From:	Eliot Ivan Bernstein
To:	Detective Andrew Panzer @ Palm Beach County Sheriff (PanzerA@pbso.org)
Subject:	Bernstein Estate Cases
Date:	Tuesday, February 3, 2015 2:18:00 AM
Attachments:	20141216 Attorney Peter Feaman Letter to Attorney Personal Representative Brian O"Connell re Ted and Alan Conflicts.pdf

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Dear Detective Panzer,

The attached below email communication is between the Creditor, William Stansbury's attorney, Mr. Peter Feaman, Esq. and the newly appointed Personal Representative, Brian O'Connell, Esq., regarding continued misconduct between my brother Ted who alleges to be a fiduciary and his new counsel, Alan B. Rose, Esq. As you may recall, my brothers former counsel and fiduciaries for the Estate and Trusts of my father, Robert L. Spallina, Esq. and Donald R. Tescher's law firm was involved in the Forgery of my deceased father and others names on dispositive documents, fraudulent notarizations and admitted fraudulent altercation of trust documents and were removed by the Court as fiduciaries and counsel to the Bernstein family entirely.

My brother then hired Mr. Rose to replace Spallina and Tescher and continue the pattern and practice of fraud and attorney/fiduciary misconduct in efforts to continue the frauds and attempt to cover up for Tescher and Spallina while acting as an alleged fiduciary. The dialogue below between attorneys at law involved in the case shows that this pattern of attorney/fiduciary misconduct, which has criminal elements to it as well, continues currently. Please add this email below and attached as a PDF to my open case files with your offices.

I have also finished a thorough review of Detective Miller's supplemental report and there are a multitude of issues with the claims made by Spallina, Ted and Rose to your officers that raise further serious concerns of criminal misconduct and possible perjured statements to investigators, I would like to schedule some time to go through those when you get caught up with the past stuff.

Thank you again, Eliot

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Subject: Bernstein Estate
Date: Tue, 16 Dec 2014 15:57:54 -0500
From: pfeaman@feamanlaw.com
To: boconnell@ciklinlubitz.com
CC: jroyer@feamanlaw.com

Brian,
When you and I spoke last week you indicated that you were in favor of the settlement that Mr. Stansbury had signed and sent to you for signature.
You indicated that you had to work out funding with the trust.
Meanwhile, the Life insurance litigation in Chicago is moving forward.
Our attorneys are taking a deposition in Chicago the week after New Years of "Scooter"

Bernstein, I think.
They also want to depose Ted Bernstein and Robert Spallina in early January as well.
I offered my office as a locale for those depositions.

Deposing Ted Bernstein in the Chicago action poses some serious conflict of interest issues for Ted Bernstein and ethical issues for Mr. Rose as the Florida attorney for Mr. Ted Bernstein.

He is being deposed as a party Plaintiff in the Chicago action, the purpose of which is to direct $1.7 million in life insurance to the 5 adult children of Simon Bernstein away from the Bernstein estate.
Yet Mr. Rose represents Ted Bernstein as Successor Trustee to the Simon Bernstein Trust, the beneficiaries of which are the GRANDCHILDREN OF Simon Bernstein, and the Trust is the beneficiary of the Simon Estate which is directly opposed to the position of Ted Bernstein as Plaintiff in the Chicago Life Insurance litigation.

Just as Ted Bernstein cannot wear both hats, it seems that Alan Rose cannot represent a client so conflicted.

Further, it would seem to me that the estate (you as Personal Representative) has an absolute duty to demand Ted's resignation as Successor Trustee, as his continued role as such imperils the interests of the grandchildren, to whom you owe a fiduciary duty as the Personal Representative.

The bottom line is that the more this drags on, the worse it is going to get for all concerned.

At some point, respectfully, I think you are going to have to take the bull by the horns and 1.) demand that Ted Bernstein resign as Successor Trustee and 2.) Take an active role in directing the attorneys in Chicago to push the case in order to bring it to a successful resolution on behalf of the estate, either by settlement or trial. This means taking over the responsibility for the litigation from Mr. Stansbury in light of the favorable position that the Estate is now in as a result of Mr. Stansbury 's efforts.

I welcome your thoughts on this.

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