

Eliot I. Bernstein

From: Eliot I. Bernstein [iviewit@iviewit.tv]
Sent: Monday, November 30, 2009 1:45 PM
To: Kevin R. Hall Esq. (krhall007@aol.com); Wayne Smith, Vice President and Chief Patent Counsel @ Warner Bros. (wayne.smith@warnerbros.com)
Cc: 'mmulrooney@jtwmm.com'; Michele M. Mulrooney Esq. - Jackoway Tyerman Wertheimer Austen Mandelbaum & Morris (MMulrooney@JTWAMM.com); Marc R. Garber, Esquire @ Flaster Greenberg P.C.; Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcgarber@verizon.net); Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com); Guy T. Iantoni @ GTI LIFE, Inc. (guy@gtilife.net)
Subject: RE: Follow Up on Phone Conversation Monday Nov 23, 2009 Re: Eliot Bernstein; Iviewit; Business Presentation
Attachments: Eliot I Bernstein.vcf
Sensitivity: Confidential



I-VIEW-IT TECHNOLOGIES, INC.
Surf with Vision

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Iviewit.com, Inc. – FL
Iviewit.com, Inc. – DL
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From: kevin hall [mailto:krhall007@aol.com]
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Subject: Follow Up on Phone Conversation Monday Nov 23, 2009 Re: Eliot Bernstein; Iviewit; Business Presentation
Importance: High
Sensitivity: Confidential

CONFIDENTIAL

Monday Nov. 30, 2009

Mr. Wayne Smith

Vice President and Chief Patent Counsel

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Re: Monday Nov. 23, 2009 Telephone Call regarding Eliot Bernstein, backbone technologies, business plan and presentation.

Dear Wayne Smith:

Hope the Thanksgiving Holiday was enjoyable and it was a pleasure to speak in person Monday Nov. 23, 2009 concerning Eliot I. Bernstein, Iviewit and the backbone Iviewit Technologies. As indicated, I am a business consultant to Mr. Bernstein in this matter.

Just to recap the conversation, we discussed briefly the history of the technologies, the prior involvement of David Colter and others of AOL/TW and Warner Bros. with Eliot Bernstein and the technologies involving digital imaging and video, as well as the existence of various documents within Warner Brothers over the years concerning the technology. Also, you

acknowledged during this call familiarity with various matters of the technologies herein over the years dating back at least 8 years or so.

The purpose of the conversation, however, was to determine who are the proper parties within AOL/TW and Warner Bros. for the purposes of a presentation by Mr. Bernstein of a Business Licensing Arrangement to further prior agreements and move forward with AOL/TW and Warner Bros. involving the Technologies, payment of royalties, license agreements, etc. and the re-establishing of positive business relationships and potentially most favored nation status in lieu of costly adversarial litigation.

Thank you for undertaking to determine and assemble the proper parties within AOL/TW and Warner Bros. to further this presentation by Mr. Bernstein.

As you may recall, it was mentioned that Mr. Bernstein has ongoing litigation in the federal courts of New York involving multiple parties and actors in these matters and that federal investigations over the last 8 plus years have included but not been limited to involvement by offices such as the Commissioner of Patents, the OED Director, Harry I. Moatz of the USPTO, the OPR of the FBI, the Inspector General of the DOJ and others.

As you may or may not be aware, Mr. Bernstein's case in New York where I am from was marked legally "related" to a federal whistleblower case of Christine C. Anderson by US District Court Judge Shira Scheindlin who also described Mr. Bernstein's case in court documents as one about "murder" although Mr. Bernstein had only alleged "attempted murder" based upon the Car Bombing of his family Minivan in Boynton Beach, Florida.

Thus, I thank you for your time on the phone on last Monday and for agreeing to undertake to determine who at AOL/TW Warner Bros. should be involved in the upcoming presentation. Mr. Bernstein did indicate, however, that you have been previously provided with a copy of his 72 hour Demand to the Intel Corporation as well as the copy of the subsequent formal complaint to the SEC against Intel when business talks fell apart. Mr. Bernstein has agreed to the one week from our call that I extended for you to gather the necessary business contacts within AOL/TW and Warner Bros.

I will be looking forward to hearing from you this upcoming week and will call by Tuesday, Dec. 1, 2009 if I have not heard a response from your office yet. Please note that Mr. Bernstein has likewise been assembling a team to address the business and license matters as well including discussions with attorneys familiar with the technologies, Iviewit and the Iviewit history.

For your convenience I have attached a copy of the Intel documents referenced above by link below and please note that not only does Mr. Bernstein assert that the NY federal courts are not the only jurisdictions where he may pursue his rights, but further that he previously has demanded from Intel a \$10 Million deposit as a good faith condition of an "agreement to agree" in these matters.

Based upon the knowledge by AOL/TW and Warner Bros. of the history and use of the technologies and the value of the technologies themselves and the years in use without payment of royalties and or license fees, Mr. Bernstein is likewise requiring this same Deposit amount from Warner as a condition of moving forward with positive long term agreements once you have determined the appropriate parties at AOL/TW and Warner Bros. for these discussions.

Nothing herein shall be construed in any manner as any waiver by Mr. Bernstein and/or proper parties to any rights in these matters and this communication is for the sole purpose of facilitating positive business relationships moving forward with AOL/TW and Warner Bros.

Again, it was a pleasure to speak by phone and we look forward to re-establishing long term positive business relations with you and those at Warner Bros. On behalf of Mr. Bernstein and other proper parties, I look forward to speaking with you again during the week of Nov. 30, 2009 as discussed and agreed.

Respectfully,

Kevin R. Hall

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file

Link No. 1: EIB Demand to Intel Corporation dated March 6, 2009 found at Evidence Link No. 981 at www.iviewit.tv:

<http://www.iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20090306%20Intel%20Demand%20Letter%20&%20Liability%20Exposure%20%20Signed%203549l.pdf>

Link No. 2: EIB formal signed SEC Complaint dated March 25, 2009 regarding Intel, SGI, Lockheed Martin and Real3d Inc. transactions, etc. found at Evidence Link No. 986 at www.iviewit.tv

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

Tracking:

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'Candice Bernstein'

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