



Claim # _____

The Lawyers Fund for Client Protection
of the State of New York

STATEMENT OF FACTS

INSTRUCTIONS

If your claim seeks a refund of legal fees, you must provide the Fund with the facts in this statement. Answer every question. If space is inadequate, attach additional pages.

It is important that you submit all evidence that proves your loss, such as retainer agreements, receipts, cancelled checks, letters, closing statements, etc.

If you have your legal file, send it to the Fund. We will return it to you. If you do not have it, your local Attorney Disciplinary Committee may be able to locate it for you.

You should also understand that the Fund is not permitted to compensate for an attorney's malpractice or neglect; or to resolve fee disputes. The Fund can only reimburse money, securities or property that are wrongfully taken in the practice of law.

Mail this completed statement and your other evidence to:

The Lawyers Fund for Client Protection ♦ 119 Washington Avenue ♦ Albany, New York 12210

1. Name of attorney complained about: 1. Thomas Cahill, Chief Counsel - First Department - Inquiry #2004.1122 2. Steven C. Krane - Proskauer Rose LLP - First Dept Docket #2004.1883 3. Kenneth Rubenstein - Proskauer Rose - First Dept Docket #2003.0531 4. Raymond A. Joao - Proskauer Rose LLP - First Dept Docket #2003.0532 5. Proskauer Rose LLP - First Dept Docket pending assignment. All cases except Thomas Cahill have been moved from the First Dept to the Second Dept for conflict of interest and the appearance of impropriety discovered in these cases.
2. When did you retain this attorney? 1998
3. What legal services, or what type of legal case, was involved?
Patent & Trademark, Copyright, Corporate
4. What was the agreed legal fee to be? \$ ~~First Dept for all Docket records~~ See First Dept Dockets - Please contact Paul Curran - Chairman -
5. How much of the legal fee did you pay? \$ Approximately 800,000
6. Did you pay court costs or filing fees in advance? Yes _____ No _____ If Yes, how much? \$ _____
7. How many times did you meet with this attorney? Briefly describe each meeting and what happened:
Please see First Dept Dockets
8. Describe all telephone calls with this attorney that involved a discussion of your case:
Please see First Dept Dockets

9. What legal papers did this attorney prepare for you?

Patent Trademark Copyright Corporate Formation, Securities Transactions

10. Describe all court appearances this attorney made for you:

11. What is the status of your case at this time?

United States Patent and Trademark Office has suspended the patents pending investigation into allegations of Fraud Upon the United States Patent and Trademark Offices

12. Do you have a new attorney to complete your case? Yes _____ No

If Yes, give the name and address of your new attorney:

13. What legal fee is your new attorney charging you to complete your case? \$ _____

How much have you paid? \$ _____

14. Have you sent us your legal file? Yes _____ No If No, please explain:

All records can be obtained from the First Dept, although due to conflict of interest and appearance of impropriety the cases have been moved by the Supreme Court Appellate Division: First Department to the Second Dept

15. Have you sent us copies of receipts for legal fees paid, cancelled checks, etc.? Yes _____ No

If No, please explain:

It is attached to the attorney dockets at the First Dept

16. Please offer additional facts concerning your loss that you believe are important:

I (We) verify and affirm, under penalty of perjury, that the information provided in this statement of facts is true.

September 12, 2004

Eliot I. Bernstein

Date

Signature of Claimant

Eliot I. Bernstein - President
Iviewit Holdings, Inc.

Signature of Claimant



Claim # _____

The Lawyers Fund for Client Protection
of the State of New York

APPLICATION FOR REIMBURSEMENT

Instructions:

Answer every question in this application. If space is inadequate, attach additional pages.

You must provide us with copies of all evidence that proves your loss, such as cancelled checks, receipts, letters, closing statements, etc.

Mail the completed application to: The Lawyers Fund for Client Protection, 119 Washington Avenue, Albany, New York 12210.

1. Your Name and Address: Mr. Mrs. Miss Ms. Age(s) 40 _____

Name: Eliot I. Bernstein and Iviewit Holding's Inc.

Address: 10158 Stonehenge Circle - Suite 801
Boynton Beach, FL 33437

Home Telephone: 561-364-4240

Social Security or Federal Tax ID #: 361-62-2566

Business Telephone: 561-364-4240

Occupation and Employer: Inventor - Iviewit Holdings, Inc.

2. Name, address and telephone number of the attorney who has dishonestly taken your money or property:

1. Thomas Cahill, Chief Counsel - First Department - Inquiry #2004.1122 2. Steven C. Krane - Proskauer Rose LLP - First Dept Docket #2004.1883 3. Kenneth Rubenstein - Proskauer Rose - First Dept Docket #2003.0531 4. Raymond A. Joao - Proskauer Rose LLP - First Dept Docket #2003.0532 5. Proskauer Rose LLP - First Dept Docket pending assignment. All cases except Thomas Cahill have been moved from the First Dept to the Second Dept for conflict of interest and the appearance of impropriety discovered in these cases.

3. What legal services did you ask this attorney to perform for you?

Patent and Trademark, Copyright, Corporate

4. How much did you pay this attorney? Approximately \$800,000

5. Was your agreement with the attorney in writing? Yes No . If Yes, attach a copy of the agreement. Please see First Dept Docket's for all evidences

6. Did your loss involve: money other property? Specify: Patents, Trademarks and Copyrights

7. What is the amount of your loss? Minimum Seventeen Billion Dollars over the 20 year life of certain of the intellectual property rights

8. State the date when your loss occurred: 1998-2004

9. When and how did you discover your loss? Please refer to the First Dept Dockets and subsequent Second Dept Dockets

10. Describe the attorney's dishonest conduct, and provide the name and address of a person who has knowledge of the loss:

Theft of Intellectual Property. Please refer to First Dept Dockets and Second Dept Dockets

11. This loss has been reported to: District Attorney Attorney Grievance Committee
 Police FBI - West Palm Beach / United States Patent and Trademark Office / Supreme Court of New York Appellate Division First Dept (see Clerk of Court, Catherine O'Hagan Wolfe for court filings)

Attach a copy of your complaint.

First Dept Complaints - Contact Paul Curran, Chairman First Dept

12. Describe what steps you have taken to recover your loss from the dishonest attorney:

See First Dept Dockets

13. Can your loss be reimbursed from other source, such as insurance, fidelity bonds or surety agreements?
Yes _____ No _____ Don't know x . If Yes, describe the source:

14. State other facts that you believe are important to the Fund's consideration of your claim:

Damages from these crimes have been catastrophic to both the Company and the intellectual property rights in the patents. The crimes appear to have been covered up from investigation for 18 months at the First Dept due to conflicts of interest and the appearance of impropriety, causing further damages incurred via the First Departments conflicts.

15. How did you learn about the Lawyers' Fund for Client Protection?

From the First Dept

16. Name, address and telephone number of your present attorney:

none

17. Have you attached copies of receipts, cancelled checks and other documents that prove your loss?
Yes _____ No x . If No, explain why:

All evidences are presented in the attorney complaints filed with the First Dept.

- *Court Rules do not permit attorneys who help clients process claims with the Fund to charge legal fees for that service, except with the permission of the Fund's Board of Trustees.*
- *Should you receive an award from the Fund, the facts relating to your loss become a public record.*

I (We) verify and affirm, *under penalty of perjury*, that the information provided in this statement of claim is true.

September 10, 2004

Date

Eliot I. Bernstein

Signature of Claimant

Eliot I. Bernstein - President
Iviewit Holdings, Inc.

Signature of Claimant