

Eliot Ivan Bernstein

From: Eliot Ivan Bernstein <iviewit@iviewit.tv>
Sent: Thursday, January 14, 2016 3:30 PM
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Subject: UPDATE AND ATTACHMENT RE: Proposed Order and Scheduling of Evidentiary Hearing
Attachments: 20160114 Seecharan Letter Regarding procedure.pdf

Tracking:

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Deborah Bernstein

Read: 1/14/2016 5:31 PM

Mr. Rose:

In regard to providing a reason why the first date was not good for me, as you are aware, I filed a Notice of Unavailability for January 2016 and have already had to cancel medical appointments based upon your last two sudden and unexpected filings for hearings during this blackout period I requested.

I have attached a statement from my Dentist in this regard and that my recovery will be 2-3 weeks after the procedure which was rescheduled for next week. As I had to reschedule the procedure to deal with your improperly scheduled hearings and suffer for the last weeks from this sharp practice while ignoring my filed unavailability pleading and further ignoring my medical condition you were made aware of, it will take me similarly two to three weeks to recover from my appointment next week which would make the first date undoable to get prepared, etc. I have agreed to the second date at this time for this purpose but will let you know if anything changes in my recovery during that time. Eliot

Mr. Rose,

As you are and should be aware, to the extent any Order of Judge Colin is valid and remains in effect, the *law of the case* by Judge Colin's Orders has upheld my Standing in both Shirley and Simon and Denied your client Ted Bernstein in this regard and further that you are aware and were aware of the Outstanding Order of Production of Judge Colin that was never complied with at the time you mislead Judge Phillips' Court and moved in Shirley on Sept. 15, 2015.

For these reasons and more, I Object to the entirety of the Proposed Order and will be submitting my own Proposed Order by tomorrow, as I mentioned on the record today I am heavily medicated due to a dental problem.

Absent some Medical or other Emergency, the Date February 25 at 3:15pm does work, however, 1 hour is Insufficient, I think it should be at least one full working day and thus I object to the time being limited to one hour. Also, you are not properly serving notice to all parties, including all of the Counter Defendants.

Thank you.

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

Sent: Thursday, January 14, 2016 12:12 PM

To: Eliot Ivan Bernstein

Cc: Brian M. O'Connell PA ~ Partner @ Ciklin Lubitz Martens & O'Connell ; Donald R. Tescher ~ Attorney at Law @ Tescher & Spallina, P.A.; Gary R. Shendell; John J. Pankauski; John P. Morrissey Esq. @ John P. Morrissey, P.A. ; Kenneth S. Pollock; Kenneth S. Pollock; Kenneth S. Pollock; Lisa S. Friedstein; Pamela Beth Simon; Peter Feaman; Peter Feaman, Esq. ~ Attorney at Law @ Peter M. Feaman, P.A.; Steven A. Lessne ~ Shareholder @ GrayRobinson, P.A. ; Steven A. Lessne Esq.; Steven A. Lessne Esq.; Steven A. Lessne Esq. @ Gunster, Yoakley & Stewart, P.A.; Jill Iantoni; Pamela Beth Simon; Joielle A. Foglietta, Esq.

Subject: Proposed Order and Scheduling of Evidentiary Hearing

Mr. Bernstein:

Attached is a proposed Order. I understand you disagree with and object to the Court's ruling, but the form of the Order is consistent with the Court's ruling and will be submitted by 3 pm today. If you have any comments on the form of the Order please advise by then. If you disagree, we will submit the Order and advise the Court that you did not agree to the form of the Order.

We have been given a date for the evidentiary hearing. The Court offered us **February 17, 2016, at 2:30 pm, for 1 hour**. Please advise by close of business today if you are unavailable that date and explain why you are unavailable with some back up proof (i.e. what you have already scheduled that prevents you from attending the hearing).

The alternate date is **February 25th at 315 pm, also for 1 hour.**

Please advise on both issues as soon as you can, but within the time periods set forth above.

Thanks

Alan Rose

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Ronik Seecharan, D.M.D., P.A.

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Send to: Eliot Bernstein	From: Sylvia
Attention: Eliot	Date: 01/14/2016
561-245-8588	Re:

- Urgent
- Reply ASAP
- Please comment
- Please review
- For your information

Total pages, including cover: 2

Comments:

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RONIK S. SEECHARAN**RS****D.M.D., P.A.***Practice limited to Prosthodontics*

November 3, 2015

To whom it may concern;

This is a formal statement regarding patient Elliott Bernstein. Mr. Bernstein is currently an active patient of the practice and has ongoing dental treatment. He suffers from transient TMD (temporo mandibular dysfunction) for approximately 2-3 weeks after treatment; he experiences effects from his TMD, especially after cementation of lower arch temporaries.

Patient was dispensed 20 Vicodin 6s 7.5/300 on 12/29/15 and was scheduled an appointment January 4th, 2016; however, subsequently he has rescheduled this appointment.

Should you have any further questions, please do not hesitate to contact me.

Sincerely,


Dr. Ron Seecharan