

Eliot I. Bernstein

From: Eliot I. Bernstein [iviewit@iviewit.tv]
Sent: Thursday, January 07, 2010 4:26 PM
To: Tim Armstrong ~ Chairman and Chief Executive Officer @ AOL Inc. (tim.armstrong@corp.aol.com); Artie Minson ~ Chief Financial Officer @ AOL Inc. (arthur.minson@corp.aol.com); Jerry McKinley @ AOL Inc. (mackinleyj@aol.com); Ira Parker ~ General Counsel and Executive Vice President, Corporate Development @ AOL Inc (ira.parker@corp.aol.com); Christopher Day ~ Assistant General Counsel - Patent Litigation, Prosecution, and Licensing @ AOL Inc (christopherday@corp.aol.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, Esquire @ Flaster Greenberg P.C.; Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com); 'Barry Becker'; Guy T. Iantoni (giantoni007@gmail.com); 'Guy Iantoni'; 'wpgame@yahoo.com'; 'cpsvm@yahoo.com'; Iviewit Breaking News - Read All About It; Kevin R. Hall Esq. (krhall007@aol.com); Kevin R. Hall
Subject: URGENT TIME SENSITIVE MATTER RE - Notes on Conversation with AOL Inc. Assistant General Counsel Chris Day and Updated Draft SEC letter Jan. 7, 2010
Attachments: eibwbaoltwaolincdraftsecdec242009[1]JAN52010[1]jan7.doc; Eliot I Bernstein.vcf

I-VIEW-IT TECHNOLOGIES, INC.

Surf with Vision

Copy of mail of Kevin R. Hall, Esq. to AOL Senior Execs re Shareholder Liabilities – Please see attached draft SEC letter in MS Word Format.

From: krhall007@aol.com [mailto:krhall007@aol.com]
Sent: Thursday, January 07, 2010 4:05 PM
To: iviewit@iviewit.tv; iviewit@gmail.com; tim.armstrong@corp.aol.com; mmulrooney@jtwamm.com; caroline@cprogers.com; marc.garber@flastergreenberg.com; ira.parker@corp.aol.com; guy@nipllc.com; giantoni007@gmail.com; andyd@rockitcargo.com; barryb@rockitcargo.com; christopher.day@corp.aol.com; cpsvm@yahoo.com; wpgame@yahoo.com; mackinleyj@aol.com; art.minson@corp.aol.com; krhall007@aol.com
Subject: Notes on Conversation with AOL Inc. Assistant General Counsel Chris Day and Updated Draft Jan. 7, 2010

Thursday, January 7, 2010

Eliot I. Bernstein
Founder and Inventor, Iviewit Technologies
Boca Raton, Florida

Re: Notes of January 6, 2010 Telephone Conversation with Assistant General Counsel Christopher Day at AOL, Inc.

Eliot:

I am enclosing a Summation of the conversation that we both had yesterday with Christopher Day who apparently is the current Assistant General Counsel at AOL Inc for purposes of your Recordkeeping and for additions to your Draft Formal SEC Complaint. Since Mr. Day's conduct seemed so bizarre, I question whether AOL CEO Tim Armstrong is being fully

briefed on these urgent business and legal matters and have therefore taken the liberty to copy CEO Armstrong, General Counsel at AOL Ira Parker, CFO Arthur Minson, and Jerry McKinley on this communication as Mr. McKinley claimed to be a Senior Liaison in the Executive Escalation Unit at AOL Inc. Mr. Day indicated his Direct Phone Line for this conversation was 703-265-8845. Note, however, that I am uncertain if the correct email address is available for CFO Minson and since I have copied Mr. Day himself on this communication it is my hope that he will ensure the appropriate Officers and Management Team members receive this email communication and as you know I repeatedly attempted to bring Mr. Day back to the concept of taking that first step together Walking Down the Yellow Brick Road in positive business matters moving forward. As you know, both you and I repeatedly indicated legitimate business reasons why forming partnership / business deal going forward could be advantageous so perhaps CEO Armstrong will be officially apprised now and take action?

To establish context for yesterday's call, the call originated after Mr. Day had called you back upon my prior Voicemail to AOL CEO Armstrong after we previously spoke with Jerry McKinley of AOL in these matters on Dec. 29, 2009. At the time of the call with Mr. McKinley on Dec. 29, 2009, he indicated he was returning the call on behalf of CEO Armstrong and that he would ensure the proper parties received all of the TIME SENSITIVE Business Documentation you had provided to Wayne Smith at Warner Bros. Entertainment Inc, General Counsel Rogovin at WB Entertainment, Inc., and copied to the Executive Officers and Management at AOL, Inc, Time Warner Inc., Warner Bros. Entertainment Inc., and same at SONY. After the original polite discussion with Jerry McKinley seeking to move this business matter forward in an intelligent and responsible manner, I am aware of no further communications at this time from Mr. McKinley beyond the "Received" Email message he sent after you provided further Time Sensitive business Documentation to AOL Inc which included ALL of the recent Documents and communications with Wayne Smith, VP and Sr. Litigation Counsel and Chief Patent Counsel at Warner Bros. Entertainment, Inc.

Thus, Points of Interest and Summation of the Call yesterday with AOL Assistant General Counsel Christopher Day:

1. Mr. Day indicated that AOL may have trouble raising the Cash Demand made in this matter and spoke of layoffs at AOL yet amazingly Failed to Indicate that he would communicate to CEO Armstrong and General Counsel Ira Parker your Modified Offer to Accept STOCK in AOL in lieu of the \$25 Million Cash demand initial Deposit on the Agreement to Agree. When I was officially in the NY game, attorneys had Legal and Ethical Obligation to Communicate ALL offers to Settle to the "Client" and would think Mr. Day had obligations to Communicate this Modified Offer both to Executive Officers and Management which also raises questions about acting in the Best Interest of the Shareholders of the Company; Not sure what to say here but like the possible actions of Mr. Wayne Smith that Mr. Day is also possibly "concealing" these matters from the CEO and other proper Team members, perhaps you wait a day to see if someone Responsibly returns your call and responds herein;

2. Mr. Day refused to explain "who" at AOL had requested or directed that he return the Voicemail made to CEO Armstrong and refused to say "how" he was directed or requested to make this call and whether he had received a) voicemails in the matter; b) emails in the matter; c) called in to someone's office and handed a "File" etc;

3. Mr. Day refused to articulate and Specify what documents he had reviewed before making the call despite being provided multiple opportunities in a polite manner to take his time, get a pen, make a list, etc or even have us call back in short time;

*** 4. *** MOST AMAZING: Mr. Day refused to say that he would contact AOL CO FOUNDER Ted Leonsis despite his knowledge in these matters; refused to say he would contact AOL CO FOUNDER STEVE CASE despite being Informed that Mr. Case had been Copied on Emails by DAVID COLTER on the Though Journal and that DAVID COLTER Email Communications acknowledging the INFRINGEMENT of Iviewit Techniques and SIGNED NDAs had been Specifically Attached to the Wayne Smith Time Sensitive demands that were followed up to Jerry McKinley at AOL; refused to say that he would contact HEIDI KRAUEL of the AOLTW Investment Committee who was Emailed by DAVID COLTER during the time of the Original Private Placement Offering and Due Diligence process with AOLTW, David Colter working INSIDE Warner Bros. Entertainment Inc at the time of which AOLTW was Parent Corporation; refused to say he would Take ANY of these matters to General Counsel Ira Parker despite very possible LIFE of the Company ON the Line and Catastrophic Impacts to Shareholders; this refusal continued despite being advised of the Irell Manella Law Firm BILLING Invoices for SIGNED Licensing and Encoding Agreement with Iviewit etc;

NOTE: CRITICAL WITNESS DAVID COLTER who was INSIDE WB during ALL relevant times is EASILY Searchable thru Internet at Facebook where it notes he went on to work for ADVANCED MICRO DEVICES (AMD) seeking to put Billion dollar Computer Chip Fab Plant in Upstate New York;

This is general summary presently and may be supplemented upon later review. However you may confidently ADD these matters to your DRAFT OFFICIAL SEC Complaint attached hereto should a responsible call from AOL not be forthcoming or you choose so.

Please contact me if any questions or concerns.

Respectfully,

Kevin R. Hall
38 Kinder Drive
Kinderhook, NY 12106
Business Consultant to Eliot I. Bernstein
krhall007@aol.com

Attachment (Draft SEC Complaint)

cc: AOL Inc CEO Tim Armstrong
AOL General Counsel Ira Parker
AOL CFO Minson
Jerry McKinley, Sr. Liaison of Executive Escalation Unit, AOL Inc.
Christopher Day, Assistant General Counsel, AOL Inc.

Caroline Rogers, Esq.
Michele Mulrooney, Esq. at JTWAMM
Marc Garber, Esq. at Flaster Greenberg
Guy Iantoni
Pat Hanley
William P. Gamello fyi
file

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Inventor
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Iviewit Holdings, Inc. – DL
Iviewit Holdings, Inc. – FL
Iviewit Technologies, Inc. – DL
Uview.com, Inc. – DL
Iviewit.com, Inc. – FL
Iviewit.com, Inc. – DL
I.C., Inc. – FL
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Other Websites I like:

<http://www.deniedpatent.com>

<http://exposecorruptcourts.blogspot.com>

<http://www.judgewatch.org/index.html>

<Http://www.enddiscriminationnow.com>

<Http://www.corruptcourts.org>

<Http://www.changecourtssnow.com>

<http://www.makeourofficialsaccountable.com>

www.parentadvocates.org

www.newyorkcourtcorruption.blogspot.com

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Tracking:

Recipient**Read**

Tim Armstrong ~ Chairman and Chief
Executive Officer @ AOL Inc.
(tim.armstrong@corp.aol.com)

Read: 1/7/2010 4:56 PM

Artie Minson ~ Chief Financial Officer @
AOL Inc. (arthur.minson@corp.aol.com)

Jerry McKinley @ AOL Inc.
(mackinleyj@aol.com)

Ira Parker ~ General Counsel and
Executive Vice President, Corporate
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(ira.parker@corp.aol.com)

Read: 1/7/2010 4:42 PM

Christopher Day ~ Assistant General
Counsel - Patent Litigation, Prosecution,
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& Morris (MMulrooney@JTWAMM.com)

Marc R. Garber, Esquire @ Flaster
Greenberg P.C.

Read: 1/8/2010 9:22 AM

Andrew Dietz @ Rock-It Cargo USA, Inc.
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Iviewit Breaking News - Read All About It

Read: 1/8/2010 10:35 AM

Kevin R. Hall Esq. (krhall007@aol.com)

Kevin R. Hall

'Candice Bernstein'

'Ginger Stanger'

'iviewit3@gmail.com'

DRAFT
JAN. 5, 2010

DRAFT

Dec. 24, 2009

SEC Chairperson Mary Shapiro
SEC Office of Chief Accountant
SEC Office of International Affairs
SEC Office of International Enforcement Assistance
SEC Division of Enforcement
SEC Office of Internet Enforcement
SEC Division of Corporate Finance
SEC Division of Corporate Finance Chief Accountant's Office (CF-OCA)
Federal Bureau of Investigation – White Collar Crime Unit

Complaint by Letter:

SEC Complaint Center
100 F Street NE,
Washington, D.C. 20549-0213
Complaint by Telefax: 703-813-6965
Complaint by Email: enforcement@sec.gov

Re: Official Complaint by Letter regarding Warner Bros. Entertainment, Inc., AOL Inc, Time Warner/ AOLTW, regarding possible Trillion Dollar fraud, fraud on Shareholders, FASB No. 5 violations and other, Recissory rights of Shareholders, etc.

Warner Bros. Entertainment, Inc.
4000 Warner Blvd
Burbank, Ca 91522
Phone: 818-954-600 Chairman and CEO: Barry M. Meyer; President and COO: Alan F. Horn; EVP and CFO: Edward A. Romano

AOLTW

AOL, Inc.

TO: SEC Chairperson Mary Shapiro; SEC Office of Chief Accountant; Head of SEC Office's of International Affairs, SEC International Enforcement Assistance, SEC Division of Enforcement, SEC Office of Internet Enforcement, SEC Division of Corporate Finance, SEC Division of Corporate Finance Office of Chief Accountant, FBI White Collar Crime Division and Any and All Compliance Division Heads and Related

Offices

I, Eliot Bernstein, of 2753 NW 34th Street, Boca Raton, Florida 33434 as the Original Owner and Inventor of key "backbone technologies" for video and imaging as further described herein, am filing this formal complaint against Warner Bros. Entertainment, Inc., with corporate offices located at 4000 Warner Blvd, Burbank, Ca 91522, as well as against AOL, Inc and Time Warner, Inc. It is noted that these companies previously were under the same corporate structure of AOLTW/AOL Inc. during most if not all of the critically relevant times herein upon the Merger of Time Warner Inc. and AOL Inc., since Warner Bros. Entertainment Inc. had already fallen under the Time Warner, Inc parent corporation.

For your convenience I have attached the following link to the Press Statement issued about the Merger back in 2000:

<http://www.timewarner.com/corp/newsroom/pr/0,20812,667602,00.html>. Also, I make a special note of the urgency and Time Sensitive nature of these matters predicated upon various factors including but not limited to the recent split of AOL Inc., and Time Warner, Inc., which itself should be fully and completely investigated by the SEC for all of the reasons set forth herein. This Investigation should include but not be limited to all original stock and securities related transactions in the original Merger as well as such transactions in the recent split of these companies.

Please note that this Request for Investigation and Formal Complaint against AOL, Inc, AOLTW, Time Warner Inc and Warner Bros. Entertainment Inc is related to my prior formal complaint to the SEC involving the Intel corporation, Lockheed Martin, and Silicon Graphics, Inc. who were all owners of the Real3d Inc., corporation as my Technologies were tested, used, viewed and approved by Leading Industry Experts at the Real3d Inc Laboratories previously located on Lockheed Martin properties in Orlando, Florida. For your convenience I have attached a link to my related SEC Complaint against these companies from early 2009:

<http://www.iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20090325%20FINAL%20Intel%20SEC%20Complaint%20SIGNED2073.pdf>.

To further flesh out the urgency and Time Sensitive nature of my formal complaint which may likely implicate Recissory Rights of Shareholders at all of the respective companies and have Catastrophic impacts on both the companies and shareholders, I point what looks like nothing more than a pattern of dodge and deceit by key management personnel over the last weeks / months perhaps to further fraud upon the companies and shareholders. This present formal Complaint for Investigation of WB Entertainment, Inc, AOL Inc., and TW, Inc., on this day, January 5, 2010 comes after repeated Good Faith attempts to address Business and Corporate Responsibility issues with both Senior and Executive and Board management and Officers at the respective companies over an extended period of time and recently involving actual dodging and hiding by individuals such as the CEO of AOL Inc, Tim Armstrong, General Counsel at AOL Inc., Ira Parker.

Further, that such recent conduct involves the CEO, CFO and General Counsel at Time Warner, Inc., even hiding and dodging professional phone calls simply to confirm messages and communications seeking to responsibly address the matters herein but instead being intentionally passed along to unactive extensions, Security personnel, personnel who would claim to be proper members of the company for messages and then divert the call and more.

Most amazingly, just yesterday, Wednesday Jan. 6, 2010, I had a Direct Phone conversation with a Christopher Day who claims to be an Assistant General Counsel at AOL, Inc. This call also involved my business consultant Kevin Hall and Mr. Day was calling back after urgent voicemails were left for AOL CEO Tim Armstrong. Mr. Day is also apparently a Licensing and Patent counsel for AOL Inc. Yet, even though Mr. Day's call came after a prior call with one Jerry Mc Kinley at AOL, Inc. on Dec. 29, 2009 just days ago and where critical documents and the urgent nature of these matters were shared directly with Jerry Mc Kinley, AOL Assistant General Counsel Day completely Dodged acknowledging what officer or personnel within AOL Inc had instructed him to call despite the fact that Mr. Mc Kinley indicated he was calling in response to messages to CEO Armstrong. Christopher Day provided the following Contact Information during the phone call of Jan. 6, 2010 as Assistant General Counsel: direct line: 703-265-8845; email Christopher.day@corp.aol.com.

AOL Assistant General Counsel Day repeatedly refused to describe how he became aware of the urgent business matters herein, whether by email inside AOL or phone call inside AOL or a file being placed on his desk and repeatedly refused to acknowledge the critical documents he had received and reviewed prior to even making the call. This was most bizarre conduct from an alleged Assistant General Counsel who could not even describe or refused to describe "how or who" this File and business matter came in to his work at AOL yet it was Mr. Day returning my calls to CEO Armstrong at AOL?

Even more bizarre behavior by Assistant General Counsel Day at AOL was his refusal to contact basic Witnesses or persons knowledgeable of these business matters within AOL despite the Viability of the Entire Company and Catastrophic Impacts to the Shareholders with Recissory rights possibly at stake? Mr. Day was provided with the direct names of Ted Leonsis, original Co-Founder of AOL Inc who was involved recommending a CEO to Iviewit named P. Stephen Lamont and also the name of another Co-Founder and former Chairman STEVE CASE who Directly knows one of the Most Critical Witnesses in this matter who is DAVID COLTER and STEVE CASE had been previously copied on Direct Email communications to myself, Eliot I. Bernstein, involving a project known as the "Though Journal". Mr. Day was also provided the name of HEIDI KRAUEL who was Directly involved in these matters as part of the AOLTW Investment Committee as specifically referenced in the Business Documents provided directly to JERRY MCKINLEY of AOL who had called back on behalf of CEO Armstrong and who presumably set the chain of events in action leading to Mr. Day's call in the first place. Even more bizarre was Mr. Day's refusal to bring these matters to AOL General Counsel Ira Parker although Mr. Day was speaking about the Company's financial conditions and

ability to pay monies on a business deal as if he clearly had spoken about these matters to other Senior personnel within AOL.

All of this bizarre conduct should be immediately investigated for possible fraud, diversion of assets and other possible improprieties as the respective Company Executives and Key Personnel seek to conceal, dodge and obfuscate Massive Billion dollar legal liabilities and FASB No. 5 and related reporting responsibilities all coming on the heels of a BREAKUP between the respective companies.

Please note specifically that on Tuesday, Dec. 29, 2009, I received a Call from a gentleman claiming to be one Jerry Mc Kinley who described himself as a Senior Liaison in the Executive Escalation Unit at AOL Inc. who was returning a voicemail left on my behalf by my business consultant Kevin R. Hall to the CEO of AOL Inc. Tim Armstrong and that Mr. McKinley was eager to seek information and get the proper parties together to divert media attention and yet this individual Mr. Mc Kinley has now gone absent and refusing to confirm if the CEO, CFO and General Counsel of AOL Inc. even have received my documents seeking a professional business deal to attempt to resolve matters herein.

This background is provided in part due to the long history of concealment and hiding of truth, documents, information and the like in this Trillion Dollar Fraud as further set out herein. Please note that Mr. Mc Kinley and the other Senior Management, Executives and Officers have been specifically and officially NOTICED by myself that the matters herein could and likely will have Catastrophic devastating impacts on Company SHAREHOLDERS where Billions of Dollars and value are at stake.

I also wish to bring to your attention ongoing investigations involving multiple federal offices around the country as well as International investigations pertinent in this matter and remind your offices to please take note of my Official complaints with your offices against the Intel Corporation, Silicon Graphics, Inc., Lockheed Martin, as well as asking for an investigation and review of all related sales transactions involving Real3d Inc, previously located on Lockheed Martin property in Orlando, Florida.

I am requesting that these companies be investigated for likely fraud in transactions as well as likely massive fraud upon their shareholders and believe that all transactions, stock transfers, mergers and acquisitions dating back to 1999 should be part of the investigation of these companies in addition to likely violations of FASB No. 5 and other corporate accounting rules for failure at minimum to book even contingent liabilities on the corporate books and Financials and provide notice to Shareholders.

The liabilities at issue stem from several sources of which top executive officers, counsels, general counsels, and other top management at the involved companies have possessed direct and actual knowledge. The liabilities are predicated upon the knowing and willful infringement of my Backbone Technologies relating to Digital and Video scaling and imaging for nearly a decade. The liabilities are further predicated upon Signed NDA (non-disclosure agreements) with the Respective companies and the

Iviewit Technologies as well as predicated upon Signed Licensing and Encoding Agreements as well. I have attached for your convenience actual Invoices for Legal Services from the Irell Manella law firm located in California relating to the Signed Licensing and Encoding Agreements with Warner Bros. Entertainment Inc and AOL Inc. Further liabilities (at minimum contingent) exist for involvement in possible RICO activities as AOLTW / AOL Inc. was on the Verge of pouring in \$25 Million investment capital to my companies at a time when their own employees and personnel became aware of fraud relating to my patents and yet concealed conflicts of interest and related matters from my companies during these processes and thereafter.

At this time, however, as noted in my Feb. 2009 letter to the Office of the US President Barack Hussein Obama II and the US Attorney General Eric Holder, I wish to bring to your direct attention the identities of several federal offices already involved in this ongoing national and international Intellectual Properties theft and fraud. Investigations that will aid and facilitate the SEC with background information for the proper performance of complete investigations by the SEC allowing for information sharing with these agencies, some of the key offices are as follows:

1. Glenn A. Fine, Office of Inspector General of the US Department of Justice
2. Harry Moatz, Director, OED of the USPTO
3. H. Marshall Jarrett, Office of Professional Responsibility of the FBI
4. A complete list of Federal, State & International Actions can be found @ <http://iviewit.tv/CompanyDocs/INVESTIGATIONS%20MASTER.htm>.

Please note that I provide the SEC and the various Office and Division heads this background solely as a starting point for full and proper investigations of Intel and related parties in this matter and that I remain personally available to provide further information as necessary. It should be noted that a wealth of the history of these matters is available at my website www.iviewit.tv including links to the current federal complaint filed in the US Court of Appeals 2nd Circ., the complaint filed with the US District Court – Southern District of New York, links to the hundreds of signed NDAs, Strategic Alliance Agreements, License Agreements and more.

DRAFT CC LIST:

GLENN A. FINE, IG OF DOJ
OPR OF FBI
JOHN CONYERS, US HOUSE JUDICIARY
PATRICK LEAHY, US SENATE JUDICIARY
US SENTOR DIANE FEINSTEIN
NYS ATTORNEY GENERAL ANDREW CUOMO
NYS SENATE JUDICIARY COMMITTEE

NY TIMES
WASHINGTON POST
CNBC; RACHEL MADDOW
MEDIA PRESS CONTACTS