

Eliot I. Bernstein

From: Eliot I. Bernstein [iviewit@iviewit.tv] on behalf of Eliot I. Bernstein [iviewit@gmail.com]
Sent: Thursday, March 19, 2009 12:20 PM
To: Elena Ramirez, General Counsel @ SGI (ramirez@sgi.com)
Cc: Caroline Prochotska Rogers, Esquire (caroline@cprogers.com); Michele M. Mulrooney Esq. - Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris (MMulrooney@JTWAMM.com); Marc R. Garber Esq. @ Flaster Greenberg P.C.; Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcgarber@verizon.net); 'iviewit@iviewit.tv'; 'Guy lantoni'; 'jim@6armstrongs.com'; 'krhall007@aol.com'
Subject: Elena, regarding our call re SEC Notification re Real 3D Inc. and Intel
Attachments: 20090306 Intel Demand Letter & Liability Exposure Signed 3549l.pdf; 20090213 FINAL SIGNED LETTER OBAMA TO ENJOIN US ATTORNEY FINGERED ORIGINAL MAIL l.pdf; image001.jpg; image002.gif

Dear Elena Ramirez, General Counsel @ SGI – It was a pleasure speaking yesterday and in furtherance of our telephone discussion on Wednesday March 18, 2009 for good faith business discussions with SGI versus contentious litigation, as an FYI I have attached a recent letter to Intel's corporate counsel Mr. Bruce Sewell and other top management at Intel for your review. I am finishing a SEC Notification letter and filing such regarding this situation and plan on sending such notice to the SEC by close of business today. Just a reminder that I called as to SGI's involvement with Real 3D and the infringement of my patent pending applications (currently suspended pending ongoing investigations at the USPTO) and the ongoing litigation in the US Court of Appeal 2nd Circ. and to arrange discussions before this moves to the next step. I hope to hear from you shortly regarding these matters and I can be reached at the number below.

Attached:

Letter to Bruce Sewell, Corporate Counsel, Intel

Letter to the Honorable President of the United States Barack H. Obama II letter.



I  VIEW  IT TECHNOLOGIES, INC.
Surf with Vision

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I-VIEW-IT HOLDINGS, INC.
I-VIEW-IT TECHNOLOGIES, INC.

Eliot I. Bernstein
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Friday, March 06, 2009

D. Bruce Sewell, Esq.
Senior Vice President - General Counsel
Intel Corporation

Re: Follow Up of March 3, 2009 Phone Discussion; Responsible Business Judgments; Financial Accounting Standards Board "FASB" Statement of Financial Accounting Standards No. 5 Accounting for Contingencies - Reporting Requirements; Limited Time Offer

Dear D. Bruce Sewell, Esq.:

As a follow up from our telephone discussion on Tuesday, March 5, 2009, I wish to make several observations as part of this 24-hour limited time offer to enter sound and responsible business negotiations on behalf of the Intel Corporation. As you will note further herein, there is definite and certain action to be taken at the conclusion of the 24-hour limited time offer herein with such 24-hour period commencing upon 3:00pm EST on Friday, March 06, 2009 and ending 3:00 pm EST on Monday, March 09, 2009. Thus, you may wish to pay particular attention herein.

As you will see, it is respectfully requested and suggested that you, Mr. Sewell, Senior Vice President - General Counsel of the Intel Corporation, will be making a sound and proper business decision herein by taking this matter and limited time offer to negotiate to your Chairman and CEO within 24-hours herein. Please read below to see the definite and certain action that I will be taking in the event you do not properly bring this matter to the Chairman and CEO within 24 hours for their response which will be due 48-hours after the ending of such 24-hour period.

As the original Owner and Inventor of backbone "technologies" and a business person myself, I was alarmed and shocked at your hostile resistance to commence sound, responsible business discussions in this matter and further alarmed at the hostile reaction you exhibited when I suggested speaking with the Chairman and the CEO of Intel Corporation in this matter.

Private & Confidential Iviewit Technologies, Inc. and Eliot Ivan Bernstein

Re: Follow Up of March 3, 2009 Phone Discussion; Responsible Business Judgments; Financial Accounting Standards Board "FASB" Statement of Financial Accounting Standards No. 5 Accounting for Contingencies - Reporting Requirements; Limited Time Offer

I respectfully suggest that you, Mr. D. Bruce Sewell, Esq., have admitted to failing and may be presently and currently failing in a variety of legal and ethical obligations under law and codes of conduct and as it relates to Intel and the rights of the shareholders and others in Intel and other interested parties who may incur liabilities. This failure centers around your admission that a "contingent" liability has not been booked and will not be booked on the records of Intel as it relates to my claims as Original Owner and Inventor of backbone technologies as set out further herein.

Remarkably, however, this admission by you Mr. Sewell during this phone discussion referenced above was made despite your further admission during the same conversation that you are personally familiar with our contracts that were signed with Real 3D, Inc. that were transferred with your acquisition of Real 3D and as stated by Tim Connolly when he transferred from Real 3D to Intel, our technologies and relations were now being handled by Lawrence S. Palley, Director of Business Development and further assuring by Palley with former Pres. Of Iviewit Brian G. Utley and others, that Iviewit's NDA's, Strategic Alliances and Licensing Agreements both signed and in draft with both Real 3D and Iviewit's legal counsel were going to be honored and furthered with Intel's use of the scaling imaging and video technologies they had already begun using. As Intel was also a 10% owner of Real 3D and engineers from Intel and Lockheed Martin were brought into Real 3D to evaluate the technologies that led to the agreements, we presume that Intel has had direct and binding knowledge since that original point of knowledge of possible and future litigation of the patents that you signed NDA's to review, on or about 1999 and certainly when Mr. Palley began oversight of the Iviewit patent and intellectual property agreements inherited by Intel wholly.

Because it is possible that your failures in this matter are in part premised upon an improper interpretation of applicable FASB accounting rules, I have enclosed relevant sections of these rules for your further review:

Financial Accounting Standards Board Statement of Financial Accounting Standards No. 5 Accounting for Contingencies rules for booking a "contingent" liability in this matter:

For the purpose of this Statement, a contingency is defined as an existing condition, situation, or set of circumstances involving uncertainty as to possible gain (hereinafter a "gain contingency") or loss (hereinafter a "loss contingency") to an enterprise that will ultimately be resolved when one or more future events occur or fail to occur. Resolution of the uncertainty may confirm the acquisition of an asset or the reduction of a liability or the loss or impairment of an asset or the incurrence of a liability.

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4. Examples of loss contingencies include:

e. Pending or threatened litigation.

f. Actual or possible claims and assessments.

Litigation, Claims, and Assessments

The following factors, among others, must be considered in determining whether accrual and/or disclosure is required with respect to pending or threatened litigation and actual or possible claims and assessments:

a. The period in which the underlying cause (i.e., the cause for action) of the pending or threatened litigation or of the actual or possible claim or assessment occurred.

b. The degree of probability of an unfavorable outcome.

c. The ability to make a reasonable estimate of the amount of loss.

Please take note of the following FASB language:

By way of further example, an enterprise may believe there is a possibility that it has infringed on another enterprise's patent rights, but the enterprise owning the patent rights has not indicated an intention to take any action and has not even indicated an awareness of the possible infringement. In that case, a judgment must first be made as to whether the assertion of a claim is probable. If the judgment is that assertion is not probable, no accrual or disclosure would be required. On the other hand, if the judgment is that assertion is probable, then a second judgment must be made as to the degree of probability of an unfavorable outcome. If an unfavorable outcome is probable and the amount of loss can be reasonably estimated, accrual of a loss is required by paragraph 8. If an unfavorable outcome is probable but the amount of loss cannot be reasonably estimated, accrual would not be appropriate, but disclosure would be required by paragraph 10. If an unfavorable outcome is reasonably possible but not probable, disclosure would be required by paragraph 10.

I respectfully Direct your focused attention to the following: **"In that case, a judgment must first be made as to whether the assertion of the claim is probable."**

Surely it is "probable" that a claim will be asserted as claims have already been formally asserted in litigation and I remind you of prior communications with you

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whereby it is noted to notify your shareholders or any others with liability of these claims.

Then I Direct your focused attention to the following: **"then a second judgment must be made as to the degree of probability of an unfavorable outcome."**

At the time of our recent discussion, I attempted on more than one occasion to suggest to you during this discussion that the claims I have currently asserted in the federal courts of New York are Not the only claims which I may assert and further attempted to politely suggest to you that despite a present Dismissal from the Southern District of New York District Court Judge, that not only is the case on Appeal to the US Second Circuit Court of Appeals, but that further Lawsuits, Motions and filings would soon be forthcoming which were not necessarily limited to the US Second Circuit Court of Appeals and not limited to the Federal Courts in New York. Further, as a result of ongoing state, federal and international investigations, it is possible that criminal charges may soon be filed by any of the numerous investigatory agencies worldwide against certain defendants and certainly this could have catastrophic individual and corporate ramifications on Intel Corporation and certainly shareholders and regulators would have to be notified of these possible actions as well.

I do note as an aside, Mr. Sewell, that your hostile reactions and refusal to have polite discussions may be a sign of personal failings and/or medical/psychological conditions or even perhaps reactions based upon intimate relevant knowledge of wrongdoings herein but no matter what the cause you may wish to Consult your company's Own Code of Conduct Rules for internal reporting where it is possible that a company employee such as yourself may or likely is Not acting in the best interests of the Intel Corporation. A Link to the Intel PDF Code of Conduct and Conflict of Interest Rules is @ <http://www.intel.com/intel/finance/docs/code-of-conduct.pdf> for your convenience.

Returning your focus, however, to the issues at hand, I remind you that the Appeal in my case is currently and presently pending at the US Second Circuit Court of Appeals which raises a very remarkable issue based on your conduct: Since in any fair and ethical court and tribunal the outcome of a matter is never certain "in advance", are You suggesting Mr. Sewell that you have some advance insight or knowledge of the outcome that is forthcoming at the US Second Circuit Court of Appeals sufficient to not render the matter "contingent"? If you do, of course, I will most certainly immediately Report this matter to any and All appropriate authorities including the US Attorney's Office, US DOJ Inspector Glenn A. Fine, Marshall Jarrett of the FBI OPR, the US Judicial Council, US House, the Internal Revenue Service, the Securities and Exchange

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Commission, the Intel Board and Shareholders and US Senate Judiciary Committees and other as proper.

If, however, you do not have such "definite" and "certain" information in advance which would of course be "illegal" and proof of corruption if you did, then you Must admit that the liability is "contingent" and based upon your specific personal knowledge of the Signed NDA's, Strategic Alliance Agreements, Licensing Agreements, etc. you must Book the liability and Disclose same and Assign an estimated value which such value has been estimated to be nearly a Trillion dollars over the life of the IP and further the lawsuit you are named defendant in, contained in the Amended Complaint you have been served and current filings in the United States Court of Appeal, has 12 Counts currently cited against all and are claimed at One Trillion per Count. Obviously you must be aware of what type of catastrophic consequences these liabilities will have on Intel and if you are not taking appropriate actions I again suggest you may be either suffering from some form of personal disability or are acting directly against the Intel Code of Conduct and against the interests of Intel Shareholders and against the accounting Laws and rules.

Keep in mind, however, that just this analysis under the Rules while my current case is "pending" with the US Second Circuit Court of Appeals does not contemplate future action at the US Supreme Court, returned action at the District Court, additional motions at the US Second Circuit Court of Appeals, other Federal Courts and International venues, which I politely suggested to you during our phone conversation that Intel can definitely anticipate which is why I was suggesting as a responsible business person that we now begin possible settlement discussions, discussions which may alleviate certain of the liabilities although not perhaps your personal liabilities.

More importantly, however, as you should be expressly aware, I have yet to file a formal claim based strictly on the violations of the Signed NDA's, Strategic Alliance Agreements and Licensing Agreements themselves, although contained in broad strokes in the Amended Complaint, yet these claims may also be separate claims which not only do you have personal knowledge of the existence of the claims but were being advised during our conversation of my clear intent to pursue such filings in the near future. You have also been aware of the patent claims from Iviewit, along with many others at Intel for many years now and where shareholders will question the impact of the royalties owed that were left off the books perhaps.

Now it is possible, however unlikely, that my interpretations of these Accounting Rules possibly somehow do not comport with current interpretations of these matters by the IRS/SEC but certainly I will call them within 24 hours to apprise the IRS/SEC of the


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situation and seek guidance and advice relative to the proper interpretations and whatever else may be just and proper.

Prior to doing so, however, I am once again offering you as a sound and proper business judgment matter an opportunity, a 24 hour opportunity measured from 3:00pm EST on Friday, March 06, 2009 to 3:00pm EST on Monday, March 09, 2009 time to turn these matters over to the CEO and Chairman of the Board and have them call me within such time to address first if you should continue to handle these matters in light of the possible FASB issues and two if they would like to have the business discussion you failed to even desire to hear, in your repeated statements that in your opinion Intel had NO liability in these matters at this time. FASB would point to the time of liabilities beginning when Intel was aware of the Intellectual Properties in 1999 and the royalties that would be due under licensing agreements and other agreements for the technologies and additional reporting under FASB would point to the time that you and Intel were aware of the legal liabilities resulting from the lawsuits and other actions filed in these matters, including your initial contact from Iviewit and myself.

Any reply to this communication is demanded to be by the CEO and Chairman only and if they choose to have counsel present prior to our conversation, we would prefer they choose non-conflicted counsel, which would now exclude you. As you are again made aware the federal case has been called a MURDER case by Judge Shira Scheindlin and one of Patent Theft and Car Bombings, certainly we anticipate that with matters as serious of these, with liabilities over the top (some that Intel may or may not be involved in) each liability must be reported to the top senior executives and board members of Intel and anything short will prompt immediate actions on our part to inform those at risk and those in charge of investigating such failures of disclosure.

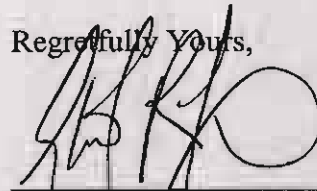
Further, I have attached for your convenience and completion of Due Diligence some selected article links, which have direct and/or related relevance to the matters herein.



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Finally, you asked if I was threatening you and if I thought this was a game. Yes, most certainly, I was communicating my continued assertion of rights and claims through continued litigation in multiple venues and no, I do not think people trying to Murder my wife, children and myself as a game but instead as a war.

Respectfully Yours,



Eliot I. Bernstein
Founder & Inventor
Iviewit Technologies, Inc.

ARTICLE LINKS:

1. Today's Article March 5, 2009 on Request to US Attorney General Holder for Special Prosecutor in NY Judicial and Ethics Scandals involving NYS First Department DDC and more;

<http://exposecorruptcourts.blogspot.com/2009/03/us-attorney-general-eric-holder-asked.html>

2. Article Excerpt on Iviewit Patengate at Website Nov. 24, 2007:

The OPR investigation was sparked by a request from the DOJ - OIG, Inspector General Glenn Fine's Office whom is also conducting an ongoing investigation. The patent pending applications and other IP have been suspended by the Commissioner of Patents pending the outcome of ongoing state, federal and international investigations. The probe reaches some of New York's most prominent politicians and judges, and has already proven to be a stunning embarrassment to the State's ethics watchdog committees.

As a backdrop to the technologies in question, Mr. Bernstein's inventions, the Iviewit video scaling and image overlay systems, are the backbone, enabling technologies for the transmission of video and images across almost all transmission networks and viewable on all display devices, an elegant upstream solution (towards the content creator) of reconfiguring video frames to unlock bandwidth, processing, and storage constraints -- the "Holy Grail" inventions of the digital imaging and video worlds that enable low bandwidth video on the Internet and mobile phones."

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Article Link: <http://exposecorruptcourts.blogspot.com/2007/11/press-release-november-23-2007-for.html>

3. Article Excerpt from "Justice Department Widens Patentgate Probe..." August 24, 2007:

This is quite serious," says an investigator close to the federal probe. "The charges allege that valuable 'back-bone enabling digital imaging technology'-- MPEG type intellectual property-- was stolen by the inventor's own attorneys, the once-untouchable Manhattan based law firm Proskauer Rose. This is going to get very ugly," he says.

I know how," says a retired federal agent who asked not to be identified. "Phone calls were made—many phone calls. Plain and simple." And while this retired federal agent isn't surprised by the apparent "cover-up," he is alarmed by his own findings after a month-long independent review of all submitted Iviewit papers. "I can't find one discrepancy in the allegations, not one unsubstantiated charge," he says.

The powers that be can't contain this story anymore—it's out, U.S. Senators and Congressman are talking about it. This involves national Commerce issues: attorneys stealing U.S. Patents from their own client, and the illegal failings of a state's ethics agency by its own cover-up, and selective, self-dealing, politically-based inaction. Patentgate appears to have exposed the true, and troubling, underbelly of ethics investigations in New York State. And it's not pretty.

**Earlier this year, FBI headquarters in Washington, D.C. assigned additional agents to the Public Integrity Corruption squad at 26 Federal Plaza in Manhattan, and where agents have been actively conducting interviews. **

Article Link: <http://exposecorruptcourts.blogspot.com/2007/08/justice-dept-widens-patentgate-probe.html>

4. Article Excerpt from "NY Ethics Scandal Tied to International Espionage Scheme"; April 1, 2008;

The evidence in the corporate eavesdropping cover-up "is frightening," according to an informed source who has reviewed the volumes of documentation. The espionage scheme, he says, is directly tied to the growing state bar ethics scandal at the Appellate Division First Department, Departmental Disciplinary Committee (DDC) in Manhattan.

Article Link: <http://exposecorruptcourts.blogspot.com/2008/04/ny-ethics-scandal-tied-to-international.html>

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Friday, March 06, 2009

Craig R. Barrett
Chairman of the Board
Intel Corporation

and

Paul S. Otellini
President and Chief Executive Officer
Intel Corporation

Re: Limited Time Offer; Agree to Agree

Dear Mr. Barrett and Mr. Otellini:

Please accept this communication as a Limited time Offer to enter in to sound and responsible business negotiations in this matter involving the Intel Corporation and my rightful and proper claims as the Original Inventor and Owner of "backbone technologies" deemed as the "Holy Grail" of inventions back in 1998 which have been wrongfully used for over 10 years by Intel Corporation and others.

As you will both note from the attached Letter to your In House General Counsel Mr. Bruce Sewell which references a host of federal and other sources in support of my claims and rights, it is ever so clear that the Intel Corporation has had knowledge of the claims to such Technologies dating back to 1999.

In that the value of my "backbone technologies" has been estimated at nearly a trillion dollars over the life of the IP and that Intel is a named Defendant in a federal RICO case marked "related" to the federal Whistleblower case of Christine Anderson presently ongoing in the Southern District of New York, and that the US Southern District of New York Judge presiding over the "Anderson" case has declared that my case of Iviewit involves "Murder", and further considering that litigation is being pursued at the US Second Circuit Court of Appeals and is contemplated at the US Supreme Court, other federal court venues, international venues and more, I respectfully suggest that an

Paul S. Otellini, President & CEO
Intel Corporation

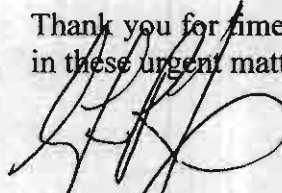
Re: Limited Time Offer; Agree to Agree

"Agreement" to "Agree" to a business solution in this matter is a sound and responsible judgment on the part of Intel which shall begin by an immediate Deposit of \$10 Million US Dollars into an account to be determined while Intel obtains Non-conflicted counsel and I engage Counsel for details on a Global resolution and settlement of both past claims and going forward.

Moreover, because I believe that the actions of your present In House Counsel Bruce Sewall may be conflicted, violate FASB Rules and thereby damaging to the Intel Corporation's best interests, thus further likely being in violation of Intel's own Code of Conduct, as referenced above it is requested that Intel seek non-conflicted Counsel to move forward on this Agreement to Agree which is literally a Global matter necessitating Global resolution. The attached Letter to Intel Counsel Sewall is self-explanatory in describing the various manners in which Mr. Sewall's actions are in question. *EB*

Such Deposit shall be made by Monday, March 09, 2009 by 5pm EST as an initial good faith action on the part of the Intel Corporation in this Agreement to Agree.

Thank you for time, effort and consideration
in these urgent matters,



Elliot I. Bernstein
Founder & Inventor
Iviewit Technologies, Inc.



I-VIEW-IT HOLDINGS, INC.
I-VIEW-IT TECHNOLOGIES, INC.

Eliot I. Bernstein
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Friday, February 13, 2009

The Honorable President Barack Hussein Obama II
The United States Office of the President
1600 Pennsylvania Avenue NW
Washington, DC 20500

The Honorable Gregory Craig, White House Counsel
The White House, Oval Office
1600 Pennsylvania Avenue NW
Washington, DC 20500

The Honorable Eric H. Holder, Jr., United States Attorney General
Office of the United States Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

Re: Fundamental Matters of the Global Economy and Intellectual Property Rights under Article I of the US Constitution involving direct Fraud on the US Patent Office with devastating impacts on future US Intellectual Property development and Fundamental Matters of the Administration of Justice under Law¹

Dear Honorable President Barack Hussein Obama II:

I, Eliot Ivan Bernstein, am writing to bring to your attention as the 44th President of the United States urgent matters fundamental to the United States and global economy, regarding an ongoing investigation of Fraud on the United States Patent & Trademark Office ("USPTO") and fraud on International Patent Authorities through violations of international trade treaties arising under Article I of the United States Constitution and

¹ The cases currently in federal court are,
United States Court of Appeal of the Second Circuit Docket 08-4873-cv
United States District Court – Southern District of New York Docket 07civ11196 related to a Whistleblower Case Docket 07 Civ. 9599 (SAS-AJP) Christine C. Anderson v. the State of New York, et al. United States District Court – Southern District of New York



Re: Fundamental Matters of the Global Economy and Intellectual Property Rights under Article I of the US Constitution involving direct Fraud on the US Patent Office with devastating impacts on future US Intellectual Property development and Fundamental Matters of the Administration of Justice under Law

further involving the fundamental operation and administration of Justice under the Law in the federal Courts and urgent matters implicating the integrity and operation of Federal and state agencies in estopping Free Commerce, including but not limited to the USPTO, Federal Bureau of Investigation (“FBI”), actions of the Offices of US Attorneys around the nation, the US Postal Inspector’s Office, the US Marshals Service and more. It is ever more apparent with the revelation of the alleged crimes of your predecessor that these crimes and the denials of due process came from a top down set of orders, similar to the alleged war crimes, where even whistleblowers feared coming forward or nothing was done to protect them.

Of paramount importance to the interests of the “United States” is the fact that I, Eliot Bernstein, have been specifically urged by Harry I. Moatz, (“Moatz”) Director of the Office of Enrollment & Discipline of the USPTO (“OED”) to seek Congressional legislation to correct these urgent matters impacting the fundamental integrity of the USPTO and adversely impacting the future and development of Inventions and protection of patent rights in the United States with obvious corresponding implications for the future of the US economy and commerce.

In this regard, as you will note herein, I am urging the immediate and active involvement of the Office of President and any and all appropriate federal executive powers and agencies to correct these matters herein and protect Article I of the US Constitution, the integrity of the USPTO and Justice system for the future of the United States and for the Hope and desire for Change that brought about your election to the Office of President as the new Executive and instrument for change.

Background

I write to you as the Original Inventor and Owner of key technologies involving video scaling and imaging processes which were stolen in 1998 and have since been used throughout the United States and across the globe through the value chain of content creation and distribution both software and hardware for the transmission of Internet and Digital Video and Imaging across all spectrums, including, Television, DVD, HD DVD, Chips as well as a mass of applications for Defense, Flight & Space Simulation, including on the Hubble Space Telescope (providing a deeper view into time) and on virtually all Medical Imaging Devices, and more. Technologies heralded as the “holy grail” and valued in the hundreds of billions to a trillion dollars over the life of the IP, having transformed the world of digital imaging and video that now considered part of daily life.

More importantly, I write to you as the Victim of not only the financial crimes but an Attempted Murder, after death threats were made for me to keep the lid on information

Re: Fundamental Matters of the Global Economy and Intellectual Property Rights under Article I of the US Constitution involving direct Fraud on the US Patent Office with devastating impacts on future US Intellectual Property development and Fundamental Matters of the Administration of Justice under Law

exposing a Fraud on the USPTO by licensed IP attorneys, at Proskauer Rose LLP, Foley and Lardner LLP, threats became real for my life and the life of my lovely wife, Candice Michelle, and my three sons, Joshua Ennio Zander, Daniel Elijsha Abe Ottomo and Jacob Noah Archie as a result of the Iraqi style Car Bombing of my Mini-Van in Boynton Beach, Florida on or about March 2005. Full pictorial images of this Car Bombing are available for your review at www.iviewit.tv and the fire inspector for the Boynton Beach Fire Department, Rick Lee, Plans Reviewer/Fire Protection Engineer, determined that accelerants were the cause of the bombing.

This event was reported to the FBI investigator, Special Agent Stephen Lucchesi ("Lucchesi") in the West Palm Beach FBI offices, who also was investigating for several years the Iviewit companies' affairs and mainly the crime directly against the United States of Fraud on the USPTO in conjunction with Moatz. Moatz directed me to file with the Commissioner of Patents a complaint notifying the USPTO that Fraud against the United States had occurred in the submission of fraudulent applications to the USPTO as well as on my companies' shareholders and me. I also wish to point out as you can see, find and review from the website www.iviewit.tv that Iviewit has a host of shareholders including folks like Ellen DeGeneres² who has done an infomercial supporting Iviewit and other performers like Alanis Morissette and more.

More recently and surreally Special Agent Lucchesi has gone missing per the FBI, with the case files and this has elevated the matters to The Honorable Glenn Alan Fine ("Fine"), Inspector General ~ Department of Justice ("DOJ") who invoked The Honorable H. Marshall Jarrett ("Jarrett") from the FBI Office of Professional Responsibility ("OPR") to further investigate, where again we were stonewalled by Bush Justice Department officials who have sought to avoid the matters through obfuscation and dereliction of their duties and oaths versus resolving them according to law. A brute force, top down denial of due process and procedure that precludes me from my inventions, precludes me from pursuing my rights legally and thus constituting a Constitutional violation that denies the core of free commerce, rights to your Intellectual Properties the Founders intended as the backbone of free commerce denied by the very people charged with upholding these rights. The fact that those in charge of protecting one's rights executed the crimes and committed the covered-up makes the crimes even more egregious.

At the present moment in time, President's Day 2009, neither the Attempted Murder against my life and family nor the multi-year conspiracy to steal my Inventions and Technologies and defraud the rightful and proper owners and interest holders in that

² <http://www.youtube.com/watch?v=liSS8CHiyBw>

Re: Fundamental Matters of the Global Economy and Intellectual Property Rights under Article I of the US Constitution involving direct Fraud on the US Patent Office with devastating impacts on future US Intellectual Property development and Fundamental Matters of the Administration of Justice under Law

Technology have been corrected under Law despite ongoing and continuing actions and efforts by myself and others via the FBI, US Attorneys, US Courts, The European Patent Office, The Japanese Patent Office, The Korean Patent Office, Institute of Professional Representatives before the European Patent Office (epi), State Courts of Florida and New York, The Honorable John Conyers Jr. - Chairman of the House Judiciary Committee and more³. The patents remain suspended by the Commissioner of Patents⁴ outside the law defined in Title 35 of the Patent Act pending the investigation of charges of Fraud on the USPTO by licensed USPTO attorneys, further denying my rights to monetize my inventions.

Since my attorneys stole my inventions by placing them in their own names⁵ and the names of non-rightful inventors, Moatz, directed me to seek an Act of Congress because the current laws due to privacy issues and other matters preclude me as the Original Inventor from making changes on stolen patents in others names necessary to convert them back to the true and proper inventors. This precedent setting case has invoked me to seek an Act of Congress on advice of Moatz to have legislation that returns the inventions to the true and proper inventors when Fraud upon the United States has occurred.

The Honorable United States Senator Dianne Feinstein ("Feinstein") was contacted next with such request for new legislation⁶ and we eagerly await actions from her offices, which started with contacting the DOJ, and again appear to have stalled under the corruption that plagued the Bush Administration politicization of the DOJ under Mssrs. John Ashcroft, Alberto Gonzales and Michael Mukasey. This new federal legislation is but one matter for which I am specifically seeking the active involvement of the Office of the President and Congress and any and all appropriate federal agencies herein.

Most interestingly although despicably, during the Administration of your predecessor President George W. Bush not a single media report of this Car Bombing was ever reported to this very day and no protections by any law enforcement agency have been implemented to protect me and many others involved who are exposing such crimes, either through the Courts or DOJ. In fact, many conflicts of interest and violations exist within the private legal community involving disciplinary and ethic laws combined with Public Office violations within federal and state government lawyers and

³ Exhibit - <http://iviewit.tv/CompanyDocs/INVESTIGATIONS%20MASTER.htm>

⁴ Exhibit - <http://iviewit.tv/CompanyDocs/USPTO%20Suspension%20Notices.pdf>

⁵ Patent attorney Raymond Anthony Joao has 90+ patents in his own name, rivaling Edison in invention, filing many in applications learned while retained by me to protect my inventions

⁶ Exhibit - <http://iviewit.tv/CompanyDocs/2007%2002%2001%20FINAL%20Senate%20Bill%20Signed.pdf>

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agents charged with investigating the complaints, and handling the legal actions, further disabling our efforts at justice while defiling the halls of Justice.

It is expressly noted to your Office that the underlying technologies that were stolen and are the subject of my federal lawsuit and request herein are intertwined with the Enron Scandal, Enron Broadband, and the collapse of Arthur Andersen LLP with Enron related parties believed to be connected to various Defendants in my underlying lawsuit. The original parties to the crime have further created an anticompetitive monopolistic patent pooling scheme MPEGLA LLC and others, whereby such anticompetitive actions to convert the royalties' everyday from the true and proper inventors of the technologies further impacts daily commerce and free trade and continues to sustain the criminal organization.

President O'Bama, I also respectfully wish to bring to your attention a news source claiming Federal authorities as a source in this information, which indicates an alleged implication for US Senator Charles Schumer in the ongoing Madoff Ponzi Scheme money scandal in Manhattan. I am not making any conclusions on this information nor am I making any accusations. However, I do wish to remind you that, like my case and that of Iviewit herein, Harry M. Markopolos of Boston was trying to blow the Whistle on the Bernard Madoff scam over 10 years ago including an in person meeting with then NYS Attorney General Eliot Spitzer who was supposed to be the Sheriff of Wall Street.

I specifically bring this information located on the Internet⁷ to your attention both because US Senator Schumer is a member of the Senate Judiciary Committee with influence over the selection of federal judges and prosecutors and also because the NY Post just reported that US Senator Schumer wishes to make his Chief Counsel at the Senate the next US Attorney for the Southern District where my case was filed and where the Wall Street Financial meltdown is still being investigated along with the Madoff scandal. Like Markopolos, I too have been trying to notify proper authorities of a Trillion Dollar scandal, perhaps one of many such patent frauds, involving tremendous liabilities to state and federal agencies that are implicated in the cover-up and fraud named Defendants in the federal lawsuit⁸ and have been ignored, despite overwhelming evidence and very real patent suspensions. I urge your Office and staff to pursue diligently all possible implications of this information relating to US Senator Schumer to

⁷<http://exposecorruptcourts.blogspot.com/search?q=schumer> and

⁸<http://exposecorruptcourts.blogspot.com/2009/02/schumer-recommends-bharara-for-us.html>

<http://iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20080509%20FINAL%20AMENDED%20COMPLAINT%20AND%20RICO%20SIGNED%20COPY%20MED.pdf>

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ensure the Integrity of the DOJ and Offices of the US Attorneys and for the good of the Nation.

There are several hundred Iviewit Signed Non Disclosures, Non Competes, Strategic Alliances, Licensing Agreements signed with many Fortune 1000 companies worldwide dating back to 1998 including but not limited to financial institutions, investors, and others as this Technology was deemed the "Holy Grail" of the Internet and Television by leading experts from Lockheed Martin, Intel Corporation, Silicon Graphics, Inc., AOLTW, Sony and others, by permitting Video at a reduced bandwidth which fundamentally transformed the Internet from a Text based medium to a Multimedia based medium and transformed digital television and video.

Injunctive relief has been sought to prevent the illegal monopolization and violations of antitrust law including Sherman and Clayton that would dwarf the Rimm v. Blackberry harm to the public had that injunction not been settled by the court. Injunctive release in this case, while appropriate would effectively halt the transmission of Internet video to even your blackberry device, cripple the digital transmission of television by limiting bandwidth by over 75% thus reducing channel capacity by a similar percentage. Injunction would force a product recall in hardware and software of digital imaging and video products since 1998 unparalleled in the history of invention.

Simply reviewing the List of companies nationally and internationally and the law firms involved who spearheaded the crime⁹, mainly Proskauer Rose, LLP and Foley and Lardner LLP, should be a stark and clear message to your Administration as to the breadth and scope of Economic implications created by this ongoing RICO conspiracy fundamentally impacting day to day commerce, company trading and mergers, rightful owners and holders of contracts and agreements, and directly impacting the daily choices of billions of consumers worldwide in the internet and related markets. In fact, the largest owner of the Iviewit companies stock is the Small Business Administration ("SBA") through SBIC loans to one of the lead investors, Crossbow Ventures of West Palm Beach Florida, making the government one of the largest interest holders in the Intellectual Properties and shareholders of the Iviewit companies.

Since the thefts and conspiracies involved herein directly implicate the true owners and holders of Patent rights under Article I, this urgent matter must be addressed by the full force and powers of the Office of the US President to fundamentally protect and uphold the US Constitution in general but specifically including free trade and commerce and Patent law under Article I.

⁹ Exhibit - <http://iviewit.tv/CompanyDocs/Appendix%20A/index.htm#MPEGLALIST>

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It is noted that but one example of the continuing violations of fundamental due process within both state and federal justice systems is that I, Eliot Bernstein, as the original Inventor and Owner of the "Technology" have Never been permitted an opportunity to Testify and provide evidence or proof in one single proceeding in any state or federal court neither with respect to the "Technology" or the varying ongoing crimes committed during this period including but not limited to the Iraqi car bombing of my family's Mini-van nor any matter relating to the theft and wrongful misappropriation of the technology and the resulting royalties and license agreements in wrong parties.

Remarkably, such fundamental due process denial continues despite the fact that since day one in 1998 I have remained armed with an Arsenal of legal weaponry by way of the hundreds of signed agreements as well as massive evidence that shows the crimes against the United States and many witnesses to the true and correct history regarding the inventions. Incredible and illegal efforts to block my due process rights have occurred at almost every venue relief has been sought to preclude me from the courtroom, which is ironic when I sue several thousands lawyers globally, several states supreme court justices, three state bar agencies, multiple disciplinary agencies, etc.

Present and Immediate Threats to the Administration of Justice under the Law

The most imminent and pressing reasons for currently seeking the active involvement of the Office of the US President relates to my recent application made to the United States Court of Appeals of the US Second Circuit specifically seeking an Extension of Time to submit and perfect an Appeal in my federal Rico and 42 USC 1983 and related Complaint filed in the Southern District Court specifically in order for the "new" "United States" which officially came about upon your Inauguration as the 44th President to officially intervene and appear in the federal case currently at the US Second Circuit Court of Appeals.

A copy of my extension motion¹⁰ referenced herein and respectfully you will note that I specifically referenced that there was a "new" "United States" (or new administration therein) under Law as the "United States" had Not officially appeared or intervened in the federal action under your predecessor in Office George W. Bush.

As you will note, I specifically requested this relief from the US Second Circuit Court of Appeals and specifically asked the US Second Circuit to take all appropriate steps to seek involvement of the "United States" and NOTIFY your recently confirmed

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<http://iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20090129%20Final%20Extension%20of%20Time%20%20SIGNED%20low.pdf>

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United States Attorney General Eric Holder and the Solicitor General of the US Dept. of Justice of the ongoing actions in this SDNY federal RICO complaint and specifically seek the Active intervention of the US Attorney General and Solicitor General and all other appropriate offices of the US DOJ to formally Appear and Intervene on behalf of the "United States" as contemplated under Federal Rule 4 of the Federal Rules of Appellate Procedure.

In what is viewed as a direct threat to the "United States" and Article I of the US Constitution and the integrity of the US Patent Office and more, a "conflicted" and named Defendant in my federal complaint by way of one Catherine O'Hagen Wolfe ("Wolfe") who is presently a Clerk at the US Second Circuit was the "conflicted" party at the US Second Circuit on behalf of US Judge Ralph Winters who quickly denied my Extension¹¹ request WITHOUT ever Notifying US Attorney General Holder, nor any official of the "United States" and simply thrust upon me a short timeframe to submit an Appeal when in fact I have provided ample medical proof of serious medical conditions which prevent me from properly submitting an Appeal in such a short timeframe which does not even consider that I should not be in a position to alone be acting for the interests of "United States".

Wolfe is directly conflicted as being a Necessary Witness in future proceedings as it was Wolfe herself who helped Uncover widespread corruption and conflict while she worked at the NYS First Department by way of the conflicts of Steven C. Krane former President of the New York State Bar Association of Proskauer Rose LLP who simultaneously represented Proskauer while having an Official capacity at the Supreme Court of New York Appellate Division First Department at the very Attorney Discipline Committee investigating. Interestingly, Wolfe obtained her current job at the Second Circuit Court of Appeals while complaints were proceeding from the state courts into the federal courts, placing her in unique position to have influence over the proper adjudications of my claims.

What makes this even more egregious and pressing for official involvement by the United States and the Office of President is that my case was marked "Related" by US SDNY Judge Scheindlin to an ongoing Whistleblower case coming out of the NYS First Dept. DDC involving Whistleblower Christine Anderson who names my companies in her lawsuit where reports have emerged of Death Threats being investigated by the FBI and yet in her "conflicted" actions in dismissing the "related" cases to the Anderson

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<http://iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20090206%20US%20Court%20of%20Appeal%20Denial%20of%20Motion%20for%20Ext%20of%20Time.pdf>

The Honorable President Barack Obama,
The Honorable Gregory Craig, White House Counsel and
The Honorable United States Attorney General Eric Holder

Page 9 of 10
Friday, February 13, 2009

Re: Fundamental Matters of the Global Economy and Intellectual Property Rights under Article I of the US Constitution involving direct Fraud on the US Patent Office with devastating impacts on future US Intellectual Property development and Fundamental Matters of the Administration of Justice under Law


Whistleblower case Judge Scheindlin specifically suggested that the "Related" cases seek involvement of the appropriate US Attorney in these matters.

Thus, Second Circuit Judge Winters and Clerk O'Hagen Wolfe, despite this Specific referral by SDNY Judge Scheindlin to an appropriate US Attorney and my specific request for Intervention by the US DOJ in my extension request have disregarded all of this by the recent actions and I implore your Office that this is sufficient to exercise any and all Executive Powers to Stay matters in this Appeal and/or utilize any and all Executive Powers to seek Formal investigation concerning why Second Circuit Judge Winters and a "conflicted" Clerk of the Federal Court would Not even bother to seek involvement of the United States in such a landmark case with ongoing crimes and related actions.

Therefore, I respectfully seek the involvement of the Office of the President in these matters through all appropriate powers including the initiation of investigations, referring the matter to the US Attorney General Eric Holder for official involvement of the United States, and further in exercising any and all appropriate powers of the Office of President and US Attorney General and Executive federal agencies to seek appropriate Congressional legislation per the recommendation of Moatz and any other and further appropriate action herein.

Please feel free to directly contact me or have one of your trusted advisors contact me for any further information you may need in determining your executive powers to ensure free commerce and due process. I am at your service personally if necessary at your convenience in any way to serve my country alongside your administration in restoring our country. In fact, this could be a defining case of your legacy and fulfill your promise to the American People to restore Truth, Justice and the American Way to the Country, the system of Jurisprudence and the financial markets.

Both Respectfully and Regretfully Yours,


Elliot I. Bernstein
Founder & Inventor
Iviewit Technologies, Inc.

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A facsimile from

Eliot Bernstein

Docket 08-4873-cv

To: Deborah Holmes, United States
Court of Appeals for the Second Circuit,
Clerk of the Court Catherine O'Hagan
Wolfe

Fax number: (212) 857-8649

No. of Pages 12 including cover



Date: 2/13/2009

Regarding: Docket 08-4873-cv

Comments:

To: US Second Circuit Court of Appeals; Clerk of the Court

Re: Renewal and Reconsideration of Extension Request and Stay of Appeal; Petition to White House and US Attorney General Holder to Intervene in this Action and Stay on Appeal

Message:

Enclosed please find my letter petition to President Barack Obama and the United States Attorney General Eric Holder seeking official intervention of the "United States" in this Appeal as requested in my Motion for An Extension.

I note that not only was Catherine O'Hagen Wolfe who is a named party Defendant in my Amended Complaint and Conflicted from involvement in Iviewit and Bernstein matters as a result of being a Necessary Witness of conflicts and actions at the NYS First Department Discipline Committee involving Stephen Crane and other Proskauer Rose attorneys, but further note that this Court through US Judge Ralph Winters and Ms. O'Hagen Wolfe did not even notify Any appropriate Official of the United States of my request for an Extension and for the Involvement of the United States in this Appeal and further did not even seek involvement of the Named Defendants prior to Denying my Extension Request.

Thus I specifically Renew and seek Reconsideration of my Extension Request and Ask for an Immediate Stay of the Time to submit my Brief on Appeal herein at Minimum until such time as an

Appropriate Conference Call may be established with the current Named Defendants and the Office of the United States Attorney General Eric Holder and Office of the President's White House Counsel and all other necessary and proper parties.

Please advise by Close of Business Monday by 5 pm if this Court will respectfully grant at least a Temporary Stay of the Submission of my Appeal until such time as the White House and Office of the United States Attorney General and other Necessary Parties can be heard by Conference call.

Respectfully,



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