## FISHER & PHILLIPS LLP

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January 9, 2013

Via Electronic Mail iviewit@iviewit.tv

Mr. Eliot Bernstein 2753 NW 34<sup>th</sup> Street Boca Raton, FL 33434-3459

Re:

Saint Andrew's School

Dear Mr. Bernstein:

I have received your December 28, 2012 email and will respond to some of your points. First, your statement that Diane Jones advised you our firm would be engaged as an "independent investigator" of the issues you raised is false. No such statement was made by her or anyone else to you. In my letter to you, I clearly identified myself as the school's counsel, which is the only role I have had in this matter. Moreover, there is no need for the school to engage an independent investigator for any of the allegations you have made.

Second, at this point, your repeated allegations that the school has not properly investigated or addressed issues that you have raised about alleged student misconduct in your home or on the May 2011 field trip, the alleged harassment of you and your family, or statements about your son allegedly made by persons acting in their parental capacity now border on defamation of the school and its personnel in their professional capacity. The fact that you might not agree with what the school has done to address these issues does not mean that the school has ignored the matters or failed to address them properly.

Moreover, to the extent that you are complaining about events that occurred in your home years ago, or about other parents of the school and statements or actions they allegedly made or took in their parental capacity, those matters are not school issues. The school has no duty to you in addressing such matters.

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The school has spent a lot of time and money investigating and responding to the allegations you have made. Even though the school did not have a duty to address the parental issues, the administration did so out of a courtesy to you as a parent. The school is done, however. It is not going to spend any more time or legal fees discussing these matters with you.

At this point, the school demands that you immediately cease all communications about the issues you have raised and that you not repeat any such false and defamatory statements to third parties. If you make any statements about the school or its personnel to third parties, the school will seek legal action to protect its rights and reputation.

The school also wants to make very clear that you must now stop all further communications to the school about these issues and become a cooperative parent of the school or leave. No one is forcing you and your family to remain connected with Saint Andrew's School.

The school hopes that you and your family will make a decision to put these issues behind you and to remain with Saint Andrew's School. The school has expressed positive things about your children and it would like to be able to continue to work with them and you. Please understand, however, that if the communications and ongoing demands continue, the school may exercise its right under the contract to end the relationship with the family, either mid-year or advise you that it will not be re-enrolling your children. Please advise me of your intentions no later than January 16, 2013.

Very truly yours,

Suzanne K. Bogdan, P.A. For Fisher & Phillips LLP

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