

1 Q. Do you understand that?

2 A. Yes.

3 Q. When did you first become involved with
4 the Iviewit companies?

5 A. I'll give an approximate date. I would
6 say about four years ago. Could be a little longer.
7 I'm not -- You know, I'm not certain. Could be five
8 years. Somewhere around four, five years ago.

9 Q. Do you recall the year being 1998?

10 A. That would make it four years ago. That
11 sounds right.

12 Q. Could you describe the circumstances and
13 how you got involved with the Iviewit companies?

14 A. Yes. I knew Sy Bernstein who was a
15 neighbor of mine. Sy approached me and he said his
16 son has developed some process for the Internet that
17 could possibly be patented. And he asked me whether
18 I could help them - introduce him to some - to
19 attorneys and could possibly get involved myself from
20 an accounting and a business point of view.

21 Q. Is Mr. Bernstein still a neighbor of
22 yours?

23 A. Yes, he is.

24 Q. Are you social friends with him?

25 A. Yes. Not on a regular basis, but we are

1 change your answer?

2 A. Brian Utley became the president once he
3 was engaged.

4 Q. Okay.

5 A. Originally, it was Eliot.

6 Q. What was Proskauer hired to do?

7 MR. SELZ: Objection. Form of the
8 question.

9 MR. PRUSASKI: I'll - I'll reask it.

10 Q. (By Mr. Prusaski) What was Iviewit's
11 intent in hiring Proskauer?

12 A. Prepare the legal work and introduce them
13 to possible investors and perhaps clients of theirs
14 who could use the technology that Eliot developed
15 that Iviewit owned at that time.

Wheeler in deposition states Lewin introduced him to set u

16 Q. Do you remember the attorneys from
17 Proskauer who did work for Iviewit?

18 A. Yes. It was Chris Wheeler was the head.
19 And I'm trying to remember. There was a --

20 Q. Does Rocky Thompson sound familiar?

21 A. Rocky Thompson. That's the one. Yes,
22 those were the two.

23 Q. Do you know if any other law firms were
24 used by Iviewit besides Proskauer Rose?

25 A. Yes, there was a law firm used in New.

Lewin confuses the attorneys grossly here and the reason is they are trying to hide Proskauer attorneys doing patent work or else major conflicts arise. Yet Rubenstein and Joao were represented at first as Proskauer attorneys and this is why Proskauer was hired. After we found that this was false Rubenstein did join Proskauer.

1 York to - I think to patent all of the technology
2 that Eliot supposedly developed:

Incorrect - Foley & Lardner is in Wisconsin. He refers to Ray Joao & Meltzer Lippe Goldstein & Schlissel who worked for Kenneth Rubenstein of PR to file patents. Joao was misrepresented, along with Rubenstein by Wheeler as Proskauer attorneys, yet they were both at Meltzer at the time.

3 Q. Was that Foley & Lardner?

4 A. Yes.

5 Q. Did Proskauer do patent work for Iviewit?

6 A. I'm trying to remember. They did consult
7 an attorney in New York, one of Proskauer's attorneys
8 in New York. I don't recall his name. And I do have
9 to tell you I'm not very good with names.

He is referring to Kenneth Rubenstein and this contradicts Wheeler & Rubenstein testimony that they did no patent work at all.

10 Q. Okay.

11 A. Okay.

12 Q. That's fine. And I appreciate your
13 honesty. We don't want you to guess.

14 A. No.

15 Q. If you don't remember, simply say you
16 don't remember.

Correct almost. Rubenstein was Advisor to Board and was overseer to patents and was consulted and consulted for investors. Major role.

17 A. No, that is not my strength.

18 There was an attorney in New York who -
19 who was consulted. I don't recall him doing any
20 actual work on the patent, but I know he was
21 consulted about the patents.

22 Q. Is he the one who referred Foley &
23 Lardner?

Rubenstein referred Raymond Joao not Foley & Lardner, Lewin knows this. He was a Board member and the accountant who paid them.

24 A. I think so, yes.

25 Q. When did you stop becoming a board member