

Eliot Ivan Bernstein

From: [Peter M. Feaman](mailto:pfeaman@feamanlaw.com) <pfeaman@feamanlaw.com>
Sent: Tuesday, August 5, 2014 10:42 AM
To: [Alan Rose](#)
Cc: William Stansbury
Subject: RE: Eliot's Demand

By the way, what about the Shirley Bernstein Trust?
We know The Aragon Condominium Unit was sold which netted over \$1,000,000.

Where is that money?

This is an expense that the trusts clearly should pay.

My client tells me there are numerous witnesses who know that it was Simon's intent to provide for the St. Andrews schooling for Eliot's children.

Heck, the house he bought for Eliot is within walking distance of the school!

Whatever differences there are between Ted and Eliot, the grandkids should not be used as pawns. There is money to pay for the grandchildren's education. Stop playing games and get this done.

At the end of the day, an adjustment can be made if necessary, but stop putting the kids in the middle.

Peter M. Feaman

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

Sent: Tuesday, August 5, 2014 10:05 AM

To: Peter M. Feaman

Subject: Re: Eliot's Demand

My question is much simpler than that. Would Mr. Stansberry ever consent to Elliot receiving an interim distribution without there being sufficient assets to pay Mr. Stansberry's claim in full. In other words, would he agreed to a preferential distribution to Elliot that could potentially diminish or defeat his ability to collect on a claim, if he is successful

Alan B. Rose

On Aug 5, 2014, at 9:53, "Peter M. Feaman" <pfeaman@feamanlaw.com> wrote:

Until Mr. Stansbury sees an accounting of trust assets, he is not in a position to make a decision on the request.

Can you send me a trust accounting?

Peter M. Feaman

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NOTE THAT NO ONE HAS EVER BEEN GIVEN A TRUST ACCOUNTING TWO YEARS AFTER SIMON HAS DIED AND EVEN AFTER THE TRUSTEES WERE TERMINATED AND TED ALLEGES HE BECAME SUCCESSOR IN JAN. 2014 IN VIOLATION OF PROBATE RULES AND STATUTES.

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

Sent: Tuesday, August 5, 2014 9:02 AM

To: Peter M. Feaman

Subject: Eliot's Demand

Eliot has demanded an interim payment from the Simon Bernstein Trust or Estate.

Based upon the facts as I understand them, there is not more that enough money in the Estate or Trust than the amount of the claim by Mr. Stansbury, and indeed, it appears that there is substantially less than needed to do so should Mr. Stansbury prevail.

Absent Mr. Stansbury's consent to an interim distribution to Eliot, there is no point in anyone (including the new successor PR) considering the request as from the assets of Simon's Trust or Estate.

Please advise asap if Mr. Stansbury would consent to a payment of +/- \$125,000 to St. Andrews School for Eliot's children's three private school tuitions.

Thanks

Alan B. Rose, Esq.

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<image001.jpg>

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