lmrachek@mrachek-law.com</p>	<p>Charles D. Rubin Managing Partner Gutter Chaves Josepher Rubin Forman Fleisher Miller PA Boca Corporate Center 2101 NW Corporate Blvd., Suite 107 Boca Raton, FL 33431-7343 crubin@floridatax.com</p>
<p>Kimberly Moran Tescher & Spallina, P.A. Wells Fargo Plaza 925 South Federal Hwy Suite 500 Boca Raton, Florida 33432 kmoran@tescherspallina.com</p>	<p>Lindsay Baxley aka Lindsay Giles Life Insurance Concepts 950 Peninsula Corporate Circle Suite 3010 Boca Raton, FL 33487 lindsay@lifeinsuranceconcepts.com</p>	<p>Gerald R. Lewin CBIZ MHM, LLC 1675 N Military Trail Fifth Floor Boca Raton, FL 33486 jlewin@cbiz.com</p>
<p>Clair A. Rood, Jr. Senior Managing Director CBIZ Accounting, Tax & Advisory of Utah, LLC / CBIZ MHM, LLC 175 South West Temple, Suite 650 Salt Lake City, UT 84101 crood@cbiz.com</p>	<p>Joseph M Leccese Chairman of the Firm Proskauer Eleven Times Square New York, NY 10036 t: 212.969.3000 f: 212.969.2900 info@proskauer.com jleccese@proskauer.com</p>	<p>Albert Gortz, Esq. Proskauer Rose LLP One Boca Place 2255 Glades Road Suite 421 Atrium Boca Raton, FL 33431-7360 agortz@proskauer.com</p>
<p>Christopher Stroup Chairman of the Board of Directors and Chief Executive Officer Heritage Union A member of WiltonRe Group of Companies 187 Danbury Road Wilton, CT 06897 cstroup@wiltonre.com msarlitto@wiltonre.com</p>	<p>Estate of Simon Bernstein Personal Representative Brian M. O'Connell, Partner Ciklin Lubitz Martens & O'Connell 515 N Flagler Drive 20th Floor West Palm Beach, FL 33401 boconnell@ciklinlubitz.com jfoglietta@ciklinlubitz.com</p>	<p>Steven Lessne, Esq. Gray Robinson, PA 225 NE Mizner Blvd #500 Boca Raton, FL 33432 steven.lessne@gray-robinson.com</p>
<p>Byrd F. "Biff" Marshall, Jr. President & Managing Director Gray Robinson, PA 225 NE Mizner Blvd #500 Boca Raton, FL 33432 biff.marshall@gray-robinson.com</p>	<p>T&S Registered Agents, LLC Wells Fargo Plaza 925 South Federal Hwy Suite 500 Boca Raton, Florida 33432 rspallina@tescherspallina.com kmoran@tescherspallina.com ddustin@tescherspallina.com dtescher@tescherspallina.com</p>	<p>Chicago Title Land Trust Company 10 S. LaSalle Street, Suite 2750 Chicago, IL 60603 David Lanciotti, Exec Vice Pres and General Counsel David.Lanciotti@ctt.com</p>
<p>Lisa Friedstein 2142 Churchill Lane Highland Park, IL 60035 Lisa@friedsteins.com lisa.friedstein@gmail.com lisa@friedsteins.com</p>	<p>Jill Iantoni 2101 Magnolia Lane Highland Park, IL 60035 jilliantoni@gmail.com</p>	<p>Dennis McNamara Executive Vice President and General Counsel Oppenheimer & Co. Inc. Corporate Headquarters 125 Broad Street New York, NY 10004 800-221-5588 Dennis.mcnamara@opco.com info@opco.com</p>

Re: Review of Order

Hunt Worth, Esq. President Oppenheimer Trust Company of Delaware 405 Silverside Road Wilmington, DE 19809 302-792-3500 hunt.worth@opco.com	Dennis G. Bedley Chairman of the Board, Director and Chief Executive Officer Legacy Bank of Florida Glades Twin Plaza 2300 Glades Road Suite 120 West – Executive Office Boca Raton, FL 33431 info@legacybankfl.com DBedley@LegacyBankFL.com	Neil Wolfson President & Chief Executive Officer Wilmington Trust Company 1100 North Market Street Wilmington, DE 19890-0001 nwolfson@wilmingtontrust.com
Ralph S. Janvey Krage & Janvey, L.L.P. Federal Court Appointed Receiver Stanford Financial Group 2100 Ross Ave, Dallas, TX 75201 rjanvey@kjlpl.com	James Dimon Chairman of the Board and Chief Executive Officer JP Morgan Chase & CO. 270 Park Ave. New York, NY 10017-2070 Jamie.dimon@jpmchase.com	Janet Craig Oppenheimer Trust Company of Delaware 405 Silverside Road Wilmington, DE 19809 Janet.Craig@opco.com
William McCabe Oppenheimer & Co., Inc. 85 Broad St Fl 25 New York, NY 10004 William.McCabe@opco.com	HINSHAW & CULBERTSON LLP substituted as counsel of record for Defendants, Gerald R. Lewin, CPA and CBIZ, Inc., and relieving former counsel, the law firm of WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER, LLP	

ATTACHMENT 1

EX PARTE COURT ORDER DATED 2/26/2015

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA - CIRCUIT DIVISION PRODATE

CASE NO.: 502014CP002815

XXXXSB(11)

OPPENHEIMER TRUST COMPANY
Plaintiff(s) OF DELAWARE,

VS.

ELIOT AND CANDICE BERNSTEIN
Defendant(s)

ON STATUS CHECK
ORDER GRANTING/DENYING

THIS CAUSE came before the Court on a Status Check

and the Court having heard argument of counsel and being otherwise fully advised in the premises, it is

ORDERED and ADJUDGED that said motion be, and the same is hereby **GRANTED/DENIED**, as follows:

① By 2/27/15, the Bernsteins, as natural guardians, shall submit the name and number of 2 proposed successor corporate trustee to the Court and Oppenheimer's counsel.

② Oppenheimer shall set its pending Motions for hearing on the

DONE AND ORDERED in Chambers at West Palm Beach, Palm Beach County, Florida
this 26 day of Feb, 20 15.

Names and addresses of
copies furnished to:



Circuit Judge

Court's
UMC
prior to
3/17/15.

ATTACHMENT 2

**CORRESPONDENCES REGARDING EX PARTE ORDER SIGNED BETWEEN
STEVEN LESSNE, ESQ., ALAN ROSE, ESQ & ELIOT BERNSTEIN**

From: Eliot Ivan Bernstein [mailto:iviewit@iviewit.tv]

Sent: Thursday, February 26, 2015 2:25 PM

To: Steven A. Lessne Esq. @ Gunster, Yoakley & Stewart, P.A. (slessne@gunster.com)

Cc: Alan B. Rose Esq. (mchandler@mrachek-law.com); Alan B. Rose Esq. (arose@pm-law.com); Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com); Candice Bernstein (tourcandy@gmail.com); Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Eliot I. Bernstein (iviewit@iviewit.tv); Marc R. Garber Esq. (marcrgarber@gmail.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marc.garber@flastergreenberg.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcrgarber@verizon.net); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com)

Subject: Three Corporate Trustees as Ordered by the Court in the 2/26/15 hearing

Mr. Lessne,

Attached are the three names per the Court's Order today of potential corporate trustees we would like as Successor to your client Oppenheimer who has already resigned as alleged Successor Trustee abandoning the Trusts for several months now without having chosen a Successor first. Please copy Candice and I of all communications with any of these companies and copies of any documents tendered to them. Thanks

1. Principal Trust Company - 1.800.332.4015 option 2
2. Reliance Trust - 404.266.0663
3. The Private Trust Co. - (800) 877-7210, ext. 7990

Eliot I. Bernstein
Inventor

[remainder of footer omitted]

From: Eliot Ivan Bernstein [mailto:iviewit@iviewit.tv]

Sent: Thursday, February 26, 2015 2:34 PM

To: 'Lessne, Steven'; 'Eliot Ivan Bernstein'; 'Candice Bernstein'

Cc: 'Hoppel, Jenny'; Alan B. Rose Esq. (mchandler@mrachek-law.com); Alan B. Rose Esq. (arose@pm-law.com); Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com); Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Marc R. Garber Esq. (marcrgarber@gmail.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marc.garber@flastergreenberg.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcrgarber@verizon.net); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com)

Subject: RE: Oppenheimer v. Bernstein - order attached

In addition to my prior email sending you the name of the 3 trustee candidates, I just received this Order you had Judge Colin sign without giving me a chance to review and approve it first. I object to the Order as I heard Judge Colin state we would hear your motion to strike the accounting at my March 17, 2015 for the five minutes it will take to explain you have no standing as your client has resigned and he stated nothing about scheduling your other motions prior to the date. I would like the fact that I never saw a copy of this to review prior to his signing brought to Judge Colin's immediate attention to review and correct after acknowledging my remarks and comments to it. Once we have that cleared up for the other motions I will get some times that work but probably not until after the accounting hearing. I will be reporting your misconduct to the appropriate authorities for knowingly filing pleadings in a case where you and your client have no standing other than personally as a counter defendants in my counter complaint, due to your clients resignation as Trustee. It was my understanding from the first hearing where these ridiculous motions were DENIED that you would be submitting a final accounting and be done and a new trustee will handle any objections to the accounting or motions to strike or anything else, once you get one recruited.

If you are not planning on contacting Judge Colin and telling him that I never saw the order prior to signing and have it modified please let me know ASAP so I can inform him. If you plan on notifying him that I never saw the proposed Order prior to his signing and had no chance to object, please include this email with your submission. Did you get a transcript for today's status hearing you scheduled Ex Parte with Judge Colin's office, if so please send me a copy ASAP so we can evaluate the Order and if it was written accurately according to the Judge's statements at the hearing.

Thanks, Eliot

Eliot I. Bernstein
Inventor

[remainder of footer omitted]

From: Lessne, Steven [<mailto:SLessne@gunster.com>]
Sent: Thursday, February 26, 2015 1:40 PM
To: 'Eliot Ivan Bernstein'; 'iviewit@gmail.com'; Candice Bernstein
Cc: Hoppel, Jenny
Subject: Oppenheimer v. Bernstein - order attached
Importance: High

Mr. and Mrs. Bernstein:

Attached is the Order from today's hearing. When you provide the names of a proposed successor corporate trustee, please also provide the name and number of a contact person so we can answer any questions they may have regarding the trust or the proposed appointment.

With regard to Oppenheimer's pending motions, Judge Colin's motion calendar is suspended from 3/3 to 3/7. We can be heard on Tuesday or Thursday the following week (3/10 or 3/12). Please let me know your preference ASAP.

Thank you.



Steven A. Lessne | Shareholder
777 South Flagler Drive, Suite 500 East
West Palm Beach, Florida 33401
561-650-0545

450 East Las Olas Boulevard, Suite 1400
Fort Lauderdale, Florida 33301
954-468-1383

gunster.com | SLessne@gunster.com

From: Lessne, Steven [<mailto:SLessne@gunster.com>]
Sent: Thursday, February 26, 2015 2:33 PM
To: 'Eliot Ivan Bernstein'
Subject: RE: Three Corporate Trustees as Ordered by the Court in the 2/26/15 hearing

Who are the contact people at these companies?



Steven A. Lessne | Shareholder
777 South Flagler Drive, Suite 500 East
West Palm Beach, Florida 33401
561-650-0545

450 East Las Olas Boulevard, Suite 1400
Fort Lauderdale, Florida 33301
954-468-1383

gunster.com | SLessne@gunster.com

From: Eliot Ivan Bernstein [<mailto:iviewit@iviewit.tv>]
Sent: Thursday, February 26, 2015 2:40 PM
To: 'Lessne, Steven'; Alan B. Rose Esq. (mchandler@mrachek-law.com); Alan B. Rose Esq. (arose@pm-law.com)
Cc: Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com); Candice Bernstein (tourcandy@gmail.com); Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Eliot I. Bernstein (iviewit@iviewit.tv); Marc R. Garber Esq. (marcrgarber@gmail.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marc.garber@flastergreenberg.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcrgarber@verizon.net); Michele M. Mulrooney ~ Partner @ Venable LLP

(mmulrooney@Venable.com)

Subject: RE: Three Corporate Trustees as Ordered by the Court in the 2/26/15 hearing

I was instructed by the Court to give you three corporate trust company names, I have complied. You are the one responsible for contacting them and transferring trusteeship to them. Good luck finding someone! If I can be of further assistance let me know. Eliot

From: Lessne, Steven [<mailto:SLessne@gunster.com>]
Sent: Thursday, February 26, 2015 2:42 PM
To: 'Eliot Ivan Bernstein'
Cc: Hoppel, Jenny
Subject: RE: Oppenheimer v. Bernstein - order attached

Mr. Bernstein: Judge Colin asked for an order reflecting his ruling. You disappeared immediately after the hearing. I drafted the order, which accurately conveys his ruling. He read it and he signed it. I need dates that you are available for the motion calendar hearing or I will pick one of the two dates I proposed. If you object to a particular motion being heard at that hearing, you can raise your objection then or in any other manner you choose.



Steven A. Lessne | Shareholder
777 South Flagler Drive, Suite 500 East
West Palm Beach, Florida 33401
561-650-0545
450 East Las Olas Boulevard, Suite 1400
Fort Lauderdale, Florida 33301
954-468-1383
gunster.com | SLessne@gunster.com

From: Eliot Ivan Bernstein [<mailto:iviewit@iviewit.tv>]
Sent: Thursday, February 26, 2015 3:26 PM
To: 'Lessne, Steven'; Alan B. Rose Esq. (mchandler@mrachek-law.com); Alan B. Rose Esq. (arose@pm-law.com)
Cc: Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com); Candice Bernstein (tourcandy@gmail.com); Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Eliot I. Bernstein (iviewit@iviewit.tv); Marc R. Garber Esq. (marcrgarber@gmail.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marc.garber@flastergreenberg.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcrgarber@verizon.net); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com)
Subject: RE: Oppenheimer v. Bernstein - order attached

I will be contacting Judge Colin regarding the Ex Parte Order that I had no chance to review. I thought you said you were going to draft a copy and send for my review and then send it to Judge Colin for signature, nobody told me to stick around that you were doing it there and got my consent. In fact, I saw you in the hall after and you did not signal or say anything for me to come back as you were heading for the stairs. I will be notifying him of the problem I have with the Order and the hearings other than the Motion to Strike the Accounting being set prior to the Court Order hearing regarding my Objections, as he only allotted time before my hearing for your Motion to Strike. Your continued sharp practices will also be duly noted. Eliot

From: Alan Rose [<mailto:ARose@mrachek-law.com>]
Sent: Thursday, February 26, 2015 2:47 PM
To: Eliot Ivan Bernstein; Lessne, Steven
Cc: Hoppel, Jenny
Subject: RE: Oppenheimer v. Bernstein - order attached

As I was in attendance at the hearing, because other matters had been set. I did not see a court reporter.

I heard the Court instruct Mr. Lessne to set various matters for 845, including the motion to strike objections and other motions, before the March 17th hearing.

I have not seen the order, nor do I need to, but wanted to correct Mr. Eliot Bernstein's distortion of the record.

From: Eliot Ivan Bernstein [mailto:iviewit@iviewit.tv]

Sent: Thursday, February 26, 2015 3:53 PM

To: 'Alan Rose'; 'Lessne, Steven'; agortz@proskauer.com; Alan B. Rose Esq. (arose@pm-law.com); 'attorneys@matbrolaw.com'; 'bhenry@matbrolaw.com'; Brian M. O'Connell PA ~ Partner @ Ciklin Lubitz Martens & O'Connell (boconnell@ciklinlubitz.com); Byrd F. "Biff" Marshall Jr. ~ President & Managing Director @ Gray Robinson, PA (biff.marshall@gray-robinson.com); Charles D. Rubin ~ Managing Partner @ Gutter Chaves Josepher Rubin Forman Fleisher Miller PA (crubin@floridatx.com); Chris Stroup ~ Chairman of the Board of Directors and Chief Executive Officer @ Heritage Union Life / WiltonRe (cstroup@wiltonre.com); David Lanciotti ~ Executive Vice President and General Counsel @ LaSalle National Trust, NA / Chicago Title Land Trust Company (David.Lanciotti@ctt.com); 'ddustin@tescherspallina.com'; Dennis G. Bedley ~ Chairman of the Board, Director and Chief Executive Officer @ Legacy Bank of Florida (DBedley@LegacyBankFL.com); Dennis McNamara ~ Executive Vice President and General Counsel @ Oppenheimer & Co. Inc. (Dennis.mcnamara@opco.com); Donald R. Tescher ~ Attorney at Law @ Tescher & Spallina, P.A. (dtescher@tescherspallina.com); Gary R. Shendell (estella@shendellpollock.com); Gary R. Shendell (gary@shendellpollock.com); Gary R. Shendell (grs@shendellpollock.com); 'General Counsel at CBIZ MHM, LLC'; Gerald "Jerry" R. Lewin ~ Managing Director @ CBIZ MHM, LLC (jlewin@cbiz.com); Hunt Worth ~ President @ Oppenheimer Trust Company (Hunt.Worth@opco.com); James Dimon ~ Chairman of the Board and Chief Executive Officer @ JP Morgan Chase & CO. (Jamie.dimon@jpmchase.com); Janet Craig, CTFA ~ Senior Vice President & Compliance Officer @ Oppenheimer Trust Company (Janet.Craig@opco.com); Jill Iantoni; John J. Pankauski (courtfilings@pankauskilawfirm.com); John J. Pankauski (Michelle@Pankauskilawfirm.com); John P. Morrissey Esq. @ John P. Morrissey, P.A. (john@jpmorrisseylaw.com); 'john@pankauskilawfirm.com'; Joseph M. Leccese ~ Chairman of the Firm @ Proskauer Rose LLP (jleccese@proskauer.com); Kenneth S. Pollock (britt@shendellpollock.com); Kenneth S. Pollock (grs@shendellpollock.com); Kenneth S. Pollock (ken@shendellpollock.com); Kimberly Moran ~ Legal Assistant / Notary Public @ Tescher & Spallina, P.A. (kmoran@tescherspallina.com); L. Louis Mrachek Esq. @ PAGE, MRACHEK, FITZGERALD, ROSE, KONOPKA, THOMAS & WEISS, P.A. (lrmachek@mrachek-law.com); Lindsay Baxley aka Lindsay Giles @ Life Insurance Concepts (lindsay@lifeinsuranceconcepts.com); Lisa S. Friedstein (Lisa@friedsteins.com); Mark R. Manceri, Esquire @ Mark R. Manceri, P.A. (mrrmlaw@comcast.net); 'mrrmlaw1@gmail.com'; Neil Wolfson ~ President & Chief Executive Officer @ Wilmington Trust Company (nwolfson@wilmingtontrust.com); Pamela Beth Simon (psimon@stpcorp.com); Peter Feaman (mkoskey@feamanlaw.com); Peter Feaman, Esq. ~ Attorney at Law @ Peter M. Feaman, P.A. (pfeaman@feamanlaw.com); 'pmatwiczuk@matbrolaw.com'; Ralph S. Janvey ~ Federal Court Appointed Receiver @ Stanford Financial Group (rjanvey@kjllp.com); Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A. (rspallina@tescherspallina.com); 'service@feamanlaw.com'; Steven A. Lessne ~ Shareholder @ GrayRobinson, P.A. (steven.lessne@gray-robinson.com); Steven A. Lessne Esq. (eservice@gunster.com); Steven A. Lessne Esq. (jhoppel@gunster.com); William M. Pearson (wpearsonlaw@bellsouth.net); William McCabe Esq. @ Oppenheimer Trust Company (William.McCabe@opco.com)

Cc: 'Hoppel, Jenny'; Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com); Candice Bernstein (tourcandy@gmail.com); Caroline Prochotska Rogers Esq. (caroline@cp Rogers.com); Eliot I. Bernstein (iviewit@iviewit.tv); Marc R. Garber Esq. (marcgarber@gmail.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marc.garber@flastergreenberg.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcgarber@verizon.net); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com)

Subject: RE: Oppenheimer v. Bernstein - order attached

Alan, I welcome your reply as a Counter Defendant in this matter in support of the other Counter Defendant Mr. Lessne in these matters. I am sure you were attending the hearing as a Counter Defendant and your comments contained herein will also be viewed as such and sent to Judge Colin with my Objection to the Ex Parte Order. Further, Judge Colin asked at the hearing with only you and one person in the courtroom if other parties with other matters were present and only the woman replied. You also attended the initial hearing with your bedfellow Mr. Lessne at your side and have been working with him all along. Therefore, I assume you are now representing yourself pro se at this time as a Counter Defendant in the Counter Complaint in the case you have been served. As to what you claim to have heard, I heard different and that is why it was important to let me review the Order. Now we will let Judge Colin decide when I send my letter to him seeking instruction regarding the Ex Parte Order, it is a shame Mr. Lessne has failed again to have a record of his hearings, it would really save everyone a lot of time and trouble. Thanks, Eliot

From: Lessne, Steven [<mailto:SLessne@gunster.com>]
Sent: Thursday, February 26, 2015 3:28 PM
To: 'Eliot Ivan Bernstein'
Subject: RE: Oppenheimer v. Bernstein - order attached

I take it that you will not be providing me with dates. Therefore, I will be setting my motions for hearing on March 10.



Steven A. Lessne | Shareholder
777 South Flagler Drive, Suite 500 East
West Palm Beach, Florida 33401
561-650-0545
450 East Las Olas Boulevard, Suite 1400
Fort Lauderdale, Florida 33301
954-468-1383
gunster.com | SLessne@gunster.com

From: Eliot Ivan Bernstein [<mailto:iviewit@gmail.com>]
Sent: Thursday, February 26, 2015 4:12 PM
To: 'Lessne, Steven'; Alan B. Rose Esq. (arose@pm-law.com); Alan B. Rose Esq. (mchandler@mrachek-law.com)
Cc: agortz@proskauer.com; arose@mrachek-law.com; attorneys@matbrolaw.com; bhenry@matbrolaw.com; Brian M. O'Connell PA ~ Partner @ Ciklin Lubitz Martens & O'Connell (boconnell@ciklinlubitz.com); Byrd F. "Biff" Marshall Jr. ~ President & Managing Director @ Gray Robinson, PA (biff.marshall@gray-robinson.com); Charles D. Rubin ~ Managing Partner @ Gutter Chaves Josepher Rubin Forman Fleisher Miller PA (crubin@floridatax.com); Chris Stroup ~ Chairman of the Board of Directors and Chief Executive Officer @ Heritage Union Life / WiltonRe (cstroup@wiltonre.com); David Lanciotti ~ Executive Vice President and General Counsel @ LaSalle National Trust, NA / Chicago Title Land Trust Company (David.Lanciotti@ctt.com); ddustin@tescherspallina.com; Dennis G. Bedley ~ Chairman of the Board, Director and Chief Executive Officer @ Legacy Bank of Florida (DBedley@LegacyBankFL.com); Dennis McNamara ~ Executive Vice President and General Counsel @ Oppenheimer & Co. Inc. (Dennis.mcnamara@opco.com); Donald R. Tescher ~ Attorney at Law @ Tescher & Spallina, P.A. (dtescher@tescherspallina.com); Gary R. Shendell (estella@shendellpollock.com); Gary R. Shendell (gary@shendellpollock.com); Gary R. Shendell (grs@shendellpollock.com); 'General Counsel at CBIZ MHM, LLC'; Gerald "Jerry" R. Lewin ~ Managing Director @ CBIZ MHM, LLC (jlewin@cbiz.com); Hunt Worth ~ President @ Oppenheimer Trust Company (Hunt.Worth@opco.com); James Dimon ~ Chairman of the Board and Chief Executive Officer @ JP Morgan Chase & CO. (Jamie.dimon@jpmchase.com); Janet Craig, CTFA ~ Senior Vice President & Compliance Officer @ Oppenheimer Trust Company (Janet.Craig@opco.com); Jill Iantoni; John J. Pankauski (courtfilings@pankauskilawfirm.com); John J. Pankauski (Michelle@Pankauskilawfirm.com); John P. Morrissey Esq. @ John P. Morrissey, P.A. (John@jpmorrisseylaw.com); john@pankauskilawfirm.com; Joseph M Leccese ~ Chairman of the Firm @ Proskauer Rose LLP (jleccese@proskauer.com); Kenneth S. Pollock (britt@shendellpollock.com); Kenneth S. Pollock (grs@shendellpollock.com); Kenneth S. Pollock (ken@shendellpollock.com); Kimberly Moran ~ Legal Assistant / Notary Public @ Tescher & Spallina, P.A. (kmoran@tescherspallina.com); L. Louis Mrachek Esq. @ PAGE, MRACHEK, FITZGERALD, ROSE, KONOPKA, THOMAS & WEISS, P.A. (lmrachek@mrachek-law.com); Lindsay Baxley aka Lindsay Giles @ Life Insurance Concepts (lindsay@lifeinsuranceconcepts.com); Lisa S. Friedstein (Lisa@friedsteins.com); Mark R. Manceri, Esquire @ Mark R. Manceri, P.A. (mrmlaw@comcast.net); mrmlaw1@gmail.com; Neil Wolfson ~ President & Chief Executive Officer @ Wilmington Trust Company (nwolfson@wilmingtontrust.com); Pamela Beth Simon (psimon@stpcorp.com); Peter Feaman (mkoskey@feamanlaw.com); Peter Feaman, Esq. ~ Attorney at Law @ Peter M. Feaman, P.A. (pfeaman@feamanlaw.com); pmatwiczyk@matbrolaw.com; Ralph S. Janvey ~ Federal Court Appointed Receiver @ Stanford Financial Group (rjanvey@kjllp.com); Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A. (rspallina@tescherspallina.com); service@feamanlaw.com; Steven A. Lessne ~ Shareholder @ GrayRobinson, P.A. (steven.lessne@gray-robinson.com); Steven A. Lessne (Esq. (eservice@gunster.com); Steven A. Lessne Esq. (jhoppel@gunster.com); William M. Pearson (wpearsonlaw@bellsouth.net); William McCabe Esq. @ Oppenheimer Trust Company (William.McCabe@opco.com); Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com); Candice Bernstein (tourcandy@gmail.com); Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Eliot I. Bernstein (iviewit@iviewit.tv); Marc R. Garber Esq. (marcgarber@gmail.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marc.garber@flastergreenberg.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcrgarber@verizon.net); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com)
Subject: RE: Oppenheimer v. Bernstein - order attached

Again, I will be contacting Judge Colin tomorrow regarding the sharp practice in not providing me a draft of the Order to review, making it an Ex Parte Order and having him determine what to do next regarding the other hearing dates after reviewing our comments back and forth. I will file a motion to have the Oder vacated if necessary and we can have the hearing again, perhaps this time you will get a transcript. I will note to Judge Colin that you refuse to cooperate and contact him with my concerns and attempt to demand hearings. Eliot

From: Alan Rose [<mailto:ARose@mrachek-law.com>]

Sent: Thursday, February 26, 2015 4:13 PM

To: Eliot Ivan Bernstein

Cc: O'Connell, Brian M.; John P. Morrissey; Lessne, Steven; tbernstein@lifeinsuranceconcepts.com

Subject: RE: Oppenheimer v. Bernstein - order attached

Your view of the facts, once again, is inaccurate and distorted. It is not worth commenting further, and for the record, in the future everyone should simply assume that I disagree and dispute your view so that I do not need to respond each time.

From: Eliot Ivan Bernstein [<mailto:iviewit@gmail.com>]

Sent: Thursday, February 26, 2015 5:34 PM

To: 'Alan Rose'; Steven A. Lessne Esq. @ Gunster, Yoakley & Stewart, P.A. (slessne@gunster.com); Steven A. Lessne Esq. (jhoppel@gunster.com)

Cc: agortz@proskauer.com; Alan B. Rose Esq. (arose@pm-law.com); 'attorneys@matbrolaw.com'; 'bhenry@matbrolaw.com'; Brian M. O'Connell PA ~ Partner @ Ciklin Lubitz Martens & O'Connell (boconnell@ciklinlubitz.com); Byrd F. "Biff" Marshall Jr. ~ President & Managing Director @ Gray Robinson, PA (biff.marshall@gray-robinson.com); Charles D. Rubin ~ Managing Partner @ Gutter Chaves Josepher Rubin Forman Fleisher Miller PA (crubin@floridatx.com); Chris Stroup ~ Chairman of the Board of Directors and Chief Executive Officer @ Heritage Union Life / WiltonRe (cstroup@wiltonre.com); David Lanciotti ~ Executive Vice President and General Counsel @ LaSalle National Trust, NA / Chicago Title Land Trust Company (David.Lanciotti@ctt.com); 'ddustin@tescherspallina.com'; Dennis G. Bedley ~ Chairman of the Board, Director and Chief Executive Officer @ Legacy Bank of Florida (DBedley@LegacyBankFL.com); Dennis McNamara ~ Executive Vice President and General Counsel @ Oppenheimer & Co. Inc. (Dennis.mcnamara@opco.com); Donald R. Tescher ~ Attorney at Law @ Tescher & Spallina, P.A. (dtescher@tescherspallina.com); Gary R. Shendell (estella@shendellpollock.com); Gary R. Shendell (gary@shendellpollock.com); Gary R. Shendell (grs@shendellpollock.com); 'General Counsel at CBIZ MHM, LLC'; Gerald "Jerry" R. Lewin ~ Managing Director @ CBIZ MHM, LLC (jlewin@cbiz.com); Hunt Worth ~ President @ Oppenheimer Trust Company (Hunt.Worth@opco.com); James Dimon ~ Chairman of the Board and Chief Executive Officer @ JP Morgan Chase & CO. (Jamie.dimon@jpmchase.com); Janet Craig, CTF A ~ Senior Vice President & Compliance Officer @ Oppenheimer Trust Company (Janet.Craig@opco.com); Jill Iantoni; John J. Pankauski (courtfilings@pankauskilawfirm.com); John J. Pankauski (Michelle@Pankauskilawfirm.com); John P. Morrissey Esq. @ John P. Morrissey, P.A. (john@jpmorrisseylaw.com); 'john@pankauskilawfirm.com'; Joseph M Leccese ~ Chairman of the Firm @ Proskauer Rose LLP (jleccese@proskauer.com); Kenneth S. Pollock (britt@shendellpollock.com); Kenneth S. Pollock (grs@shendellpollock.com); Kenneth S. Pollock (ken@shendellpollock.com); Kimberly Moran ~ Legal Assistant / Notary Public @ Tescher & Spallina, P.A. (kmoran@tescherspallina.com); L. Louis Mrachek Esq. @ PAGE, MRACHEK, FITZGERALD, ROSE, KONOPKA, THOMAS & WEISS, P.A. (lmrachek@mrachek-law.com); Lindsay Baxley aka Lindsay Giles @ Life Insurance Concepts (lindsay@lifeinsuranceconcepts.com); Lisa S. Friedstein (Lisa@friedsteins.com); Mark R. Manceri, Esquire @ Mark R. Manceri, P.A. (mrmlaw@comcast.net); 'mrmlaw1@gmail.com'; Neil Wolfson ~ President & Chief Executive Officer @ Wilmington Trust Company (nwolfson@wilmingtontrust.com); Pamela Beth Simon (psimon@stpcorp.com); Peter Feaman (mkoskey@feamanlaw.com); Peter Feaman, Esq. ~ Attorney at Law @ Peter M. Feaman, P.A. (pfeaman@feamanlaw.com); 'pmatwiczzyk@matbrolaw.com'; Ralph S. Janvey ~ Federal Court Appointed Receiver @ Stanford Financial Group (rjanvey@kjllp.com); Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A. (rspallina@tescherspallina.com); 'service@feamanlaw.com'; Steven A. Lessne ~ Shareholder @ GrayRobinson, P.A. (steven.lessne@gray-robinson.com); Steven A. Lessne Esq. (eservice@gunster.com); William M. Pearson (wpearsonlaw@bellsouth.net); William McCabe Esq. @ Oppenheimer Trust Company (William.McCabe@opco.com); Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com); Candice Bernstein (tourcandy@gmail.com); Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Eliot I. Bernstein (iviewit@iviewit.tv); Marc R. Garber Esq. (marcrgarber@gmail.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marc.garber@flastergreenberg.com); Marc R. Garber Esq. @ Flaster Greenberg P.C.

(marcgarber@verizon.net); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com)
Subject: RE: Oppenheimer v. Bernstein - order attached

I am not sure why you have chosen to respond to people not involved in this case and in what capacity are you responding in for the "record." I again presume you are responding in the only capacity you have, which is as a served Counter Defendant. LMK – Eliot

From: Lessne, Steven [mailto:SLessne@gunster.com]
Sent: Thursday, February 26, 2015 4:19 PM
To: 'Eliot Ivan Bernstein'
Subject: RE: Oppenheimer v. Bernstein - order attached

Mr. Bernstein: You are free to bring your "concerns" to the Court's attention. You are also free to order a court reporter and a transcript for any hearings you choose. I'll not communicate further with you regarding this issue.