

Eliot Ivan Bernstein

From: Alan Rose <ARose@mrachek-law.com>
Sent: Tuesday, February 2, 2016 5:49 PM
To: Eliot Ivan Bernstein; Eliot Ivan Bernstein
Subject: RE: Reschedule due to Sharp Practices

Mr. Bernstein:

I have reviewed your email below. I do not believe it is appropriate to suggest that you are never available for a hearing. Perhaps your inability to appear will convince you to consent to the appointment of a guardian ad litem to represent the interest of your children, whom you have proven you cannot adequately represent.

I was going to suggest you using a call-in service if you cannot drive to the courthouse, but I see you have already arranged that through Court Call. PLEASE MAKE SURE TO CHANGE IT TO THURSDAY FEB 4th at 8:30 a.m.

Based upon your email, I would be willing to consider rescheduling this hearing under certain conditions. The primary reason for this hearing is actions which you may take to interfere with the sale and cause harm to the beneficiaries, including your children. If you would be willing to consent to an order temporarily preventing you from doing the things raised in the motion, until the matter can be set for a further hearing, I would agree to postpone the hearing. If you will not consent, the hearing must go forward Thursday as it is our belief that a hearing is necessary to protect the interests of the beneficiaries.

To date you have caused over \$200,000 in lost proceeds by your actions attempting to stop the sale of the house. Now, the trust risks losing an additional \$25,000 if you refuse to comply with the order preventing interference with the sale. I would urge you to consent to the relief we seek in toto, and thereby not only save the \$25,000 but also the legal fees to be incurred in our obtaining such an order.

It is understandable that you are upset that your parents died with only a few million dollars and left none of it to you, and that your litigiousness has eroded a substantial part of that money, but I would hope at some point you would realize that your actions are not helping you one iota, but are seriously harming the beneficiaries including your own children.

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From: Eliot Ivan Bernstein [mailto:iviewit@iviewit.tv]

Sent: Monday, February 01, 2016 10:48 AM

To: Alan Rose; Alan Rose; 'Brian M. O'Connell PA ~ Partner @ Ciklin Lubitz Martens & O'Connell'; 'Charles D. Rubin ~ Managing Partner @ Gutter Chaves Josepher Rubin Forman Fleisher Miller PA'; ddustin@tescherspallina.com; 'Donald R. Tescher ~ Attorney at Law @ Tescher & Spallina, P.A.'; 'JILL BERNSTEIN IANTONI'; 'John J. Pankauski'; 'John J. Pankauski'; john@pankauskilawfirm.com; 'Kimberly Moran ~ Legal Assistant / Notary Public @ Tescher & Spallina, P.A.'; Louis Mrachek; 'Lindsay Baxley aka Lindsay Giles @ Life Insurance Concepts'; 'Lisa Friedstein'; 'Mark R. Manceri, Esquere @ Mark R. Manceri, P.A.'; mrmlaw1@gmail.com; 'Pamela Beth Simon'; 'Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A.'

Cc: Candice Schwager @ Schwager Law Firm; Kevin R. Hall; Barbara Stone; Barbara Stone Gmail; 'Andrew Dietz @ Rock-It Cargo USA, Inc.'; 'CANDICE BERNSTEIN'; 'Caroline Prochotska Rogers Esq.'; 'Eliot I. Bernstein'; 'Marc R. Garber Esq.'; 'Marc R. Garber Esq. @ Flaster Greenberg P.C.'; 'Michele M. Mulrooney ~ Partner @ Venable LLP'

Subject: Reschedule due to Sharp Practices

Mr. Alan Rose:

As you are aware, I had specifically indicated my Unavailability for the time period in question of Feb. 4th, 2016 due to medical reasons, that we are unavailable during the school year for these early hearings as we filed with the court and your other motion on Guardianship has specifically been scheduled for later in Feb. 2016 (Feb. 25th) as a result.

I am respectfully requesting that you voluntarily re-schedule your current motion on the UMC Calendar for this Thursday, Feb. 4th, 2016 for this reason and further that an Evidentiary Hearing would be necessary on such motion which is further improper for the UMC Calendar as it is not a motion that can be heard in 5 minutes.

Should you not voluntarily re-schedule and remove this motion from the Calendar for Feb. 4th, 2016, your continued sharp practices will continue to be reported to all proper federal and state authorities and appropriate court action taken as well.

Thank you.

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