

DEPARTMENTAL DISCIPLINARY COMMITTEE
SUPREME COURT, APPELLATE DIVISION
FIRST JUDICIAL DEPARTMENT
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Not received by Iviewit until January 2004, due to missing Apartment number on letter. First letter ever missing the correct address.

September 2, 2003

PERSONAL AND CONFIDENTIAL

Eliot I. Bernstein
IVIEWIT #801
10158 Stonehenge Circle
Boynton Beach, FL 33437

First Dept states that letter was returned because address was incorrect. Who wrote this, Joseph Wigley.

COPY

Re: Matter of Kenneth Rubenstein, Esq.
Docket No. 2003.0531

Dear Mr. Bernstein:

As you know, there is pending litigation concerning the same or related facts which you have alleged here. We have found that a judicial resolution of such matters is helpful to the Committee. Accordingly, we have decided to close our investigation at this time.

The Committee arrived at this determination after the case was submitted to a member of the Committee, an independent board of lawyers and non-lawyers appointed by the Appellate Division, First Judicial Department. The Committee member concluded that we should await the conclusion of the litigation. We request, however, that you inform the Committee of any court decision or other event which may warrant an immediate investigation by the Committee.

Who is the mystery Committee member? The civil case by the time we received this letter had been closed for months, Cahill states he is re-opening cases now that civil is complete and did not deal with any of the issues other than billing.

Very truly yours,


Thomas J. Cahill

TJC:adp/P:JGW/A:ANB

D-PL/C(F475/TB520)

Cahill is fully aware that civil case is not dealing with any issues other than billing and that it is concluded. Aware that countercomplaint was not heard or tried on technicality and that Proskauer had won through a strange default judgement.

Cahill cc's no one??? There are no filing date stamps or marks either, is this procedurally correct?

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IVIEWIT # 801
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Boynton Beach, FL 33437

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COPY

Re: Matter of Raymond A. Joao, Esq.
Docket No. 2003.0532

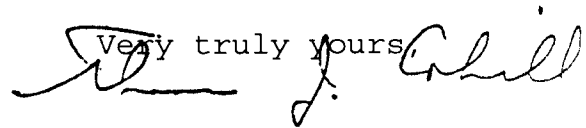
Joao has nothing to do with Proskauer billing dispute, as he claims he is not with Proskauer. How do they merge?

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