

Eliot Ivan Bernstein

From: Alan Rose <ARose@mrachek-law.com>
Sent: Tuesday, August 9, 2016 2:37 PM
To: 'iviewit@iviewit.tv'; 'Eliot Ivan Bernstein'; 'Eliot Ivan Bernstein'; 'tourcandy@gmail.com'
Cc: 'Ted Bernstein (tbernstein@lifeinsuranceconcepts.com)'
Subject: Release of Saint Andrews School transcripts

PERSONAL AND CONFIDENTIAL

Dear Mr. and Mrs. Bernstein:

We have heard recently that some people were told or believe that your oldest son is unable to attend college because Saint Andrews School will not release his transcripts. We find that hard to believe, because we would have expected someone could explain to the school that the tuition was being paid for by the students' grandparents, who died suddenly and without making any provision for payment of the tuition, and that the parents could not afford to continue the education. We cannot believe that a private school such as Saint Andrews would prevent one of Simon's grandchildren from attending college, at least if the situation is properly explained to them. That would seem to show disregard for students, who cannot be responsible for the failure of their grandparents or in most cases parents to pay the tuition. And, if the school allowed the students to attend classes long after the payments stopped, that should be the school's loss, not the students. Further, it would seem possible to seek a court order to permit payments from your sons' trusts to the school to retrieve the transcripts, so long as the Court and the Guardian approved, should you wish to negotiate a discounted payment or other resolution with the school. (I realize that you chose to pull your kids from the school, as the Court had approved making payments from your children's share of the trust inheritance to the school, but you refused to accept the payments. I do not know if this is a problem, or if it is related to your refusal to comply with the prior Court's ruling, but no one would expect the school to withhold your son's transcripts due to your financial inability to make payments.)

Perhaps lawyers working on the estate/trust matters or even the Guardian ad Litem appointed by the Court would be able to resolve this or negotiate a resolution. Again, we have no direct knowledge of this, and this may all be a misunderstanding, so feel free to disregard this if that is the case. But if it is truly holding back your son, the Trustee urges you to seek help from the Court; persons with experience in private schooling education issues (perhaps Mrs. Stansbury who worked in the administration of a competing private school in Boca); or the parties to the estate and trust litigation, including the Trustee, who may be of assistance to you. Again, if this is true, your brother, as has been the case every day since his appointment as Trustee, stands ready to assist his nephews as your parents would have wanted him to, and either he as trustee or the guardian, or someone else, would be able to help and do what is in the best interests of your children.

Sincerely,

Alan B. Rose, Esq.
arose@Mrachek-Law.com
561.355.6991



505 South Flagler Drive
Suite 600
West Palm Beach, Florida 33401
561.655.2250 Phone
561.655.5537 Fax

CONFIDENTIALITY NOTE: THE INFORMATION CONTAINED IN THIS TRANSMISSION IS LEGALLY PRIVILEGED AND CONFIDENTIAL, INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU RECEIVE A COPY OF THIS COMMUNICATION IN ERROR, PLEASE **IMMEDIATELY** (1) REPLY BY E-MAIL TO US, AND (2) DELETE THIS MESSAGE.

TAX DISCLOSURE NOTE: To ensure compliance with requirements imposed by the Internal Revenue Service (Circular 230), we inform and advise you that any tax advice contained in this communication (including any attachments), unless otherwise specifically stated, was not intended or written to be used, and cannot be used, by any taxpayer for the purpose of (1) avoiding penalties that may be imposed under the Internal Revenue Code or (2) promoting, marketing or recommending to another party any transactions or matters addressed herein.

If there any documents attached to this email with the suffix .pdf, those documents are in Adobe PDF format, If you have difficulty viewing these attachments, you may need to download the free version of Adobe Acrobat Reader, available at: <http://www.adobe.com>