**PALM BEACH COUNTY SHERIFF REPORTS**

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ai::,.... ... J -

CASE NO. 14029489

911!

P A. L M E A H C 0 U N T Y S H E R I F F' S 0 F F I C E PAGE 1

0 F F E N S E R E P 0 R 'l' CASJ:: NO. 140:29489

DISPOSITION; ZULU

DIVISION: DETECTIVE

ECONOMIC CRn!E:S \* *tr* r

SIGNAL CODE; 14 CRIMi: COOS: NaN CB.J;ME CODE: OT CODE: 9546 01/23/14 HO'.RS'OhY

ZONE! HR (;RID: DEPUTY I.D.: 7704 NAMm : M'tLLE:R R"!AN ASSIS'.J:: TIME D 1020 A 10.20 C 1021

OCCURRED BETWEEN nhTE; 12/01/12 , 0000 HOURS AND DA'l'E: 01/31/13 , 0000 HOURS

EXCEP'IJ:ON '.l:n'E ;

;I;NCJD OCATION: 4855 CiiNOLCGY

CIT: BCX!A RA'.J:ON

W:C APT. NO.; 700

SATil: FL ZIP: 33431

NO. OFFENSES: 00 NO. Oli'i'ElmERS; 'OK NO . VEHICLES STOLEN: 0 :t<O. PREl>;!ISES ENTERED: 0 LOCA'I:IOli: OTHER

NO . VIC'I'IMS; 00 NO. AIIJW:S'l'li:D: 0 FORCED ;BNTRY : 0

NAMll: LIS'.J::

:ROLE:

O'rHER  'OO:EI : 12/02/1935

$:E'.X M RACE: W :El!!': 506 W'I': 180 HR: GP.AY EYE; BROWN

srn:E.Ntt:ti.L .AI:lDSS: 7020 LIONStlF.AD LA EOCA RATON Fl. 33496

SVSINESS HON.Ii.: S61 000-0000

OTHER SHIRLEY BZSTEIN DOS.; 06/29/1939 S:mt; F AACE'. W H:T 502 WT! 102 KR: BLOND EYE BLUE

REIDENTIAL ADDRESS: 7020 LIONSHEAD ru'.I 20CA RATON Flo 33496

EUS:tNESS PHONE: 561 000-0000

H PHQJn::: S6l 000-0000

H PH:561 000-0000

C::CMPLAINANT R.OBP:RT L Sl?AI.LmA

DOB: 06/09/1965

sx: M RA.CE; *w* g : Sll WT: 175 KR: BLACK EYE: 'M.OOM

RESIDENTIAL ADDRESS : 7387 i;.rrsTEicrA AV SUSINESS PHONE; 501 ooo oooo

:!?Aru\LAND :5'I. 33076 Hori;:E aONE:561 97-7008

OTHER ALAN B RO.SE :OOB; 10/23/1965

SliiX: M RACE W H'l': 50 : 110 HR: ;BROWN E'Il::

R::SIDENTiliL AJ:>O $S: 21145 0Bb.1C'ND C OCA ON FL 3333 HOME PHONE';S6l 000-0000

EV$INE$$ ADD:RESS: 505 S\_ FI.AGLER nR., STE. *600 r* Wii , FL 33401 BUSINESS PHONE:561 JSS-6991

OTHER. 'l'ED BElW"STlilIN DQJ;I: OB/27/1959

si:.:x: M FAC : w }iT: 0 WT : 0 HR: tlNl\NOWN EYE: ummow

RESIDENTIAL ADD SS: 8QO BERKELEY ST BOCA 'RATON )1;l. 33464 SOME PHON£:561 213-2322

BUSINESS PHOl>m: 56l 96$-6984

ON 01/21/13 AT 1:AS PM I MET WITH ROBERT SPALLINA AND BIS A'l'l'ORN:: DAVIP ROTH. SGT . DAVID GROOVilR WAS .llLSO I'";!;WS DORING THE INTERVIEW. WE MET A.T



CASE NO. 14029489

E' A. *L* M a E A C: Ji C o u N T Y S B: E R I *?* F' S 0 F E" I C E AGE *Z*

0 i' i' E N S E R E *'I}* 0 R ';L' CASE NO. 140.294a-9

DIS&OSITION; ZULU

'l'fil: FALM SUCH COUNT!" SaERIIT 'S OITXC:E , DISTRICT l CONFERENCE ROO'.i1 WHICH

;i:s LOCA'r'!;";'O Af' 322B GTlN C::LUS Ro.An 1 WEST PALM BEACH , *PL .* ROOERT SE'.IU.LII'IA

STATED THAT HE AND HIS PAR'l'Ni:R , DONl\LD 'l'ESClmi:R 1 li.lE'l? Sll(0N AND $S:I:RI..EY

Illi:!WS'J:']!J:N IN 2007 \_ SAlO T!iA. IN 2008 THE Bl!.mfSTEllPS CAME TO THE

TESCHNER. AND SPALLINA Fll\M. HE SA.ID THAT THli:Y (THE ATTOX 'S Olf l:'IC) C;REATED WILLS AND TRVSTS roR IIOTH SIMON 1>lm SBJ;RLEY JN 2008 1 AMONG O'rEE:R PLANNING \_

$PALL 'NA TOLD us TRAT S:IMON HAD m:EN m THE INSURANCE. :SUSIN.lilSS i' 4.0 s.

HE SAID THAT 'lHE S'OSJEC'l' Of' T;H;E: ;i:';I:RST NEETINGS WAS THE SALE OF THE INSURANC ettsrss .omm THE ROAD ' AS WELL AS MOVING AROUND SOME STOCKS.

SPALLnfA STAl':ii,;D THE CONVERSZl.T:rONS WITS SIMON AND THE THOUGff.T :P:ROCESS WAS THAT ONCE SIM.ON SOLD THE 1NS'tl'RANC:E BUSINESS HE OWNED , ALL 'lP.E FAMILY WOULD BENEFIT FROM IT (FINANCIALLY) • HE; S,UD TRE E\JSINESS WAS NE'ltt SOLD 1 B A LOT OF

PLAIDITNG AND PnPMAirION Wi.S DONE FOR IT! TO INCLUDE SETTmG UP A FLORIDA

LD!I'!"ED 'E'AI\TNE1\3HII? AND A Dli:I.A ASSET E'ROTECTION TROST . SPALLINA S'.rATED 'laA SIMON ilAS .ALWAY$ CON'CEP.NED WITH CREDITOR PROTEC'I!ION. HE SAID 'l'HAT IS QUITE Ca.!MON IN THE INSTJI'{ANCE BUSINESS WORI.D.

SFALLINA F.El:'l':EIATD nT IN *2* 0 08, THE *I.AW* F!'RM' ri:rn Tift: DOCUMENTS roR THE

WILLS AND TRtJSTS. I:tE SABD HEY (Sn.i'ON & SHIP.LEY) HAVE FIVE CHILOREN AND 10 GRANDCHILDREN, AS 'RELL AS A STEP-GRANDCHILD .

SP.14J..Ll o TIUl.'l' THE ESTATE PLAN SIM:'.I:LAR o MOST cr:tm S, IT SA.In

SHOULlJ ONE SPOUSE Oll FIM!r , '.rHE O'I'HER WJ:I.I. Rli:C!i:IVE }i;Vi;RYTHING (JU.L ASSJi!'l'S) . HE SAID TKAT T,JNDER BOTH TRUSTS' TJIE '.1:Nrrr1AI. OOC'!.1Ml!:NTS RF.AD THAT UPON THE

SZCOND DEATH, TWO CHILDm:N (TED AND E'llM) WWi:Rli: i:XCL1JPED , Im ';!:OLD T.1S TRIS TOOK E'LACE: S:rNCE aOTH 'l'ED AND PAM WE SET tJp WI:TH LIFE mSURANCE 'SUS.INES.SES rum '.rHEY lomNT.li:D 'l'O MA1'ili: TW:: IU:MIUN:i:NI'.; Clil:l;r.DREN (ELIOT, LI.SA, AND Jit..L) AS WHOLE

AS THEY COULD. NOTE: ED ms WOS\KING WI.TH Sn!ON IN THE msURANCE SUSINE.SS

OOWN EERE IN FLORI:DA AND PAM RECEIVED A CQMJ;I IN ;I;LLJ:NOIS.

SP.ALLINA\_ REITERATED 'rBA.'1' UPON THE D!.ATl:l OF THE SECOND StlRVTI'OR 1

EV'ERYTHING rn.OM :BOTH TRUSTS GOES 'I'O JILL, LISA, AND ELIOT ADDING THAT SEIF.LEY WW ON1il O'IHER STI:C :W EER TRT,JST 1 WHICH $TM'F.D 'l'fil..T TED 1 $ STE:PSON, (Ml>,..TTHEW LOGAN) :Ei.ECEIVED $.200 1000 \_ m!l TOl'.n ME. THAT SHIM.EY HAD A LIKING

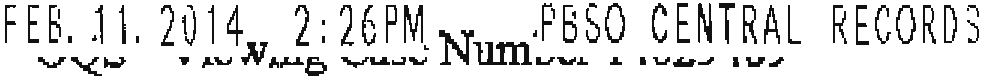
'l"C M:\TTl-iEW SO SHE AnD:E::n TRAT TO HER TRUS'I' , BUT '!'HAT SIMON DID NOT BELI!:VE

'.rN THAT, 'J:HAT HE FEL'l i:VERl lNI;; SHOVLD GO '?0 BLOOD CA B!O:C.OGICAL CHILD} • SPAl'..LruA. SA1D HA'2 ON IN 2008, SHI't(LEY STA.TEO SHE WANTED TO CGE HiR TRUST DOCS IN Cr.; "J:'O ';l:a:E! :l:dQ;NE"'.( ;LEFT TO MATTHEW \_ lil1: SllTED THAT AN AMENDMENT WAS CT'!;";O , Wl1ICH SIGNEO EY SHIRLEY ON NOV. 19 , 200$ 'l'ARmG LOGlill OUT OF THE TRUST .

SPALL:lNA S'.I!ATED THAT HE F.eLT 'l!HA SDiON' S W::C::SHES OVEnODE SHIF.LEI' 1 S lN

THIS SITO'A'l'ION. SPALLINA SAID 'I'HAT lm .AWP ;EU::WBERLY M0R11N CHIS EMP!.OYEE & A NO'l'AR.Y) JIT TO SHIRLEY 'S HOME '.FOR T}org DOCUMENT TO :BE SIGNED . HE SAID 'I'HA'I' RACHEL m.L'Ei'ER, SHIM.EI 1S ABSI3:?.ANT , WAS E'RESli:N'l: WW ";I; DOCOMEN'l' WAS SIGNEb.



E NO. 140249

P A L M B E A C H C O V N 'l" l:" I> H lil R :r; P F' S 0 F F l C il

O t' E N S E R. :t P O R T

PAGE 3

CASE NO. 14029B9



SHJ!!: AND Sl?ALLl'NA ARE ON TJ.IE OOCUMi'Jfl: AS wrnn;:ss;;:s ' MORAN i-s "rHli llY FOR SIUP.LEX ' S Sl . HE TOLD HZ THAT llRM '1'EIE Ll>..S't Cm.NG!: SMn!.'f:Y EVER Ml\O! !O liER $ ANT> THAT Sli! PASSED ON r>EC 203.0. SIM:IN 'WAS STD.L AI.IVE ANO THE TRUST llJUW TliAT li:Vi:!l.l:THING WEN'? 'rO HIS aENEFH'. SPALLINA RBITERATED THAT

ITT:R. DOr;IJMENT$ REM> THAT UPON STMOlf ' S DEA'fH, E\ll!lRYTll'.llCG (BER ASSETS) WENT TO

.T.rI.L, LISA, l'\Nti ELIOT.

$PM.LINA STATJ:D rKA'? IN 2012, SIMON CONTAC'l'ED Hn.4: STAT!NG THAT HZ HAVING CONCE.RNS ABOU'l' HOW Bl: HAD ELlMINA'l'ED TED AND l'AM .FROM m:s 'l.R"C.JST. HE STATED THAT IT IS i'OSSISL.t THAT TMESE THOUGHTS CAME ON l!EOSE Ii' STARTED SENDING HIM LETTRRS. BE MID 'lilA'r SHE (l?AM) HAD A LAWTI:R CONTACT llllo Oi'Ji'ICE

.rom ASK FOR COPIES or SHIRLEY' s TRUST DOCUMENTS. SPALLINA SA".tD '!'KAT Im MET

Wl:!l.'H S:EMON, WHO SA?D 'lHAT lili: WAS CONSWSiWfG CHANGlNli :lllS DOCf.lMEN'l:S. Ill: S<UD TilAT ONE OF THE CRANi;ES DISCUSSED Wll$ -S:OW TO IN(:!.UDE tt0 2\NO 'G>JIM' S C!IILDREN -

SP.11.LL!Nl\. STA'n:D HAT SIMON HAD A LI INStmANCE POLICY Wl:TH THE BENEFIT OF $1,600, 000 . HE SAlD 'l"HA1" T!Dil POl.lCl: illWl 'J:<Uo.T lli' S;rMON l?ASSED BEFORE SHlm.EY Slfi: RECEIVJ;D '?Kil BENEFtT , BUT I S!i'.rY i'ASSED :EIE:JmRE HtM, THE F!VE

CHILDREN RECEIVED THE EENE':t1'S ONCE HE E'ABS!i:D. 'J:HIS POl.ICl:" ORilbINA'lli:D OTJ'I: OF

:CLI.INOlS. SPAliJ:,:mA Ailtlli:O 'l::wl.T ';J;'IJIS PQLJ;CY .AND Us DISTRIBUTION OF FUlIDS ARE

CT,IRRENTLY :rn A DERJ\L COUKT BATTLE.

SPAl.l.mA STATiD THAT A DISCUSSION TOOK l?W\Cil Wl'l:li HJ;M .lMP Sllf.ON lN 201:2;

CE THE Fii.CT TllAT SIMON HAD lSSUES ON ll"Cl'.f ANn W!TH WHOM l'tlNOS mro:: oo:rm;

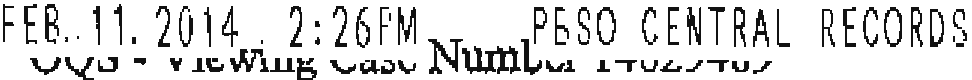
TO '.BE .Dl:STRlBU'li:D TO CPON HIS Ill:A1'H. m;: TOUl MR SDION KAVING RESERVATIONS A.ti 'l'Etl MIO P NOT BEt!fG lN HIS 'll\US'r, AS l4ELL A5 TRM' "-C'! THAT KE nmN Ht.n A GIR.T.FIUENl) Bf TSE OP Wl.RHZ PtJccro TJJAT !IE W>.N";5!D TO PROVmE FOR .

HE l'.DDlll THAT NO 02<!; lN THE F1<M!LY m.5 l'mPPT THAT l'UCClO WAS :DI SD-JON 'S LIJi'E. HE ll];.50 'l'OUl M!il 'mAl' Sil:40N .ill!il ILDREN 'l!O RECEIVE BENE'FI'lS n.oM TKE UST.

Sl?ALI.INA SAID l'HAT S:cMON FIRS'J: SlJCN:eS'r.W MARING :o!ENEFICTI\JtY CHMIGl!:S ON Tm: AFOREME!ITIONED LJ:n: :!NSUlU\NCE POLICY \_ Sl?J\LLINA SA!tl THAT H!l TOI.D Sn10N '!HAT W7<3 A VElU SJ.D IDEA. HE 'J:Ot.I) ME 'l:HAT 'J:HE:5ll: ilAS SCSdE'l:EllN .AN EXERC:t:SE OF l?OWER OTi' AP:E'OINTMENT, FIJT IN EO'J:-S: SUOCJN AND SlilI:iu.EY ' S TRUST l:>OClMilN':S. Bil '.L'H;I;S co:AVE THE LIVING SPOtJ's:g Till'! ABIL:l:TY: '!O :H1.K!l CHANGES ON' THE DECEASED SPOUSE 'S l:JOCUMENTS. HE BAJ:!:) THA1' Hi: 'J:OUI SlMQ.11, 'llll.T MAYBE 'l?B:EY SHOULD !:XPI.oo.E OPTIONS WJ:'l:H 'rM.':t'. !IE SD .SIMON '.L'Or.D li:i'.M TltA HI!! ll7\N!l!l!ID TO MAU 'l"H:E NECESSARY: CIU\NGES '!O HAVE BOTH TRUSl:3 P.E1ID 'J:HAT Tlili: J.0 CHIJ:.IJREN WE TllE SE:Ni:FlCUF.ll:S. mi 'l"OUl WJO: 'J: lIEl TOLD SIMON !S:t AS ll1!i CM.I.9 l!D-0 TKAT llE COULD NO'.l: TKOSZ: Cl!ANG!lS T" SH!m.EY 'S TRUST Bli:CAUSE Sl!E !DID lilaO'):,Ti: TEP AND PAM AND TY.BIR CHILDREN .11.S Pm!O;E:o:l\..SED IN eER TRt1ST.

::;P.lU.LINA REillRA'.l:ED Tl!AT sruON CAN DO WHA:l'EVER Hi: s WITH HIS S'.L'';l;'E I SU'!' ALL '!IE CAN DO WTTB SB:C:11.I.EY' S '!:RUST lS *G* U '1:0 LISA, .;rILl., >.NO :&:LIO'l"S CHJ:I.DRElil . W: 'l:RAT SDION 1llA$ NOT liAPP'Y AOOtJ'J' THIS . HE SAil) TRAT SIMON



 m 1 4s 4Pag· . sf 12

P A l. M E l!t A C ll C 0 1J N T S R E R. I F F' S 0 i' ll'!C E PAGE 4

<':Mr. a- 14D2i4B'il 0 '.F P E N S l!t l'l E P 0 R T CASE NO. 14029489 CISi'OSITIO!l ; ULU

VE:ll.Y 1'\DJllQNT AOOO'! !.!!!AV'!NG i:Vi:RUHING *W* '1'1l'.E X$TATi:$ 0 Tl!:S Gdil.O . KE ALSO SAID 'l'HA'r llli: ADVISi:tl S!MON TO NOT ld7>.KI!: CHIINGES TO THE Lli'li: INSUWUiC:e: POI.IC% OR THii £S'J'ATJ;:$, Ml\laNG PUCC!O A :SENEFIC , El! S'l'J;.'.CKD TKAT TB!S ii:J'.U. ONLY GAUSE PR08LEHS ANO CN:A'H: UlQ\.:rJ:ON. SPALLINA SA!rl 'l'H!!i AFOREMEN'J:IONED

ntscussroN llNl) TINCP 'l'OOK PLACE IN !'Saflm.R.Y 2012. Ill: SAID 'llllii MEilTUG CONClilJDEll WJ:'.1:11 SJJll!OU SAYING HE NEEDED ro 'l:llltlK ABOW THINGS •

HI!: 'l'OW HE 'l:HA'l' TRREli: mN'l'MS LA.'1'ER 1 SIMON' CON'l'ACn:D !:I.IM S'J:A'rING .W: WHA'l: He ED TO DO. l:ll!: SA'.l:D THAT SIMON 'l'OW HlH *w;;* TO LEAVE !US INSURANCE POLICl' AI.Om:, l;JX' T KE ll!ANTS !!OT!i 'rl'lUSTS TO GO '.1:0 HJ:S 10

GP.AmlClU::tJJRl!N . SPAL!.I:Nl!. SAID THA'? HE EXPLAJ:Ni.D 'l'O HIM AGAIN *I* T!Ul!l ORJ'..Y Hrs 'i'll.UST, NO'.l' Sru:RI.El'' S CAN 1':0 'l:O BO'l!R GRANDCiil'.l:.Dia!iN, UNLE9 S HE TAllli!S *ALL* OF

'.!:HE ASSET!> 01,IT OE' THE SHDtLE'.'l 'rB.US'l' V'l:S 'l'HF.:M INTO MI$ mME:. HE SAID THE COS'!' Oil' TAK!NG THE ASSl:TS OV.C OF SJa:EILEY 'S 'l'R.US!I! WOULD BAVE lilliiEW SIGNiii'J:CANT , BECAUSE SHiilH' S DJ::ATK CiCCOllZD Bl'!l!'OI<.! FEDERAL ES'IA'l:E TAX CllJIN S 'J:OCK Pt.Al:.!!:,

SO AS Lm¢1'.: AS IT STA:lED :m Illl:R Ji:ST.U:e IT WOIJLD 'BS rM.l'I 01!' '!:AX, BUT SHOULD IT

00 !l'O SJMON'S TROS'r *I'?* WJ:J;.L SX TAXED .

Tl'!E WAS J\LSO AN ISSUE OF SUBJ'EC'l:ING 'l:Hi: ASSETS Fl<OM Slll!ILEY'S ESTATE TO CU:OJ'.TORS Ill' IT lml-l'.t' '1'0 SIMON'S ESTJl.T;E.. SPAU..!NA Torn ME THAT AT 'l'RIS TIME , SD!ON SA.ID ''GET lfi Ci:l:Cr.DREN ON' TRI!: PllONE". llE SAID 'rHA.'.I: S:IMON l'OLI> HD! THAT

HE \lilUnEl'J '.US CHIU,)RF.N TO AGRElil '?1111.'? ALL ASSETS FlC.Old :SH TRUSTS GO TO THE 10 GRANDCBII.DIUD'I, 1!E SUD 'r>IA!f SlMON TOLI> lint HE (SIMON) COOLD Q:T TOM ':l!O AGREE. SPALLINA CONPUIMED T 'rHlS CP.IS.A'l'lON OCCl'.JfU'<Ell ON TBZ 811M!jl

DATE, DUIUNG> SMdE PHONE CAI.!. !CONFEF:ENCE CAIL) , Fl:rJA.RJ:IJlilG TllE WAIVE!\ OF

ACC01,JNTING FORM FOR SHiro:.BT 'S ES'l:.ll.TW Jlil J;>BSO CASE #13-097007.

i'ROM A PRE!VIOUS INVi:S1IGATION l:IOml Bl' ME:, l Ji'O!JND Tl!AT SIMON StGNED THE trn..IVER OF ACCOUNTING ON OC/ 09/12, SO rr IS POSSBLE !'HAT THB PHONJii CALli CCCURRED ON '.!:BAT . :C JmD JILSO 'MOTED IN m' REl'ORT THAT ?URE tl7'S SOM!

Ill$C1,!SSI01'l 01" !NHEl'll'l'11NCE AND WHO TO T WMAT. SP11l.LINA sue '?RA'I' DWIN(j THE PHONE CAIJ,, ALL FI:Vll IUD$ AGREE!) ".!'HAT CHANGING THE ImmRI'l:JWCE OF BOTH li:S'?A:) TO T:KI! Gltlil'iDCHIUl1'EN WAS A GP.i:A.T ID- Kt: SAl'.O 1HAT ELIOT SPOKE Tlllii MOST, S!l!ATING TSlNG.S SUCK A3, T IDEA DAO, WllATEVER YOU "Wrur.: :00 DO, WRA!tXVZR MAEES l'OIJ li'Eli:L BEST, W!Ll!t.'ri.ll'ltit tS BE.ST FOR ¥'OUR i&AL'l'JI ;o.

SO, AFTEl! TM£ !ONED l?Homl *CALL,* NEW DOCUMENTS WEJU: DM UP !roR

SIMON 'S ESTATE . THESE m:w DOCOMEm'S VE :E:V!'!l.Y!l'HING '?O ALL 10 RIDS. RE

ALSO E:XE lSEP KIS Oll' SHIRLEY' 5 ES'l:A'l:li: , Leil.VING E'i'J;R'f 'l'H!NG TO AtL 10

GRANDKIDS, lNeN 'l'HOOGH LEQiI.LY BE COULD llOT DICLVDE TED Mm li'l'.!4':> KUIS BECAUSE OF 'rEIE l'IUm ;u;a«'Ul'ION \_ HI'! SAID THESli: DS WEP.E EXECO'rlm ll THE END OF .nrLY 201-2 . BE SAID SEWN WEEKS LATE!\ SlMON DIES, UNEXl'li:C'?EOLY. I

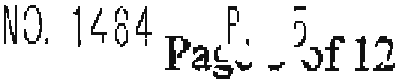
FO'tlNl:l THA.T Sll40N l\..SSED ON SE El'l 13 1 20i2 OF !!ZART ATTAC .

SP1'LLniA SA.ID APPl'lo.xnrA'rEI.'¥ ':WO HON'l:HS. Al'TEP.. THAT 1 HIS Ofi'ICE P.<:C!i!;I;VED A REll!J!lST FROM iIO:l:'S Al'l'ORNEY, C!UUST!NE \'ATES, i'OR .l\.LL DOCUMENTS b:LATING TO

**0H0oOl••· -··..................... -.....,•••.••••• ---·--······------··---·-·"·"•..·•••-HH..l•-·..····-................-.--•••••••••·--HOOWT '"'...-···-................\_, ......\_, ...\_, .,,...........\_ .............................**



**.....r"ll'""••-P••-••-•••••••-•••o•-·••••••'"H•....•••••••Ml.O•H•H•-·•-"&•-· · ·-·•..o..........-••-••-•oo ..rm•••••••••H···..•--••••H...................,,.,,,,,,maooo•-••-••oo••••••o••••H ...o..HHIHI••.......................-**

p A L M a A c H c 0 *a* T y s H E R I F F' s 0 F F I c E p E s

Cll.SS llO. l402Sl4SSI o *S* li' Ji: N S J:: F. E I' o R T CASE NO. 14029489

tJUl'OS:trlON: ZULU

S:IMCtf AND SHIRLEY l'!IE.t!NSTllinl, TC'.I !NCI.UDE DOC1:Jl.IEN'1'S nlLATD1G '!O STilIN F.llilillLY REALITY, WlllCIJ OWNS A P.OMB TBAT ELIOT AND HIS FAMILY LIVE IN. HE SAID THAT

!US J{c;ME U AC"tlJJ.Ll.'!! OWQP IS li1Jm)Ell J;Y T.ElllE.E TRVSTi 'rllAr SIMON Cllli:ATi:D.

TllE IHREE TRUSTS MU!: IN nm M1IMl!: OF Er.lOT 1 S THR!E CB!IDREN, (J:tiCK, JAD, Mm

ll.l\N) •

SPALLrNA TOLD ME TXAT HE Mill HIS PARTNER BlID DISCUSS:IONS REFERENCE TO

rul.li'II.L:INc; SIMON'S WISl!l'lS Oil' ALL lO GRl\NDCHI'LDil:JilN RlilC!i:IVnlG l'BE BENEFITS FROM BOTH SIMON Ali"D SXIJILEY ' s TRV$TS - KE: SKID T;>AT l!"E AND us PMlnll:R, DONALD

TJ::SCHm:Et, DJ:SlCOSSJW l)ONG A SCRIVi:NER 'S VJ:T P.i:li'lilCi: llliiIN9rA1'nfG l'EC> AND P11M 1 S CH:tLDlil:N HITC'.I SHil!LEY ' S '!!RUST, S7NCE THEtJt NOTES WEJ\E UNCLEAll TO A;: lli' 'J:Hli CBJIM.)CHIP.IN WEP.E OR WERE NOT DEEMED PaEDli:CilSED, AS TE]) llNto li'AM WERE . Ill!: TOLD ME THA'r 'l!R! OtCl:SION WM limn:€ !l!C'.I No DO THE SCR.I'll!:NEJl' S An"l'.OAVIT, DOE: TO THE CHANCE 'J:BAT l:T MAT NOT WORK. HE 9AID THOUGH , THAT AGAINST HlS BETTER

JTJDGMilil' 11£ AL'l:J:::i:<l:D 'J:Hi: FIRST !?AGE Oi' 'lilil FlRS'J: 'l:O 'J:JQ: SHJ:;EU,,Jj;y '.BERNSTEIN 'rl\US'I' ACl'lEl!:MBN'I! *I* BEFOP.E HE TURNED I'l' CVBP. '?O YM'ES. Tm: l">RIGINAt.

S MDl'l'IONBD lilARZ.lBR OH 1N THlS Rli:l?Ol\!r AND STA'l'ES 'U!AT SBIP.LE:l" SIQfED :IT ON

NOVEMl!IER 18, 2008. IT TOOK Ml!..TT.REW LOGlm OUT OF TH1: TRUST.

SPALLINA SAm TRAT THEY NO'l'ICEt'J Tlm.T '!'HE FUST l'AGS OF THE DOCUMENT

SK.Il'l'liD li'ROI! om: ?O 'l:i:, so Hlil i-0011; J:T Yi'Olil Hlilii' i-o ADD IN mJMSU TWO,

Bl!:.ll'm.E SENDING IT TO YA.'r!:S . THE CHJ\NC:E 'l!HAT Ell TWO M1!Dl': TO THE TRUS ,

llMli:Nl:PED ':W I: Oi' AP.UCL& Ill , MA!t:WG IT THJl.T Otllil 'IEtl AND l'JUi Wli:1lE Cm¥Sm PiU:O!CltAS"tO, N'Oll' 'J.'l:IETR Clll!J>M:N. Iii': SA!]) T1IE OOIGINAL TRUS'I' STAns THAT TKO, l'loM, JIND Tm:IR CHll.DRlrn *1'Q* D ;PREDECEASED. SPALI.Im SAID llE

DID '?llIS 11.'.1.' THIS ottIC:Z IN l'IOCil RM'ON, FLORIDA. HE SAID THA'f NO ONE '.!!.LSI!: 'fOOK

!?AW: Ill AL!t'li:It:rNG THE: DOCUldEK'J' - Al: SAID THAT HE DID l:T 'te'.I M1'.KS S:DlON' S 'lttSt!ES

ANI> THE VB1l.ML MR!:l!:MENT !!'ROM THE APRn. 20l2 PRONE CONVlii.Ra:rlON CG6:1il TR!Jil. SP111.l.ZNA S?ATi:ll l'llA'r Jll.TIIOU ll llE CP¥ATO:D '!."RE ALTERED FORM 1\ND ATTACKED IT TC'.I TR£ ORJ:GINALLY SlGNED/Nl'.l'l'AllZlm FO!IM, HE BECElVED NO INCOME OR GAl:lil i'ROM J;'J:,

HE STATED !ID SOLELl" om I'J: 'J:O li'OLii'J:LL SllroN'S w;J:S'!ll!S. HE CONJ?J: TliAT THIS

A.t.Tli:D DOCT.;IMENT DID NOT GET FILE!'.> WIM TJ.!B: COUil:TS .

SP.ALI.n<!A S!l!A'l!!.D TBA'? AGAINST HIS ADVICE ' A DIS'l'RJ:li!U'rlmJ WAS w.Dli: rnoM

om: OF THE '1'11.US'rS AFTER SIMON 'S Dli:ATH . ilil STA'l'iP '.CRA'l: HE .WVJ:SED AGAINST Tl!tS

Nm 1iHEN .SIMObl PASSED, A FOPMER PARTNER FILED A CLAIM AA:cNST 'l'Hil ESTATE FOR

$2 ,500,000.

SE'ALI. ALSO 'l'OI;,Il ME THAT IN 2001;> 1 ALL OF THE GB.AN'DCHILDREN RECEIVED TRUSTS *"11C. M* SHiilLEY 1l.NTJ SIMON. HE STATED T!.'AT YA?li:S AC1'0AJ..LX' THE <l.TTQP.NEY FOR ELlO'J:'S CE·s TiWSS. S,iJ';LJ:J:lll. Sl'ATED TliAT Sl'.NON 'OOIN'l'eD ELIOT 'S KIDS TO HAVE A !l:OME , '80'l' Dit'J NO fllAN'l! '!BE ROME IN li:L:IOT ' 5 Wlt1J:.

SPAU.;tNA ALSO TOUl HE THAT IN 200 SlMON c:AJa TO Hl:H l!!ltl ll?O HE IS BOXIN'G A. HOUSE FOR ELIOT AND HIS FAMILY TO LIVE IN, :SU Kli: DOES NO'l' WAN.r Er.IO'? TO *0Hiq* THE HOME . HE a.AiD HA:L' SIMON l'OJ:J:> HIM THAT BE ELIOT 'S



Cl'...SE NO. i4029d99

P A 1. M E E A C H C 0 V N T S H £ a I F F 1 S

O F F E N S E '.[). E P O !{. T

0 F F I C E PAGE 6

CASE: NO. l4029489

PSOSITION ; ZULU

CHILDru!;N 'S THll.P: 'rnUSS TO Oim ';!?HE :!i. HE' THZN S:5:'l' TJP A LIMITED LIABILITY

CC&U'llNY, WHICH IS BERN'STEIN F1'.MILY REM.TY. EE SA.I!> IJ"HAT S:n..roN SET mi Ali! ACCOONT A!r LE;CX JimNK. HE SAID TKA.'l' SIMON FUNDED THE ACCOUNT 1 TO PAY FOR THE EXPENSES AT THE HOUSE . RACHEL R "WAS IN C3ARGE OE" PAYING THOSE IUPENSES. HE SA.IO THA'l' AT SIMON ' S :CBA'l'H THE ACCOtlN'r HAD VER.'l LITT:r:.:E '.MDNEY IN I'r. P-:5:

SA.'.J.'.D TH'.I:S WAS THE TYPE O;e' ACCOIJNI TaA.T ONLY ENOUGH MONEY WENT INTO IT *UC!I* MON'l'r.L 'l'O COVER :!HE NECESSARY EXP:!!:NSES O 'l"Irn. HOM:l!l , SUCH AS POWER, WA'l'Ea, AND MORTGAGE \_

SJJALLINA STA'I'EO THA'l! Pru'O TO SnIDN" 1 S DEATH 1 HE WAS THE Will"AGJ:JR OF a:rn, BU'l" AF't'rl 'f'l!S DEA.TH IT "W4S T:RM'l"SO TO OFI'ENHEIM!i:R l'RUST COMPANY *r* BECAUSE NO ONi: IN ';i!Hli: L:l ED TO E IT'. HE S'I1.ATED TEiIS WAS BECAUSE: NO ONE

'WANTD TO !>EAL WIH ELIO'!:'\_ HE $AID OTC :e;E; 'Xa:E 'nWSl"lii:li: AND THE LEGACY BANK ACCOUN': GOT CLOSED OUT smcE THE ACCOUNT ltl>.:o MIN!MM. FONDS lN IT AND SIMON WAS NO LONGER IVE TO E'ONP IT . HE S'l:ATED THAT OTC OPENED UP TBZIR Bf"R TRIJ$T ACCOUNT. f:iE SAIO TRAT WHEN THIS OCO,nu>..ED , THEl'-E WA$ 11Ji'ROXIMATEL% $80,000 IN ZACH OF 'ELIOT 1 S CHIIJ:JUN' 3 TRUSTS. HE SA.ID THAT ELIOT STARTED CALLING W O'l'C ASKING FOR THEM TO P!>.Y ;s;r::r..;i:.s •

SPALLINA SAID THE Pii:.Onr.n.f .rs T SrnCE NEITKER E.LJ;O NOR HIS WIB':li: WERE WORKlN!;r , T Wli: .ALSO ASKING FOR THEIR CREDIT CARD BILLS i'J'.10 BE PAID , ALONG w:I'l'H THE NOP.MAL LI EENSES. KE $TA.TED TKAT THE CRilDIT C1llW SILLS SHOWED CiMS 7:0 HIGH END RESTAURANTS 1 SUCH AS CAPITAL GRILL . SPAl.L'.INA SAID THA'J;' om:; TO THE EXPENSES 'BIMG PAID EY TKE THREE CHILDREN' S TRUST, TO INCLUD'E PRrvATE

scaoor., TF.IE TRlJS'f S rram: :CRAZNED Ill' AUGUST 2013.

SPALLINA STATED !!'HAT TED BERNSTEIN IS *TRE* TRUSTEE FOR SHJ:Il.l.oEY 1 S TRUST . HE SAID TKAT SH;I;"X" HAO A CONDO 'I'HAT WAS SOLD FOR $1, 4001000 ANO THAT MONE.Y WENT nl'TO THE Tf{UST . HE SA.'.!.'.b THAT bJ:.SC:USSED Pl'.l:TH HIS SIELINGS, PO$S;I:SI.oX

CiilJDING ELIOT , TKA.'I' 'l'BERE 'iilAS CONCERN ABOUT A CRE:CITOP.. GETTIW. SOME OF THE MONEI. HE SAID THAT ttD MADE A DISTRIBUTION TO SEVEN OF THE l.0

GRANDCHILDru:N 1S TRUSTS . 'E'OtJa. OF WHICH INCLUDE TED 'S THI'<EE CHILDREN AND PAM' S CHTL'O . SPA!.l:..:i'.NA SAID THAT T)O:D ON.LY li'ONPO SE.vmi OJ;' 'J;'J:re GllANDCH:ILDRE:N, Sli:CAlJSE ELIOT SED TO OPEN .ACCC'i'nrrS FOR H!S THRE Krns so TT TU) COULD FUND Trn:::w. Hi: SAID THA1' IN 8EPTEMBEF.. OE' 2013, $80 ,000 m\_g DISTRI'BUTEO TO UCH O'!!' EIR

SEVEN TRUSTS, WEICR ;r:s A Of' \*560 ,000 . SPALl.i:IJa :ro::I"n:P.A':fli:O ':f ElA'l' 'l'li:D WAS TOI.LI 'I'O NOT MAU DISTP.IBU'T!CNS.

SPALL:rnA ASl<llD ANO CONFI:u@D THAT 'l'H:;: .AI.TEP.W DOCUWiNT 11.EE"ElRENCli: SHI'EU.zY !s TMJST I IS T!I£. ONL:Y MX.S!t.An THAT a:E: bnilll!: • m: rs NOT A OF ANY

OTHER :tor:I:S7:A.Kii:S.

I WAS SUPPLIED A COflY OF TIIE AL'I'Ef{ED DOCUMENT :BY' SPALLINA ON 01/22/14.. 'J:lJ;J;S :!IVE IS NO'l' A VERBA'XIM ACCOUNT Oli' THE IN'l'ERVllW WITH S"E'ALLINA.

J;UP.THEit S GAT!ON WILL C0N$!$T OF MEE.TIN$ W!7:K S!MON" AND SH:i'.Rl'..E 1 S CHILDF.Jm, IN AT:rnMF'l' TO GAIN STA.TEMEN'T9 FROM THEM.



P A L M E E A C H C *0* U N T Y S H E I F F' S 0 F F I C E PAGE 7

CASE NO, l402Sli4SS 0 *W W* E N S ;E: R E P 0 R T CASE NO. 14029489

DIS OSIION; ZULU

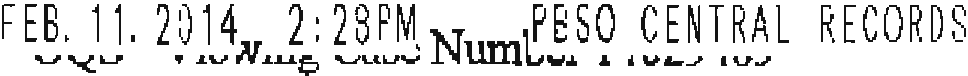
DE'l::E:C'l:IW PJ:"AN W. MU.I.ER #7'70'1.

01/24/l 1153 HRS.

TRANS. MMAIL/COPT/PAS'J:E; 01/29/014/MDR/#6405

pint:od *by* Thp.loyna *Id I : 5264* O.il F&ru.1'.r".f *.11 2014 02 ,26:57PM*

'-'· ( Pag,'..: ... f 12



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ft,J1" 1 48 t p Q

P A J:, M :e ll A C H 0 0 U N T Y S H E R I F F' I 0 F :.' I C E PAGE 1

E NO. 14029489 SU! LEMEN'I' 1 0 F B N S E R 0 R *i* CAS£ NO. 402940

lSPOSlTlOK: ULV

DIVISION: Dl!lTECUVE

911: .. • •



$IGRIU. (:ODE: 14 CODS: NON CRIME CODE: O'I' CODE: 95415 01/29/U 'l'mJRSOA'l

ZONE; BR Gil.ID: DE.PUT? I.I).: '7'704 lilllME: MILLBR J\Ss:i:s:r: 'J:Jl'lf: D 1020 A 1020 c 1021

QC Bii! DATE= 12/01/12 I 0000 HOURS AND DA'!E: 01/31/13 *I* 0000 HOURS

EXCEMION 'l''I':

Il{C;mQIT LOCATION' 4655 TCl!NOLOGY

C:t:'l'Y: :BOCA RATON

1ilY At''I'. NO.: 700

S'I'ArE; FL ZIP: *33,3l*

NO. OFFli:NSES; 00 NO. Oli'i'iim'IERS; V1' HO. VEHICLES S:I:OIJ;;N: 0 1'10. P;llI:t(I!iES l\l:D ' 0

LOION"= OT!!E..'.l.

NO.VJ:CTillS: 00 NO. STED: 0 FORCED ENl'RY: 0

ON J»l". 2e , 2014 I ME'l' ttl'J:lf 'lEP 13E;ElNSTEIN wut:O WA!! ACC:OMPANXEO l'l'I" ATTORNEY

AIJIN ROS!:. ROSE lS A CIVIL ATTORNEY , SPECIALlZDrG IN PROiA'l'E .MD 11-USlNESS

LI'J:IGA'?ION. TRIS IN'rlilRVIi:W 'l'OOK PLACE A'I' :I:HE PALM :aCli comru· SllERIFF' s

OCE 1 $PEC:U.Z. lNVESTl:(:ATI(lNS Drv:ISION'S CON!".£llNCE ROOM, LOC?.nD AT 3220 GUN

c:LUB ROAD , 'flES'l' PAl.M mlACH, IU'J;IA 33406 A'I' 1 :4G A.M. 'rlili ro:c.i.omJ:l"(j ;i;s A

:l'ON-VERBA'l'IM ACCQl]N'l' OF '!'HE INTERVIEW:

DD S:l'AtBI) T Rli: Alfi) HIS i"A\J:Hli':R S;wolif lllW AN QFFJ:CE 'l'OGE'l'llER. HE TOLD

ME THAT IN 2007 ID: HM> '.t:!Otl'.Cl':O 'l'HA'I' '!!£SCHER AND SP11I.I.INA S'l'1\l\'l:'Sl) li'REQUEN:I:ING

'l'lllii Oi'i'ICi: nti:1' CObr.l:IMUli:D TO VJ:SJ:T mi;: Qli'.li'ICI!: QUI'll: OFn:N llftQ 2008\_ HE SAl:l> 'l'HA'I' ltt 'l'REK 111:1.Lrzlm 'l'Hl't.'I' HUI PAmlN'l'S WEBE CONDUC'fiNG rH&:Ilt ES:l:A!l'li: HANNDIG. Bil SAJ:I) '1'HA:r Rli: NO':r ASlG:D *'lO* 2Ji! J>:f'.R'l' OF TRE E'l.7tJINUfG, )!;{)Ii\_ nm HE INQIJill.E 1\BOUT IT. TED Tl'J:LD ME TliAT llE IS 'l'HE ELDEST CHILD *O'S!* FIVJil, 1'0 tNCt.1mE .T.J::U, :C.l:SA, li'AM, 1lllD li:LJ:O'I'. 'l'llE OITJ:C: i'O;Q THE INstmANCE A(iENCY '?llAT 'J:ED 1lli1D SD!Q)I WOPJG:tl 'l!O<i:i:'J:ii:R *J.'1!* IS µOCf..'J'E) AT 950 P!:N!NSULA. C:ORPORM'E CIR.cr.E, BOCA RA'l'ON, l!'L 33•97.

'I'ED S'1'A:l:EJ;) T Iii i"Ouml OTJT WON HIS i'A'T!Hll:R ' S D!:A'l'll, :I!HA!L' KE WAS THE 'I'aUS'I't ;l;':Ja *h$* lldl;l'T!illil ' S 'Jll.VS!L' . HE TOLD ME THAl' Th ATTO:RNl!IY'S (TESCHER. AND SPJ\LLINA) MM>l'l HIM AWA!1E OF 'J!H:tS. HE SA:l:l) Bil WAS *ALSO* IR!i'o;udli:D HE Wl'>S A CO- 'I'RVS'I'EE li'QR SOME O'J:EmR ACCOT.l?IT. a;E TOLD ME TliAT llE IS NO'J! GOING TO nllil!lro:'.T

AN rnsURANeE AGENC!, SOT '!'HAT HE rum !US FA:J:HEa Wiii!E PJIR'J:NllRS . HE STATED THAT HE OWNS STOCK IN TAB AGENCI WJ:'I'H NO OPT;I;OR FOR llil!! '?0 INH!:R.l:'I! OR PURCHABE HIS FATHER' s INTlill:elli'r :CN THE CCMPANY . HE COMMEN'l!EO ON Tm: FAC'r ':cRAT 'I'Hi: ;evs;wi;,;ss

MAKES liI'1'1'IiE: mcaa: 'rlDISlil i;JA1'S.

'1:-"-"-D STATED TllAT IN THE FlRST PART OF 2012, !l.l::S FA'I'HilR (SIMCN) HAD A

**••••--••....•••-•-••••••-•H••a.••H-•HH•.,.••"'"""'" ...........,.••,,..,.,.....,....,,,.Tl,,.•nr••••H••TW•"' ..-....•-•rT••••••••·-••••r•••••••••••· ----------..-• --••••••••-••"'•'"· ·•••-•o.•-••H--•••-•H•..,••••' ••••"••H.,•••HH•PHP**



 NO. 1 L84 pab.P.., *7*9.:if l\_'

*P* A L M A C H C 0 U N T T S H E R F !'' S 0 F F r C E PA 2

ChSE NO. 14029409 iPLEMENT 1 0 F Z N $ E P 0 T CASE NO. 14029499

DISPOSITION: ZTJLU

DI$CVSSlON illTH HlM, REFERENCE AN ISstr:S THAT P1\M RU WlTlil SIMON ASOU'? !!OW

nlE DS FOR '?ME TRUSTS Wli:Ril DEUl.WN UP. Hl!l TOLD ME: Tl:!A'l' JD: BELIZWD PAM w.tl SENT SJ:MON SOME Il<l!'ORhfATION m. A BOOK llELEVltN'I' 'rO l!i:R v:n:w ON HOW l'OT) DO ESTATE W1li:N OfI;u;iP.li:N .NW GrulNJ)CB.ILDRJ!:N A'.U? MTOl:.VED. u; ':CHAT BIS i'A D:C.0 ASK mt H!S OPDUON TKINGS Tli:D TOI.I) HlM H11.'I' :HE DID

Fi!:!:L THAT TH;; ILDREN Ml\.Y NOT UNDE&STAND I'l' IF TJQ:Y J;>J;D NOT RECB:rv!l AN

:rnm:RITANCl:. HE STATED THAT HrS :E'MREll. TOW RlM '?HA'? Ill: Mi\l:IE' A UAl'..LY GOOD l>rl!bI't' AND SOME:THLNct TO CONSIDER. TErl SAID 'l'HA.!I.' SO AFTER TAAT C01'fVl: SM'J:ON HIS F.i:l:l:!l:iR ANNOtlNCEtl THAT Im 'RANTED TO TALK WITIJ: HIS CJUUtm; ASOTJT '!'HE DISnIBUTION OF HIS AND SRI:RI.EY ' S ASSETS UPrnf HIS Dl'.ATH . HE TOLD Tlli\T

A CONTI:Kli:NCE CALL MEETI.NG TrlOK PI.ACE ;I;NCLODING !US (SlMON'S) !'IVE CRILOREN,

SDroN 1 AND SPALLDQ. HE SAJ:D THAT THE C<:INVE!tSAIC® lllENT REALii:C *WELL* AND SIMON GOT '!l'CI P!tOV1:0E ll'I$ msm:s VERY CI.li:AIU.Y.

HE STATllD THA1! 9PALI.iNA l::n>l'..Aim:D 'l:llli: l'ROCi:SS lill.GAl.l.f , BUIJ! HIS FATXl!:R MhDJ!: A. $'.rATEMENT ASKED EACH CH!LD DIPJ!lCTLY , ROW '.rHEY FEL:L' NJO!JT ;!;'l'. TED

SAJ:D THAT I'I' WAS TOLD TO KJ:M HJ:S SINGS: THA't snum W1!..9 LP.AvnfG = OF

BIS W-"A' LTK O HJ;ji 10 GPJ!NDCH!LD'.REN EQUALLY \_ HE S<'l.ID THll."r SJl(.Qlil ':OLD THEM THA'l' 'l'Hl!lY CTm Clil:LDilEN) *W2P.E* EACR GE1'1'ING l./5 OP A L!n!i INSUlU\N'C:!: POLJ:CY . n:D SAJ:D THAT IT WAS rl!IVl:OUS THAT MIS F.l,.Tl!El\ OiM NOT ASJC;D{G i'OR ltl'i'.M?SSION, HU'.!!

S'l'AT Ct.EAJU.Y WMAT HE 'tllOTJ!iDT WAS RZGH'r . '!!ED SAID 'l'HAT £ACil CHILD STAnul TH>.:Y Fi:LT OK JWOU'l' THE DE:CISION 1\l!lD THAT IT WAS III!; Wl!ALTB TO HAKE tlECISIONS WT'!.H. TZD STMl!:D THAT liE ilJ..UVli:$ THIS 'l'AS ?Bil 5AMB PHONE CM.I. WM.RE HE WAS TOLD J:l'lr Sli'IU.l.llfA HE , AS 'NELL AS SIM.ING$, WOULD BE RECEIVINc; l!JdS 1'Rli:'f Nli:Et)Et\ TO S!GN AND IU!:'t'UBN. .Hi: S'l!A.l'IW l' SOON Ai'D:R HJ:S CIJ.:. HJ: mlCE'NED THI:

IJIUVIDt Oli' ACCOUNTDIG FOFM !'011. HIS MOTHER'S ESTATE. THIS ISO THE DQCuw;;m:

OTSCIJSSZD IN PBSO c:Al>E t 13-097097.

'l'ED S'll'?BD TH>.T m: m.s NOT tNVOLVED :nr OTHER DISCUSSIONS RE!i'EREMCE

ESTATES l.lNTlli l!IS !i'AT.llli:R 'S PASSING ON SEPTEMm!.R 13, 2012. l!E SAID THAT

TESCH!m. Alm SPAl.l.!NA TOLD l!D! AF'l'tR HIS i'ATHER 'S DlilATB TllAT llE WAS 'l'lm 'nltJST:EE

!ro HlS !lllOT!llm' *5* ESTATE . HE SAID OVlm MANY rN P'.€RSON MEETINGS AND J;>l!Otra CAI.LS HE WAS Gl:VEN Q0ID1WC2 l!T l'Hil AXTOMEYS ON HOW 'l'O PEIU'rll'IM R!S t'ITJ'T'I:l.S AS A TRUS'l"!E , !!:CAUSE HTS ALL NEW O RlM. HE HAD W:i:N IN 't'H:CS P.CLE EEFOJ;<E . liE nA'l'iW HE W..S NOT PROVIDED A CCill.IST O!t MOK ON MOW TO PEEFORM THESE DUTIES. TED SAJ:D TH1'-'I! Hl: lQ,UE :IT CLEJ\ll. TO HIS SIBLINGS THAT HE IS THE T;RU$Tli:J:: ON $HI&i:f ' !> TRUST. ':ED S'l:A':ED THAT HE "111.S TrlLC '?HAT Sll:Il'{LEY '$ TRUST

ms TO :st DlSTJtIB1JTED AMONGST *HER* 10 G!W«lC)l;!;l;J))i!BH. l;l STATED THAT RIO u:i:u

NO'l: *.l\LL* Oli' SKIRUJY 'S T!\US'l' DOCUMl!INTS AND THAT SPALLntA "'1D 'J!!:SC::lil:R B1ID BOTH TOLD HJ:N Sl!VEBAL TIMES ROltl' SIJ::t!U.i:::Y' S TRUST Wl-S TO SJO DIS' IU.BOTli:D.

TED Sl'!.ID IHAT HE DID READ IN 'tlli: DOCUMENTS Wlttll 'l!Ki: 10 GaANDC.HILDF.EN TO CSlVlii THE ASSETS FROM HE TRUS'l'. HE SAl'.t'I '!:HAT HE Dil> ISSUE A

PAP.TI.AL DI$!!1l..I:o!UTION TO :J:HE SEVEN OF THE 10 COWllroCff lLD . ii: DID NOT ISSl.lli:



N i. 1 48 4) P. 1 0I



12

.. ag(.. '"' v

P A L K B E A C B C O 11 N 'l! Y S H Ii: R I F I!' 1 S 0 F F I *C* lil PAGE *3*

CASS NO. 14029499 SUl!PLEMEUT i 0 F F E N S E R E O R CASZ NO. 1402 489

D50i•T•ON: ZULU

DIS'?ADIUTrs TO ELIOT ' s CHJ:IJ)REN EIBCAt1SE EL;rcn: :il:D 'l'O SET Ul' ACComor?S

FOR THE lilJNl)S *'lO* Bii S N'l' TOO- HE so TOLD Mi: THAT EI.TOT T JW COLIN IK T TIU\.'1' !IE DID NO'l' w.ill"'1' TO SET UP THE CQS li'OR lllS CH1Ull(DI '1'0 Cli:IW i'UltDS, BECAUS!! fm ruNDS ij.l!J,,OliiG l'O BIM, NOT !ITS CliILDREN. Bi: STATED '!'HM

lO't eAD Ml!M'.rI OTllER REASONS lN E•KULS FOR Nor UKING '?!!£ b!ONE . Hli:

ALSO S'U.n!IO '?HAT l:I.;rOT CJO:I,') 'lHl!l MONEY AS CRIME OR SLOOD MONEY .

HE S'rATED THA'r SPAI.LINA TOLD RIM IT WAS OK 'l'O DIS'?RIBUTI: THE nJND . HE

$TED TBM nsc:HD. AND SPALL;i::NA P.ilSllONr>!lD VIA 1:-MA.rt. tE fl'OW TO RECIUVE T!lE

:roNrl.S , SUCH AS SETTDTG Ul' :rRUST ACCOUNTS FOR. '.1:llli: WNDS :ro GO Dl'l'O. TED *'t'OID*

ME 't'HAT 'l'Hil\& lml\li CONVEaSA'UOfl'S, WHliiRB HE 'MAS TOLD TllA'L' SD!ON' S ASSETS CO!JUJ NOT BE DIS'rllDIU'l'.ED DUE TO CRZDITORS PIL:r;NG AlalUNST THE ESTMS, JSU'l' D WAS LEAD 'l'O BEL:U:Vi: I'I' WAS OK TO w.KE A l?All.'I':tAL DIS'l'P.IB!J'l!ION OF i'l\OM SHTI\LEY ' S E$'IATE , &rr THAT HEY WOOUI NEED TO ii: IN UGAM>S TO DIS'l'lUilUTING

FONDS THAT WERE OB:l'ADIED 'l'HROOH I.IQOlDAT;rNG Hl::R .JEWELRY AND PERSONAL I'ROPER'I''!. TED M.SO COMMENn:D TiiAT ONE OF THE GOALS OF NI; :i:Klii

DIS';l;.lU1'!11'1'IONS WAS TO ASSIST ELIOT AND HIS F.l\Ml:L'i, IIECAUSE TliEY iaa<.i: RUNNING LOW ON romis. Hi'. STil.n:D THJ:S DERIVED PROM ELIO'J: ·s O'l'JiafTtAl. MIS11 Z OF FUEil$

TSA'l' IN HI! CHILDJU.:N'S TRTJSTS IN PJ:LATION TO :BST:i:IN li'AM:IL'! R3AL'ITY (El.!O'l' ' S HOME) Alfi) J:I.IOT 1 S SNDING AND E:J!l'li:2i!:>il!> ,

Tli:D CONPTIUi!I'> HAT HE om :KOO: Ml\KZ *A1'f':l* l'>EC'.rSIONS nr REI.Al"I TO Stw:IN I s

lNSURl'l?(c:E POLJ:Cl' G!:NBRA'I'ZD OF CHICAGO, ll.lo;J;NOJ;S. HE SllTE!J 'l!HAT l!E UNJilRSTOClD THE PO:LlCY 'L'O BE Jill' SXM'ON PJmBONALLY. KE HATED HE UNCEl\STOOO TKE POX.XCI 'l:O REl\D AS *1* SHOULD SBIRLEr 1"ASS RfH , 't'tre 9ENi:i"J:TS GO '!O 'l'HE FIVE CIUWUK.

*'?Erl* C:OlfF:IRMQ) THAl: HE WAS MOT TRB 'l:RUS'rn: FOR s·s 2S'U.%E, Bt.M.' tl!AT

rT '4AS TO HIM, VERDIU.'!, "J:HA:r 111.L 10 GP.ANOCHILOP.E:N WILL QC2J:Vlil 'rHE A$$E'l'S FaCl'4 THAT ESTATE m AM EQUhL D;r&:U'l::IW A'l SOHB POIN'l' IN Tl:ME \_ tlE

P:m OISCOSS 'l'lts POt;J:R OF Ai'E'O:IN'DmNT PUT IN THE TROST T . J:'I' APPD.REn AS Ii' 1'ED WAS NOT OF .llNYTliililG CALLED A POWER 01!' APPOlN'l:MEN'l' *1* 1.lN'UL THE LAST FEW \llEEKS - TllA'I' WAS Wlll!lN SPALLIN>. NOTIFIED THE COOR'l'S Oli' H::CS 'ln'l'HD:LU!.W i'ROM BEING THZ ATTO!Un:Y FOll SJ;W.OH A1i1t1 SHIRLEY 1 S !':STATES . IT APPEARS :IT WAS

D 'l'O BJ;H A'l' THAT TIME.

TEI'> TOLD ME TllA'l:' AllD HIS PA'I'HER HM> A GOOD 8US!'.NE.SS AND J?i:P.SONAL 'I'IWSHIP. HZ SAID 'MIAT liE HAS *1'>.* CiOOD Ri:LA'I':IONSHJ:9 llITlf ALL Ol!' HlS

Sil3LINGS, '.!XO.PT !'OR ;::to;tOT. Hli: 't'HAT RE GOT Al.ONG WIT.II III!; MOTllBR , PRIOR

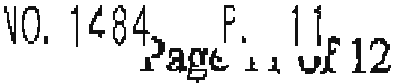
'I'O PASSING . HE !?OLD ME THAT RACJDi!l:. r:;;:R WAS li:Kl'I.O?EI'> BY HIS HO'l'liER .!IND FA'tHER \_ HE Si.;t.O 'l'SA: Hi: GOT Al.ONG llITH 101\!1tt Mm THAT SHE HEU'IW HIS MOTHER, SHDU.i:I, i'Rl:Olt TO S!lnL!:Y 'S P.A$$ING . 'l'ED TOI.O ME TaA:J: MAP.ITZA. PUCCIO llAS

$1)idE<:: 'rHA'l' 'WOPJCE]) FOlt HIM Alm AS 'WELL AS HI$ P.DENTS. llE STATJW THAT SHE

REI.Pm AROtmD KE lielGlS, CIJUINJ:NG 1\Nl'>/01\ CARING FOR CBTLDllnl . '!IE S'l'AD TRA'l'

m: Mi.T HiR J\l\OONtl 2003 OR 2005 \_ KE SAJ:D ml NO BAS A Rm.A%IONSliIP

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CASE NO\_ lOl4e SUI?.Pt.!MENT 1 0 F F E N s R E p 0 R T CASE o. l402948Q

D SP0$ITON: ULU

WITH BER. RE SAil> THA'r $ lllD RAVE AN '.rN'l'!MM'E RELA'.l':CONSHll? WITH PUCCIO ll"n.. $MlRL:E:'C i'ASSi:D. HE STATm T.llA'l! Ji'\U;CJ:o t>ID RECE!\'E SCWE TYPE Oli' FINANCIAL Bl!;NEFI'l' FF.ON SD!Dlil, PM'.OR. 'l'C'.I MIM P!UIS"lNG . Wi: SAID TllM' !>UCCIO S LivrNG W'r':t'H SIMON ANti Hl!lll 13ILLS lill!Ri Illi:ING !IA.IC E'OR. TIUS !>jAy OR MIU' NOT ez

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Al' THAT Sn!Ott ifAS GENl,JIN.f:l.Y INVESTED INTO '!'HE ilELATIONSHI5' lilil HM W!'l!H l'UCCtO.

TED SlUD THA't BE HAS NOT SPOKEN TO SPALLINA ABOm? ii!M WL'l!HDRroilNG i'RQo!

E:INt;; THE AT!l'ORl<'r.L FOR THE TRU'STS , '.Btl'l' THM' l!t lJID SPEM l'il?B '.?li:SCHZR.. RE

SA1D '?'HJ'.T 'l'.f.:SCllli:R TOLD Bnl: !if ii1ID l!EEN ldiWi: OF A :i!'llBlilCATED JJOCW!li:N'l TiiAT WAS PO'l'EN'I'IALl.f PilDSl.l!:MATIC !'OR THE ESTATES. Hi: SA:ID HAT 'nSCHER 'l:OU> KIM Tff&.'l:' SPl\U.:cNA CMlA!EO THE FURJ:CA'.l'ED DOCUMml'I' AND lT ESS'ENTIALLY IMPAC'!'rn T!ll'l Alill.ITY FOR St:KON TO DISTRilroTE Fl;llilD!> TO *AU.* lO GRANDl!tIOS. TED SAJ;D THAT

'J'ESCK!R TOLD HIM Hi: H1\t) ON?.Y ll.ECENTLY BECQM!i: OF THIS noC!lMENT,

llPPml:DG\TELY THM:E WEl:KS AGO li'.ROM TODAY (01/29/14).

ATTORNlilY ROSE PROVl:DW A S'll., 6'J:A1'1NG HE WIS!mD TO CLARJ: SOME THINGS IN REGl>.!IDS TO i!Off 'l'iii: ESTATIS DOCtlMSN'fS READ IN HIS: OPDUON. H? STATED '!'AAT SHIF.l.EY' S ASSE!l!S WENT TO L:CSA, JII.t., AND ELl:O'? OR '!'HEIR ;r:.;ura.u,

CECE?tllN'rS. !IE STAn:D 'X'llM' ONCE SB:l:li!J'l'f PASSED SER ASSETS WEN": mrro HER TRUST. HE. Sl!D TIDl.T SIMON W11B Tm!: Sl'.>LE BENEli'J:CllRY li'Oil. KIS t.:rn . Ill: STATED 'J:'RAT SIMON DID HAW A *POWER.* OJ? APPOIN'l.'MEN'l' '!'HAT '.Im COULD EXE!RC:CSi; f.Ei'li:RENCE

SHIRLEY 'S TJ;!.TJST, CHANG.:i:NG THE !:NEFITS TO ;LJ:Sll., nL.Ii , ANtl l!it.l:OT 'S CHILDm:N. SINON COULD CHl\NGE HIS DS AT. ANJ: TIME UP l'O HIS DEA'l'N , SED THERE ;!:$ QUESTION AS TO WlD:TH!!;R Oll NOT S:afON HAD THli: POWER '10 OtSTR'.Il!ill'l'E Tim

i'UNl:lS FllOM TIU!l 'nUST TO J;:IJI: CHILDREN OR 10. '!'EE 10 WOl;JLD INCLUDE THE C:E>J;J'..Oro;;N Oi' III.I. F:IVE *01!* SIMON' S IUDS.

BE S'rATEI;l TliAT SHIIa.ET. s orm:;nu.L DOCOMiJfi'$ Sll.'l'E THAT TED AND PAM ANn

TBEJ:R LINEAL DECEDENTS *1\RE* coi;is;i; PREDECEASED. HE STATED T w.ER& O'tllEF.

WAYS 'XO Ml.'J\li: SDCON 1 S WISHES COME: TRVE FO:EI. li:STA'l'liiS. HE SA:!!) THAT CRANGES

COUUl HAW l'll'lEN m: TO SildON ' s i is TO "1!.BC SHIRLE:C . s so THAT. liiQtiAt. DIS"riUl!tJ"rl:ONS WERE H1\DE .!IMOMG$'l' Tlli: 10 (;M!IDCHJ:lJ)REN, THIS !X!;!LA\_"l-"d'ION' Oli' TH£ DOCt,lldENTS GENBRA.TED A S:rMII.AE. D!' NOT 'rHE SAME CONCL"OS;I;Qlf AS: 'rBAT OF SHL:C.llll'A' S FRCM LAST MmK.

;r ALSO CCAl'El:l W!:TH ELlM' ltt:RNSTEIN SEVERAL ,-D!El5 THIS WEEK AND L!>.ST WEEK :rn ATTEMPT TO AIUIMiGE AN nr:tli:ll,VJ:lilW WITH HIM l:N PEMON. HE ClU!l'.:E!.ED TllE

LAST TWO i:TrNl<:I> WE HAt> SE'l'. AT THIS TlME HE HAS :REPTJS.E:D TO S.i:'l' A Nli:W

M!:l!:TING NI.TE \_

'l'BIS CONCLUDES Mr SUPPI.EMENTM. llEPO?.T.

DETECTIVE RY W, Mil.Lli:R f7704

01/29/14 1425 !mS.

'l'FANS. VlA i:tQl;l;L/COPY/PASTE: 01/29/2014/MDR/\*6405

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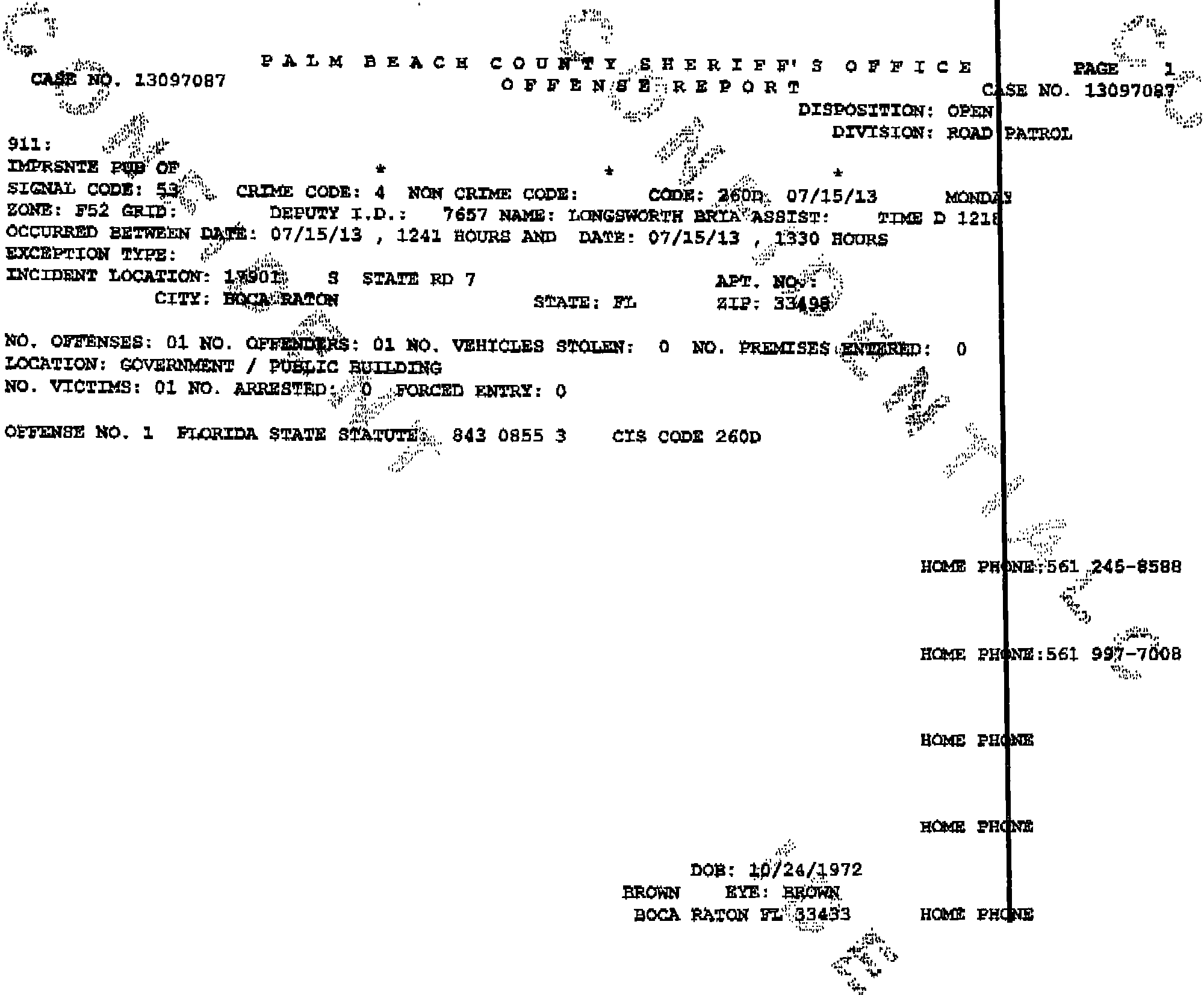
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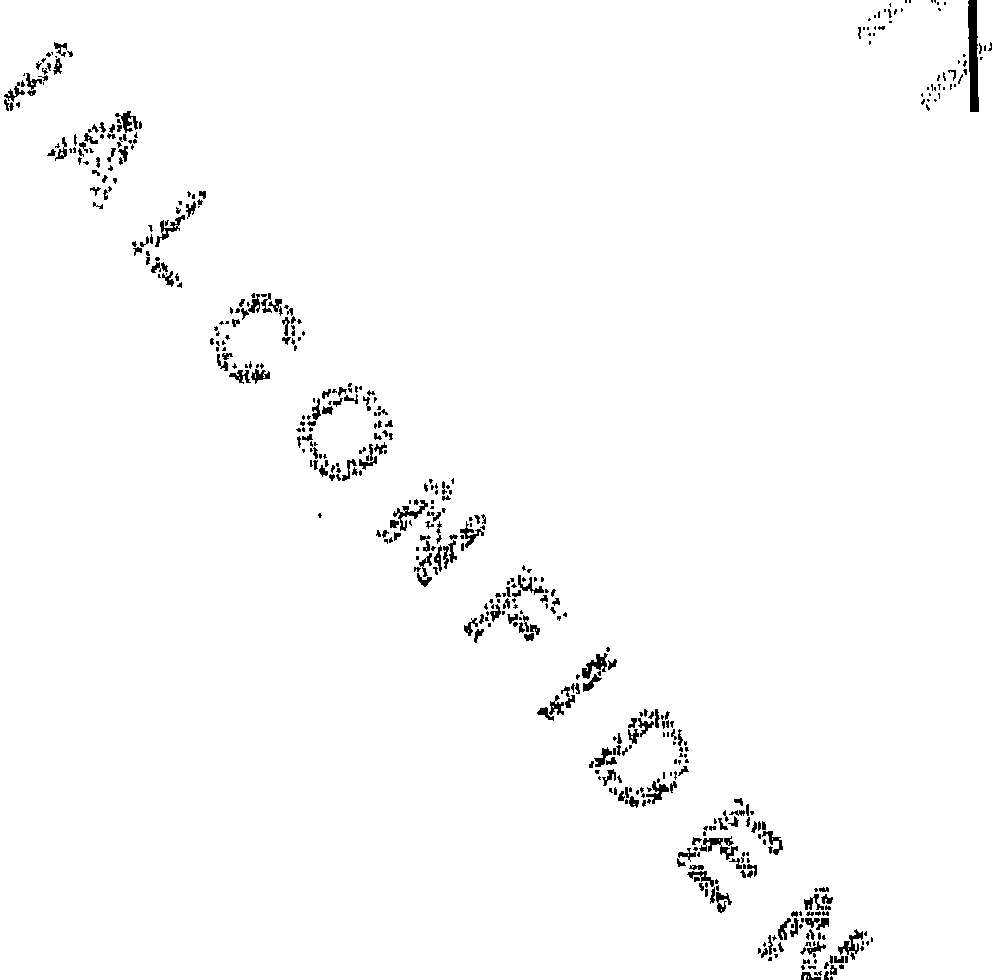
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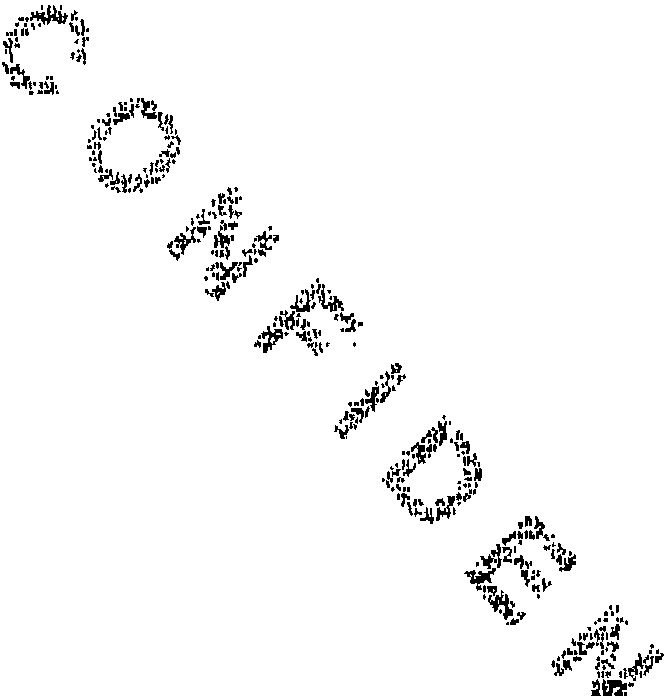
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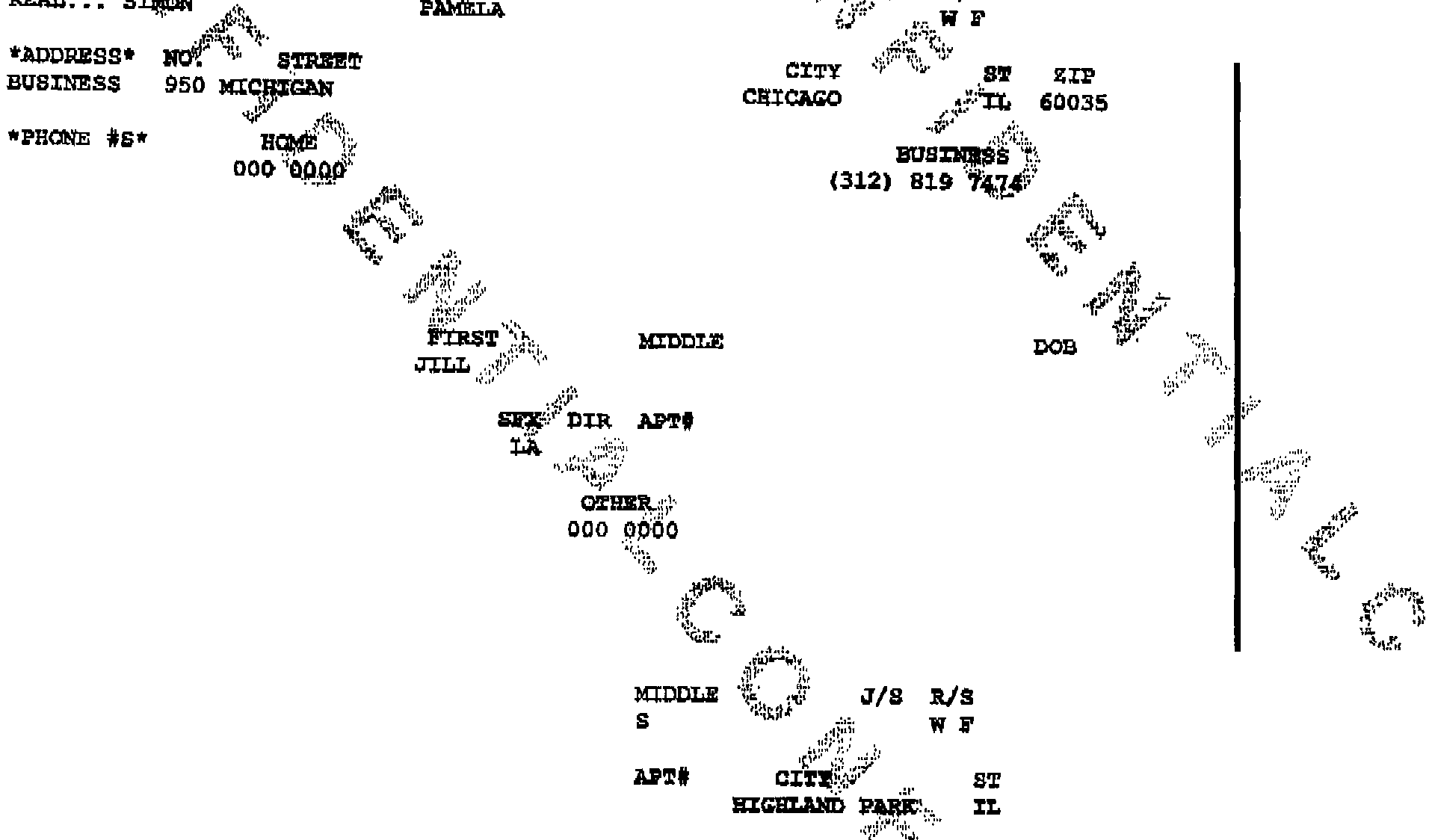
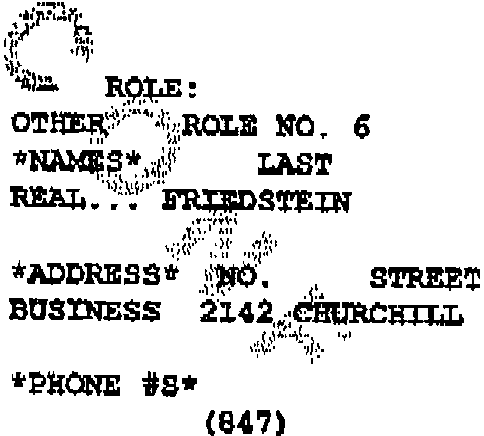
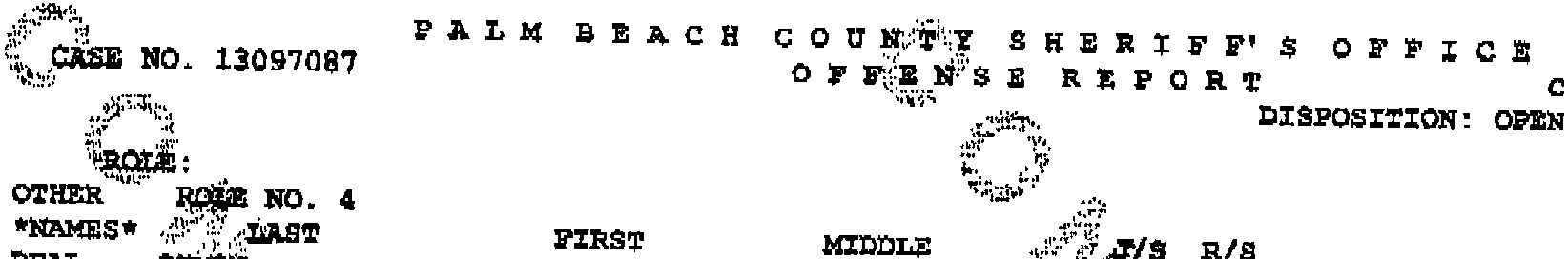
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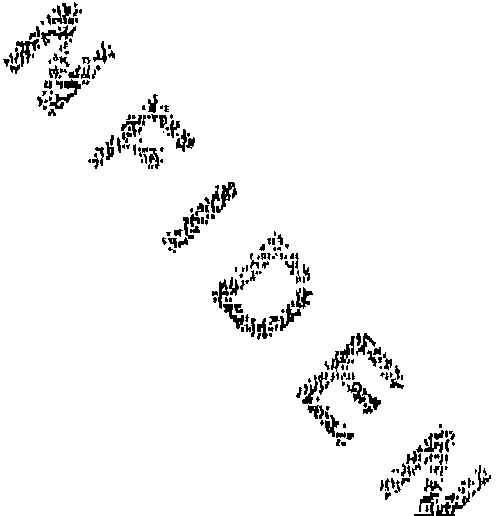
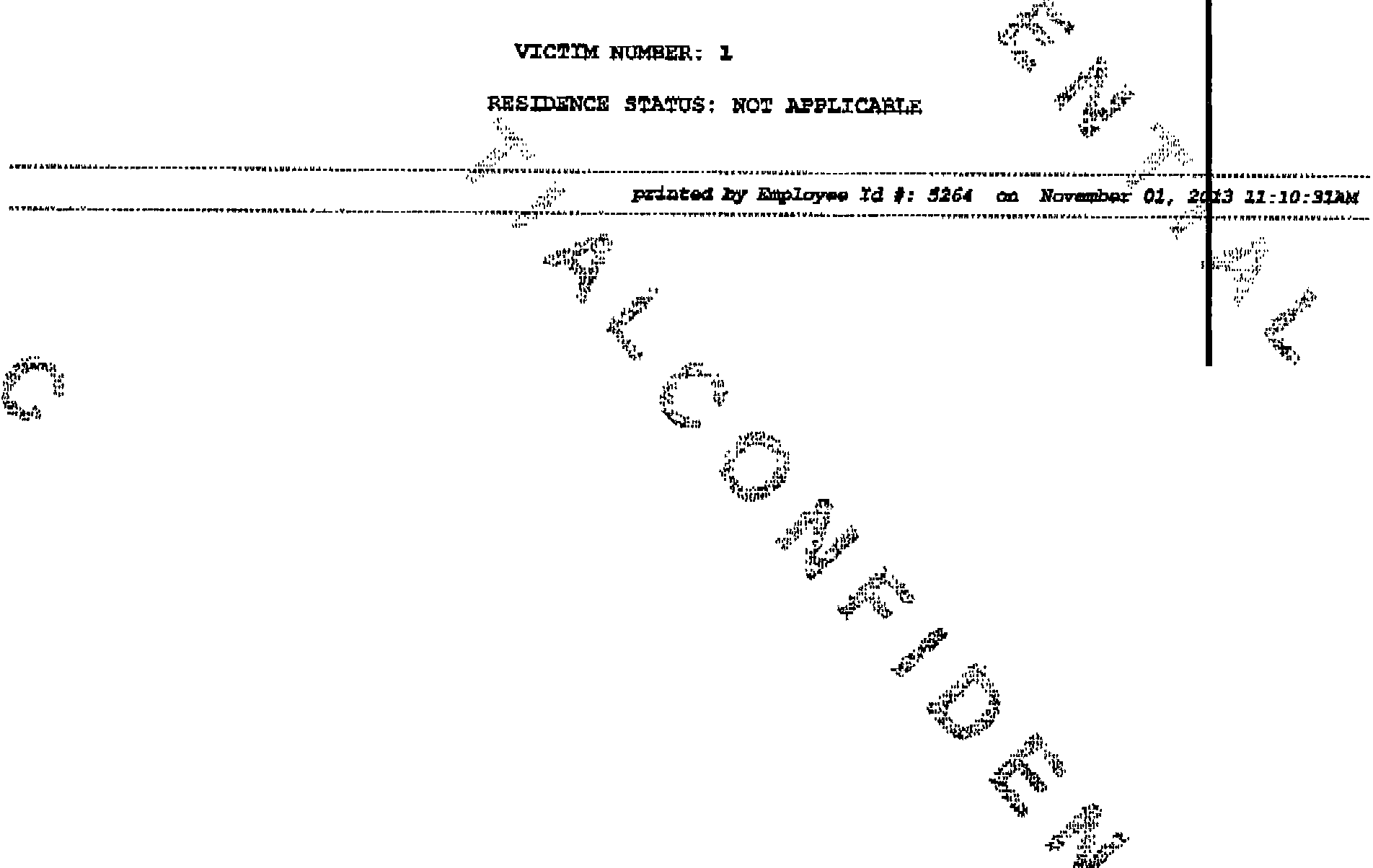
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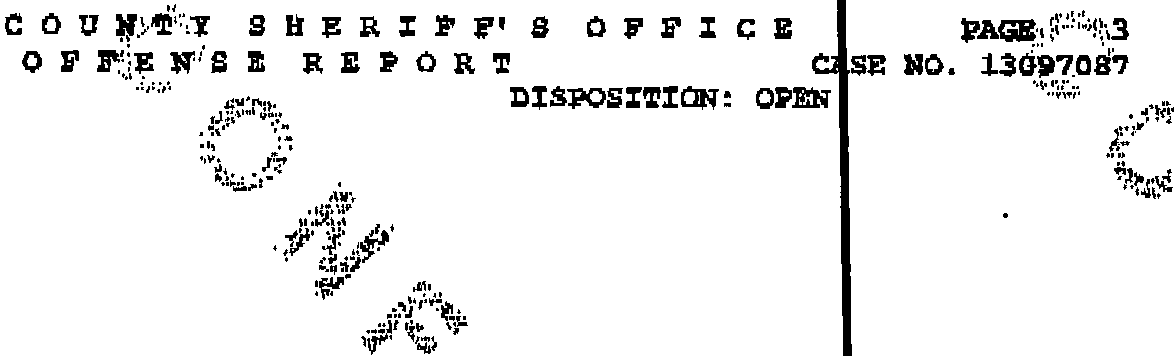
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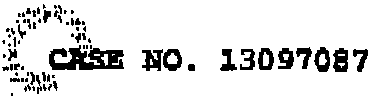
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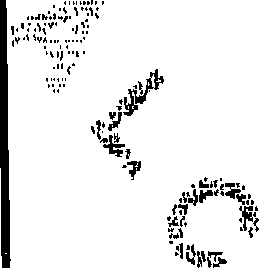
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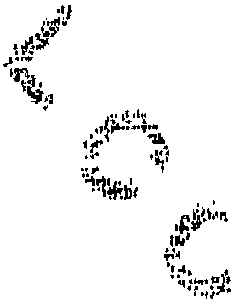
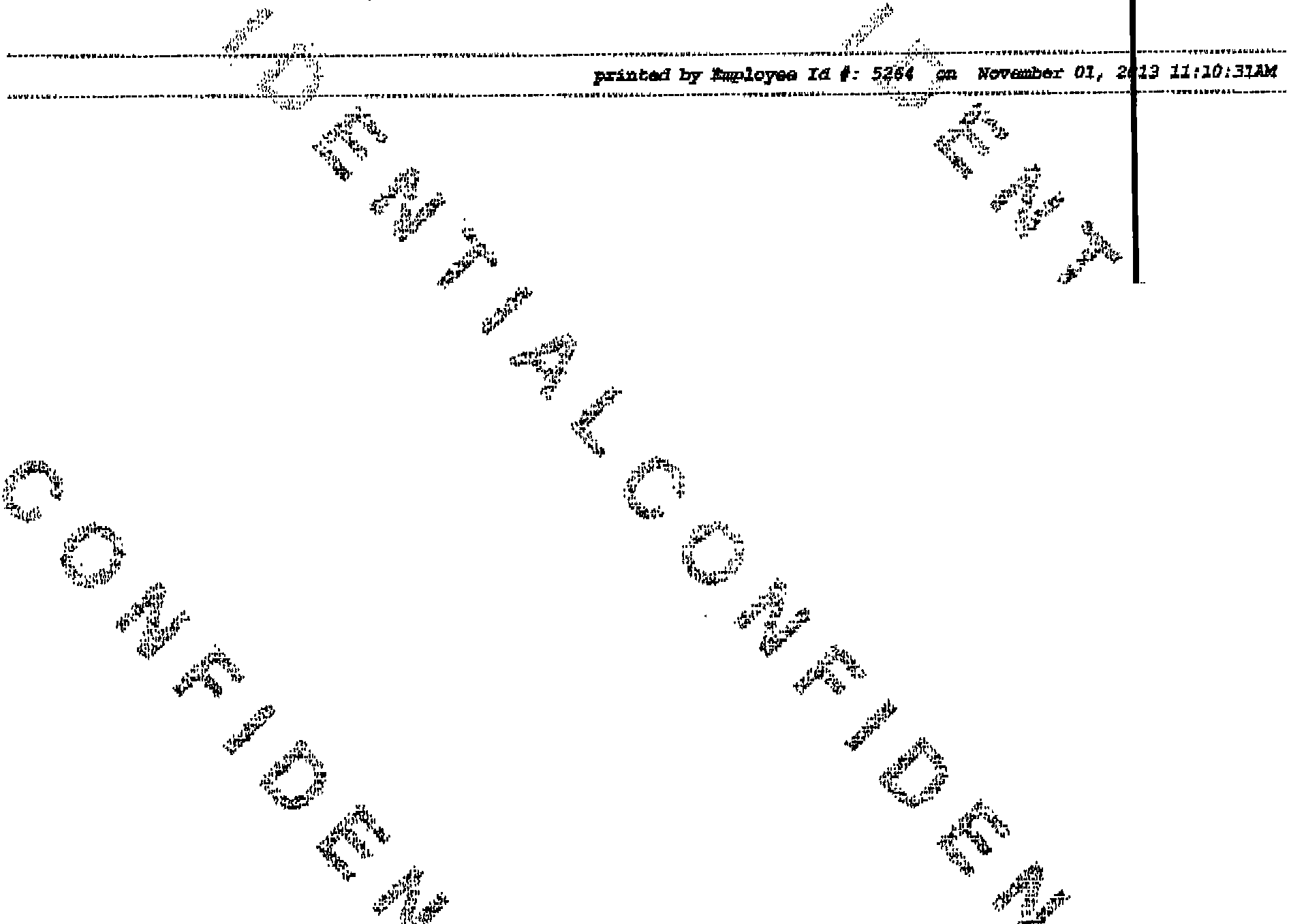
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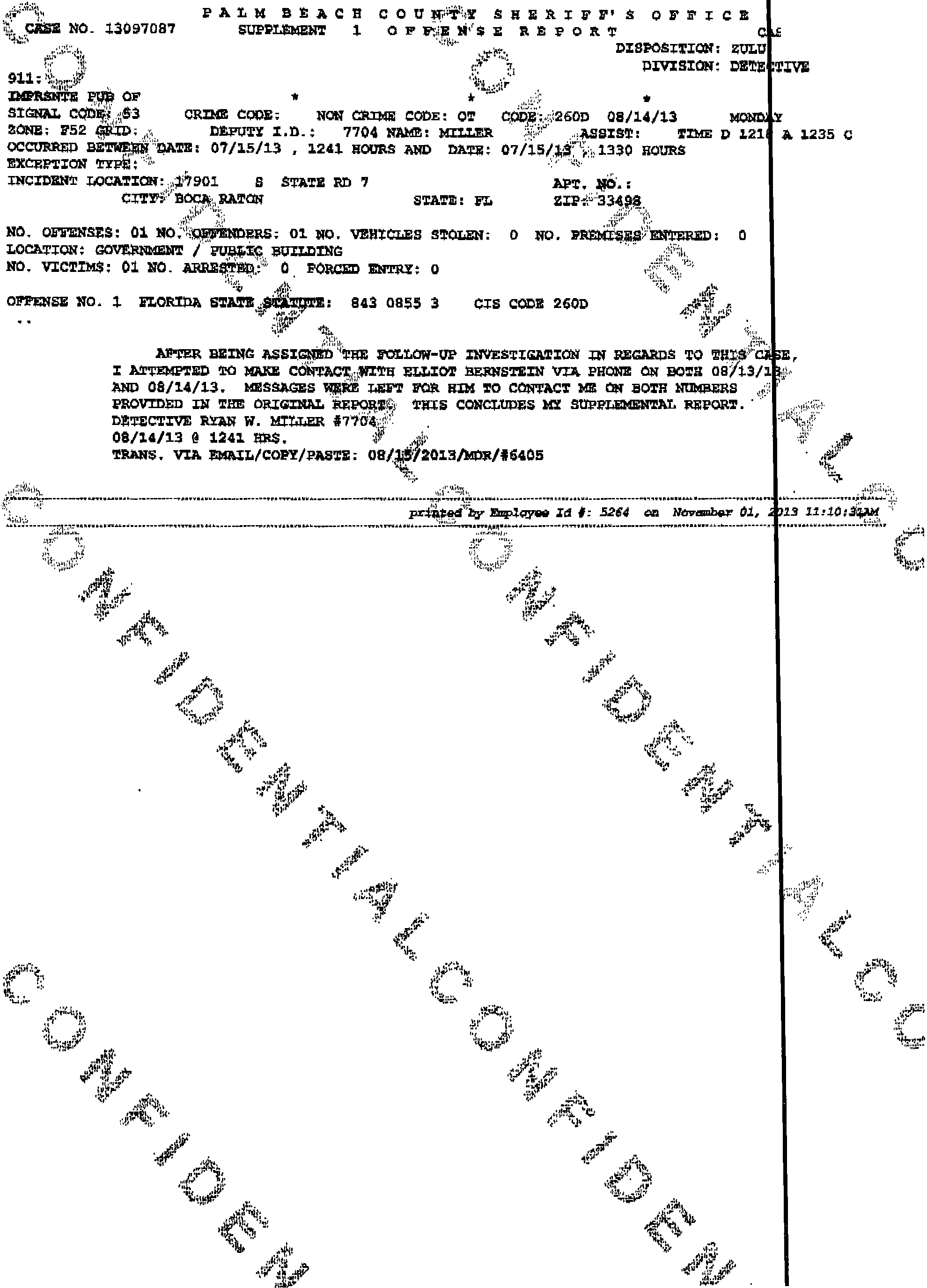
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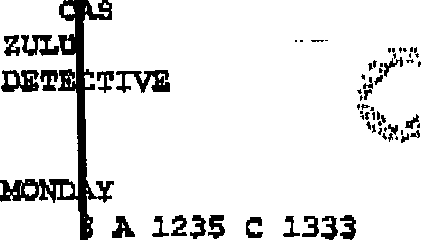
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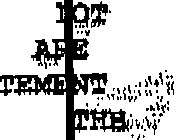
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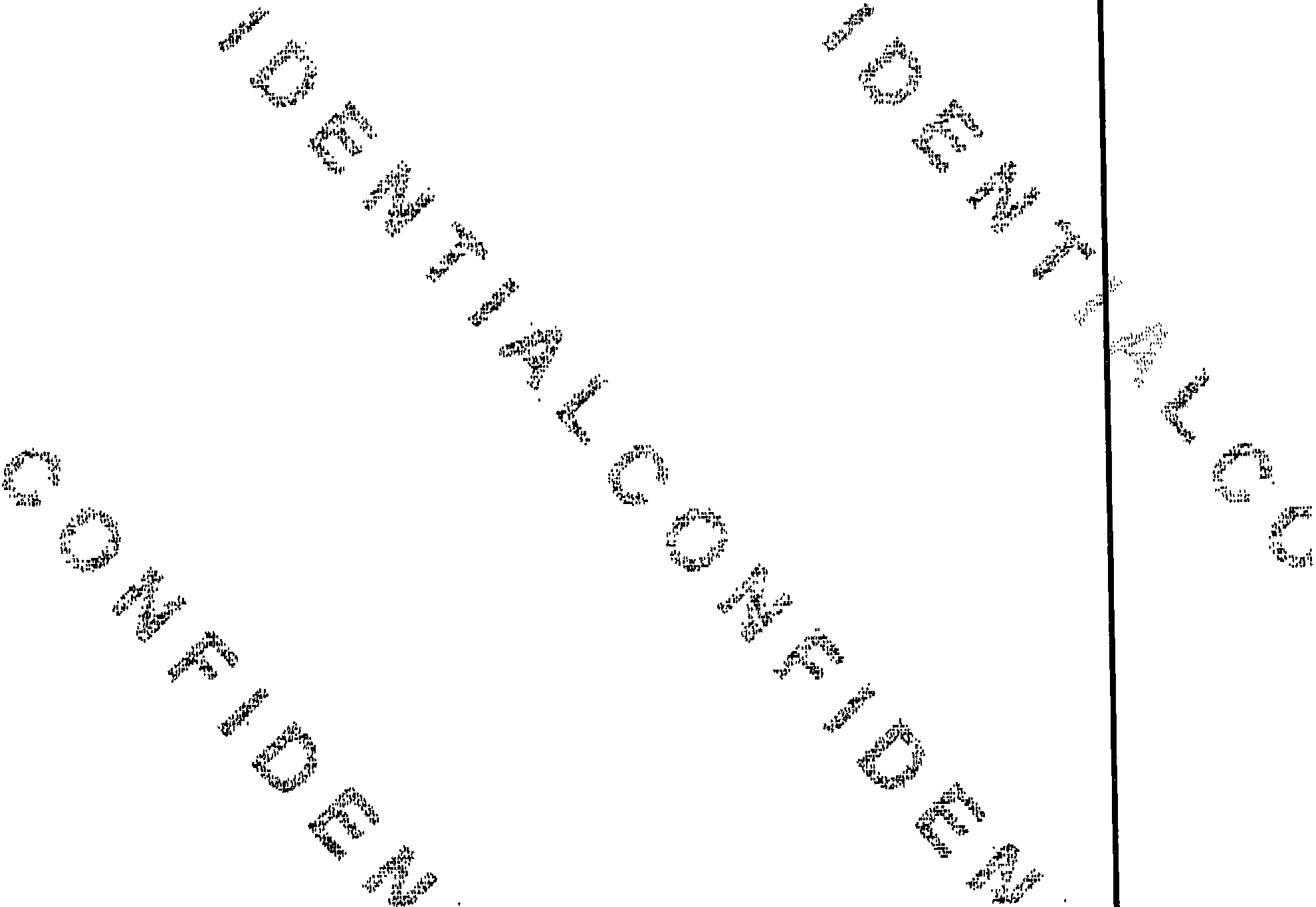
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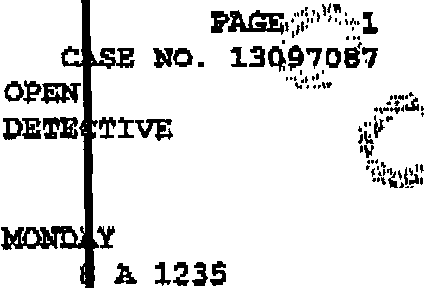


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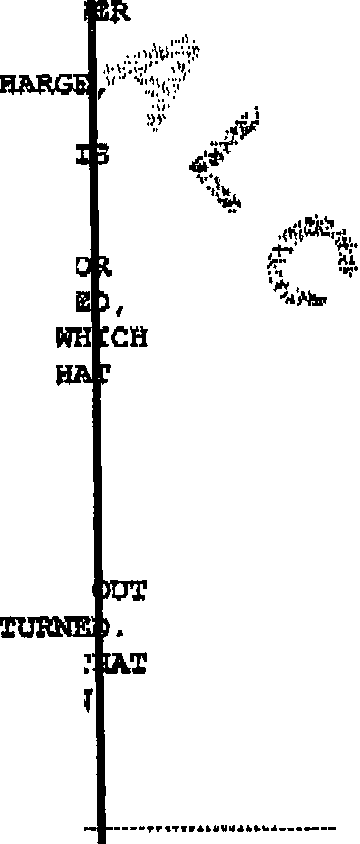
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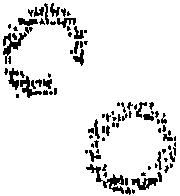


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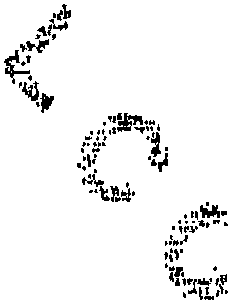
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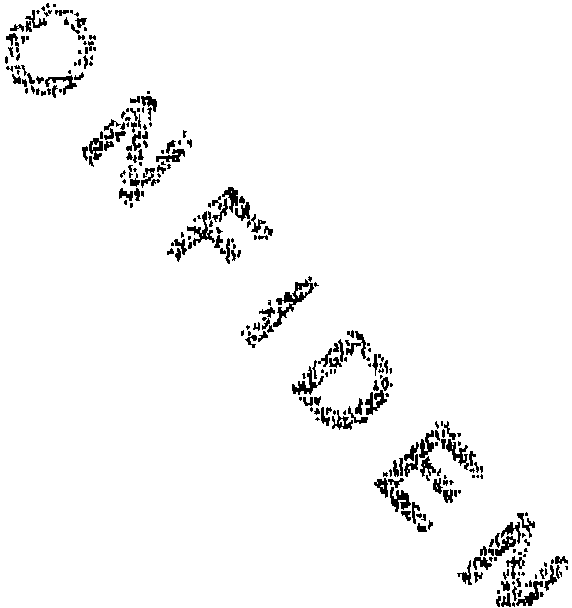
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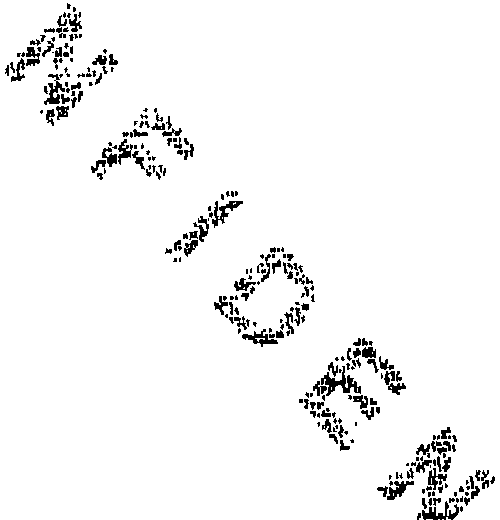
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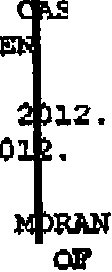


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***Eliot***

*2013-11-02 10:52:54*

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Simon was dead and she forged his name and then Tescher & Spallina took series of docs, not just the waivers and filed them with court as if Simon were alive and closing the estate at that time.

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***Eliot***

*2013-11-02 10:56:31*

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Stated to Governor office she did this to save grieving family and depro prevara, yet was Simon grieving while dead? Her attorney told the court she did it in fear of retribution of her employer and here we have a third story???

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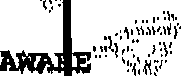
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***Eliot***

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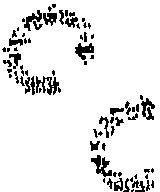
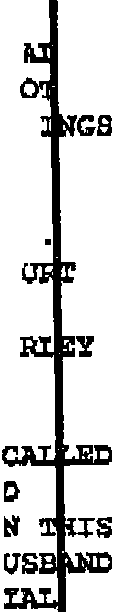
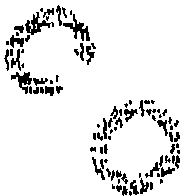
This is a lie as Spallina was notified in May 2013 of the documents, along with Ted, Pam, Jill, Lisa that the documents were forged in the first Petition Eliot files with court.

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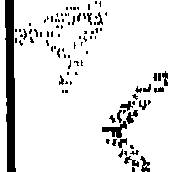
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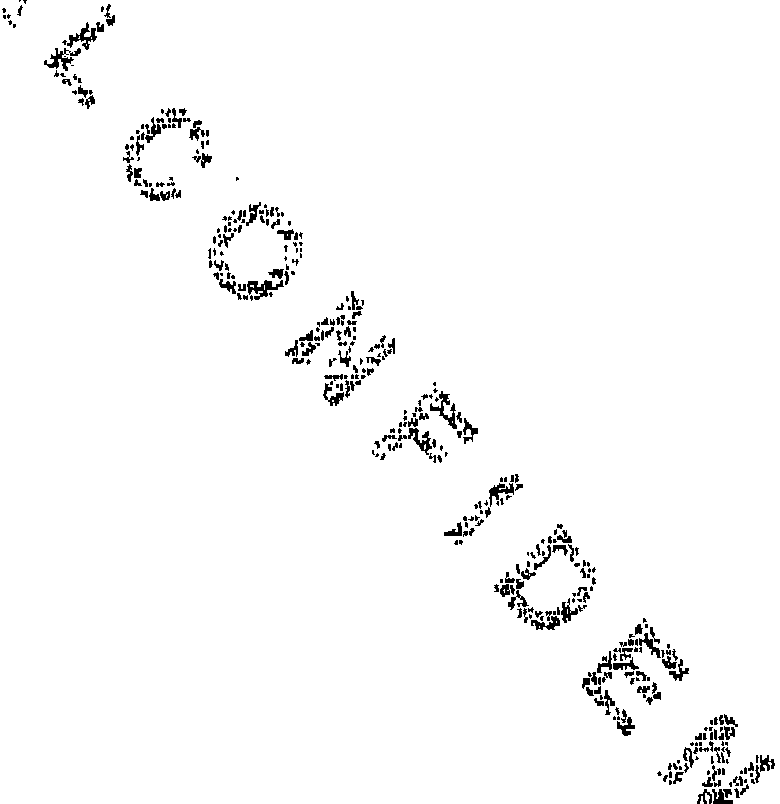
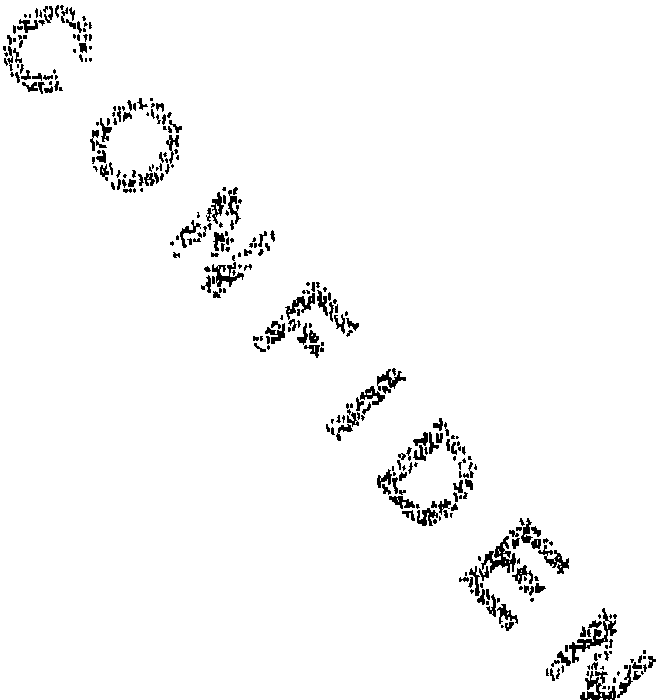
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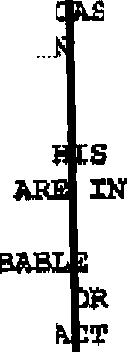
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***Eliot***

*2013-11-02 10:59:12*

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I was not present when Candice called Det Miller and had advised her against such a call but understood her rational and fears after the court hearing where tensions were very high.

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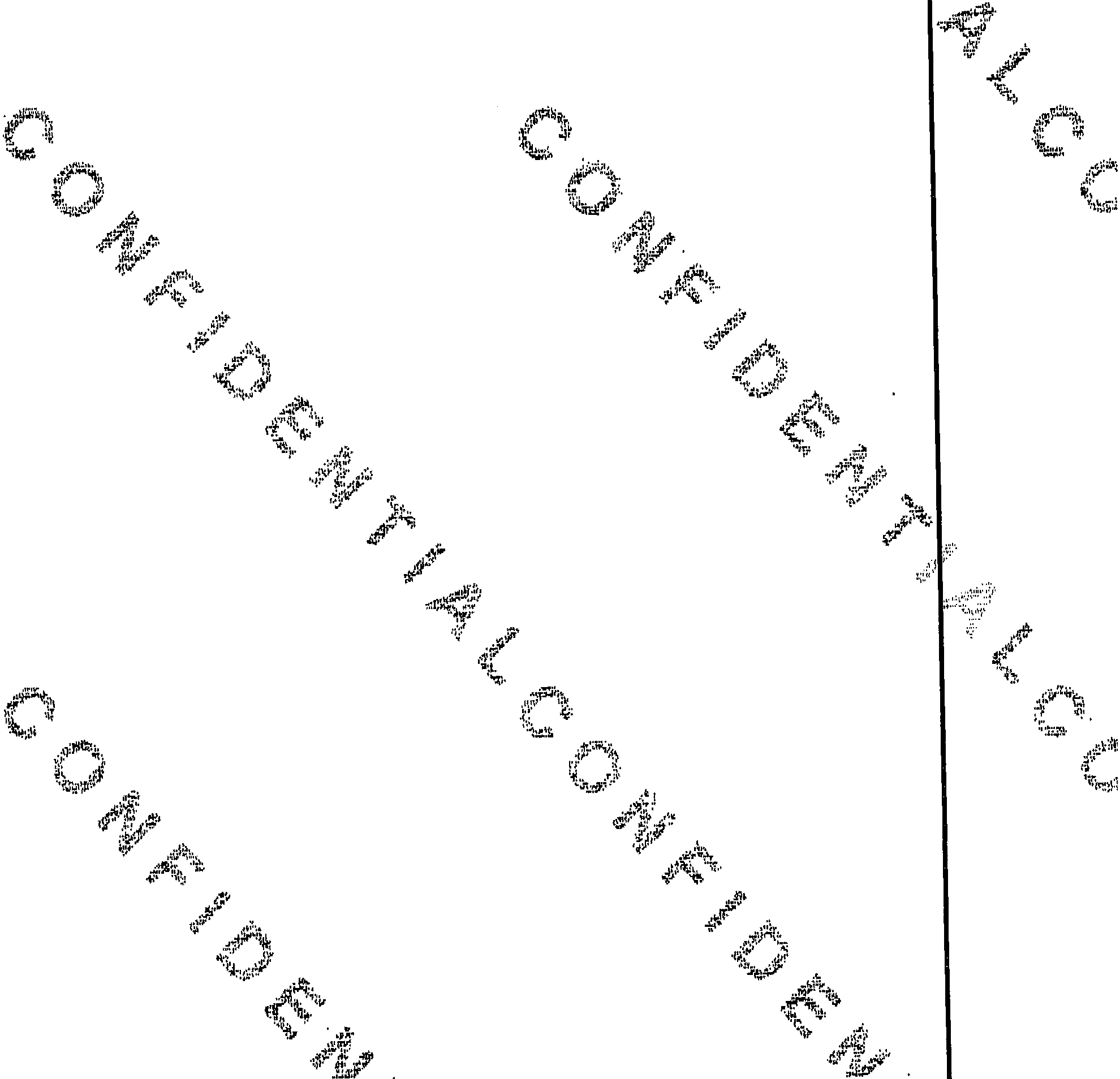
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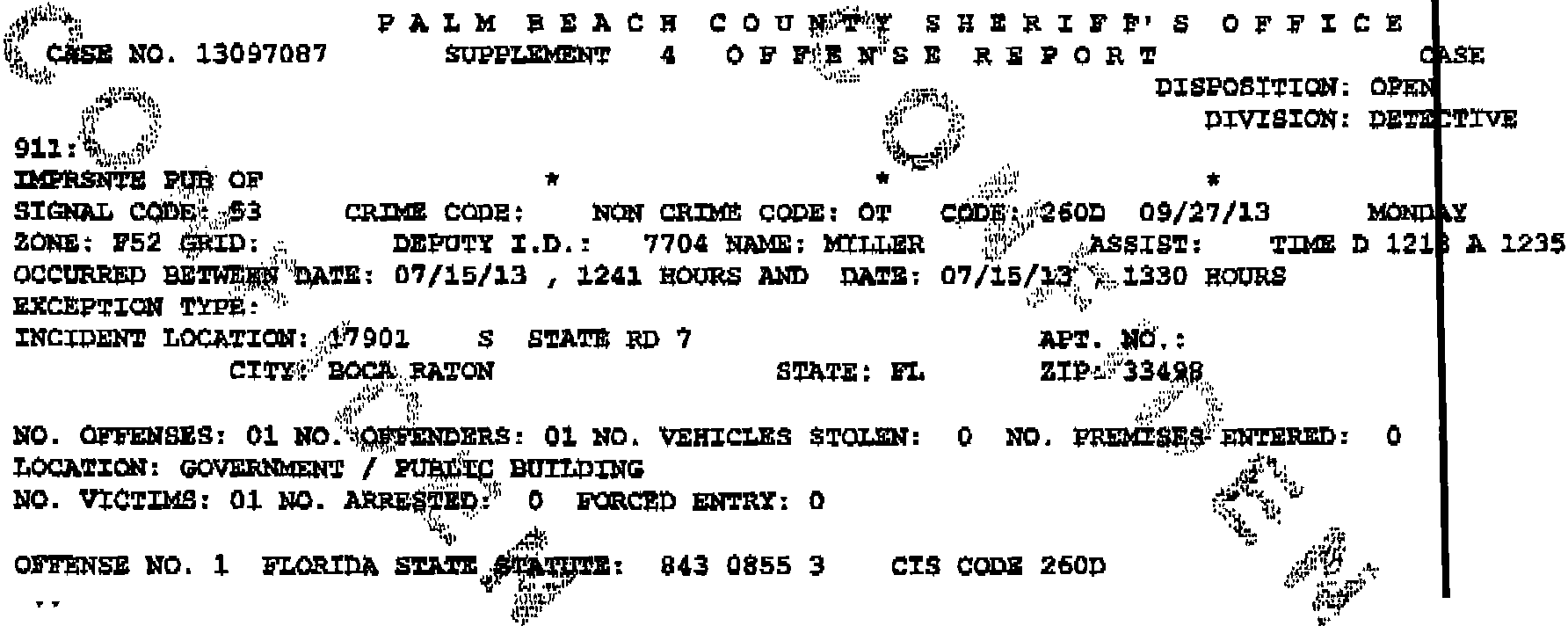
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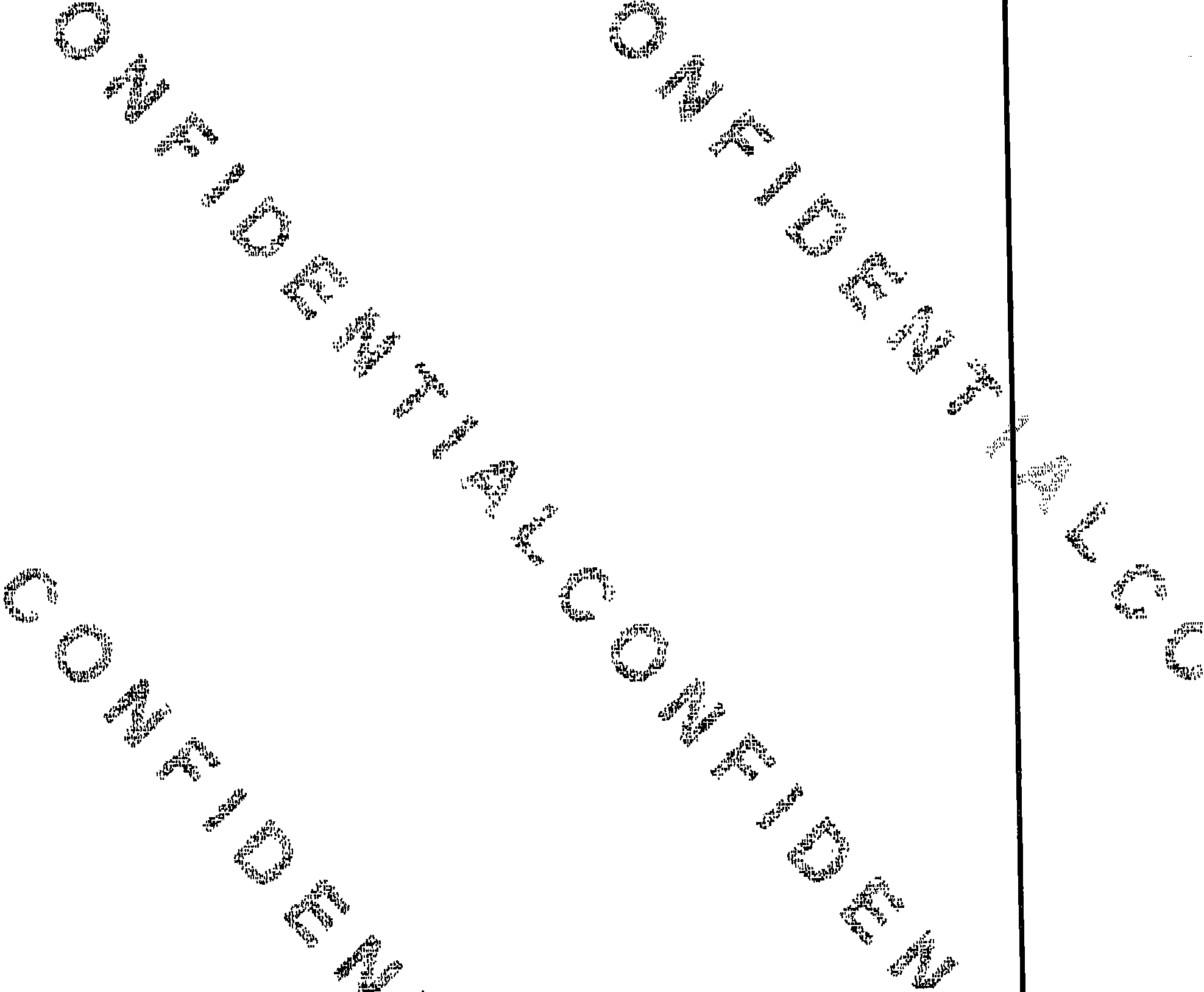
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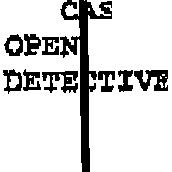
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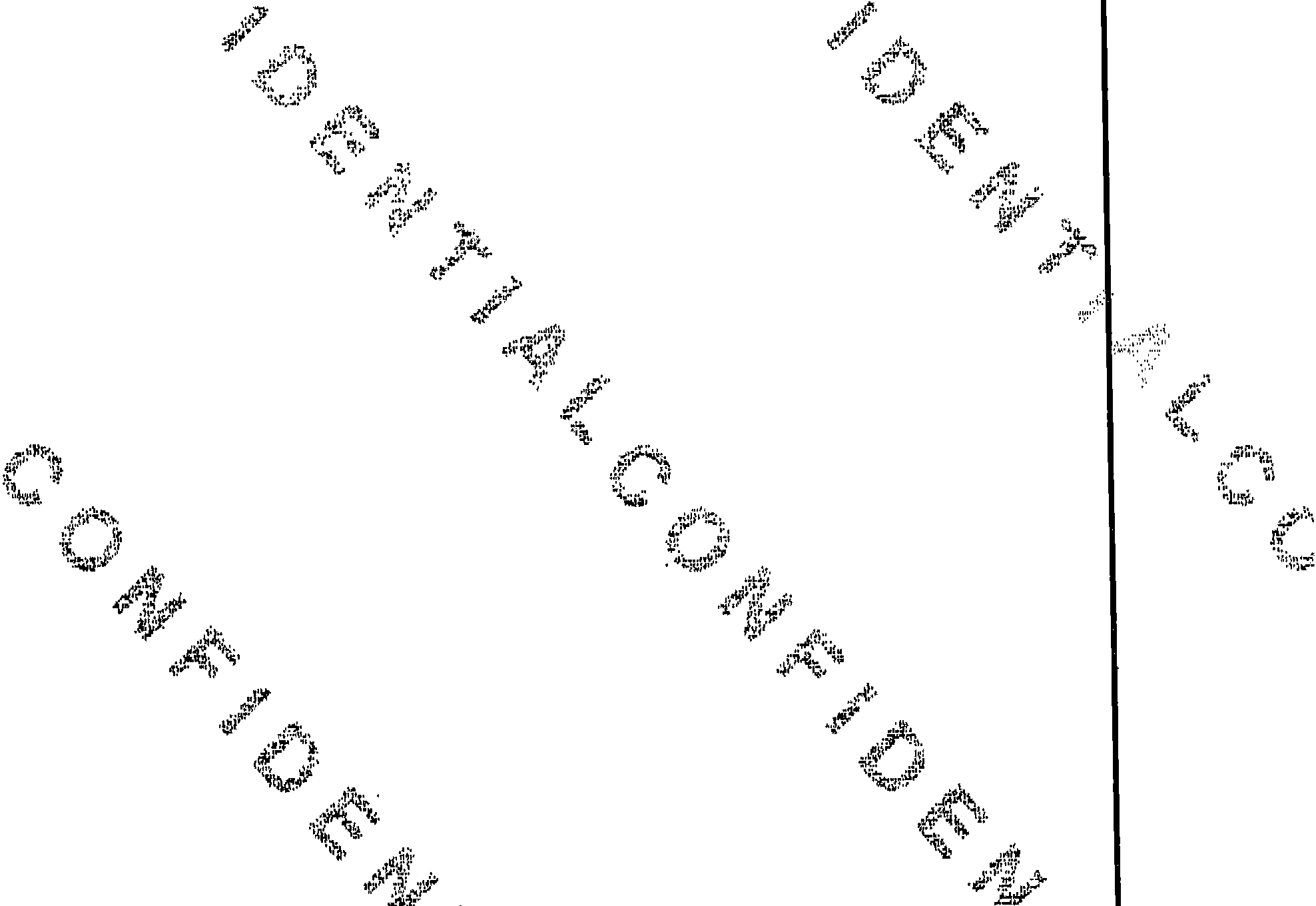
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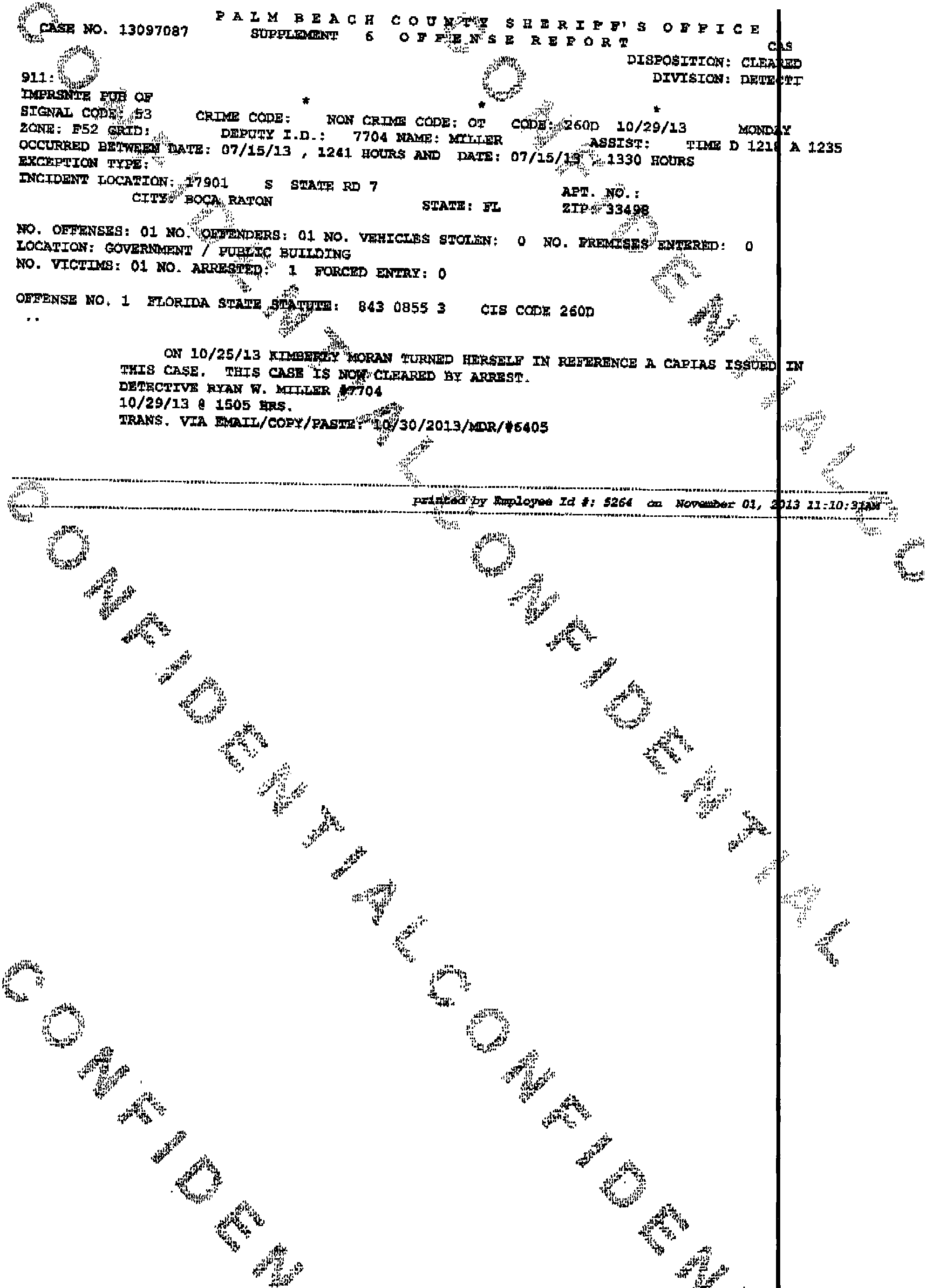
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**PALM BEACH COUNTY SHERIFF'S OFFICE CENTRAL RECORDS**

**FSS EXEMPTIONS/CONFIDENTIAL**

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r 1·9.071(2)(c) Active criminal irttel1igenre/active crimrnal investigative Informatio ri

r 119.071{5)(g)1 Biometric Identification Information (Fingerprints, palm ''°

prints, arid footprints)

r 119.071(2)(e) Confession

r 365.171(15) Identity of 911 caller or person requesting emergency service

r 119.071(2){d) Surveillance techniques, procedures, and persormel; inventory of law enforcement resources, policies or plans pertaining to mobilization, deployment or tactical operations

r 119.071(2J(f) Confidentlal Informants

r 316.066(5)(a) Crash reports are confidential for period of 60 days after

the report is filed

r 119.071(2}(h)(1} Identity of victim of sexual battery, lewd and lascivious offense upon a person less than 16 years old, child abuse, sexua1 offense

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r 119.071(2)(1) Assets of crime victim

r 119.071(5)(a)(5) Socfal securlty numbers heId by agency

r 119.071(5)(b} Bank account #, debit, charge and credit card numbers held by an agency

r 985.04(1) Juvenile offender records

r 119.0712(2) Persona1 information contained in a motor vehicle record

r 119.071{2)(b) Criminal intelligence/investigatrve information from a

non-Florida criminaf justice agency C")

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P' 395.3025(7)(a) and/or 456.057{7)(a) Medical informaUon

r 943.0531943.0525 NCICIFClC/FB! and in-state FDLE/DOC

r · 394A615(7) Mental health information

r 119.071(4)(c) Undercover personnel

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r 119.07(4)(d) Extra fee if request is voluminous or requires extensive

personnel, technology

r 119.071(4)(d){I) Home address, telephone, soc. security #, photos of active/former LE personnel, spouses and children

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CASE NO. 12121312

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CASE NO. 12121l12

DlS>'OSITION: ZULU

DIVISION• ROAD PATROl'..

>'OLICE SERVIC *C.At,l'.,* w •

SIGN CODE: E8 CRIM!: CODE: NON Cl?a: CODE: PS CODEi 95EB 09/13/12 THURSDAY

ZONE: C2l GRID: DEPUTY I.D., 8826 NAli!E: liAOGH VINCENT A$$IST: TIME p 11S5 A 1211 C 1522

*OCctnulEP* Sli:'l'WEli:N DATE: 09/12/12 , 0830 HOURS AND DATE: 09/13/12 *1* 0100 HOUK$

EXCEPTION TY):>E,

INCIDENT OCATION: 7020 LIONS HEAD t.A Al'T· NO. : Cl, SOCA RATON STATE: Pl'.. ZIP: 33496

NO. OFFENSES: 00 NO. OFFENDERS: DIC NO. VEHICLES STOLEN: 0 NO. PREMISES ENTERED: 0 LOCATION: RESlD!U{C - SINGLE fAMil'..Y

NO. V CTIMSI 00 NO. ARRESTED: 0 FORCED EN'l'RY: 0

NAME LIST:

ROL)!:•

O"r!ili:R SIMON Ulll.NST!i:IN

SEX: M RACE:W HT: 505 WT• R)!:SIOEN'l'IAL ADDRESS: 7020 LlONSH)!:AP WI. SVSINESS PHONE: 561 000 0000

OTHER TED 2EruiSTli:IN

SEX• M ll.ACE: W HT: 0 WT: RESIDE!llTI ADDRESS: 12344 MELROSE SUSINESS PHONE: 561 000-0000

OTHE BLLlOT I BHRNSTEIN SEX: M RACE: W HT: 510 WT•

RE$lOEN'I' AL APPRESS1 27$3 NW 34TH ST SUSINESS HONlil: 561 000 0000

OTHR RACHEL WALKER

DOSI 12/02/1935

lSO HR• CJRA'¥' ln!'E: BROWN

BOCA RATON FL 33496 HOME PHONE:561 000-0000

DOS• 0$/27/1959 0 HR: UNnmWN li:YE: UNKNOWN

SOCA RATON FL 33428 HOME HONE:561 213-2322

OQB, 09/30/1963 185 MRI SROWN li:YE: HAZEL

BOCA RATON *FL* 33434 HOME PHONE:561 885-7627

ooe: 03/0S/l.984

SEX: F RACE: W HT: 508 WT: 130 liR• !3WND !i:YE: BLUE

RES DENTlA!. ADDRESS• 99 SE MlZN"li:R SD

BUSINESS PHONE: 561 000-0000

OTHER MARITZ UCCIO

SEX: F RACE, W HT' 502 W'l' I RESIDENTIAL APDRESS• 7020 LONS Hli:AD LA BUSINESS PHONE: 561 000-0000

BOCA RATON FL 33434 ROME PHON!i::S61 000-0000

IJOS:04/23/1966 120 HR: BROWN ln!'!il: BROWN

BOCA RATON FL 33495 HO!a: HON2 :56l 305 2999

OTHER LISA FRIHDSTEIN DOB: 03/15/1967 SEX: F RACE: W HT: 501 WT: '.1-20 H!I.• 2ROWN HE: i!!WWN

RESIDENTIAL AODRHSS: 2142 CHHILL t.A HIGHLAND IL 60035 BUSINESS PHONE: 561 000-0000

HOME PHONE;847 877-4633





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C EHTR A LR E CIJR D S #2517 p ' 003/004

Page 2 of 3

CASE NO. 12121312

P A L M B *t* A C H *C* 0 N T Y S H Ii: R !F li' ' S O F F I C E PAGE 2

0 F P E N S 2 R E P 0 R T CAS NO.12121312 DISPOS 'l'ION: ZULU

ON 9/13/12 AT 1211 BOQRS, I RESPONDED TO 7020 LYONS Hli:AD l:.Al!E,

tl'NINCORPORATEP BOCA RATON, L., Al'lt> MR WITH T D i:;:RNSTEIN ANP HIS SISTER Nim ROTHER, LISA FRIEDSTlN Al'lt> ELLIOT !!lmNST IN, IN asFaENCll: TO A POLICE ASSIST. TED ADVISE!) HIS FAT:in:R, SIMON

BlmNSTEIN WAS 'l' TO DRLY COMKUNI't'Y HOSPITAL AT 1000 HOURS ON 9/12/12 ANP PASSED AWAY AT 0100 HOURS ON 9/13/12. HE EXPLArNED WR.IL);: AT THE HOSPITAL Blil WAS ADVIS:SD !!Y anrow s CAR TAkta, RACHKL

TllALKlm THAT SIM;ON'S LIVE IN G'.!'.!U.FRI!i:Ntl, MARITZA PUCCIO MIGB'l' HAVE PROVl'.l'.l P SIMON WITH A '.LA!<OiR 'l'HliN PR.l!:SCRI!!ED POSE OF BIS

;\f; tt; mm;mmm '.illfu '.f **MEDtTION AS WELL AS O!ra Oli' HER RESCRIBED**

SI.EEPING Pl+WS, WHICH COt'.IUl OF CAUSED HIS PUT!?. HE :ro HE VOICJlP BIS CONCERNS TO Tai!; POC'?ORS AT DELY COMMtlNITY HOSPITAL SUT

THEY ADVIS THERE PIO NOT APPli:AR TO BE ANY SUSPICIOUS CIRCI,JMSTJ\ll'CRS

SUNPING SIMON 'S DEATR JU.IP THli:Y WOULD NO'l' BE CONrlUCTING AUTOSPY. Tlii1> CONTACTED BO'!'a A PRIVA'l'i COMPANY l\flP 'I'HE PALM BEACH COUNTY

MEI>ICAL EXAM:Qa:R• S OFFICE REGAitD NG :JAVING AN AUTOSPY CONDUCTED .

BOTH APVISli:Il HE SHOULD COACT 'l'l!E PAI.M BEAClj: CO!.m'l'Y SHERI1 '$ OFFICil.

AFTER BPRJUO'.NG WITH TED, I SPOKE l>iI'l'H RACHEL. RAd;U:L STARTED BY TELLING ME TRA'l' SIMON S1Jli'Fli:RED ?!!.OM $JWERAL AILMBm'S TO INCLtmE,

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SHE SAID EFHCTED HIS

Mll:N'rAL

F.To.CUL'I'IES. RACHEL Af>VISED WH!ill SHE

ARRIVED AT SPliON 1 $ BOUSE AT 0830 HOURS ON 112/12, SHE PO'l'.JND SIMON

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BTHING B'O'l' HE HAI) A VERY LOW HEilR.T B T ANl'l WAS UNAWAli'.E OF HIS S"ORROONDINGS. RACHEL SA P $BORTLY AFTER HER ARRIVlU. MARITZA RE'l'URN'!m HOME . TK!i:Y KAP A !ll!.Ili:li' ARGtlMKNT OVI!:!!. w:inmraR OR. NOT

THEY SHOULD BRING SlMON TO THE HOSPITAL A$ RaCH SAYS MAll.ITZA PIP NOT BELiliNE Hli: NEEDED TO GO TO 'l':in: HOSPITAL AT THIS TI)!E.

RACHEL SAID T!l'.A *Slit* l!'INALY TOLP MARITZA THAT SHlt *°I'll<$* oornG TO 'l'AXE

Hll1! 'l'O 'l'!U: HOSPITAL BY mi:RSELF. SHE SAID SHP: l'..:eF'l' 'l'BE HOUSE APPROXIMATRLY rna a HOURS POil. T:f!t HOSP:J:'l'Ar.., RACHEL WlilN'l' ONTO TEL)'.,

TilAT MARI'l'ZA PROVIDiD SIMON WI'l'H ONit: OF HER PRESCUB!i:P 8:\R\;ifoi1[iji)i SLEEPING PILLS ON Tl'U!l NIGM'!' or /S/12. SHE ALSO SAID SIMON WAS FR:SSCRIHP 100 i1fl\*l-!;l.!ii:1!Di\•t.1!1Miw.,1i1i.,;1..1ll1"11111!.111H.1i11'¥iK.ri-l)1r.1',;:):..:;,1,1';"tr"'J.:.,m...,: PILLS ON 9/7/12 ANP SU l:SELilMi: THAT MARITZA WAS PROVIDING SIMON WlR GER THEN PRESCRISRD DOSES

011' )\1/Ti:Jl;jill!;jilmjJJffilli· oi:2L TOL'D ME SHE Bli:IiIEVm:l 'l'Hl!:U W)!;R)!; Om:,y

JO PILLS Lli:FT IN THi BOTTLE AT THB TIM O $ION'S OiA'l'H. I LATER

COUNTilD THii SOTTLK 01' il!mv. m;m:r.iB!\ltfili\:\iffi::. 'l'!U:R:J;: m:iu: *9* 0 • 5 pILLS l:N THE



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C EN TR A L R E C O R OS #2517 P. 004/004

Page 3 of 3

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| CASS NO. 12121312 |  | 0 F I' B 1' S B R E 1" 0 R T | CASE NO. l2l2t3t2 |

PISPOSITION• ZULU

50TTLB SOWING THAT SlMON DI!> NO'l' TAXB MOE 'l'HAN PE$C'RIBED .

J:T Sll:OULD ALSO ISB NO'l'BD THAT I SPOia: Wl'l'H BLL O'l', WHO SAW

HI 1\S AT DINNR WITH SIMO AND KARIZA ON 9/B/l2 AND ODSERVJ::P

!US i'ATHBR T:i;!LL MARITZA 'l'HA'l' HB WANTEP ONlil Olt ua g;;\\faJx;:, $t.ililPIHG

PILLS aCAUSB HB COULD NOT SLEP. ELLIOT SAID THEY :itAil A BRIE ARGUMBNT 0'11l!:R 'l'IUS AS MU'l'IZA RBl'USJ!:P TO ALE.OW $lMON TO TAKE ONE OF HBl PILLS INITIA!.LY. AT THIS lMli: SGT. CAS'l'iLt.I ARIVEP ON SCINX llNJ) WAS Af>V'lSED 011 THB 0.ll.SJi:.

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A HOL!> ON SIMON'S aOPl" i'OR W:tj\\l!i!imJ\lfilmiJ:: i'ROM THE IQ:PIC'AL BXAMlNElt' S Oli'VICE

WHO WOULD CHEC!t. OM THB SIT:i:ON 'l'Illl NZXT llAY. I WAS JU.SO ADVISED

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ON SIMON 1 9 MDY .iUltl 'J:\fi\f'J\i !\rn illj W».S i:MAILEl'J • THlS RBPORT IS goa lNi'ORMA'l'ION PURl'OSs.

D/S RAUGH #8826

TRJINS 9/1i/t2 DG#4495

olCT: 9/lJ/12 0 i7oo !\Rs.

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p A L M B E A c H c 0 U N T

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| R | E p 0 | R | T |  | CASE NO. | 1-3159967 |  |

0 F F E N s E

DISPOSITION: ZULU DIVISION: ROAD PATROL

CIVIL MATTER ZONE: C21 GRID: OCCURRED BETWEEN EXCEPTION TYPE:

CODE: 956 6

DEPUTY ID.: 5189 ASSIST: DATE: 01/01/10 , 0900 HOURS AND

DATE: 12/23/13 MONDAY

TIME D 1624 A 1632 C 1716 DATE: 12/23/13 , 1600 HOURS

INCIDENT LOCATION: 2753 NW 34 ST

CITY: BOCA RATON STATE: FL

APT . NO.: ZIP! 33496

NO. OFFENSES: 00 NO. OFFENDERS: 00 NO. VEH. STOLEN: 0

LOCATION: RESIDENCE - SINGLE FAMILY

NO. VICTIMS: 00 NO. ARRESTED: 0 FORCED ENTRY: 0

NO. PREM. ENTERED: 0

COMPLAINANT ELLIOT I BERNSTEIN DOB: 09/30/1963

SEX: M RACE: W HT: 5l0 WT: 185 *HR :* BROWN EYE: HAZE:L

RESIDENTIAL ADDRESS 2753 NW 34TH ST BOCA RATON FL 334 34

HOME PHONE: 561 886-7628

BUSINESS PHONE; 561 254-8588

OFFENSE INDICATOR: OFFENSE 1 VICTIM NUMBER: 1 VICTIM TYPE: ADULT

RESIDENCE TYPE: COUNTY RESIDENCE STATUS: FULL YEAR EXTENT OF INJURY: NONE

INJURY TYPE(l): NOT APPLICABLE

INJURY TYPE{2): NOT APPLICABLE VICTIM RELATION: UNDETERMINED

ON 12/23/13 THE VICTIM/COMPLAINANT CAME TO THE DISTRICT 7 OFFICE TO FURTHER REPORT A CRIME OF THEFT THAT HAS BEEN OCCURRING FOR A FEW YEARS. THE VICTIM MR . BERNSTEIN STATED THAT HIS FAMILY MEMBERS HAVE TAKEN THOUSANDS OF DOI.LARS IN ASSETS1 A VEHICLE, JEWELRY, CLOTHING, FURNITURE, AND MANY OTHER ITEMS.

THE VICTIM ALSO STATED HE HAS AN ONGOING CASE WITH DET. RYAN MILLER OF 'I'HE PALM BEACB COUNTY SHERIFF'S OFFICE, THE CASE NUMBER IS 13-097087. THE VICTIM/COMPLAINANT ALSO GAVE ME A 3 PAGE WRITTEN ,DATED AND SIGNED STATEMENT THAT I WILL FORWARD VIA INTEROFFICE MAIL TO DET. MILLER. HE ALSO ADVISED HE WILL FURTHER CONTACT DET. MILLER REF THIS NEW CASE NUMBER WHICH HE WAS ADVISED TO GET THRU HIS ATTORNEY. IT SEEMS THIS MATTER HAS BEEN IN LITIGATION FOR SOME TIME AND WILL CONTINUE TO BE. I WILL ALSO FORWARD TO DET. MILLER THE LIST OF SUSPECTS WHICH ALSO WAS QUIT LONG, ALL FAMILY MEMBERS. I ADVISED THE VICTIM I WOULD FORWARD ALL THIS INFO TO DET. RY.A.N MILLER.

D/S RAINERI 5189. 12/23/13 AT 1735 HRS

TR.ANS: PAP 7123. 12/27/13

03/ 03/ 2[)14 11: 44 5515883154 CENTRALRECDRDS PA13E 1)2/1)2

6903 03/03/14 EO O O

P A L M B E A *C* H c 0 U N T y *s* H E R I F p i s 0 F F I c E PAGE 2

SUPPLEMENT l 0 F F E N S E R E P O R T CASE NO. 13159967

DISPOSITION: ZDLU DIVISION: DETECTIVE

ClVIL MATTER ZONE: C2l GRID: OCCURRED BETWEEN EXCEPTION TYPE:

CODE: 9566 DEPUTY ID.: 7704 ASSIST:

DATE: 01/01/10 */* 0900 HOURS AND

DATE: 01/07/14 MONDAY

TIME D 1624 A 1632 C 1716

DATE: 12/23/13 , 1600 HOURS

INCIDENT LOCATION: 2753 NW 34 ST CITY: BOCA RATON STATE: FL

APT. NO.:

Z IP : 334.9 6

NO. OFFENSES; 00 NO. OFFENDERS: 00 NO. VEH. STOLEN: 0 LOCATION: RESIDENCE SINGLE FAMILY

NO. VICTIMS: 00 NO. AR.RESTED: 0 FORCED ENTRY: 0

NO. PREM. ENTERED: 0

I RECEIVED AN INTER-OFFICE PACKET FROM D/S RAINERI REFERENCE THIS CASE. I HAVE NOT BEEN ASSIGNED THE FOLLOW-UP IN REGARDS TO THIS CASE AND IT Hl.S NO BEARING ON 13-097087 WHICH I INVESTIGATED. THE PACKET WAS SENT BACK TO D/S RA..INERI . I ALSO INFORMED BERNSTEIN THAT I WAS NOT ASSIGNED THIS CASE AND HE WODLD NEED TO FOLLOW UP WITH D/S RAINERI OR DISTRICT 7.

DETECTIVE RYAN W. MILLE #7704

01/07/14 ® 1010 HRS .

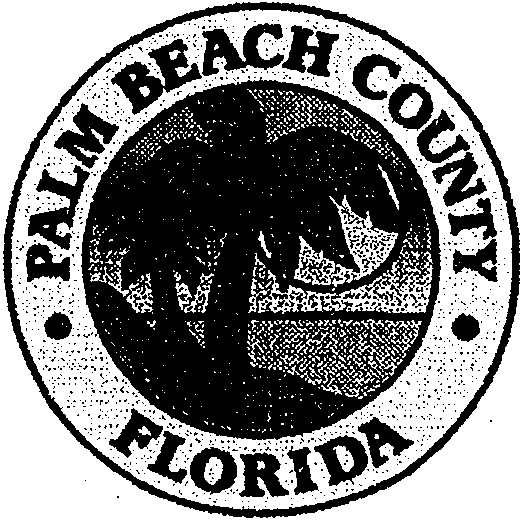
TRANS. VIA EMAIL/COPX/PASTE: 01/08/2014/MDR/#6405

**PALM BEACH COUNTY CORONER**

**REPORTS**

It was alleged by Theodore Bernstein on 9/13/2012 the day Simon died to Palm Beach Sheriff's that his girlfriend Maritza Puccio had murdered him via poisoning her, yet no poison screen was done until 3/10/14 and not transmitted to Eliot Bernstein until 7/22/2014. On page 11 Simon goes from 76 yrs old to 113 and some of the poisons seem to be in the reportable range like Cadmium and Arsenic.

OFFICE OF THE DISTRICT MEDICAL EXAMINER DISTRICT 15 -STATE OF FLORIDA



PALM BEACH COUNTY 3126 GUN CLUB ROAD

WEST PALM BEACH, FLORIDA 33406-3005 (561) 688-4575

(561) 688-4592 FAX

NAME: BERNSTEIN, SIMON CASE NUMBER: 12-0913 DATE OF DEATH: September 13, 2012 AGE: 76 SEX: M RACE: W DATE OF AUTOPSY: September 14, 2012 I 11:00 a.m.

AUTOPSY FINDINGS:

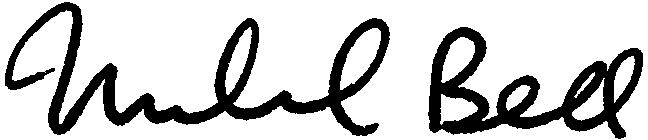
1. Acute subendocardial myocardial infarct.
2. Status post coronary artery bypass grafting, remote.
3. Severe calcific coronary atherosclerosis.
4. Focal myocardial fibrosis.
5. Bronchopneumonia.
6. Severe aortic atherosclerosis.
7. Fibrous pericarditis.
8. Calcific aortic valve annulus.
9. Nephrosclerosis.
10. Cirrhosis with chronic hepatitis.
11. 0ld splenic infarct.
12. Pleural effusions.
13. Sternum fracture.
14. Anterior rib fractures.
15. Osteoporosis.
16. Status post appendectomy, remote.
17. Status post cholecystectomy, remote.

NAME: BERNSTEIN, SIMON CASE NUMBER: 12-0913

CAUSE OF DEATH: Myocardial infarct due to severe coronary atherosclerosis CONTRIBUTORY CAUSE OF DEATH: Bronchopneumonia, cirrhosis

MANNER OF DEATH: Natural

OPINION: Simon Bernstein, a 76-year-old man, died from a heart attack due to blockage of the arteries that feed his heart. He also had pneumonia and cirrhosis. His blood hydrocodone concentration was therapeutic. There was no overdose. He did not have meningitis.



Michael D. Bell, M.D. District Medical Examiner

MDB:df

Date Signed: November 8, 2012

NAME: BERNSTEIN, SIMON CASE NUMBER: 12-0913

EXTERNAL EXAMINATION:

The body is that of a 5 foot 7 inch, 191 pound, overweight, white man who appears the reported age of 76 years. His body mass index is 29.9.

The body is well preserved and cold. Mild rigor mortis is detected in the extremities. Purple livor mortis is on his back.

The decedent is normocephalic without apparent injury to the face or scalp. The decedent has short, gray-brown hair. He has brown irides with no conjunctiva!petechiae. There is slight chemosis. The corneas are clear. The sclerae are nonicteric. No facial, nasal or mandibular fractures are palpated. The nasal septum is intact. No froth or fluid escapes from the nose or mouth. The teeth are natural and in good repair. There is no trauma of the lips, gums or frenulum.

The neck is symmetrical and has no trauma or injury. There is no palpable crepitus or hypermobility. No neck masses are observed.

The thorax is symmetric. The abdomen is protuberant with small ecchymoses on the abdomen. The external genitalia and anus are unremarkable. The decedent is circumcised.

The arms are symmetrical and normally developed. The arms have no needle tracks. The fingernails are short. The legs are symmetrical, and there is slight pedal edema. The back shows a symmetrical external contour and the spine is straight. The back has no trauma. The skin shows no rashes.

IDENTIFICATION:

No tattoos are on the body. A vertical 9 inch scar is in the midline of the chest. A vertical 10 inch scar is on the right abdomen. A transverse 3 inch scar is in the left groin. Three vertical scars run along the inside of the left leg, and they are 3 inches, 4 inches, and 18 inches, respectively.

The decedent is unclothed.

EVIDENCE OF MEDICAL INTERVENTION:

Two hospital blood tubes accompany the body, and they are dated 9/12/2012. The decedent has multiple needle punctures on the right and left antecubital fossa, lower arms and right hand, and all of them are surrounded by small ecchymoses. An identification band is on his right wrist.

NAME: BERNSTEIN, SIMON CASE NUMBER: 12-0913

INTERNAL EXAMINATION: BODY CAVITIES:

The sternum is fractured. Anterior ribs 2 through 6 are fractured bilaterally. There is a small amount of extravasated blood surrounding the fracture sites. There is extravasated blood in the anterior mediastinal soft tissues. The bones are osteoporotic, and the soft tissue is friable. There are no fractures of the clavicles, vertebral column or pelvis. The right and left pleural cavities each contain an estimated 200 to 300 milliliters of clear, straw-colored fluid. There is no blood within the peritoneal cavity. The pericardia!cavity is obliterated by fibrous adhesions. The pericardia!sac and diaphragm are intact. There are no fibrous or fibrinous adhesions involving the intestines. No aromatic or unusual odors are detected inside the body. The intravascular blood is liquid and clotted.

HEAD AND CENTRAL NERVOUS SYSTEM:

The scalp has no edema. The subgaleal tissues have no contusions or injuries. The temporal muscles have no contusions. The skull is intact and has no fractures. No epidural or subdural hematomas are present. The dura mater is intact and has no discoloration.

The 1400 gram brain has thin, transparent leptomeninges with no subarachnoid blood or exudate seen. The leptomeninges are not congested or hyperemic. The cerebral and cerebellar gyri and sulci are of normal size and configuration and have no edema or swelling. No cingulate, uncinate or cerebellar tonsil herniation is present. No contusions or defects are on the surface of the brain. The olfactory bulbs and rest of the cranial nerves are intact. The vertebral, basilar and cerebral arteries, including the arterial circle of Willis, have a moderate amount of atherosclerosis.

The cerebral hemispheres have a thin, gray, cortical ribbon with no slit-like or punctate hemorrhages. The subjacent white matter, including the centrum ovale and corpus callosum, has no discoloration, hematomas or masses. The lateral ventricles are enlarged but have normal configuration and contain no blood. The third ventricle is enlarged. The caudate and lenticular nuclei are unremarkable, as is the thalamus. The mammillary bodies have no discoloration or hemorrhage. The hippocampal gyri are symmetric and have no sclerosis. The occipital lobes are normal. The midbrain, pons and medulla oblongata are unremarkable. The folia cerebelli are neither atrophic nor swollen. The cerebellar white matter and deep midline nuclei are normal. The fourth ventricle and cerebral aqueduct are of normal size and contain no tumor, blood or exudate.

NECK:

The oropharynx is light red-yellow with no trauma or injuries. The epiglottis is light red-yellow and leaf-like, and there is a small amount of aryepiglottic edema. No food or foreign objects obstruct the oropharynx, larynx, trachea or bronchi. The hyoid bone and thyroid cartilages are intact. The anterior cervical neck strap muscles and soft tissues have no contusions or injuries. The prevertebral muscles, fascia and soft tissues have no contusions. The anterior cervical vertebral column is intact. The thyroid gland has its normal anatomic size and location. The thyroid gland is slightly nodular. The cervical lymph nodes are not enlarged.

NAME: BERNSTEIN, SIMON CASE NUMBER: 12-0913

CARDIOVASCULAR:

The 650 gram heart is covered by easily broken fibrous adhesions. No petechiae or contusions are on the epicardial surface. There is an increased amount of epicardial fat. The heart is right coronary artery dominant. The native coronary arteries arise normally from the aortic root, and their ostia are patent. The native coronary arteries have severe calcific coronary atherosclerosis. A stent is in the native right coronary artery. A clot is in this stent. The native left anterior descending coronary artery has 90-95% intraluminal narrowing by atherosclerosis. The native left circumflex coronary artery has 95% intraluminal narrowing by atherosclerosis. A left thoracic artery graft inserts in the left anterior descending coronary artery. This graft is patent. Two saphenous vein grafts arise from the ascending aorta. One inserts into the posterior descending coronary artery and the other into the left marginal coronary artery. The former saphenous vein graft is occluded at its ostium. The saphenous vein graft to the left marginal coronary artery is narrowed to a pinpoint at its ostium. A stent is in the proximal graft and beyond the stent distally the lumen is narrowed to a pinpoint again.

The free left ventricular wall, ventricular septum, and right ventricular wall are 1.8, 2.0, and 0.3 centimeters thick, respectively. The atria and right ventricles are dilated. The left ventricle chamber is 4 centimeters in diameter. The myocardium is red-brown and firm, with focal scarring in the posterior and lateral left ventricle walls. The scars are up to 1centimeter in greatest dimension. The endocardium is smooth and transparent with a 1 centimeter area of endocardial thickening in the right ventricle. There is no endocardial hemorrhage or mural thrombosis.

The tricuspid, pulmonic, mitral and aortic valve circumferences are 12.9, 9.0, 11.0, and 7.0 centimeters, respectively. The valves have no ballooning, deformities or vegetations. The commissures are normal. The chordae tendineae are neither ruptured nor thickened. There is moderate calcification of the aortic valve annulus. The rest of the valves and annuli have no calcification.

The aorta has no trauma or injuries. The aorta has severe calcific and ulcerative atherosclerosis. There is no aortic dissection or aneurysm formation.

RESPIRATORY:

The right and left lungs weigh 1180 and 910 grams, respectively. The lungs are normally inflated and occupy most of the pleural cavities. Both lungs have smooth, glistening, transparent pleural surfaces, except for fibrous adhesions involving the posterior lateral left upper lobe. No anthracotic pigment is on the pleural surfaces. No depressions, nodules or bullae are seen. The lungs are light brown anteriorly and dark red posteriorly. The parenchyma has focal nodular areas of consolidation in the posterior segments of the lower lobes. The parenchyma exudes red fluid. No tumor, abscesses, granulomas or pulmonary thromboemboli are seen. The bronchial tree contains red fluid. The pulmonary arteries are normal. The hilar lymph nodes are normal.

NAME: BERNSTEIN, SIMON CASE NUMBER: 12-0913

HEPATOBILIARY SYSTEM:

The 1990 gram liver has an intact nodular capsule, and its normal parenchyma is replaced by 2 to 4 millimeter in diameter brown, cirrhotic nodules. No infarcts, granulomas or tumors are seen. The gallbladder is surgically absent.

HEMOLYMPHATIC SYSTEM:

The 340 gram spleen has a smooth, intact capsule with no trauma or injury. A 4 x 1 centimeter shrunken, yellow infarct is present. No granulomas or tumors are seen within the otherwise red-purple, firm parenchyma. Gray-white follicles are not identified.

ENDOCRINE SYSTEM:

The pancreas is pale brown, lobular and soft with no fat necrosis, extravasated blood, tumor or fibrosis. The adrenal glands are thin and have yellow cortices and gray-white medullae. No hemorrhage or tumor is seen in the adrenal glands.

GASTROINTESTINAL SYSTEM:

The esophagus is lined by a smooth, gray-white mucosa with no ulcers, tumors or esophageal varices. The stomach is intact and contains 150milliliters of red fluid. No aromatic or unusual odors are detected. No pills, capsules or granular material are seen. No blood is in the stomach. The gastric mucosa is red-brown with normal rugae and no ulcers, polyps or tumors. The duodenum has no ulcers. The small and large bowel has no perforation, obstruction or infarction. No mass or tumor is seen in the gastrointestinal tract. The appendix is not identified.

UROGENITAL SYSTEM:

The right and left kidneys weigh 200 and 190 grams, respectively. Both kidneys are enlarged and have scarred, pitted and granular, red-brown surfaces. There is no trauma or injury to the kidneys. The cortices are reduced in thickness to 4 millimeters, and there. is an indistinct corticomedullary junction. There are no infarcts, granulomas or tumor. There is no hydronephrosis or renal calculi. There is an increased amount of peripelvic fat. The ureters and bladder are normal. The bladder is intact but contains no urine.

NAME: BERNSTEIN, SIMON CASE NUMBER: 12-0913 DATE: October 18, 2012 NUMBER OF SLIDES: 8

MICROSCOPIC EXAMINATION

HEART: Myocyte disarray and focal myocardial fibrosis. Myocyte hypertrophy. Acute subendocardial infarction with scant neutrophil infiltration.

LEFT CORONARY ARTERY: 90-95% intraluminal narrowing by atherosclerosis.

LEFT ANTERIOR DESCENDING CORONARY ARTERY: 90-95% intraluminal narrowing by atherosclerosis.

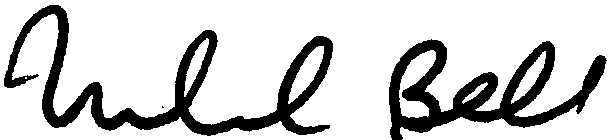
LUNGS: Bronchopneumonia. Rare fat emboli in pulmonary arteries.

LIVER: Cirrhosis with chronic hepatitis.

KIDNEY: Arteriosclerosis.

SPLEEN: Old infarct.

LYMPH NODE: Unremarkable.



MDB:df

Michael D. Bell, M.D. District Medical Examiner

Date Signed: *I 0/ 1Ji* /,i.

Wuesthoff Reference Laboratory



6800 Spyglass Court

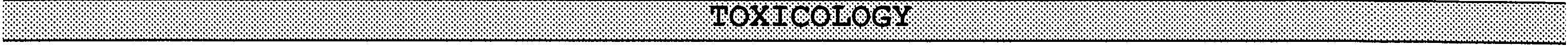
Melbourne, Florida 32940

Julie Bell, M.D., Laboratory Director

Patient: BERNSTEIN, SIMON Age: 76 Sex: M

Client Patient ID: 15-12-913 Account#: 7230586

Physician: BELL, MICHAEL Client: DIST 15 MEDICAL EXAMINER



|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Specimen Collected :09/14/2012 | Lab Order No: 21171453 |  | Reg Date: 10/23/12 |  |
| Test Name | Result | Units | Cutoff/Reporting | Limits |

*VOLATILE PANEL* - *VOLP 98245*

SPECIMEN TYPE

ANTEMORTEM BLOOD LABELED "BERNSTEIN, SIMON L" DATED 9/12/12 1035 ETHANOL NONE DETECTED g*I* dL

0.020

ACETONE METHANOL ISOPROPANOL

NONE DETECTED mg/dL NONE DETECTED mg/dL NONE DETECTED mg/dL

7.5

15.0

15.0

Analysis by Gas Chromatography (GC) Headspace Injection

*BLOOD DRUG SCREEN* - *BDSME 98216*

SPECIMEN TYPE

ANTEMORTEM PLASMA LABELED "BERNSTEIN, SIMON L" DATED 9/12/12 @ 1035 GC/MS

Quantity Not Sufficient

LC/MS/MS

HYDROCODONE, ZOLPIDEM, ACETAMINOPHEN, CAFFEINE, CAFFEINE METABOLITE

*BLOOD IMMUNOASSAY SCREEN*

SPECIMEN TYPE

ANTEMORTEM BLOOD LABELED "BERNSTEIN, SIMON L" DATED 9/12/12 @ 1035 AMPHETAMINES NEGATIVE mg/L 0.100

BARBITURATES NEGATIVE mg/L 0.100

BENZODIAZEPINES NEGATIVE mg/L 0.050

BUPRENORPHINE NEGATIVE mg/L 0.001

CANNABINOIDS NEGATIVE mg/L 0.050

COCAINE METABOLITE NEGATIVE mg/L 0.100

FENTANYL NEGATIVE mg/L 0.001

METHADONE NEGATIVE mg/L 0.050

OPIATES POSITIVE mg/L 0.050

SALICYLATES NEGATIVE mg/L 50.0

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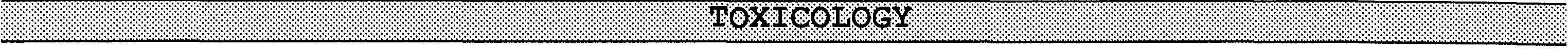
Melbourne, Florida 32940

Julie Bell, M.D., Laboratory Director

Patient: BERNSTEIN, SIMON Age : 76 Sex : M

Client Patient ID: 15-12-913 Accou nt # : 7230586

Ph ysician : BELL , MICHAEL C lient : DIST 15 MEDICAL EXAMINER



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| --- | --- | --- | --- | --- | --- |
| Specimen Collected | :09/14/2012 | Lab Order No: 21171453 |  | Reg Date: 10/23/12 |  |
| Test Name |  | Result | Units | Cutoff/Reporting | Limits |

TRICYCLICS NEGATIVE mg/L 0.100

*ACETAMINOPHEN* - *ACMP 98203*

SPECIMEN TYPE

ANTEMORTEM PLASMA LABELED "BERNSTEIN, SIMON L" DATED 9/12/12 @ 1035 ACETAMINOPHEN 16.3 mg /L 10

Therapeutic range: 10.0 - 20.0 mg/L

Analysis by Enzyme Immunoassay.

*FREE OPIATES PANEL* - *OPPF 98182*

SPECIMEN TYPE

ANTEMORTEM BLOOD LABELED "BERNSTEIN, SIMON L" DATED 9/12/12 @ 1035

CODEINE NONE DETECTED

mg/L 0.025

MORPHINE HYDROCODONE

6-MONOACETYLMORPHINE HYDROMORPHONE OXYCODONE OXYMORPHONE

NONE DETECTED 0.094

NONE DETECTED NONE DETECTED NONE DETECTED NONE DETECTED

mg/L 0.025

mg/L 0.025

mg/L 0.005

mg/L 0.025

mg/L 0.025

mg/L 0.025

Analysis by GC/MS

*ZOLPIDEM* - *ZONMS 98621*

SPECIMEN TYPE

ANTEMORTEM PLASMA LABELED "BERNSTEIN, SIMON L" DATED 9/12/12 @ 1035 ZOLPIDEM NONE DETECTED ng/mL 4.0

Plasma concentrations following single oral 5 mg and 10 mg immediate release doses range from 29 - 110 ng/mL (mean, 59 ng/mL) and SB - 270 ng/mL (mean,

120 ng/mL) , respectively, occurring at a mean time of 1.6 hours. Peak plasma concentrations following a single oral 12.5 mg extended release dose ranged from

69 - 190 ng/mL (mean = 130 ng/mL) occurring at a mean time of 1.5 hrs.

The ratio of whole blood concentration to serum or plasma concentration in unknown for this analyte.

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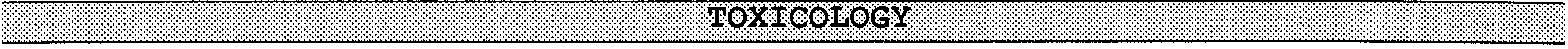
Melbourne, Florida 32940

Julie Bell, M.D., Laboratory Director

Patient: BERNSTEIN, SIMON Age : 76 Sex : M

Client Patient ID: 15-12-913 Accou n t # : 7 2 30 58 6

Phys ician : BE LL , MI CHAE L C lient : D IST 15 MED ICAL EXAMI NER



|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Specimen Collected :09/14/2012 | Lab Order No: 21171453 |  | Reg Date: 10/23/12 |  |
| Test Name | Result | Units | Cutoff/Reporting | Limits |

Testing performed by NMS Labs, 3701 Welsh Rd, Willow Grove, PA 19090-2910

Specimens were intact upon receipt. Chain of custody, specimen security and integrity has been mantained. Testing has been performed as requested

Reviewed by: -

*I*

Date: *I I>- >s-/ >--·*

FINAL REPORT - THIS COMPLETES REPORTING ON THIS CASE

Wuesthoff Reference Laboratory



Is Simon getting older as he is Dead, this is similar to him notarizing and signing documents post mortem.

6800 Spyglass Court

Melbourne, Florida 32940

Julie Bell, M.D., Laboratory Director

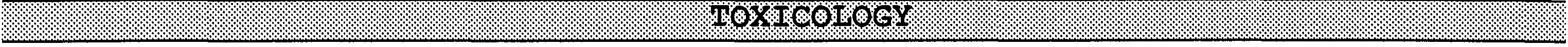
MICHAEL

Patient: BERNSTEIN, SIMON

Age : 113 Sex : M

Client Patient ID: 15-12-913 Accou nt # : VX39518

Physician :



BELL ,

Client : DIST 15 MEDICAL EXAMINER

|  |  |  |  |
| --- | --- | --- | --- |
| Specimen Collected :02/11/2014 | Lab Order No: 381300564 | | Reg Date: 02/13/14 |
| Test Name | Result | Units | Cutoff/Reporting Limits |

COMMENTS: Test performed on postmortem specimen. The validity of the test, clinical significance, and criteria for interpretation have not been established for this sample type. Normal ranges may not apply.

*METALS/METALLOIDS PANEL 3* - *M3NMS*

SPECIMEN TYPE

BLOOD

CHROMIUM NONE DETECTED mcg/L 2.0

reporting limit, reporting limit is 1.0

B.5

Normally:

Less than 2 mcg/L.

CADMIUM

Normally:

Less than 5 mcg/L

mcg/L 1.0

Refer to the OSHA website for workplace information. Various states require

that Blood Cadmium levels above certain cutoffs must be reported to the state in which the patient resides.

Please contact NMS Labs if you need assistance in supplying your state with the required information.

ZPP 130 mcg/dL

OSHA occupational threshold:

100 mcg/dL blood at hematocrit of 42.

2.0

LEAD NONE DETECTED mcg/dL 1.1

Reporting limit, reporting limit is 0.50

Reported geometric mean blood lead concentration for US population (both adults and children) is less than 3 mcg/dL (taking into account the 95% CI) .

The following are (with 95% CI)\*: Age 1 - 5 years: 50th Percentile: 95th Percentile: Age 6 - 11 years: 50th Percentile: 95th Percentile:

the reported age-based 50th and 95th percentiles

1.50 mcg/dL (1.40 - 1.70)

5.80 mcg/dL (4.70 - 6.90)

1.10 mcg/dL (1.00 - 1.30)

3.70 mcg/dL (3.00 - 4.70)

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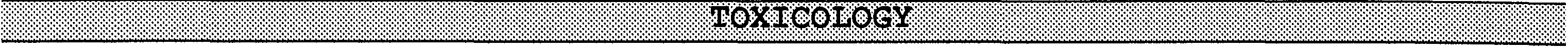
Melbourne, Florida 32940

Julie Bell, M.D., Laboratory Director

Patient: BERNSTEIN, SIMON Age : 113 Sex : M

Client Patient ID: 15-12-913 Accou nt # : VX39518

Physician : BELL , MI CHAEL Clien t : DIST 15 MEDICAL EXAMINER



|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Specimen Collected :02/11/2014 | Lab Order No: 381300564 | | Reg Date: 02/13/14 |  | |
| Test Name | Result | Units | Cutoff/Reporting | Limits |  |

Age 12 - 19 years:

50th Percentile: 0.80 mcg/dL (0.800 - 0.900)

95th Percentile: 2.70 mcg/dL (2.30 - 2.90) Age 20 years and above:

50th Percentile: 1.60 mcg/dL (1.50 - 1.60)

95th Percentile: 4.60 mcg/dL (4.20 - 4.90)

\*National Health and Nutrition Examination Survey, 2001-2002 data; Third National Report on Human Exposure to Environmental Chemicals, Department of Health and Human Services, Centers for Disease Control and Prevention.

It is reported that blood levels in the range of 5 - 9 mcg/dL have been associated with adverse health effects in children aged 6 years and younger. Additionally, the following guidelines are offered by US Centers for Disease Control and Prevention, especially in respect to children:

10 - 14 mcg/dL is moderately high and may require re-screening.

20 - 44 mcg/dL is high and may require immediate medical attention.

45 - 69 mcg/dL requires urgent attention. Greater than 70 mcg/dL is a medical emergency.

Refer to OSHA's website for workplace information. Various states require that blood lead concentrations above certain mandated cutoffs must be reported to the state in which the patient resides. Please contact NMS Labs if you need assistance in supplying your state with the required information.

Does 18 have to

be reported? Cutoff 11.

ARSEN IC 18 11

mcg / L

reporting limit, reporting limit is 5.0

Normally: Less than 10 mcg/L.

Seafood consumption within 2 to 3 days before specimen collection can markedly increase total Arsenic levels.

Various states require that levels above certain cutoffs must be reported to the state in which the patient resides. Please contact NMS Labs if you need assistance in supplying your state with the required information.

MERCURY 4.1 mcg / L 3 . 0

Normally: Less than 10 mcg/L.

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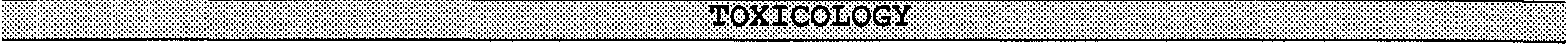
Melbourne, Florida 32940

Julie Bell, M.D., Laboratory Director

Patient : BERNSTEIN, SIMON Age : 113 Sex : M

Client Patient ID: 15-12-913 Accou nt # : VX39518

Physician : BE LL , MI CHAE L Clien t : DI ST 15 MEDICAL EXAMINER



Specimen Collected :02/11/2014 Lab Order No: 381300564 Reg Date: 02/13/14

Test Name Result Units Cutoff/Reporting Limits

Various States require that Blood Mercury levels above certain cutoffs must be reported to the state in which the patient resides. Please contact NMS Labs if you need assistance in supplying your state with the required information.

Specimens were intact upon receipt. Chain of custody, specimen security and integrity has been mantained. Testing has been performed as requested

Reviewed by: - Date *: 3\_.-(\_()-/ l\_{. \_*

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FINAL REPORT - THIS COMPLETES REPORTING ON THIS CASE

TOX ICOLOGY RE PORT BERNSTEIN, SIMON

Form:MM Siugle RLIT Page 3 of 3 Printed: 03/10/14 15:14

**From:** Eliot Ivan Bernstein

**To:** "Michael Bell"

**Cc:** Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP

(mmulrooney@Venable.com); Andrew R. Dietz @ Rock It Cargo USA; 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)

**Bcc:** Undisclosed List; Eliot I. Bernstein, Inventor ~ Iviewit Technologies, Inc.; Patrick "Pat" Hanley

(cpsvm@yahoo.com); Pat Handley (svm231@aol.com); [""tourcandy@gmail.com"](mailto:tourcandy@gmail.com) (tourcandy@gmail.com)"

**Subject:** RE: CASE NUMBER: 12-0913 --- Simon Bernstein Autopsy

**Date:** Friday, January 10, 2014 3:45:00 PM

Hello Dr. Bell,

Thank you for your reply and continued efforts on my behalf and I would like to clarify a few statements in your email below. First, I did not ever tell the police I was worried about my father getting too much of his medication or that he was being poisoned. These claims came from my brother Theodore and my father’s assistant Rachel Walker who believed he was murdered by his companion and so stated to the police and the hospital the day my father died on September 13, 2012. In fact, I stated that I did not believe my father was being poisoned by either over medication or other poisons by his companion Maritza Puccio as evidenced in the Police Report. I reviewed the drug toxicology you provided and agree with your assessment of that. As for what poisons may have been used when the, alleged by others, switching of pills with pills of an unknown substance took place and I agree with you that it could have been anything and which is why I requested the Police take all of his medications into evidence but they did not. I am not sure what a heavy metal screen is and what it tests for or what other poison screening tests are available, could you please clarify this for me? Further, did you review the records of my father in the 8 weeks prior to his hospitalization, which may also have significant information and may further provide evidence of possible poisoning, as he was suddenly and unexpectedly suffering during that time from a wide range of symptoms in those weeks and he was taken to several of his doctors to evaluate who were all perplexed and this led to brain scans at the hospital just days before his death. Did you get a chance to review the report on the brain scan done? I am not sure but it appears prudent in ruling out foul play that these records be reviewed from all of his doctors during that time for information that could reveal what, if any, poisons were used based on the symptoms he was suffering and the battery of tests run on him concerning all these problems. I am not represented by an attorney in this matter as there appears at this stage of inquiry no need to spend money on one and so please continue to deal directly with me as Simon’s son via email or feel free to call me at my contact info below.

I pray you had a wonderful holiday season with your family and again thank you for your time, effort and consideration of these matters,

Eliot I. Bernstein Inventor

Iviewit Holdings, Inc. – DL 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](mailto:iviewit@iviewit.tv) [http://www.iviewit.tv](http://www.iviewit.tv/)

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**From:** Michael Bell [[mailto:mbell@pbcgov.org]](mailto:mbell@pbcgov.org)

**Sent:** Friday, January 10, 2014 1:21 PM

**To:** Eliot Ivan Bernstein

**Subject:** RE: CASE NUMBER: 12-0913 --- Simon Bernstein

The autopsy was done at the Palm Beach ME office.

All drugs are “poisons” when given in sufficient doses. You initially told police you were worried about your father getting too much of his medications. The toxicology clearly shows that did not happen. There are thousands of drugs(poisons) and therefore it is impossible to test for all of them. If you think you know what was given, then please share that information. I will do a heavy metal screen which will take several weeks.

I have reviewed all the records of your father’s hospitalization. My opinion is unchanged.

All further communication should be through your attorney who can call me at 561-688-4575.

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

**Sent:** Monday, January 06, 2014 12:23 PM

**To:** Michael Bell

**Cc:** Caroline Prochotska Rogers Esq.; Michele M. Mulrooney ~ Partner @ Venable LLP; Andrew R. Dietz

@ Rock It Cargo USA; Marc R. Garber Esq.; Marc R. Garber, Esquire @ Flaster Greenberg P.C.; Marc R. Garber Esq. @ Flaster Greenberg P.C.

**Subject:** RE: CASE NUMBER: 12-0913 --- Simon Bernstein

Dear Dr. Bell,

I have not heard back on my email to you below. Can you please provide me a timeframe for your getting back to me? Please also include information regarding if the poison screening was done when the autopsy was conducted, not just a drug screening, as evidence exists that contact was made with the hospital on the night my father died that he may have been poisoned and similar claims were made to the Palm Beach County Sheriff the day he died. The remainder of the questions in my email still need to be addressed and as I am currently in ongoing civil and criminal complaints regarding my father, a prompt reply with an ETA would be greatly appreciated.

Thank you, Eliot Bernstein

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

**Sent:** Monday, November 11, 2013 6:23 AM

**To:** Michael D. Bell, M.D. ~ Medical Examiner @ Office of the District Medical Examiner - District 15 - State of Florida (mbell@pbcgov.org)

**Cc:** Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com); Andrew R. Dietz @ Rock It Cargo USA; Marc R. Garber Esq. (marcrgarber@gmail.com); Marc R. Garber, Esquire @ Flaster Greenberg P.C.; Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcrgarber@verizon.net)

**Subject:** FW: CASE NUMBER: 12-0913 --- Simon Bernstein

Dear Dr. Bell,

Thank you for your prompt reply to my inquiry. A few more questions arose after reviewing your report. First I would like to state that there has been an arrest made in my parents’ estates of the Notary Public Kimberly Moran who acted on behalf of the law firm Tescher & Spallina in forging and fraudulently creating documents for my father, after he was deceased. I have alleged to the court that these documents were part of a conspiratorial effort by primarily my brother and his friends Donald Tescher and Robert Spallina to seize control of Simon’s estate post mortem and change the beneficiaries using post mortem documents. In should also be noted that in a September 13, 2013 hearing before Judge Martin H. Colin in the Del Ray Beach courthouse, it was found that the estate of my mother was closed by my father months after he was deceased, as if he were alive at the time and thus perpetrating a fraud on the court, which prompted Judge Colin to state twice that he should read Robert Spallina, Esq., Donald Tescher, Esq., Mark Manceri, Esq. and my brother Theodore Bernstein their Miranda rights for the crimes he identified at the hearing that they committed. That after Simon was deceased these fraudulent and forged documents that gave

fiduciary control to Tescher, Spallina and Ted then provided the way for far more serious felony crimes to be committed. The Palm Beach County Sheriff has made an arrest of Moran thus far and that report is filed as case # 13097087.

With that said, after reviewing your report I noted that you received my father’s body, the day after he died on September 14, 2013. The reason I ask if this is correct, is that we were informed after my father died that his body had been taken to Miami to a have an autopsy performed, which delayed the burial by several days as we waited for the autopsy to be performed. The autopsy was alleged by my brother, Spallina and others to be being conducted in Miami and after reviewing your report it was clear that you indicate the body never was transported to Miami. Therefore, please verify the information regarding the transportation of the body after the hospital to your offices with any/all stops in between.

I requested in my original letter to you if a poison screening had been completed, your letter stated a toxicology report was run but it appears to be a drug only test, not a poison screening. The reason this is now important is that immediately following my father’s death as noted in your report materials, a claim was made to Palm Beach County Sheriff by Rachel Walker and Theodore Bernstein primarily that my father was murdered by his girlfriend, Maritza Puccio, via either overdosing or poisoning. Walker claimed that Maritza was switching pills in containers and may have been switching the pills with other substances and other substances may have been given to him, which may have included poisons or other drugs. I also note that after the officer interviewing Walker counted out the pills he was on and everything seemed in order, Walker claimed that the pain medication was not the only drug that may have been tampered with and that other substances may have been given to Simon in the weeks leading up to his death.

I do not doubt your conclusion that my father died of a heart attack but there can be many substances, including poisons that can induce a heart failure, I am trying to assess if the poison screening might have unearthed any substances in addition to the drug screen run by your agency. I am confused by some of your claims as to what occurred at the hospital that day as they contradict in part what we were told by the doctors who handled my father that day, including the following;

1. You claimed that evidence of a heart attack was found in the reports on admission to the hospital but that turned out to be wholly disproved by the end of the day.
2. Initially in the morning when we first took my father into the hospital, the first doctor attending him thought he was having a heart attack due to his prior history, despite my father claiming that he was not having a heart attack and that he knew what a heart attack felt like and he was not having one and thought he was fine, stating he was just confused and in pain from other ailments he was having.
3. Later in the afternoon the initial doctor claimed that he did not find any signs of a heart attack after running a battery of tests and called in an infectious disease doctor to evaluate and run tests, as he to thought something else was going on other than heart related as he was having several other readings regarding other major organs that were highly abnormal.
4. We were assured by the cardiologist in charge of my father’s care in the evening, before he let us go home that Simon’s heart was fine and that NO markers were found indicating a heart attack. Instead he claimed he had “West Nile Virus” or some other virus of an unknown origin or that something else was wrong entirely, as many of his other levels he tested were off the charts, indicating something else was going on. He stated Simon would be fine, he was stable and they would begin testing in the morning.
5. We were called back to the hospital several hours later early the next morning. When I arrived my father’s girlfriend Maritza had been ejected from the ICU where she was staying with Simon overnight as someone had informed the hospital that Simon might be poisoned and they had shut his room off visitors until security could arrive. When I arrived at ICU they would not at first let me in until security could escort me to my father where he was being resuscitated for a second time.

Finally, my father began developing a series of ailments several weeks prior to his death that had me and others running him to a variety of doctors to be tested for a variety of ailments, including a brain scan a few weeks prior to his death. That brain scan was run by the same cardiologist who treated my dad at the hospital the day he died and his symptoms prior to that day included strange screaming pains in his head, delusions, hallucinations and more. I wondered if you had reviewed any of his prior doctor reports in the two months leading up to his death, as we never determined the exact cause of what was making him melt down over the last weeks of life in such bizarre fashion. In fact, the cardiologist at the hospital the day he died was confused how his charts appeared fine when he did the brain scan only a few days earlier and stated he could not believe it was the same man when he got the reports at the hospital that day. Did you get a chance to review all the reports from the hospital that day and all the test results run or did you just review the admission report? If you reviewed all of the records and reports what where the other problems and tests run and what were the results. These results were of concern to the doctors that day and I wonder if any of those other problems could come from poisoning. If you ran a poison screening please provide me with the results as you did with the drug toxicology.

Please feel to write back to me as I do not answer my phone much and am far easier to reach via email. I look forward to hearing from you soon. Thank you again in advance for your continued time, effort and consideration of these matters. Eliot

**From:** Michael Bell <[mbell@pbcgov.org](mailto:mbell@pbcgov.org)> **Date:** November 7, 2013 at 11:17:02 AM EST **To:** Eliot Ivan Bernstein <[iviewit@iviewit.tv](mailto:iviewit@iviewit.tv)>

**Cc:** "Caroline Prochotska Rogers Esq." <[caroline@cprogers.com](mailto:caroline@cprogers.com)>

**Subject: RE: CASE NUMBER: 12-0913 --- Simon Bernstein**

Hi Mr Bernstein,

I tried to call your cell phone, but it would not accept anymore messages because it was full.

Your father died of a heart attack that was evident at autopsy and in the hospital records (he had elevated cardiac enzymes on admission).

He did NOT have West Nile virus. This disease causes a meningoencephalitis. This was NOT present at autopsy. I have attached the additional microscopic examination report as I did not see it in the pdf you sent me.

We did a toxicology screen which showed therapeutic concentrations of acetaminophen and hydrocodone. Zolpiden was detected but the level was too low to be measured. The toxicology testing can detect hundreds of different drugs.

If you have any other questions, please call me at 561-688-4575.

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

**Sent:** Saturday, November 02, 2013 7:02 PM

**To:** Michael Bell

**Cc:** Caroline Prochotska Rogers Esq.

**Subject:** CASE NUMBER: 12-0913 --- Simon Bernstein

Dear Dr. Bell,

I write to you after review of your attached autopsy report on my father that raises some questions regarding the cause of death that I hope you can help answer. On September 12, 2013 when we brought my father into the hospital the first diagnoses we received in the morning was that he had a mild heart attack. After testing an infectious disease doctor was brought in who claimed it could be instead some sort of virus as it was not looking like a heart attack. Later that evening while in intensive care, a doctor came and told my family that he did not have a heart attack and that his heart was fine and instead they thought my dad had West Nile Virus or some other exotic virus and that we could go home. The doctor claimed he was stable, we could go home and they would begin testing the next day. In fact, the doctor asked me if it was I who brought my father in for a brain procedure several weeks earlier and stated that when he reviewed the file to compare to his earlier records he was stunned to see the results and stated that Simon had perfect test results just days earlier for the brain procedure and now he was off the chart on several levels. The doctor stated his problems definitely were not due to his heart as he found no markers of heart attack or other heart complications. Several hours later, I was called to the emergency room where they were attempting to resuscitate my dad but to no avail and he passed.

I was informed when he passed that they were going to do a test for West Nile Virus and other similar infectious diseases and I was wondering if these tests were also performed post mortem to rule all those causes out. Finally, I was wondering if a poison screening had been done and if one can now be done if requested.

Thank you for your time, effort and consideration in the handling of this matter. Eliot I. Bernstein

Inventor

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