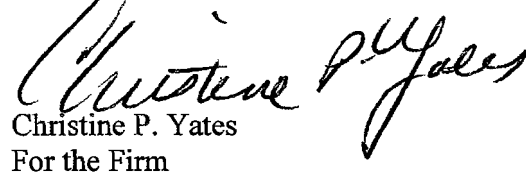


Robert L. Spallina, Esq.  
November 9, 2012  
Page 2 of 2

- operating, or stockholders agreements;
14. Please provide a status of the ongoing litigation involving Stanford;
  15. Please provide a status of the Iliewit company stock. Were the issues with Gerald Lewin resolved?;
  16. Please provide a status of the funding of Telenet Company and Candice's employment with Telenet; and
  17. Please provide any information you have with regards to the college funds created by Simon or Shirley Bernstein for the benefit of Joshua, Jacob and/or Daniel.

Thank you for your attention to this matter. Should you have any questions, please feel free to contact my office.

Very truly yours,




Christine P. Yates  
For the Firm

CPY/jcj

cc: Eliot Bernstein  
Marc Garber

659917v2 995508.0001



BATES NO. EIB 002164  
02/27/2017



Christine P. Yates  
Direct Dial: 954 760.4916  
Email: [cty@trippscott.com](mailto:cty@trippscott.com)

November 29, 2012

**Via E-Mail and U.S. Mail**

Robert L. Spallina, Esq.  
Tescher & Spallina, P.A.  
4855 Technology Way - Suite 720  
Boca Raton, FL 33431

**Re: Estates of Shirley Bernstein and Simon Leon Bernstein**

Dear Mr. Spallina:


We wanted to take this opportunity to follow up with you regarding my November 9, 2012 correspondence. As you are aware, my firm represents Mr. and Mrs. Bernstein, individually, as natural guardians of Joshua, Jacob, and Daniel Bernstein, and as Trustees of any trusts created for Joshua, Jacob and Daniel Bernstein by Simon and/or Shirley Bernstein. We would appreciate receiving copies of the following information and documents no later than December 4, 2012, in order to assist us in this matter:

1. Copies of all estate planning documents including all Wills and Trusts for Shirley Bernstein and Simon Leon Bernstein that our client was a beneficiary, whether qualified or contingent;
2. Copies of all estate planning documents including all Wills and Trusts that our client's children, Joshua, Jacob and/or Daniel, are named as beneficiary, whether qualified or contingent;
3. Copies of all documents executed in May and June 2012 regarding the Last Will and Testament of Shirley Bernstein;
4. Estate Accounting for Shirley Bernstein;
5. Estate Accounting for Simon Bernstein;
6. Trust Accountings for any Trusts that our client, his spouse, or his children are a beneficiary, whether qualified or contingent;
7. Copies of any claims filed in the Estate of Shirley Bernstein and Simon Bernstein;
8. Copy of the Inventory filed in the Estate of Shirley Bernstein;
9. Copy of the Inventory filed in the Estate of Simon Bernstein, or if none, please provide the approximate date you expect the Inventory will be prepared and filed with the Probate Court;
10. Allocation of the tangible personal property of Shirley and Simon Bernstein. Specifically, is the jewelry being divided among the ten grandchildren?;
11. Appraisals of tangible personal property, specifically the jewelry, artwork and collectibles;
12. All documents relating to the life insurance policies owned by Shirley and/or Simon, insuring Shirley and/or Simon's life, or for the benefit of Shirley and/or Simon Bernstein;

661739v1 995508.0001 110 Southeast Sixth Street, Fifteenth Floor • Fort Lauderdale, Florida 33301  
Post Office Box 14245 • Fort Lauderdale, Florida 33302  
Tel 954.525.7500 • Fax 954.761.8475 • [www.trippscott.com](http://www.trippscott.com)

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BATES NO. EIB 002165  
02/27/2017

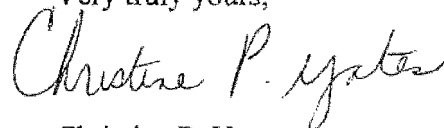


Robert L. Spallina, Esq.  
November 29, 2012  
Page 2 of 2

13. Please provide documentation concerning the allocation and division of all companies owned by Simon and/or Shirley at the time of their deaths and copies of any partnership, operating, or stockholders agreements;
14. Please provide a status of the ongoing litigation involving Stanford;
15. Please provide a status of the Iliewit company stock. Were the issues with Gerald Lewin resolved?;
16. Please provide a status of the funding of Telenet Company and Candice's employment with Telenet; and
17. Please provide any information you have with regards to the college funds created by Simon or Shirley Bernstein for the benefit of Joshua, Jacob and/or Daniel.

Thank you for your attention to this matter. Should you have any questions, please feel free to contact my office.

Very truly yours,




Christine P. Yates  
For the Firm

CPY/cak

cc: Eliot Bernstein  
Marc Garber


661738v1 995508.0001

BATES NO. EIB 002166  
02/27/2017



**From:** Christine Yates [mailto:cty@TrippScott.com]  
**Sent:** Friday, November 30, 2012 12:05 PM  
**To:** 'iviewit@gmail.com'; 'Marc.Garber@flastergreenberg.com'  
**Cc:** Cindy Kronen  
**Subject:** Bernstein - E/O Shirley Bernstein & E/O Leon Bernstein: Status

Eliot and Marc, I confirmed with Spallina's office that they have received my request and I have a call set up with Spallina for next Tuesday at 2:30. Thanks.



Fort Lauderdale, FL 33301  
954-525-7500

**Christine T. Yates**  
*Director*

Direct: (954) 760-4916  
Fax: (954) 761-8475  
[cty@trippscott.com](mailto:cty@trippscott.com)



**From:** Christine Yates [mailto:cty@TrippScott.com]  
**Sent:** Tuesday, December 4, 2012 12:02 PM  
**To:** 'Eliot Ivan Bernstein'; 'marc.garber@flastergreenberg.com'  
**Cc:** Cindy Kronen  
**Subject:** FW: Bernstein - E/O Shirley Bernstein & E/O Leon Bernstein:

Eliot and Marc, Robert Spinella's assistant cancelled the call today and would not reschedule. I tried to call and they will not take my call. I believe we are going to have to proceed with litigation to get any information with them. Please let me know your thoughts and I would like to set up a call with you to go over how we proceed. Thanks.



Fort Lauderdale, FL 33301  
954-525-7500

**Christine T. Yates**  
*Director*

Direct: (954) 760-4916  
Fax: (954) 761-8475  
[cty@trippscott.com](mailto:cty@trippscott.com)

---

**From:** Cindy Kronen  
**Sent:** Tuesday, December 04, 2012 9:56 AM  
**To:** Christine Yates  
**Subject:** Bernstein - E/O Shirley Bernstein & E/O Leon Bernstein:

Robert Spinella's assistant called to cancel the conference call I scheduled this afternoon. She did not want to reschedule at this time.



Fort Lauderdale, FL 33301  
954-525-7500

**Cindy Kronen**  
*Paralegal*

Direct: (954) 627-3810

A handwritten signature in blue ink, appearing to be 'C. Yates'.

Christine P. Yates  
Direct Dial: 954.760.4916  
Email: [cty@trippscott.com](mailto:cty@trippscott.com)



December 21, 2012

**Via E-Mail and U.S. Mail**

Robert L. Spallina, Esq.  
Teschler & Spallina, P.A.  
4855 Technology Way - Suite 720  
Boca Raton, FL 33431

**Re: Estates of Shirley Bernstein and Simon Leon Bernstein**

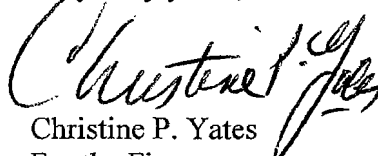
Dear Mr. Spallina:

As you are aware, my firm represents Mr. and Mrs. Bernstein. We would appreciate receiving copies of the following information and documents in this matter:

1. A copy of Simon Bernstein's Trust and accounting;
2. A copy of Shirley Bernstein's Trust and accounting;
3. A copy of Bernstein Family LLC's Trust;
4. A copy of Bernstein Holdings and Family Corporation;
5. Objections to claims filed in Estate of Simon Bernstein;
6. Exempt Property Petition filed;
7. Personal Property Inventory for Estate of Simon and Shirley Bernstein;
8. Please provide a status of the ongoing litigation involving the Estate Substitution in Stanford – Case status and attorney handling;
9. Limited Power of Appointment executed by Simon;
10. Inventory for Shirley Bernstein;
11. Inventory for Simon Bernstein; and
12. LIC Holdings corporate Documents;
13. Mortgage documents relating to Eliot's home, and documents pertaining to first mortgage;
14. Accounting of each child's Trust.

Thank you for your attention to this matter. Should you have any questions, please feel free to contact my office.

Very truly yours,



Christine P. Yates  
For the Firm

CPY/iah

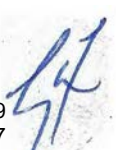
cc: Eliot Bernstein  
Marc Garber

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Post Office Box 14245 • Fort Lauderdale, Florida 33302  
Tel 954.525.7500 • Fax 954.761.8475 • [www.trippscott.com](http://www.trippscott.com)

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BATES NO. EIB 002169  
02/27/2017



LAW OFFICES  
**TESCHER & SPALLINA, P.A.**

BOCA VILLAGE CORPORATE CENTER I  
4855 TECHNOLOGY WAY, SUITE 720  
BOCA RATON, FLORIDA 33431

ATTORNEYS  
DONALD R. TESCHER  
ROBERT L. SPALLINA  
LAUREN A. GALVANI

TEL: 561-997-7008  
FAX: 561-997-7308  
TOLL FREE: 888-997-7008  
WWW.TESCHERSPALLINA.COM

SUPPORT STAFF  
DIANE DUSTIN  
KIMBERLY MORAN  
SUANN TESCHER

January 11, 2013

**VIA FEDERAL EXPRESS**

Christine P. Yates, Esq.  
Tripp Scott  
110 Southeast Sixth Street  
Fifteenth Floor  
Fort Lauderdale, FL 33301

**Re: Estates of Shirley Bernstein and Simon L. Bernstein**

Dear Ms. Yates:

In response to the items in your letter dated December 21, 2013, we are enclosing the following documents and responses:

1. Simon L. Bernstein Amended and Restated Trust Agreement dated July 25, 2012. We do not have an accounting for the trust at this time.
2. Shirley Bernstein Trust Agreement dated May 20, 2008 together with a copy of the First Amendment to Shirley Bernstein Trust Agreement dated November 18, 2008. We do not have an accounting for the trust at this time, however, it's primary assets are the two homes.
3. Operating Agreement for Bernstein Family Realty, LLC dated June 30, 2008.
4. Agreement of Limited Partnership of Bernstein Family Investments, LLLP dated May 20, 2008 and the Operating Agreement of Bernstein Holdings, LLC dated May 20, 2008.
5. We have not yet filed any objections to any claims filed in the Estate, but will be able to provide copies when we get to this point in the probate procedure.
6. There is no Exempt Property Petition filed in the Estate.
7. We are not in possession of personal property inventories for either Simon or Shirley.
8. As discussed previously.
9. The Limited Power of Appointment was exercised under Si's Will, a copy of which you already have.
10. A copy of the Inventory for the Estate of Shirley Bernstein.
11. We will provide you with a copy of the Inventory for the Estate of Simon Bernstein once it is complete.
12. We are not in possession of any documents related to LIC Holdings.
13. A copy of the recorded Second Mortgage for Eliot Bernstein's home, together with the Promissory Note in the amount of \$365,000.00. Please note that Walter Sahn holds a

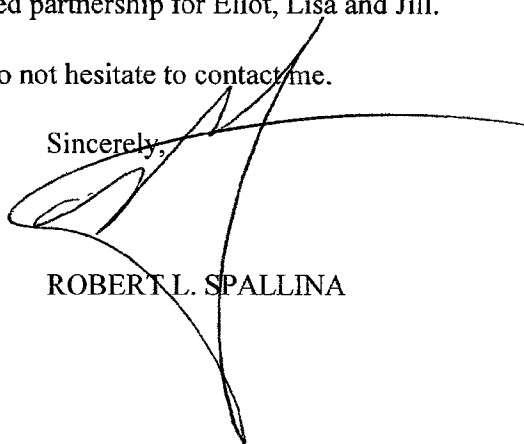
Christine P. Yates, Esq.  
January 11, 2013  
Page 2

first position mortgage on the property, a copy of which we do not have, and is anxious about getting paid as a result of Si's death. Please call me to discuss this.

14. The children's trusts were never funded, other than the one (1%) percent interest in the general partner of the limited partnership for Eliot, Lisa and Jill.

If you have any questions, please do not hesitate to contact me.

Sincerely,




ROBERT L. SPALLINA

Enclosures

LAW OFFICES  
**TESCHER & SPALLINA, P.A.**

BATES NO. EIB 002171  
02/27/2017





Christine P. Yates  
Direct Dial: 954.760.4916  
Email: [cwy@trippscott.com](mailto:cwy@trippscott.com)

February 13, 2013

**Via E-Mail**

Robert L. Spallina, Esq.  
Tescher & Spallina, P.A.  
4855 Technology Way - Suite 720  
Boca Raton, FL 33431

**Re: *Estates of Shirley Bernstein and Simon Leon Bernstein***

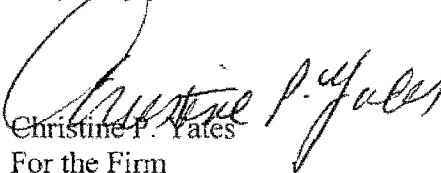
Dear Robert:

As you are aware, my firm represents Joshua, Jacob and Daniel Bernstein as beneficiaries of the Estates of Shirley and Simon Bernstein and the trusts created for their benefit by Shirley and/or Simon Bernstein, including the Irrevocable Trust f/b/o Joshua Ennio Zander Bernstein, Irrevocable Trust f/b/o Jacob Noah Archie Bernstein and Irrevocable Trust f/b/o Daniel Elijsha Abe Ottomo Bernstein created by Simon Bernstein in 2006. We would appreciate receiving copies of the following information and documents in this matter within ten (10) days of your receipt of this letter:

1. A copy of the Limited Power of Appointment executed by Simon;
2. The minutes and records of Bernstein Family Realty, LLC;
3. All financial records for Simon Bernstein, including an accounting of the phantom income from LIC Holdings;
4. An accounting and a copy of all Trusts created by Simon Bernstein of which my clients are a beneficiary; and
5. An accounting and a copy of all Trusts created by Shirley Bernstein of which my clients are a beneficiary.

We appreciate your prompt attention to this matter as we attempt to piece together all of the aspects of these estates and trusts. Should you have any questions, please feel free to contact my office.

Very truly yours,

  
Christine P. Yates  
For the Firm

CPY/jcj

cc: Eliot Bernstein  
Marc Garber

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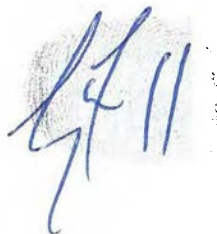
110 Southeast Sixth Street, Fifteenth Floor • Fort Lauderdale, Florida 33301  
Post Office Box 14245 • Fort Lauderdale, Florida 33302  
Tel 954.525.7500 • Fax 954.761.8475 • [www.trippscott.com](http://www.trippscott.com)

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BATES NO. EIB 002172  
02/27/2017



**EXHIBIT 11 - TRIPP SCOTT CONFLICT LETTER**

A handwritten signature in blue ink, followed by the number '11'. The signature is stylized and difficult to decipher, but appears to be 'T. Scott'.



CHRISTINE P. YATES  
Direct Dial: 954 760 4918  
Email: [civ@trippscott.com](mailto:civ@trippscott.com)

February 13, 2013

**VIA EMAIL**

Mr. and Mrs. Eliot Bernstein  
2753 NW 34<sup>th</sup> St.  
Boca Raton, FL 33434

***Re: Revised Representation and Conflict Waiver***

Dear Eliot and Candice:

This letter shall confirm that Tripp Scott, P.A. (hereinafter the "Firm") represents your three children, Joshua Ennio Zander Bernstein, Jacob Noah Archie Bernstein and Daniel Elijsa Abe Ottomo Bernstein (hereinafter collectively referred to as the "Children") as beneficiaries of the Estate of Shirley Bernstein, the Estate of Simon Bernstein and as beneficiaries of any irrevocable trusts created by Shirley and/or Simon Bernstein, including the Irrevocable Trust f/b/o Joshua Ennio Zander Bernstein, Irrevocable Trust f/b/o Jacob Noah Archie Bernstein and Irrevocable Trust f/b/o Daniel Elijsa Abe Ottomo Bernstein created by Simon Bernstein in 2006. Enclosed is a revised Retainer Agreement clarifying the scope of this Firm's representation of your children.

**The Firm *no longer represents you in any individual capacity and we have advised you to seek other counsel immediately so your legal rights and interests may be preserved.***

In addition, we wish to advise you of this Firm's potential conflict of interest in its prior representation of you and your children. Accordingly, we must obtain your acknowledgement and waiver of this conflict due to the Firm's prior representation of you and consent to our continued representation of your children.

In light of the fact that loyalty is an essential element in a lawyer's relation to a client, Florida's Rules of Professional Conduct (the "Rules") prohibit a lawyer from representing a client if such representation will be "directly adverse" to the interests of another client unless (1) the lawyer reasonably believes the representation will not be adversely affected; and (2) the client consents after consultation.

The Firm does not believe that the representation of the both of you and your children in connection with your interests as beneficiaries under the Estate of Shirley Bernstein and the Estate of Simon Bernstein and as beneficiaries of any trusts created by Shirley and/or Simon Bernstein adversely affected the Firm's responsibilities to and relationship with you or your children. However, we have mutually agreed that we will discontinue representation of the two of you, and will limit our Firm's representation solely to that of the Children. We have advised you to obtain independent legal counsel, other than the Firm, regarding the representation of your interests, including but not limited to, any claims in connection with Estate of Shirley Bernstein, the Estate of Simon Bernstein and as beneficiaries of the irrevocable trusts created by Simon Bernstein.

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110 Southeast Sixth Street, Fifteenth Floor • Fort Lauderdale, Florida 33301  
Post Office Box 14245 • Fort Lauderdale, Florida 33302  
Tel 954.525.7500 • Fax 954.761.8475 • [www.trippscott.com](http://www.trippscott.com)

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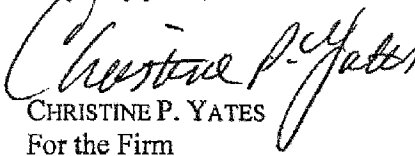
Engagement Letter  
February 13, 2013  
Page 2 of 3

To document your acknowledgement to our discontinued representation of you and the revised scope of our representation of the Children in connection with their interests as beneficiaries under the Estate of Shirley Bernstein, the Estate of Simon Bernstein and as beneficiaries of any trusts created by Shirley and/or Simon Bernstein, including the Irrevocable Trust f/b/o Joshua Ennio Zander Bernstein, Irrevocable Trust f/b/o Jacob Noah Archie Bernstein and Irrevocable Trust f/b/o Daniel Elijsha Abe Ottomo Bernstein created by Simon Bernstein in 2006, subject to the conditions set forth herein, please execute this letter on the space provided below.

**We have not been authorized by you to perform any substantive factual or legal research as to any of your individual claims and we strongly encourage you to retain counsel to do such research and protect your interests.**

We agree that this letter may be executed in any number of counterparts, each of which shall be deemed to be an original, but all such separate counterparts shall together constitute but one and the same instrument, and a legible facsimile copy of this letter and any signatures hereon shall be considered for all purposes as originals.

Very truly yours,

  
CHRISTINE P. YATES  
For the Firm

CPY/jej

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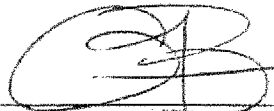


**ACKNOWLEDGEMENT AND WAIVER OF CONFLICT**

The undersigned acknowledge that Christine P. Yates and Tripp Scott, P.A. represent Joshua Bernstein, Jacob Bernstein and Daniel Bernstein with respect to the matters described above and have discontinued their representation of Eliot Bernstein and Candice Bernstien. We hereby (1) waive any conflict of interest that may have existed due to the Attorneys' representation of us and our children as beneficiaries of the Estate of Shirley Bernstein and the Estate of Simon Bernstein and as beneficiaries of any trusts created by Shirley and/or Simon Bernstein; (2) agree to seek independent legal counsel to represent our interests in the Estate of Shirley Bernstein, the Estate of Simon Bernstein and as beneficiaries of the trusts created by Shirley and/or Simon Bernstein; and (3) acknowledge and consent to the continued representation by Tripp Scott, P.A. of Joshua Ennio Zander Bernstein, Jacob Noah Archie Bernstein and Daniel Elijsha Abe Ottomo Bernstein as beneficiaries of the Estate of Shirley Bernstein, the Estate of Simon Bernstein, as beneficiaries of any trusts created by Shirley and/or Simon Bernstein, including the Irrevocable Trust f/b/o Joshua Ennio Zander Bernstein, Irrevocable Trust f/b/o Jacob Noah Archie Bernstein and Irrevocable Trust f/b/o Daniel Elijsha Abe Ottomo Bernstein created by Simon Bernstein in 2006.



\_\_\_\_\_  
Eliot Bernstein, individually and as  
as natural guardian of Joshua Bernstein,  
Jacob Bernstein and Daniel Bernstein



\_\_\_\_\_  
Candice Bernstein, individually and as  
as natural guardian of Joshua Bernstein,  
Jacob Bernstein and Daniel Bernstein

**TRIPP SCOTT, P.A.**  
110 S.E. 6<sup>TH</sup> STREET, 15<sup>TH</sup> FLOOR  
FORT LAUDERDALE, FL 33301  
(954) 525-7500

**RETAINER AGREEMENT**

**Representation of the minor Children of Eliot Bernstein as Beneficiaries of the Estates of Shirley and Simon Bernstein; as Beneficiaries of any Trusts created under the Will or Revocable Trust of Shirley or Simon Bernstein; and as Beneficiaries of the 2006 Irrevocable Trusts created by Simon Bernstein**

We are pleased that you have asked Tripp Scott, P.A. to provide legal services in connection with the above listed matter. The purpose of this agreement is to set forth our mutual understanding regarding the basis upon which we have agreed to undertake such representation.

**FEES**

We will provide our legal services on the basis of hourly rates in effect at the time the legal services are rendered. Those rates currently range up to \$425.00 per hour for attorneys, with paralegals billing at a rate of up to \$160.00 per hour. Law clerks are billed at the rate of \$110.00 per hour. My time is currently billed at \$350.00 per hour. If other attorneys or professionals in the firm work on this matter, their time will be billed on the basis of their hourly rate as well. All of the above rates are for the current calendar year and are subject to change thereafter. Unless otherwise specified, any additional services requested to be provided by our firm beyond the scope of the above matter will be billed to you in accordance with our hourly rates in effect at the time those services are rendered, and subject to the terms set forth in this agreement. Please note that telephone calls are billed at a minimum of two-tenths (0.20) of an hour no matter how short its duration. Additionally, client understands that our representation may involve the discussion of tax and property issues of the client and certain options may be discussed, or a plan entertained, that is not implemented. This time is considered billable and payment is expected upon service.

In connection with your estate planning, you agree to pay us a retainer in the amount of **\$0.00**. You will receive monthly statements and said fees will be credited from your retainer balance. You understand that the retainer amount stated in this agreement is in no way a guarantee or cap on the amount of legal fees that could be expended and will not be refunded to you in the event our representation is terminated by either you, the client, or the attorney.

**COSTS**

Costs and expenses that are incurred by Tripp Scott, P.A. on your behalf, including, but not limited to, mailing and postage, telecopy charges, long distance telephone costs, photocopying charges, etc., will be billed to you with our statement for fees on a monthly basis.

In addition to the fee retainer, you agree to deposit with us the sum of **\$ N/A**; to be applied towards costs. The cost deposit is also due upon execution of this agreement. Whenever the costs deposit falls below \$0.00, you may be asked to replenish said deposit so that at all times there is a credit balance to apply towards costs expended on your behalf. No other professional will be engaged without your pre-approval.

At the conclusion of our legal services, the balance of the cost retainer, if any, will be refunded to you provided all fees have been paid. You agree that the remaining cost deposit, if any, may be applied to the final fee balance.

#### BILLING

We ask that you stay current with our office on a monthly basis. However, if a balance remains outstanding with our office for over thirty (30) days, Tripp Scott, P.A., shall have the right to cease work on your file until such time that the balance is paid in full. Additionally, if said fees are not kept current within the thirty (30) day period, we reserve the right to request an additional non-refundable retainer. Tripp Scott, P.A., shall, at its own discretion, have the right to withdraw from representing you in this matter at any time if:

- (A) You do not make payments required within thirty (30) days after billing;
- (B) You have misrepresented or failed to disclose material facts;
- (C) You fail to follow our advice;
- (D) A dispute between client and attorney arise which cannot be worked out with a good faith effort and in an amicable way; and
- (E) Any other reason as deemed appropriate by the attorney.

To protect our fees and costs until they are paid, it is specifically agreed by you, the client, that the undersigned attorney shall have and is hereby granted all general, possessory and retaining liens and all equitable special and attorney's charging liens upon the client's documents, property (both real and personal, regardless of homestead), or money in the client's possession or money or property in another's possession for the client's benefit for the payment of all sums due under this agreement, and upon property or funds received by you, the client, by settlement, judgment, or otherwise. Any such liens shall also include liens upon the client's interest in any estate, trust, guardianship or other asset held in fiduciary capacity or trust, constructive or otherwise, within the jurisdiction of the court for any balance due, owing and unpaid. Any such liens shall relate back to the date of this agreement and shall be superior in dignity to any other liens subsequent to the date thereof. It is agreed by the client that the attorney will file a lien and a Notice of Lis Pendens with regard to the client's interest in any real property (regardless of homestead as you, the client, expressly have waived your homestead exemption under this agreement) upon which a lien may be claimed.

You agree to pay interest at the rate of 1% per month or 12% per annum on any bill, or portion thereof, which remains unpaid for more than thirty (30) days after billing. Also, client agrees that their file will only be released by the attorney upon payment of all fees and costs due and owing Tripp Scott, P.A.

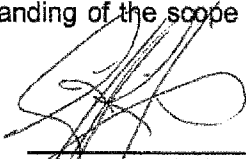
#### SPECIAL CONSIDERATIONS FOR BENEFICIARIES

Please be advised, the trustee is generally entitled to pay attorney's fees and costs from the trust assets, but in the event that a claim or defense based upon a breach of trust is made against the trustee, we have the right to seek a pre-hearing order prohibiting the payments. If the order is granted, the trustee must cease using the trust assets to pay attorney's fees and costs and must make those payments personally. Following this pre-evidentiary hearing, the court will determine the merit of the underlying claim or defense of breach of trust at which point the trustee will either be required to refund any payments of costs or fees to the trust, or will be entitled to seek an order permitting a refund of payments made personally by them.

**ACCEPTANCE**

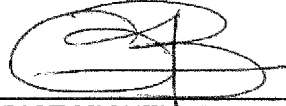
This agreement is consistent with our understanding of the scope and terms of representation and fees.

Dated: 2/13/13



ELLIOT BERNSTEIN, as Natural  
Guardian of Joshua Ennio Zander Bernstein,  
Jacob Noah Archie Bernstein and Daniel  
Elijsha Abe Ottomo Bernstein

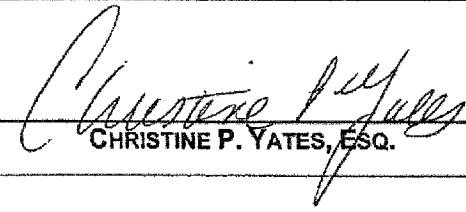
Dated: 2/13/13



CANDICE MICHELLE BERNSTEIN, as Natural  
Guardian of Joshua Ennio Zander Bernstein,  
Jacob Noah Archie Bernstein and Daniel  
Elijsha Abe Ottomo Bernstein

TRIPP SCOTT, P.A.  
110 S.E. 6<sup>TH</sup> STREET, 15<sup>TH</sup> FLOOR  
FORT LAUDERDALE, FL 33301  
(954) 525-7500

By:



CHRISTINE P. YATES, ESQ.

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**EXHIBIT 12 – WAIVERS NOT NOTARIZED**



IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
IN RE: ESTATE OF                      File No. 502011CP000653XXXXSB  
SHIRLEY BERNSTEIN,                      Probate Division  
Deceased.                                      Division


2012 OCT 24 PM 1:31  
SHARON H. B. OF ULRICH  
PALM BEACH COUNTY, FL  
SOUTH CT. BRANCH-FILED

**WAIVER OF ACCOUNTING AND PORTIONS OF PETITION  
FOR DISCHARGE; WAIVER OF SERVICE OF PETITION FOR  
DISCHARGE; AND RECEIPT OF BENEFICIARY AND  
CONSENT TO DISCHARGE**

The undersigned, Simon L. Bernstein, whose address is 7020 Lions Head Lane, Boca Raton, Florida 33496, and who has an interest in the above estate as beneficiary of the estate:

- (a) Expressly acknowledges that the undersigned is aware of the right to have a final accounting;
- (b) Waives the filing and service of a final or other accounting by the personal representative;
- (c) Waives the inclusion in the Petition for Discharge of the amount of compensation paid or to be paid to the personal representative, attorneys, accountants, appraisers, or other agents employed by the personal representative, and the manner of determining that compensation;
- (d) Expressly acknowledges that the undersigned has actual knowledge of the amount and manner of determining the compensation of the personal representative, attorneys, accountants, appraisers, or other agents; has agreed to the amount and manner of determining such compensation; and waives any objections to the payment of such compensation;
- (e) Waives the inclusion in the Petition for Discharge of a plan of distribution;
- (f) Waives service of the Petition for Discharge of the personal representative and all notice thereof upon the undersigned;
- (g) Acknowledges receipt of complete distribution of the share of the estate to which the undersigned was entitled; and
- (h) Consents to the entry of an order discharging the personal representative without notice, hearing or waiting period and without further accounting.

Signed on 4/9/12, 2012.

Beneficiary  
By:   
SIMON L. BERNSTEIN

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
IN RE: ESTATE OF                      File No. 502011CP000653XXXXSB  
SHIRLEY BERNSTEIN,                      Probate Division  
Deceased.                                      Division

2012 OCT 24 PM 1:31  
SHARON R. HORN, CLERK  
PALM BEACH COUNTY, FL  
SOUTH CITY BRANCH FILED

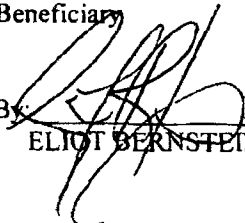
**WAIVER OF ACCOUNTING AND PORTIONS OF PETITION  
FOR DISCHARGE; WAIVER OF SERVICE OF PETITION FOR  
DISCHARGE; AND RECEIPT OF BENEFICIARY AND  
CONSENT TO DISCHARGE**

The undersigned, Eliot Bernstein, whose address is 2753 NW 34<sup>th</sup> Street, Boca Raton, FL 33434, and who has an interest in the above estate as beneficiary of the estate:

- (a) Expressly acknowledges that the undersigned is aware of the right to have a final accounting;
- (b) Waives the filing and service of a final or other accounting by the personal representative;
- (c) Waives the inclusion in the Petition for Discharge of the amount of compensation paid or to be paid to the personal representative, attorneys, accountants, appraisers, or other agents employed by the personal representative, and the manner of determining that compensation;
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- (e) Waives the inclusion in the Petition for Discharge of a plan of distribution;
- (f) Waives service of the Petition for Discharge of the personal representative and all notice thereof upon the undersigned;
- (g) Acknowledges receipt of complete distribution of the share of the estate to which the undersigned was entitled; and
- (h) Consents to the entry of an order discharging the personal representative without notice, hearing or waiting period and without further accounting.

Signed on May 15, 2012.

Beneficiary

By   
ELIOT BERNSTEIN

94



IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
IN RE: ESTATE OF                      File No. 502011CP000653XXXXSB  
SHIRLEY BERNSTEIN,                      Probate Division  
Deceased.                                      Division

2012 OCT 24 PM 1:31  
SHARON A. ... CLERK  
PALM BEACH COUNTY, FL  
SOUTH CITY ... FILED

**WAIVER OF ACCOUNTING AND PORTIONS OF PETITION FOR DISCHARGE; WAIVER OF SERVICE OF PETITION FOR DISCHARGE; AND RECEIPT OF BENEFICIARY AND CONSENT TO DISCHARGE**

The undersigned, Jill Iantoni, whose address is 2101 Magnolia Lane, Highland Park, IL 60035, and who has an interest in the above estate as beneficiary of the estate:

- (a) Expressly acknowledges that the undersigned is aware of the right to have a final accounting;
- (b) Waives the filing and service of a final or other accounting by the personal representative;
- (c) Waives the inclusion in the Petition for Discharge of the amount of compensation paid or to be paid to the personal representative, attorneys, accountants, appraisers, or other agents employed by the personal representative, and the manner of determining that compensation;
- (d) Expressly acknowledges that the undersigned has actual knowledge of the amount and manner of determining the compensation of the personal representative, attorneys, accountants, appraisers, or other agents; has agreed to the amount and manner of determining such compensation; and waives any objections to the payment of such compensation;
- (e) Waives the inclusion in the Petition for Discharge of a plan of distribution;
- (f) Waives service of the Petition for Discharge of the personal representative and all notice thereof upon the undersigned;
- (g) Acknowledges receipt of complete distribution of the share of the estate to which the undersigned was entitled; and
- (h) Consents to the entry of an order discharging the personal representative without notice, hearing or waiting period and without further accounting.

Signed on OCTOBER 1st, 2012.

Beneficiary

By: Jill Iantoni  
JILL IANTONI



IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
IN RE: ESTATE OF                      File No. 502011CP000653XXXXSB  
SHIRLEY BERNSTEIN,                      Probate Division  
Deceased.                                      Division

2012 OCT 24 PM 1:31  
SHARON A. H. HARRIS, CLERK  
PALM BEACH COUNTY, FL  
SOUTH CTY. JR. TCH-FILED

**WAIVER OF ACCOUNTING AND PORTIONS OF PETITION  
FOR DISCHARGE; WAIVER OF SERVICE OF PETITION FOR  
DISCHARGE; AND RECEIPT OF BENEFICIARY AND  
CONSENT TO DISCHARGE**

The undersigned, Lisa S. Friedstein, whose address is 2142 Churchill Lane, Highland Park, IL 60035, and who has an interest in the above estate as beneficiary of the estate:

- (a) Expressly acknowledges that the undersigned is aware of the right to have a final accounting;
- (b) Waives the filing and service of a final or other accounting by the personal representative;
- (c) Waives the inclusion in the Petition for Discharge of the amount of compensation paid or to be paid to the personal representative, attorneys, accountants, appraisers, or other agents employed by the personal representative, and the manner of determining that compensation;
- (d) Expressly acknowledges that the undersigned has actual knowledge of the amount and manner of determining the compensation of the personal representative, attorneys, accountants, appraisers, or other agents; has agreed to the amount and manner of determining such compensation; and waives any objections to the payment of such compensation;
- (e) Waives the inclusion in the Petition for Discharge of a plan of distribution;
- (f) Waives service of the Petition for Discharge of the personal representative and all notice thereof upon the undersigned;
- (g) Acknowledges receipt of complete distribution of the share of the estate to which the undersigned was entitled; and
- (h) Consents to the entry of an order discharging the personal representative without notice, hearing or waiting period and without further accounting.

Signed on August 21, 2012.

Beneficiary

By: Lisa Friedstein  
LISA S. FRIEDSTEIN

64

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
IN RE: ESTATE OF                      File No. 502011CP000653XXXXSB  
SHIRLEY BERNSTEIN,                      Probate Division  
Deceased.                                      Division

2012 OCT 24 PM 1:31  
SHARON A. BROWN, CLERK  
PALM BEACH COUNTY, FL  
SOUTH CITY BRANCH-FILED

**WAIVER OF ACCOUNTING AND PORTIONS OF PETITION  
FOR DISCHARGE; WAIVER OF SERVICE OF PETITION FOR  
DISCHARGE; AND RECEIPT OF BENEFICIARY AND  
CONSENT TO DISCHARGE**

The undersigned, Pamela B. Simon, whose address is 950 North Michigan Avenue, Suite 2603, Chicago, IL 60606, and who has an interest in the above estate as beneficiary of the estate:

- (a) Expressly acknowledges that the undersigned is aware of the right to have a final accounting;
- (b) Waives the filing and service of a final or other accounting by the personal representative;
- (c) Waives the inclusion in the Petition for Discharge of the amount of compensation paid or to be paid to the personal representative, attorneys, accountants, appraisers, or other agents employed by the personal representative, and the manner of determining that compensation;
- (d) Expressly acknowledges that the undersigned has actual knowledge of the amount and manner of determining the compensation of the personal representative, attorneys, accountants, appraisers, or other agents; has agreed to the amount and manner of determining such compensation; and waives any objections to the payment of such compensation;
- (e) Waives the inclusion in the Petition for Discharge of a plan of distribution;
- (f) Waives service of the Petition for Discharge of the personal representative and all notice thereof upon the undersigned;
- (g) Acknowledges receipt of complete distribution of the share of the estate to which the undersigned was entitled; and
- (h) Consents to the entry of an order discharging the personal representative without notice, hearing or waiting period and without further accounting.

Signed on 8/8, 2012.

Beneficiary

By:   
PAMELA B. SIMON

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
IN RE: ESTATE OF                      File No. 502011CP000653XXXXSB  
SHIRLEY BERNSTEIN,                      Probate Division  
Deceased.                                      Division

2012 OCT 24 PM 1:31  
SHARON M. BEECHER, CLERK  
PALM BEACH COUNTY, FL  
SOUTH COUNTY PROBATE DIVISION FILED

**WAIVER OF ACCOUNTING AND PORTIONS OF PETITION FOR DISCHARGE; WAIVER OF SERVICE OF PETITION FOR DISCHARGE; AND RECEIPT OF BENEFICIARY AND CONSENT TO DISCHARGE**

The undersigned, Ted S. Bernstein, whose address is 880 Berkeley Street, Boca Raton, Florida 33487, and who has an interest in the above estate as beneficiary of the estate:

- (a) Expressly acknowledges that the undersigned is aware of the right to have a final accounting;
- (b) Waives the filing and service of a final or other accounting by the personal representative;
- (c) Waives the inclusion in the Petition for Discharge of the amount of compensation paid or to be paid to the personal representative, attorneys, accountants, appraisers, or other agents employed by the personal representative, and the manner of determining that compensation;
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- (f) Waives service of the Petition for Discharge of the personal representative and all notice thereof upon the undersigned;
- (g) Acknowledges receipt of complete distribution of the share of the estate to which the undersigned was entitled; and
- (h) Consents to the entry of an order discharging the personal representative without notice, hearing or waiting period and without further accounting.

Signed on 8/1/12, 2012.

Beneficiary  
By: Ted Bernstein  
TED BERNSTEIN

**EXHIBIT 13 – THIS COURT’S MEMO TO TS**

413

**MEMORANDUM**

DATE: November 5, 2012

TO: Robert L. Spallina, Esq.

FROM: Astride Limouzin Case Manager, on behalf of -  
This office does not provide legal advice  
For procedural inquiries Tel. #561-274-1424

| X| JUDGE MARTIN H. COLIN      Division - IY  
|    JUDGE JAMES L. MARTZ      Division - IZ  
|    JUDGE ROSEMARIE SCHER      Division - IX

CASE NUMBER:      50 2011CP000653XXXXSB      Estate of Shirley Bernstein

MATTER:      Documents being returned      Order of discharge

- \_\_\_ Death certificate (**CERTIFIED COPY**) not submitted. F.S. §731.103, Probate Rule 5.205 & Probate Rule 5.171
- \_\_\_ Received bill for funeral expenses required (*Must be paid in full*).
- \_\_\_ Proof of will or codicil is required; it is not self-proved. Please review F.S. §732.502; 733.201; P.R. 5.210 & P.R. 5.230.
- \_\_\_ Order admitting will/ codicil/ and or appointing personal representative is either missing or incorrect. FS§733.201, R.5.210 & 5.235
- \_\_\_ Petition and order designating a restricted depository, and acceptance is required FS §69.031 & R.5.340.744.351(6).
- \_\_\_ Oath of Personal Representative, of Guardian or Administrator Ad Litem and designation of resident agent was not submitted or incorrect. Resident agent must sign the acceptance. (Rule 5.110, 5.120 and 5.320 committee notes).
- \_\_\_ Proof of publication not submitted. Rule 5.241.
- \_\_\_ Statement regarding creditors not submitted. Probate Rule 5.241 (d).
- \_\_\_ Inventory not submitted. Probate Rule 5.340.
- \_\_\_ All claims must be satisfied, struck, or dismissed.
- \_\_\_ Final certificate of estate tax or affidavit of non-tax is not submitted. FS §198.26 & 193.28
- \_\_\_ All Beneficiaries must join in the petition or they must receive formal notice on the petition. FS §735.203 & Probate Rule 5.530(b).
- XX** Receipts for assets from all of the specific beneficiaries were not notarized.
- \_\_\_ Receipt of final accounting, service of petition for discharge and/or waiver from all residuary beneficiaries or qualified trust beneficiaries are required. See. R. 5.400. Attorney fees see FS §733.6171(6), 731.302, 731.303(1)(b) and Probate Rule 5.180(b). Committee notes (one person serving in two (2) fiduciary capacities may not waive or consent to the persons acts without the approval of those who the person represents).
- \_\_\_ Proof of service of the Objection to the Claims. FS §733.705(2), Probate Rule. 5.496 & Probate Rule 5.040.
- \_\_\_ Proof of Service of the Notice to Creditors to the Agency for Health Care Administration. FS §733.2121(d) & Probate Rule 5.241 (a).
- \_\_\_ For Lost/Destroyed Wills/Codicils please comply with FS § 733.207, 733.201(2) & Probate Rule 5.510
- \_\_\_ An 8:45 a.m. motion calendar hearing (limited to 5 mins) with notice to all interested parties is required. Notice must be at least five (5) business days (Tue, Wed and Thurs). Please verify suspension dates. Files must be order via the internet at <http://15thcircuit.co.palm-beach.fl.us/web/guest/cadmin>.
- \_\_\_ OTHER:

SHIRLEY R. BOCK, CLERK  
PALM BEACH COUNTY, FL  
SOUTH BRANCH-FILED  
12 NOV - 6 AM 10:18

**PLEASE RETURN A COPY OF THIS MEMORANDUM AND PROPOSE ORDERS WHEN REPLYING;  
ADDRESS TO THE CLERK AND COMPTROLLER, 200 W ATLANTIC AVENUE, DELRAY BEACH, FL 33444**

**EXHIBIT 14 – WAIVERS NOTARIZED IN PAST**

A handwritten signature in blue ink, appearing to be 'G. H. 14', is written over a circular, textured grey stamp.

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
IN RE: ESTATE OF                      File No. 502011CP000653XXXXSB  
SHIRLEY BERNSTEIN,                      Probate Division  
Deceased.                                      Division

2012 NOV 19 PM 2:29  
SHARON R. BOCK, CLERK  
PALM BEACH COUNTY, FL  
SOUTH CTY BRANCH-FILED

**WAIVER OF ACCOUNTING AND PORTIONS OF PETITION  
FOR DISCHARGE; WAIVER OF SERVICE OF PETITION FOR  
DISCHARGE; AND RECEIPT OF BENEFICIARY AND  
CONSENT TO DISCHARGE**

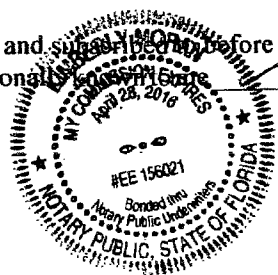
The undersigned, Eliot Bernstein, whose address is 2753 NW 34<sup>th</sup> Street, Boca Raton, FL 33434, and who has an interest in the above estate as beneficiary of the estate:

- (a) Expressly acknowledges that the undersigned is aware of the right to have a final accounting;
- (b) Waives the filing and service of a final or other accounting by the personal representative;
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- (f) Waives service of the Petition for Discharge of the personal representative and all notice thereof upon the undersigned;
- (g) Acknowledges receipt of complete distribution of the share of the estate to which the undersigned was entitled; and
- (h) Consents to the entry of an order discharging the personal representative without notice, hearing or waiting period and without further accounting.

Signed on May 15, 2012.

Beneficiary  
By: [Signature]  
ELIOT BERNSTEIN

Sworn to and subscribed to before me on May 15, 2012, by ELLIOT BERNSTEIN, who is personally known to me or who produced \_\_\_\_\_ as identification.



Kimberly Norman  
Notary Public State of Florida

(Affix Notarial Seal)

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
IN RE: ESTATE OF                      File No. 502011CP000653XXXXSB  
SHIRLEY BERNSTEIN,                      Probate Division  
Deceased.                                      Division

2012 NOV 19 PM 2:29  
SHARON R. BOCK, CLERK  
PALM BEACH COUNTY, FL  
SOUTH CTY BRANCH-FILED

**WAIVER OF ACCOUNTING AND PORTIONS OF PETITION  
FOR DISCHARGE; WAIVER OF SERVICE OF PETITION FOR  
DISCHARGE; AND RECEIPT OF BENEFICIARY AND  
CONSENT TO DISCHARGE**

The undersigned, Jill Iantoni, whose address is 2101 Magnolia Lane, Highland Park, IL 60035, and who has an interest in the above estate as beneficiary of the estate:

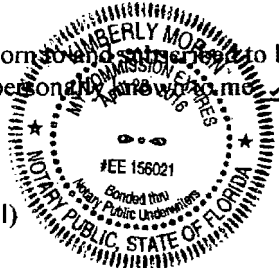
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- (f) Waives service of the Petition for Discharge of the personal representative and all notice thereof upon the undersigned;
- (g) Acknowledges receipt of complete distribution of the share of the estate to which the undersigned was entitled; and
- (h) Consents to the entry of an order discharging the personal representative without notice, hearing or waiting period and without further accounting.

Signed on October 1, 2012.

Beneficiary

By: Jill Iantoni  
JILL IANTONI

Sworn to and signed before me on October 1, 2012, by JILL IANTONI, who is personally known to me or who produced \_\_\_\_\_ as identification.



(Affix Notarial Seal)

Kimberly Moran  
Notary Public State of Florida

ht



IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
IN RE: ESTATE OF                      File No. 502011CP000653XXXXSB  
SHIRLEY BERNSTEIN,                      Probate Division  
Deceased.                                      Division

2012 NOV 19 PM 2:29

SHARON R. BOCK, CLERK  
PALM BEACH COUNTY, FL  
SOUTH CTY BRANCH-FILED

**WAIVER OF ACCOUNTING AND PORTIONS OF PETITION  
FOR DISCHARGE; WAIVER OF SERVICE OF PETITION FOR  
DISCHARGE; AND RECEIPT OF BENEFICIARY AND  
CONSENT TO DISCHARGE**

The undersigned, Lisa S. Friedstein, whose address is 2142 Churchill Lane, Highland Park, IL 60035, and who has an interest in the above estate as beneficiary of the estate:

- (a) Expressly acknowledges that the undersigned is aware of the right to have a final accounting;
- (b) Waives the filing and service of a final or other accounting by the personal representative;
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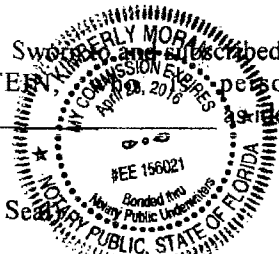
Signed on August 21, 2012.

Beneficiary

By: *Lisa Friedstein*  
LISA S. FRIEDSTEIN

S. FRIEDSTEIN subscribed to before me on August 21, 2012, by LISA S. FRIEDSTEIN personally known to me or who produced identification.

(Affix Notarial Seal)



*Kimberly Moran*  
Notary Public State of Florida

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
IN RE: ESTATE OF File No. 502011CP000653XXXXSB  
SHIRLEY BERNSTEIN, Probate Division  
Deceased. Division

2012 NOV 19 PM 2:29  
SHARON R. BOCK, CLERK  
PALM BEACH COUNTY, FL  
SOUTH CTY BRANCH-FILED

**WAIVER OF ACCOUNTING AND PORTIONS OF PETITION  
FOR DISCHARGE; WAIVER OF SERVICE OF PETITION FOR  
DISCHARGE; AND RECEIPT OF BENEFICIARY AND  
CONSENT TO DISCHARGE**

The undersigned, Pamela B. Simon, whose address is 950 North Michigan Avenue, Suite 2603, Chicago, IL 60606, and who has an interest in the above estate as beneficiary of the estate:

- (a) Expressly acknowledges that the undersigned is aware of the right to have a final accounting;
- (b) Waives the filing and service of a final or other accounting by the personal representative;
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- (h) Consents to the entry of an order discharging the personal representative without notice, hearing or waiting period and without further accounting.

Signed on 8/8, 2012.

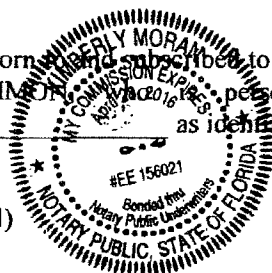
Beneficiary


By: 

PAMELA B. SIMON

Sworn to before me on August 8, 2012, by PAMELA B. SIMON, personally known to me ✓ or who produced \_\_\_\_\_ as identification.

(Affix Notarial Seal)



  
Notary Public State of Florida

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
IN RE: ESTATE OF File No. 502011CP000653XXXXSB  
SHIRLEY BERNSTEIN, Probate Division  
Deceased. Division

2012 NOV 19 PM 2:29  
SHARON R. BOCK, CLERK  
PALM BEACH COUNTY, FL  
SOUTH CITY BRANCH-FILED

**WAIVER OF ACCOUNTING AND PORTIONS OF PETITION  
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CONSENT TO DISCHARGE**

The undersigned, Ted S. Bernstein, whose address is 880 Berkeley Street, Boca Raton, Florida 33487, and who has an interest in the above estate as beneficiary of the estate:

- (a) Expressly acknowledges that the undersigned is aware of the right to have a final accounting;
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- (h) Consents to the entry of an order discharging the personal representative without notice, hearing or waiting period and without further accounting.

Signed on 8/1/12, 2012.

Beneficiary  
By Ted Bernstein  
TED BERNSTEIN

Sworn and subscribed to before me on August 1 2012, 2012, by TED BERNSTEIN, who is personally known to me or who produced \_\_\_\_\_ as identification.

(Affix Notarial Seal)  
KIMBERLY MORAN  
Notary Public State of Florida  
#EE 156021  
Bonded thru  
Notary Public Under Seal  
NOTARY PUBLIC STATE OF FLORIDA

Kimberly Moran  
Notary Public State of Florida

**EXHIBIT 15 – SIMON’S WAIVER SIGNED POST MORTEM**

4/15

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
IN RE: ESTATE OF                      File No. 502011CP000653XXXXSB  
SHIRLEY BERNSTEIN,                      Probate Division  
Deceased.                                      Division

2012 NOV 19 PM 2:29  
SHARON R. BOCK, CLERK  
PALM BEACH COUNTY, FL  
SOUTH CTY BRANCH-FILED

**WAIVER OF ACCOUNTING AND PORTIONS OF PETITION  
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The undersigned, Simon L. Bernstein, whose address is 7020 Lions Head Lane, Boca Raton, Florida 33496, and who has an interest in the above estate as beneficiary of the estate:

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- (d) Expressly acknowledges that the undersigned has actual knowledge of the amount and manner of determining the compensation of the personal representative, attorneys, accountants, appraisers, or other agents; has agreed to the amount and manner of determining such compensation; and waives any objections to the payment of such compensation;
- (e) Waives the inclusion in the Petition for Discharge of a plan of distribution;
- (f) Waives service of the Petition for Discharge of the personal representative and all notice thereof upon the undersigned;
- (g) Acknowledges receipt of complete distribution of the share of the estate to which the undersigned was entitled; and
- (h) Consents to the entry of an order discharging the personal representative without notice, hearing or waiting period and without further accounting.

Signed on 4/9/12, 2012.

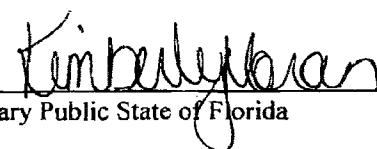
Beneficiary

By:   
SIMON L. BERNSTEIN

Sworn to and subscribed before me on April 9, 2012 by SIMON BERNSTEIN, who is personally known to me or who produced \_\_\_\_\_ as identification.

(Affix Notarial Seal)



  
Notary Public State of Florida

**EXHIBIT 16 - PETITIONER REVOCATION OF WAIVER**

4/16

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY,  
FLORIDA PROBATE DIVISION

IN RE: ESTATE OF  
SHIRLEY BERSTEIN,

FILE NO.: 502011CP000653XXXXSB

Division: Probate

Deceased.

**REVOCATION OF: WAIVER OF ACCOUNTING AND PORTIONS OF PETITION  
FOR DISCHARGE; WAIVER OF SERVICE OF PETITION FOR DISCHARGE; AND  
RECEIPT OF BENEFICIARY AND CONSENT TO DISCHARGE**

The undersigned, Eliot Bernstein, whose address is 2753 NW 34<sup>th</sup> Street, Boca Raton, FL 33434, and who has an interest in the above estate as beneficiary of the estate:

- (a) I expressly revoke the "Waiver of Accounting and Portions of Petition for Discharge; Waiver of Service of Petition for Discharge; And Receipt of Beneficiary and Consent to Discharge" (herein after the "Waiver") I signed May 15, 2012.
- (b) Although I signed the Waiver on May 15, 2012, I did not sign it before any notary. The attached Waiver was notarized and filed with the Court without my knowledge.
- (c) It was not explained to, nor was it known by, me the rights I was waiving.
- (d) Undue pressure and influence was placed upon me to sign the above referenced pleading without an understanding of the rights and privileges that were being waived.

**THEREFORE**, Eliot Bernstein, through undersigned counsel, respectfully requests this Court vacate, void, nullify, and render ineffective the "Waiver of Accounting and Portions of Petition for Discharge; Waiver of Service of Petition for Discharge; And Receipt of Beneficiary and Consent to Discharge" he signed May 15, 2012.

[SIGNATURES ON FOLLOWING PAGE]



Under penalties of perjury, I declare that I have read the foregoing, and the facts alleged are true to the best of my knowledge and belief.

Signed on this 23 day of January, 2013.

*Christine Yates*  
CHRISTINE P. YATES  
Bar No. 122653  
Attorney for Petitioner  
TRIPP SCOTT, P.A.  
110 SE 6<sup>th</sup> Street, 15<sup>th</sup> Floor  
Ft. Lauderdale, Florida 33301  
Telephone: (954) 760-4916  
Fax: (954) 761-8475

*Eliot Bernstein*  
ELIOT BERNSTEIN, Beneficiary

STATE OF FLORIDA  
COUNTY OF BROWARD

SWORN TO AND SUBSCRIBED before me on January 23, 2013 by the Beneficiary, ELIOT BERNSTEIN, who is personally known to me or has produced the following form of identification:  
Drivers License.



*Cindy Kronen*  
Notary Public - State of Florida  
My Commission Expires:



**EXHIBIT 17 - SIGNATURE PAGES OF ALLEGED 2012 AMENDED  
TRUST**

4/17

SIMON L. BERNSTEIN

AMENDED AND RESTATED TRUST AGREEMENT

This Amended and Restated Trust Agreement is dated this 26 day of July, 2012, and is between SIMON L. BERNSTEIN, of Palm Beach County, Florida referred to in the first person, as settlor, and SIMON L. BERNSTEIN, of Palm Beach County, Florida and SIMON L. BERNSTEIN's successors, as trustee (referred to as the "*Trustee*," which term more particularly refers to all individuals and entities serving as trustee of a trust created hereunder during the time of such service, whether alone or as co-trustees, and whether originally serving or as a successor trustee).

WHEREAS, on May 20, 2008, I created and funded the SIMON L. BERNSTEIN TRUST AGREEMENT (the "*Trust Agreement*," which reference includes any subsequent amendments of said trust agreement);

WHEREAS, Paragraph A. of Article I. of said Trust Agreement provides, inter alia, that during my lifetime I shall have the right at any time and from time to time by an instrument, in writing, delivered to the Trustee to amend or revoke said Trust Agreement, in whole or in part.

NOW, THEREFORE, I hereby amend and restate the Trust Agreement in its entirety and the Trustee accepts and agrees to perform its duties and obligations in accordance with the following amended provisions. Notwithstanding any deficiencies in execution or other issues in regard to whether any prior version of this Trust Agreement was a valid and binding agreement or otherwise created an effective trust, this amended and restated agreement shall constitute a valid, binding and effective trust agreement and shall amend and succeed all prior versions described above or otherwise predating this amended and restated Trust Agreement.

ARTICLE I. DURING MY LIFE AND UPON MY DEATH

**A. Rights Reserved.** I reserve the right (a) to add property to this trust during my life or on my death, by my Will or otherwise; (b) to withdraw property held hereunder; and (c) by separate written instrument delivered to the Trustee, to revoke this Agreement in whole or in part and otherwise modify or amend this Agreement.

**B. Payments During My Life.** If income producing property is held in the trust during my life, the Trustee shall pay the net income of the trust to me or as I may direct. However, during any periods while I am Disabled, the Trustee shall pay to me or on my behalf such amounts of the net income and principal of the trust as is proper for my Welfare. Any income not so paid shall be added to principal.

SIMON L. BERNSTEIN  
AMENDED AND RESTATED TRUST AGREEMENT

LAW OFFICES  
TESCHER & SPALLINA, P.A.



IN WITNESS WHEREOF, the parties hereto have executed this Amended and Restated Trust Agreement on the date first above written.

SETTLOR and TRUSTEE:

*[Handwritten signature of Simon L. Bernstein]*

SIMON L. BERNSTEIN

This instrument was signed by SIMON L. BERNSTEIN in our presence, and at the request of and in the presence of SIMON L. BERNSTEIN and each other, we subscribe our names as witnesses on this 21 day of July, 2012:

*[Handwritten signature of Robert L. Spallina]*  
Print Name: ROBERT L. SPALLINA  
Address: 7387 WISTERIA AVENUE  
PARKLAND, FL 33076

*[Handwritten signature of Kimberly Moran]*  
Print Name: Kimberly Moran  
Address: 6362 Las Flores Drive  
Boca Raton, FL 33433

STATE OF FLORIDA

SS.

COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 25 day of July, 2012, by SIMON L. BERNSTEIN.

*[Handwritten signature of Lindsay Baxley]*  
Signature - Notary Public - State of Florida  
Lindsay Baxley  
Print, type or stamp name of Notary Public

[Seal with Commission Expiration Date]

NOTARY PUBLIC-STATE OF FLORIDA  
**Lindsay Baxley**  
Commission # EE092282  
Expires: MAY 10, 2015  
BONDED THRU ATLANTIC BONDING CO., INC.

Personally Known \_\_\_\_\_ or Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_

SIMON L. BERNSTEIN  
AMENDED AND RESTATED TRUST AGREEMENT

-24-

LAW OFFICES  
**TESCHER & SPALLINA, P.A.**

*[Handwritten initials]*

**EXHIBIT 18 – SIGNATURE PAGES OF 2012 WILL OF SIMON**



502012CP004391XXXXSB

I2

WILL OF

SIMON L. BERNSTEIN

2012 OCT -2 AM 9:32  
SHARON R. BOCK, CLERK  
PALM BEACH COUNTY, FL  
SOUTH CT BRANCH-FILED

*Prepared by:*

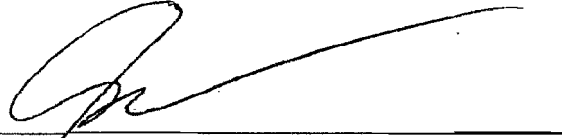
Tescher & Spallina, P.A.  
4855 Technology Way, Suite 720, Boca Raton, Florida 33431  
(561) 997-7008  
www.tescherspallina.com

LAW OFFICES

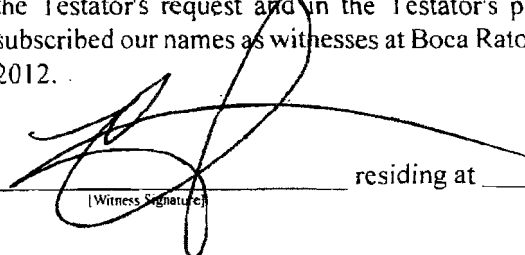
TESCHER & SPALLINA, P.A.

47

I have published and signed this instrument as my Will at Boca Raton, Florida, on the 26 day of July, 2012.


  
SIMON L. BERNSTEIN

This instrument, consisting of this page numbered 7 and the preceding typewritten pages, was signed, sealed, published and declared by the Testator to be the Testator's Will in our presence, and at the Testator's request and in the Testator's presence, and in the presence of each other, we have subscribed our names as witnesses at Boca Raton, Florida on this 27 day of July, 2012.

  
[Witness Signature]

residing at **ROBERT L. SPALLINA**  
**7387 WISTERIA AVENUE**  
**PARKLAND, FL 33076**

[Witness Address]

  
[Witness Signature]

residing at **Kimberly Moran**  
**6362 Las Flores Drive**  
**Boca Raton, FL 33433**

[Witness Address]



State Of Florida

SS.

County Of Palm Beach

I, SIMON L. BERNSTEIN, declare to the officer taking my acknowledgment of this instrument, and to the subscribing witnesses, that I signed this instrument as my will.

[Signature]  
SIMON L. BERNSTEIN, Testator

We, Robert L. Spallina and Kimberly Moran,

have been sworn by the officer signing below, and declare to that officer on our oaths that the Testator declared the instrument to be the Testator's will and signed it in our presence and that we each signed the instrument as a witness in the presence of the Testator and of each other.

[Signature]  
Witness

Kimberly Moran  
Witness

Acknowledged and subscribed before me, by the Testator, SIMON L. BERNSTEIN, who is personally known to me or who has produced \_\_\_\_\_ (state type of identification) as identification, and sworn to and subscribed before me by the witnesses, Robert L. Spallina, who is personally known to me or who has produced \_\_\_\_\_ (state type of identification) as identification, and Kimberly Moran, who is personally known to me or who has produced \_\_\_\_\_ (state type of identification) as identification, and subscribed by me in the presence of SIMON L. BERNSTEIN and the subscribing witnesses, all on this 25 day of July, 2012.

[Signature]  
Signature - Notary Public - State of Florida  
Lindsay Baxley  
Print, type or stamp name of Notary Public

[Seal with Commission Expiration Date]

NOTARY PUBLIC-STATE OF FLORIDA  
Lindsay Baxley  
Commission # EE092282  
Expires: MAY 10, 2015  
BONDED THRU ATLANTIC BONDING CO., INC.

LAST WILL  
OF SIMON L. BERNSTEIN

LAW OFFICES  
TESCHER & SPALLINA, P.A.

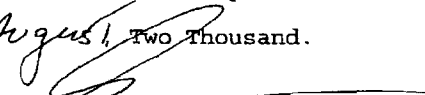
**EXHIBIT 19 – RELEVANT PAGES OF WILL EXHIBIT**

5/17 19

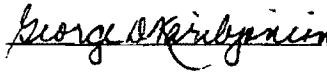


descendants. Except as provided in Article SECOND of this Will, I have not made any provisions herein for PAMELA BETH SIMON or any of her descendants not out of lack of love or affection but because they have been adequately provided for.


IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 15 day of August, Two Thousand.

  
\_\_\_\_\_  
(L.S.)

The foregoing instrument, consisting of this and seventeen preceding typewritten pages, was signed, sealed, published and declared by SIMON L. BERNSTEIN, the Testator, to be his Last Will and Testament, in our presence, and we, at his request and in his presence and in the presence of each other, have hereunto subscribed our names as witnesses, this 15<sup>th</sup> day of August, Two Thousand at 2255 Glades Road, Boca Raton, Florida.

 residing at 1133 SW 20th Street

Boca Raton, FL

 residing at 2415 NW 32nd St.

Boca Raton, FL



STATE OF FLORIDA )  
 : SS.:  
COUNTY OF PALM BEACH )

We, SIMON L. BERNSTEIN, George D. Karibjanian and Robert Jacobowitz, the Testator and the witnesses respectively, whose names are signed to the attached or foregoing instrument, were sworn, and declared to the undersigned officer that the Testator, in the presence of the witnesses, signed the instrument as his Last Will and that each of the witnesses, in the presence of the Testator and in the presence of each other, signed the Will as a witness.

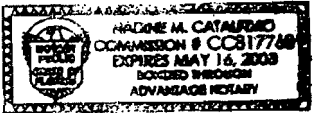
[Signature]  
Testator

George D. Karibjanian  
Witness

[Signature]  
Witness

Subscribed and sworn to before me by SIMON L. BERNSTEIN, the Testator, and by George D. Karibjanian and Robert Jacobowitz, the witnesses, on August 15, 2000, all of whom personally appeared before me. SIMON L. BERNSTEIN is personally known to me or has produced as identification. George D. Karibjanian is personally known to me or has produced as identification. Robert Jacobowitz is personally known to me or has produced as identification.

[Signature]  
Notary Public (Affix Seal)  
My commission expires:  
My commission number is:



**EXHIBIT 20 – STANFORD TRANSFER OF FUNDS RELEASE LETTER**

4/20

## Eliot Ivan Bernstein

---

**From:** Eliot Ivan Bernstein <iviewit@iviewit.tv>  
**Sent:** Monday, June 16, 2008 2:20 PM  
**To:** 'Christopher R. Prindle @ Stanford Financial Group (cprindle@stanfordeagle.com)'  
**Cc:** 'Simon Bernstein'  
**Subject:** Simon Bernstein son Eliot

**Contacts:** Christopher R. Prindle  
**Tracking:** **Recipient** **Read**  
'Christopher R. Prindle @ Stanford Financial Group (cprindle@stanfordeagle.com)' Read: 6/16/2008 3:13 PM  
'Simon Bernstein'

Chris ~ As guardian for my children I want to inform you that my children will be moving into, as residents, the property at 2753 NW 34th Street, Boca Raton, FL 33434 and where funds are needed to purchase that residence to provide for their shelter. The funds being transferred will be used for their purchase of the home.

If you need additional information, please feel free to contact me. If you would, please reply to confirm your receipt of this message. Thanks - Eliot Bernstein.

Eliot I. Bernstein  
Founder & Inventor  
Iviewit Technologies, Inc.  
Iviewit Holdings, Inc.  
39 Little Ave  
Red Bluff, California 96080-3519  
(530) 529-4110 (o)  
(530) 526-5751 (c)  
[iviewit@iviewit.tv](mailto:iviewit@iviewit.tv)  
[www.iviewit.tv](http://www.iviewit.tv)

THIS MESSAGE AND ITS EMBEDDED FILES INCORPORATED HEREIN CONTAIN INFORMATION THAT IS PROPRIETARY AND CONFIDENTIAL PRIVILEGED INFORMATION. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE PROHIBITED FROM READING, OPENING, PRINTING, COPYING, FORWARDING, OR SAVING THIS MAIL AND ITS ATTACHMENTS. PLEASE DELETE THE MESSAGE AND ITS EMBEDDED FILES WITHOUT READING, OPENING, PRINTING, COPYING, FORWARDING, OR SAVING THEM, AND NOTIFY THE SENDER IMMEDIATELY AT (530) 529-4110. IF YOU ARE THE INTENDED RECIPIENT, YOU ARE PROHIBITED FROM FORWARDING THEM OR OTHERWISE DISCLOSING THESE CONTENTS TO OTHERS, UNLESS EXPRESSLY DESIGNATED BY THE SENDER. THANK YOU!

Eliot Bernstein  
39 Little Ave  
Red Bluff, CA 96080-3519  
RE: Children's Residence

June 18, 2008

Mr. Louis Fournet  
President  
Stanford Trust Company  
445 North Boulevard, 8<sup>th</sup> Floor  
Baton Rouge, LA 70802

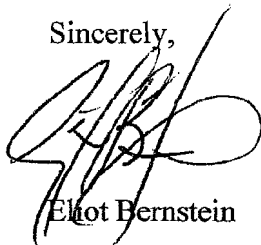
Dear Mr. Fournet:

Please be advised that as guardian for my children that they will be moving into a residence, with the address of 2753 NW 34<sup>th</sup> Street, Boca Raton, FL 33434.

We are requesting that the funds from the children's individual Irrevocable Trust accounts be used toward the purchase of this residence. This is necessary to provide shelter for the children. These are the only available funds for this residence. My children are listed below.

Josh Bernstein  
Jacob Bernstein  
Daniel Bernstein

Sincerely,



Eliot Bernstein

Eliot & Candice Bernstein  
39 Little Ave  
Red Bluff, CA 96080-3519

June 18, 2008

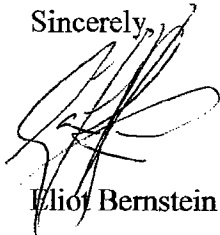
Mr. Louis Fournet  
President  
Stanford Trust Company  
445 North Boulevard, 8<sup>th</sup> Floor  
Baton Rouge, LA 70802

RE: Distribution for Children's Residence

Dear Mr. Fournet:

Please be advised that as guardians for our children, Josh, Jacob and Daniel Bernstein that they will be moving into a residence, with the address of 2753 NW 34<sup>th</sup> Street, Boca Raton, FL 33434. We hereby, indemnify Stanford Trust Company for this distribution with respect to any future needs of the children.

Sincerely,



Eliot Bernstein



Candice Bernstein



Eliot Bernstein  
39 Little Ave  
Red Bluff, CA 96080-3519  
RE: Children's Residence

June 18, 2008

Mr. Louis Fournet  
President  
Stanford Trust Company  
445 North Boulevard, 8<sup>th</sup> Floor  
Baton Rouge, LA 70802

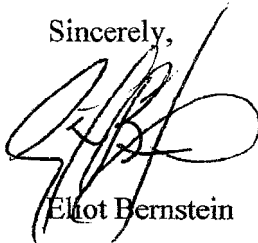
Dear Mr. Fournet:

Please be advised that as guardian for my children that they will be moving into a residence, with the address of 2753 NW 34<sup>th</sup> Street, Boca Raton, FL 33434.

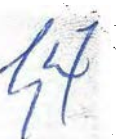
We are requesting that the funds from the children's individual Irrevocable Trust accounts be used toward the purchase of this residence. This is necessary to provide shelter for the children. These are the only available funds for this residence. My children are listed below.

Josh Bernstein  
Jacob Bernstein  
Daniel Bernstein

Sincerely,



Eliot Bernstein



Eliot & Candice Bernstein  
39 Little Ave  
Red Bluff, CA 96080-3519

June 18, 2008

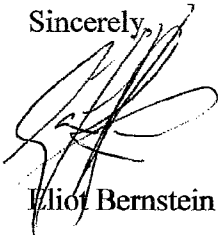
Mr. Louis Fournet  
President  
Stanford Trust Company  
445 North Boulevard, 8<sup>th</sup> Floor  
Baton Rouge, LA 70802

RE: Distribution for Children's Residence

Dear Mr. Fournet:

Please be advised that as guardians for our children, Josh, Jacob and Daniel Bernstein that they will be moving into a residence, with the address of 2753 NW 34<sup>th</sup> Street, Boca Raton, FL 33434. We hereby, indemnify Stanford Trust Company for this distribution with respect to any future needs of the children.

Sincerely,



Eliot Bernstein



Candice Bernstein



**EXHIBIT 21 - BALLOON MORTGAGE**

*[Handwritten signature]*  
21

CFN 20080327651  
OR BK 22841 PG 1818  
RECORDED 09/04/2008 14:10:25  
Palm Beach County, Florida  
AMT 365,000.00  
Deed Doc 1,277.50  
Sharon R. Bock, CLERK & COMPTROLLER  
Pgs 1818 - 1820; (3pgs)

This Instrument prepared by:

Robert L. Spallina, Esq.  
Tescher & Spallina, P.A.  
2101 Corporate Boulevard, Suite 107  
Boca Raton, FL 33431  
(561) 998-7847

**THIS IS A BALLOON MORTGAGE AND THE FINAL PRINCIPAL PAYMENT OR THE PRINCIPAL BALANCE DUE UPON MATURITY IS \$365,000.00, TOGETHER WITH ACCRUED INTEREST, IF ANY, AND ALL ADVANCEMENTS MADE BY THE MORTGAGEE UNDER THE TERMS OF THIS SECOND MORTGAGE.**

**SECOND MORTGAGE**

THIS SECOND MORTGAGE is made and executed the 8<sup>th</sup> day of July, 2008, by SIMON L. BERNSTEIN, whose address is 7020 Lions Head Lane, Boca Raton, Florida 33496, hereinafter referred to as the "Mortgagee"(which term shall include the Mortgagee's heirs, successors and assigns), to BERNSTEIN FAMILY REALTY, LLC, a Florida limited liability company whose post office address is 950 Peninsula Corporate Circle, Suite 3010, Boca Raton, Florida 33487, hereinafter referred to as the "Mortgagor" (which term shall include the Mortgagor's heirs, successors and assigns).

WITNESSETH, for good and valuable considerations, and in consideration of the aggregate sum in that certain promissory note of even date herewith (hereinafter referred to as the "Note"), Mortgagor does hereby grant, bargain, sell, alien, remise, release, convey and confirm unto Mortgagee, in fee simple, that certain property of which Mortgagor is now seized and possessed situate in Palm Beach County, State of Florida, legally described as follows, including all improvements now or hereafter placed thereon, which property and improvements are hereinafter referred to collectively as the "Property":

Lot 68, Block G, BOCA MADERA UNIT 2, according to the Plat thereof, recorded in Plat Book 32, Pages 59 and 60, of the Public Records of Palm Beach County, Florida.

TO HAVE AND TO HOLD the Property, together with the tenements, hereditaments and appurtenances thereof, unto Mortgagee in fee simple.

AND Mortgagor hereby covenants with Mortgagee that Mortgagor is indefeasibly seized of the Property in fee simple, that Mortgagor has full power and lawful right to convey the Property to Mortgagee in fee simple, that it shall be lawful for Mortgagee at all times peaceably and quietly to enter upon, hold, occupy and enjoy the Property, that the Property is free from all encumbrances, that Mortgagor will make such further assurance to perfect the fee simple title to the Property in Mortgagee as may reasonably be required, and that Mortgagor hereby fully warrants the title to the Property and will defend the same against the lawful claims of all persons whomsoever.

PROVIDED ALWAYS, that if Mortgagor shall pay unto Mortgagee the Note, of which the following in words and figures is a true copy:

See Attached Exhibit "A"

and shall perform, comply with and abide by all of the conditions and covenants of the Note and of this Second Mortgage, then this Second Mortgage and the estate thereby created shall cease and be null and void.

AND Mortgagor hereby covenants and agrees as follows:

1. To pay all the principal and interest and other sums of money payable under the Note and this Second Mortgage, or either of them, promptly on the days the same severally become due and any other Note or Second Mortgage securing the property described herein.
2. To pay all the taxes, assessments, levies, liabilities, obligations, and encumbrances of every nature on the Property, and if the same be not promptly paid, Mortgagee may at any time pay the same without waiving or affecting the option to foreclose or any right hereunder, and every payment so made shall bear interest from the date thereof at the rate of eighteen (18%) percent per annum. Mortgagor shall pay the annual real estate taxes no later than November 30th of each year and shall send Mortgagee proof of payment no later than December 31st of said year.
3. To pay all and singular the costs, charges and expenses, including reasonable attorney's fees, incurred or paid at any time by Mortgagee because of the failure on the part of Mortgagor to perform each and every covenant of the Note and this Second Mortgage, or either of them, and every such payment shall bear interest from the date of payment by Mortgagee at the rate of eighteen (18%) percent per annum.
4. To keep the Property insured in a sum not less than the greater of (a) \$365,000 or (b) the maximum insurable value of the improvements thereon, in a company or companies to be approved by Mortgagee, which policy or policies shall be held by and shall be payable to Mortgagee, and in the event any sum of money becomes payable under such policy or policies, Mortgagee shall have the option to receive and apply the same on account of the indebtedness hereby secured or to permit the Mortgagor to receive and use it or any part thereof for other purposes, without thereby waiving or impairing any equity, lien or right under or by virtue of this Second Mortgage, and may place and pay for such insurance or any part thereof without waiving or affecting the option to foreclose or any right hereunder, and each and every such payment shall bear interest from the date of payment by Mortgagee at the rate of ten (10%) percent per annum.
5. To permit, commit or suffer no waste, impairment or deterioration of the Property or any part thereof.
6. To perform, comply with, and abide by each and every condition and covenant set forth in the Note and in this Second Mortgage.
7. If any of said sums of money herein referred to be not promptly and fully paid within ten (10) days after the same severally become due and payable, or if each and every one of the conditions

and covenants of the Note and this Second Mortgage, or either of them, are not fully performed, the aggregate sum due under the Note shall become due and payable forthwith or thereafter at the option of the Mortgagee, as fully and completely as if the said aggregate sum of \$365,000 were originally stipulated to be paid on such day, anything in the Note or this Second Mortgage to the contrary notwithstanding. In addition to the above provisions, any payments made more than fifteen (15) days after their due date shall be subject to an automatic late charge of ten (10%) percent of the amount of said payment.

8. If all or any part of the described property or any legal or equitable interest therein is sold, transferred or encumbered by Mortgagor, excluding a transfer by devise, descent or by operation of law upon the death of Mortgagor, Mortgagee may, at Mortgagee's sole option, declare all the sums secured by this Second Mortgage to be immediately due and payable.

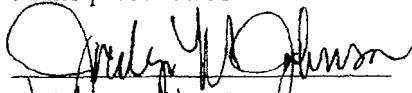
9. In the event Mortgagee finds it necessary to bring suit against Mortgagor due to an alleged default by Mortgagor hereunder, and Mortgagee prevails in said litigation, Mortgagee shall be entitled to recover from Mortgagor any and all costs and reasonable attorney's fees incurred by Mortgagee in said litigation.

**IN WITNESS WHEREOF**, the Mortgagor has caused these presents to be executed in its name, by its proper officers thereunto duly authorized, the day and year first above written.


Signed, Sealed & Delivered

BERNSTEIN FAMILY REALTY, LLC a Florida limited liability company

in the presence of:

  
\_\_\_\_\_  
Jocelyn Johnson  
(Print Name)

By:   
\_\_\_\_\_  
SIMON L. BERNSTEIN, Manager

  
\_\_\_\_\_  
Juliana Goldman  
(Print Name)

STATE OF FLORIDA    )  
                                  )  
COUNTY OF PALM BEACH    )

The foregoing instrument was acknowledged before me this 8<sup>th</sup> day of July, 2008, by SIMON L. BERNSTEIN, Manager for BERNSTEIN FAMILY REALTY, LLC.

NOTARY PUBLIC-STATE OF FLORIDA  
Diana Banks  
Commission # DD770917  
Expires: MAY 11, 2012  
BONDED THRU ATLANTIC BONDING CO., INC.

  
\_\_\_\_\_  
Signature of Notary Public

\_\_\_\_\_  
(Print, type or Stamp Commissioned Name of Notary Public)  
Personally Known  or Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_



**EXHIBIT 22 - PROMISSORY NOTE**

4722

---

**PROMISSORY NOTE**

---

\$365,000.00

Effective as of July 1, 2008  
Asheville, North Carolina

For value received, the undersigned promises to pay to the order of SIMON L. BERNSTEIN the principal sum of Three Hundred Sixty Five Thousand (\$365,000.00) Dollars, together with all interest thereon from the date hereof, to be paid in lawful money of the United States of America. Interest payments under this Note shall be calculated using the long-term Applicable Federal Rate for July 2008 of four and 55/100 (4.55%) percent, compounded semi-annually, and payable on each anniversary of this Note. Interest payments shall commence one year from the date hereof and shall be paid annually on the same date each year thereafter. The entire principal balance, and all accrued but unpaid interest, shall be due on the earlier of fifteen (15) years from the date hereof, or the death of SIMON L. BERNSTEIN.

This Note may be prepaid in whole or in part at anytime without penalty; provided that any partial prepayment shall be applied first to accrued interest and then to principal. This Note is secured by a Second Mortgage of even date herewith. Upon a default in the payment of this Note of principal and/or interest or in the performance of any of the terms of said Mortgage, and if such default shall remain uncured for thirty (30) days after written notice thereof has been given to Maker, then, at the option of the holder, the entire principal sum remaining unpaid, together with accrued interest, shall become immediately due and payable without further notice. This Note, while in default, shall accrue interest at the highest lawful rate of interest permitted by law. This Note shall be governed by the laws of the State of Florida.

All makers, endorsers, and/or guarantors now or hereafter becoming parties hereto jointly and severally waive presentment, demand, protest, notices of nonpayment, dishonor, and protest and all notices of every kind, and jointly and severally agree that in the event of default in the payment of any principal or interest due hereunder, which shall continue for a period of fifteen (15) days, or upon the occurrence of any other event deemed a default hereunder or any instrument or document securing the payment of this Note, the unpaid indebtedness, together with all accrued interest, shall thereupon, at the option of the holder, become immediately due and payable.

All makers, endorsers and/or guarantors now or hereafter becoming parties hereto jointly and severally agree, if this Note becomes in default and is placed in the hands of an attorney for collection, to pay the costs of collection, including reasonable attorneys' and accountants' fees, and similar costs in the event of appellate review, whether by appeal, certiorari, or other appellate remedies.

No single or partial exercise of any power hereunder shall preclude other or further exercises thereof or the exercise of any other power. No delay or omission on the part of the holder hereof in exercising any right hereunder shall operate as a waiver of such right or of any right under this Note. The release of any party liable for this Note shall not operate to release any other party liable hereon.

IN WITNESS WHEREOF, the undersigned has caused these presents to be signed at Asheville, North Carolina, effective as of the day and year first above written.

BERNSTEIN FAMILY REALTY, LLC, a Florida  
limited liability company

By:   
SIMON BERNSTEIN, Manager

**AFFIDAVIT OF OUT-OF STATE EXECUTION AND DELIVERY**

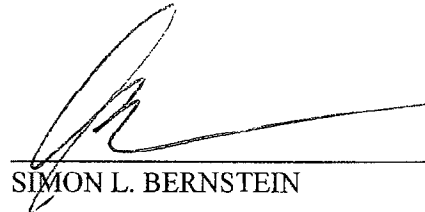
STATE OF FLORIDA

COUNTY OF PALM BEACH

Before me this day personally appeared SIMON L. BERNSTEIN ("Affiant"), Manager of BERNSTEIN FAMILY REALTY, LLC, a Florida limited liability company (the "Company"), who being first duly sworn by me, deposes and says:


1. That Affiant is the Manager of the Company;
2. That on July 3, 2008, Affiant, on behalf of the Company, executed in the State of North Carolina that certain promissory note payable to SIMON L. BERNSTEIN in the original principal amount of Three Hundred Sixty Five Thousand (\$365,000.00) Dollars (the "Promissory Note"); and
3. That Affiant delivered the Promissory Note directly to SIMON L. BERNSTEIN at Ashville, North Carolina for delivery and acceptance.

FURTHER AFFIANT SAYETH NOT.

  
 \_\_\_\_\_  
 SIMON L. BERNSTEIN

The foregoing instrument was acknowledged before me this 8<sup>th</sup> day of July, 2008, by SIMON L. BERNSTEIN, Manager of the Company.

NOTARY PUBLIC-STATE OF FLORIDA  
 Diana Banks  
 Commission #DD770917  
 Expires: MAY 11, 2012  
 BONDED THRU ATLANTIC BONDING CO., INC.

  
 \_\_\_\_\_  
 Signature - Notary Public

[Seal with Commission Expiration Date]

Diana Banks  
 \_\_\_\_\_  
 Print, type or stamp name of Notary Public

Personally Known  or Produced Identification \_\_\_\_\_  
 Type of Identification Produced \_\_\_\_\_



**EXHIBIT 23 - ADVANCEMENT OF INHERITANCE AGREEMENT ("AIA")**

4723



LAW OFFICES OF  
**JOHN A. HERRERA, M.ACC., J.D., LL.M., CPA**  
BOARD CERTIFIED TAX ATTORNEY  
2501 SOUTH OCEAN BOULEVARD, SUITE 107  
BOCA RATON, FLORIDA 33432

LICENSED TO  
PRACTICE LAW IN  
FLORIDA, CALIFORNIA  
& COLORADO

VOICE: (561) 392-4626  
FAX: (561) 392-9889  
WATS: (888) 445-3656  
E: [jherrera@ix.netcom.com](mailto:jherrera@ix.netcom.com)

BY FACSIMILE: (530) 529-4110

August 15, 2007

Eliot Bernstein  
39 Little Avenue  
Red Bluff, CA 96080-3519

Re: Advancement of Inheritance  
Our file number 1522-2.0

Dear Mr. Bernstein:

I have been retained by your parents to assist them in their estate planning. Your parents have asked me to contact you regarding a possible plan to advance you a portion of the inheritance that you may ultimately receive upon their deaths.

The plan would work as follows:

1. Your parents would each month pay the health insurance premiums for you, your wife Candice and your three children.
2. In addition, your parents want to make gifts to provide your family with a monthly cash flow. The annual amount of these gifts would be \$100,000 per year less the amount that they pay in health insurance premiums for your family. This amount would be distributed evenly over the year in monthly distributions by me.
3. The health insurance premiums and the monthly payments will reduce dollar-for-dollar the amount that you will ultimately inherit when your parents die.

While your parents may decide to alter or discontinue this plan at any time, they wanted me to make sure that you understand that they will discontinue making the above health insurance premiums and the monthly payments if you harass or threaten to sue or initiate litigation with anyone in your family at any time. However, you may counter claim if you are sued by them.

*Additional Offices in West Palm Beach & Boca Raton*

Eliot Bernstein  
August 15, 2007  
Page 2

Your parents also want to have the opportunity to visit with their grandchildren at least four times a year. Your parents will either come to California or gladly pay all transportation costs for your children to come to another destination. You and Candice are more than welcome to join your children for these family visits.


My purpose in writing to you is to confirm in advance that your parents' plan is acceptable to you and to make sure that you understand that the payment of your health insurance premiums and other distributions will reduce any amounts that you may receive later. If you find these terms acceptable, please sign and date below and return one copy of this letter to me in the enclosed self addressed envelope.

I look forward to hearing from you. Please call me if you have any questions.


Sincerely,

  
JOHN A. HERRERA

I, Eliot Bernstein, understand the above terms and conditions of my parents' proposed gift plan and find them acceptable. While I understand that it is my parents' present intention to continue this plan indefinitely, I also understand that they may at any time discontinue or alter this plan for any reason. If I die, I ask that any future gifts be paid to my wife Candice Bernstein rather than to the executor or administrator of my estate.

  
ELIOT BERNSTEIN  
August 15, 2007

I, Candice Bernstein, understand the above terms and conditions of my husband's parents' proposed gift plan and find them acceptable. While I understand that it is my husband's parents' present intention to continue this plan indefinitely, I also understand that they may at any time discontinue or alter this plan for any reason.

  
CANDICE BERNSTEIN  
August \_\_, 2007



LAW OFFICES OF  
**JOHN A. HERRERA, M.ACC., J.D., LL.M., CPA**  
BOARD CERTIFIED TAX ATTORNEY  
2501 SOUTH OCEAN BOULEVARD, SUITE 107  
BOCA RATON, FLORIDA 33432

LICENSED TO  
PRACTICE LAW IN  
FLORIDA, CALIFORNIA  
& COLORADO

VOICE: (561) 392-4626  
FAX: (561) 392-9889  
WATS: (888) 445-3566  
E: jherrera@ix.netcom.com

BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED

August 15, 2007

Eliot Bernstein  
39 Little Avenue  
Red Bluff, CA 96080-3519

Re: Advancement of Inheritance  
Our file number 1522-2.0

Dear Mr. Bernstein:

I have been retained by your parents to assist them in their estate planning. Your parents have asked me to contact you regarding a possible plan to advance you a portion of the inheritance that you may ultimately receive upon their deaths.

The plan would work as follows:

1. Your parents would each month pay the health insurance premiums for you, your wife Candice and your three children.
2. In addition, your parents want to make gifts to provide your family with a monthly cash flow. The annual amount of these gifts would be \$100,000 per year less the amount that they pay in health insurance premiums for your family. This amount would be distributed evenly over the year in monthly distributions by me.
3. The health insurance premiums and the monthly payments will reduce dollar-for-dollar the amount that you will ultimately inherit when your parents die.

While your parents may decide to alter or discontinue this plan at any time, they wanted me to make sure that you understand that they will discontinue making the above health insurance premiums and the monthly payments if you harass or threaten to sue or litigate with anyone in your family at any time.

Your parents also want to have the opportunity to visit with their grandchildren at least

*Additional Offices in West Palm Beach & Boca Raton*

BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED

August 15, 2007

Eliot Bernstein  
39 Little Avenue  
Red Bluff, CA 96080-3519

Re: Advancement of Inheritance  
Our file number 1522-2.0

Dear Mr. Bernstein:

I have been retained by your parents to assist them in their estate planning. You parents have asked me to contact you regarding a possible plan to advance you a portion of the inheritance that you may ultimately receive upon their deaths.

The plan would work as follows:

1. Your parents would each month pay the health insurance premiums for you, your wife Candice and your three children.
2. In addition, your parents want to make gifts to provide your family with a monthly cash flow. The annual amount of these gifts would be \$100,000 per year less the amount that they pay in health insurance premiums for your family. This amount would be distributed evenly over the year in monthly distributions.
3. The health insurance premiums and the monthly payments will reduce dollar-for-dollar the amount that you will ultimately inherit when your parents die.

While your parents may decide to alter or discontinue this plan at any time, they wanted me to make sure that you understand that they will discontinue making the above health insurance premiums and the monthly payments if you harass or threaten to sue or litigate with anyone in your family at any time.



Eliot Bernstein  
August 15, 2007  
Page 2

Your parents also want to have the opportunity to visit with their grandchildren at least four times a year. Your parents will either come to California or gladly pay all transportation costs for your children to come to Florida. You and Candice are more than welcome to join your children for these family visits.

My purpose in writing to you is to confirm in advance that your parents' plan is acceptable to you and to make sure that you understand that the payment of your health insurance premiums and other distributions will reduce any amounts that you may receive later. If you find these terms acceptable, please sign and date below and return one copy of this letter to me in the enclosed self addressed envelope.

I look forward to hearing from you. Please call me if you have any questions.

Sincerely,

JOHN A. HERRERA

I, Eliot Bernstein, understand the above terms and conditions of my parents' proposed gift plan and find them acceptable. While I understand that it is my parents' present intention to continue this plan indefinitely, I also understand that they may at any time discontinue or alter this plan for any reason.

\_\_\_\_\_  
ELIOT BERNSTEIN  
August \_\_\_\_, 2007

**EXHIBIT 24 – WALT SAHM CARRY OVER LOAN**

*Walt Sahn*  
2/27/17



CFN 20080241511  
 OR BK 22723 PG 0691  
 RECORDED 06/26/2008 09:06:17  
 Palm Beach County, Florida  
 ANT 110,000.00  
 Deed Doc 385.00  
 Intang 220.00  
 Sharon R. Bock, CLERK & COMPTROLLER  
 Pgs 0691 - 694; (4pgs)

Prepared by and return to:  
 John M. Cappeller, Jr.  
 Florida Title & Closing Co.  
 350 Camino Gardens Blvd. Suite 303  
 Boca Raton, FL 33432  
 561-392-3636  
 File Number: FT08-087 Will Call No.: 159

[Space Above This Line For Recording Data]

**THIS IS A BALLOON MORTGAGE AND THE FINAL PRINCIPAL PAYMENT OR THE PRINCIPAL BALANCE DUE UPON MATURITY IS \$110,000.00, TOGETHER WITH ACCRUED INTEREST, IF ANY, AND ALL ADVANCEMENTS MADE BY THE MORTGAGEE UNDER THE TERMS OF THIS MORTGAGE.**

**MORTGAGE**

**This Indenture**, Made this June 20, 2008 by and between **Bernstein Family Realty, LLC**, a Florida limited liability company whose address is **950 Peninsula Corporate Circle, Suite 3010, Boca Raton, FL 33431**, hereinafter called the Mortgagor, and **Walter E. Sahn and Patricia Sahn, his wife** whose address is **8230 SE 177th Winterthru Loop, The Villages, FL 32162**, hereinafter called the Mortgagee:

The terms "Mortgagor" and "Mortgagee" shall include heirs, personal representatives, successors, legal representatives and assigns, and shall denote the singular and/or the plural, and the masculine and/or the feminine and natural and/or artificial persons, whenever and wherever the context so admits or requires.

**Witnesseth**, that the said Mortgagor, for and in consideration of the aggregate sum named in the promissory note, a copy of which is attached hereto and made a part hereof, the receipt of which is hereby acknowledged, does grant, bargain and sell to the said Mortgagee, his successors and assigns, in fee simple, the following described land, situate, lying and being in **Palm Beach County, Florida**, to-wit:

**Lot 68, Block G, BOCA MADERA UNIT 2, according to the Plat thereof, recorded in Plat Book 32, Pages 59 AND 60, of the Public Records of Palm Beach County, Florida.**

And the said Mortgagor does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

**Provided always**, that if said Mortgagor, his successors or assigns, shall pay unto the said Mortgagee, his successors or assigns, that certain promissory note, of which a true and correct copy is attached, and Mortgagor shall perform, comply with and abide by each and every stipulation, agreement, condition and covenant of said promissory note and of this mortgage, and shall duly pay all taxes, all insurance premiums reasonably required, all costs and expenses including reasonable attorneys fees that Mortgagee may incur in collecting money secured by this mortgage, and also in enforcing this mortgage by suit or otherwise, then this mortgage and the estate hereby created shall cease and be null and void.

Mortgagor hereby covenants and agrees:

1. To pay the principal and interest and other sums of money payable by virtue of said promissory note and this mortgage, or either, promptly on the days respectively the same severally come due.
2. To keep the buildings now or hereafter on the land insured for fire and extended coverage in a sum at least equal to the amount owed on the above described promissory note, and name the Mortgagee as loss payees, and to furnish Mortgagee with a copy of all current policies. If Mortgagor does not provide Mortgagee with copies of the policies showing Mortgagee as loss payees after 14 days written demand by Mortgagee, then Mortgagee may purchase such insurance and

Initials:                       
 DoubleTimes



shall add any payments made for such policy to the principal balance owed on the mortgage, and such payments shall accrue interest at the maximum rate of interest allowed by law. In the event any sum of money becomes payable under such policy, Mortgagee, his legal representatives or assigns, shall have the option to receive and apply the same on account of the indebtedness hereby secured or to permit Mortgagor to receive and use it or any part thereof for repair or replacement, without hereby waiving or impairing any equity, lien or right under or by virtue of this mortgage. In the event of loss Mortgagor shall give immediate notice to Mortgagee.

3. To permit commit or suffer no waste, impairment or deterioration of the property, or any part thereof.
4. To permit no other lien or mortgage to be placed ahead of this mortgage.
5. Mortgagor shall provide proof of payment of annual real estate taxes by March 15, for the preceding years taxes. In the event that Mortgagor does not pay the taxes by such date, the Mortgagee may pay the taxes and the full amount of such payment by Mortgagee shall be added to the principal balance owed on the mortgage, and shall accrue interest at the maximum rate allowed by law.
6. The Mortgagee may, at any time pending a suit upon this mortgage, apply to the court having jurisdiction thereof for the appointment of a receiver, and such court shall forthwith appoint a receiver, and such receiver shall have all the broad and effective functions and powers in anywise entrusted by a court to a receiver, and such appointment shall be made by such court as an admitted equity and a matter of absolute right to said Mortgagee. The rents, profits, income, issues, and revenues shall be applied by such receiver according to the lien of this mortgage.
7. If any of the sums of money due and owing to Mortgagee under the terms of the promissory note and this mortgage, including but not limited to any advance made by Mortgagee for the payment of insurance or taxes, are not paid within 15 days after the same become due and payable, or if each of the stipulations, agreements, conditions and covenants of the promissory note and this mortgage, or either, are not fully performed or complied with the aggregate sum owed on the promissory note shall become due and payable forthwith or thereafter at the option of Mortgagee, his successors, legal representatives, or assigns.

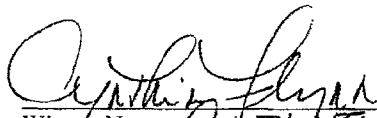
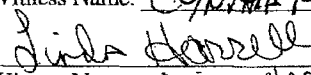
This mortgage and the note hereby secured shall be construed and enforced according to the laws of the State of Florida.

The principal sum secured hereby, along with any interest to be paid in accordance with the terms of the note secured hereby, shall immediately become due and payable without notice, if a transfer of title to the premises by sale or otherwise is made without the Mortgagee's written consent, while this mortgage remains a lien thereon, at the option of Mortgagee, his successors, legal representatives, or assigns.

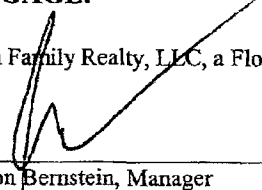
Executed at Palm Beach County, Florida on the date written above.

Signed, sealed and delivered in the presence of:

**THIS IS A BALLOON MORTGAGE AND THE FINAL PRINCIPAL PAYMENT OR THE PRINCIPAL BALANCE DUE UPON MATURITY IS \$110,000.00, TOGETHER WITH ACCRUED INTEREST, IF ANY, AND ALL ADVANCEMENTS MADE BY THE MORTGAGEE UNDER THE TERMS OF THIS MORTGAGE.**

  
 Witness Name: CYNTHIA FLYNN  
  
 Witness Name: LINDA HARRELL

Bernstein Family Realty, LLC, a Florida limited liability company

By:   
Simon Bernstein, Manager





State of Florida  
County of Palm Beach

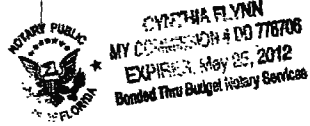
The foregoing instrument was acknowledged before me this 20th day of June, 2008 by Simon Bernstein of Bernstein Family Realty, LLC, on behalf of the corporation. He/she  is personally known to me or  has produced a driver's license as identification.

[Notary Seal]

*Cynthia Flynn*  
\_\_\_\_\_  
Notary Public

Printed Name: CYNTHIA FLYNN

My Commission Expires: \_\_\_\_\_



This is not a certified copy

68

COPY

# PROMISSORY NOTE

\$110,000.00

June 20, 2008  
Boca Raton, Palm Beach County, Florida

FOR VALUE RECEIVED, the undersigned promise to pay to the order of **Walter E. Sahn and Patricia Sahn, his wife** at **8230 SE 177th Winterthru Loop, The Villages, FL 32162** or at such other address as may be indicated in writing, in the manner hereinafter specified, the principal sum of **One Hundred Ten Thousand and 00/100 Dollars (\$110,000.00)** with interest from the date hereof, at the rate of **Six and One Half percent (6.5%)** per annum on the balance from time to time remaining unpaid. The said principal and interest shall be payable in lawful money of the United States of America, on the date and in the following manner:

The sum of **\$7,150.00** representing a payment of interest only shall be due and payable on **June 19, 2009**, and on **June 19, 2010**, and on **June 19, 2011** at which time all unpaid principal and accrued but unpaid interest shall be due and payable in full.

All payments shall be first applied to late charges, if any, then to the payment of accrued interest, and the balance remaining, if any, shall be applied to the payment of the principal sum.

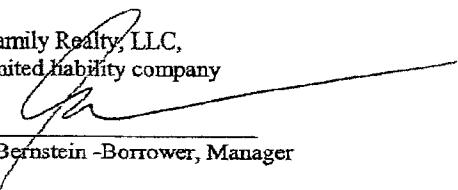
This note may be prepaid, in whole or in part, without penalty, at any time prior to maturity.

This note with interest is secured by a purchase money mortgage, of even date herewith, the terms of which are incorporated herein by reference, made by the makers hereof in favor of the said payee, is given as part of the purchase price of the real property described in the mortgage, and shall be construed and enforced according to the laws of the State of Florida.

If default be made in the payment of any installment under this note, and if such default is not made good within 15 days, the entire principal sum and accrued interest shall at once become due and payable without notice at the option of the holder of this Note. Failure to exercise this option shall not constitute a waiver of the right to exercise the same at a later time for the same default or for any subsequent default. Any payment not received within 10 days of the due date shall include a late charge of 5% of the payment due. In the event of default in the payment of this note, interest shall accrue at the highest rate permitted by law, and if the same is placed in the hands of any attorney for collection, the undersigned hereby agree to pay all costs of collection, including a reasonable attorneys' fee.

Makers waive demand, presentment for payment, protest, and notice of nonpayment and dishonor.

Bernstein Family Realty, LLC,  
a Florida limited liability company

By:   
Simon Bernstein -Borrower, Manager

(Corporate Seal)

The state documentary tax due on this Note has been paid on the Mortgage securing this indebtedness.

DoubleTimes

13



CFN 20080241510  
 OR BK 22723 PG 0689  
 RECORDED 06/26/2008 09:06:17  
 Palm Beach County, Florida  
 AMT 350,000.00  
 Doc Stamp 2,520.00  
 Sharon R. Bock, CLERK & COMPTROLLER  
 Pgs 0689 - 690; (2pgs)

Prepared by and return to:  
 John M. Cappeller, Jr.

Florida Title & Closing Co.  
 350 Camino Gardens Blvd. Suite 303  
 Boca Raton, FL 33432  
 561-392-3636  
 File Number FT08-087  
 Will Call No. 159

Parcel Identification No. 06-42-47-10-02-007-0680

[Space Above This Line For Recording Data]

## Warranty Deed

(STATUTORY FORM - SECTION 689.02, F.S.)

This Indenture made this 18<sup>th</sup> day of June, 2008 between Walter E. Sahn and Patricia Sahn, his wife whose post office address is 8230 SE 17<sup>th</sup> Winterthur Loop, The Villages, FL 32162 of the County of Marion, State of Florida, grantor\*, and Bernstein Family Realty, LLC, a Florida limited liability company whose post office address is 950 Peninsula Corporate Circle, Suite 3010, Boca Raton, FL 33431 of the County of Palm Beach, State of Florida, grantee\*,

Witnesseth that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Palm Beach County, Florida, to-wit:

Lot 68, Block G, BOCA MADERA UNIT 2, according to the Plat thereof, recorded in Plat Book 32, Pages 59 AND 60, of the Public Records of Palm Beach County, Florida.

Subject to restrictions, reservations and easements of record and taxes for the year 2008 and thereafter

and said grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

\* "Grantor" and "Grantee" are used for singular or plural, as context requires.

DoubleTime®

LB

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

[Signature]  
Witness Name: Angela Lawrence  
[Signature]  
Witness Name: Dooney Sumter

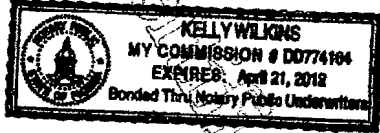
x [Signature] (Seal)  
Walter E. Sahn

x [Signature] (Seal)  
Patricia Sahn

State of Florida  
County of Suwannee

The foregoing instrument was acknowledged before me this 18 day of June, 2008 by Walter E. Sahn and Patricia Sahn, who  are personally known or  have produced a driver's license as identification.

[Notary Seal]



[Signature]  
Notary Public  
Printed Name: Kelly Wilkins  
My Commission Expires: 4-21-12

LB

NC 159



CFN 20120143493  
OR BK 25132 PG 1051  
RECORDED 04/12/2012 09:21:00  
Palm Beach County, Florida  
Sharon R. Bock, CLERK & COMPTROLLER  
Pgs 1051 - 1054; (4pgs)

Prepared by and return to:

John M. Cappeller, Jr.  
Cappeller Law  
John M. Cappeller, Jr.  
350 Camino Gardens Blvd., Suite 303  
Boca Raton, FL 33432

**AMENDMENT TO MORTGAGE AND PROMISSORY NOTE**

This AMENDMENT TO MORTGAGE AND PROMISSORY NOTE (this "Amendment") is entered into effective the 15 day of February, 2012, among **BERNSTEIN FAMILY REALTY, LLC**, a Florida limited liability company, having an address at 950 Peninsula Corporate Circle, Suite 3010, Boca Raton, FL 33487 (the "Mortgagor"), and **WALTER E. SAHM and PATRICIA SAHM**, having an address at 8230 SE 177<sup>th</sup> Winterthru Loop, The Villages, FL 32162 ("Mortgagee").

**WITNESSETH**

WHEREAS, Mortgagee granted Mortgagor a purchase money mortgage in the amount of \$110,000.00, evidenced by that certain Promissory Note dated June 20, 2008, (the "Promissory Note"); and

WHEREAS, the Promissory Note is secured, inter alia, by that certain Mortgage dated June 20, 2008 from Mortgagor in favor of Mortgagee, recorded on June 26, 2008 in Official Records Book 22723, Page 691, of the Public Records of Palm Beach County, Florida (the "Mortgage"); and

WHEREAS, Mortgagor has asked Mortgagee to extend the term of the Mortgage and the Promissory Note (the "Amendment"); and

WHEREAS, to document the Amendment, Mortgagor is executing and delivering to Mortgagee this Amendment to Mortgage and Promissory Note;

**DOCUMENTARY STAMP TAXES AND INTANGIBLE TAXES ON THE ORIGINAL INDEBTEDNESS OF \$110,000.00 WERE PAID IN FULL UPON THE RECORDING OF THE MORTGAGE AND SECURITY AGREEMENT DATED JUNE 20, 2008 AND RECORDED ON JUNE 26, 2008 IN OFFICIAL RECORDS BOOK 22723 PAGE 691, IN THE PUBLIC RECORDS OF PALM BEACH, FLORIDA.**

NOW THEREFORE, in consideration of the foregoing premises and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto hereby agree as follows:

1. Amendment to Mortgage and Promissory Note. Effective June 19, 2011, the parties hereto amend the Mortgage and Promissory Note to provide that by agreement the date on which all principal is due and payable is hereby extended to June 19, 2014. Annual payments of interest only at the rate of 3.5% per annum shall continue to be due on the anniversary date of the Promissory Note until June 19, 2014 when all unpaid principal and accrued interest shall be due and payable in full.

2. Confirmation and Ratification. Mortgagor hereby ratifies and confirms all its obligations set forth in the Mortgage and Promissory Note. Mortgagor hereby certifies to Mortgagee that no event of default has occurred under such documents, nor any event which, with the giving of notice or the passage of time or both, would constitute such an event of default. Mortgagor hereby represents and warrants to Mortgagee that Mortgagor has no defense or offsets against the payment of any amounts due, or the performance of any obligations required by, the Loan Documents.

3. Miscellaneous.

(a) Except as expressly amended herein, the Mortgage and Promissory Note remain in full force and effect.

(b) This Amendment may be executed in multiple counterparts each of which, when taken together, shall constitute one and the same instrument.

(c) In the event of any inconsistency between the terms contained herein, and the provisions of Mortgage and Promissory Note, the terms of this Amendment shall govern.

(d) The individual executing this document hereby certifies that he has authority to engage in and execute this Amendment to Mortgage and Promissory Note.

**SEE EXECUTION BLOCK ON NEXT PAGE**

IN WITNESS WHEREOF, the parties hereto have executed this Amendment as of the day and year first above written.

Signed, sealed and delivered in the presence of:

WITNESSES:

MORTGAGOR:

BERNSTEIN FAMILY REALTY, LLC, a Florida limited liability company

D Banks  
Print Name: Diana Banks

By: [Signature]  
Simon Bernstein, Manager

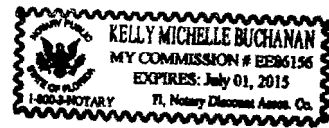
Shari Dunham  
Print Name: Shari Dunham

STATE OF FLORIDA  
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 15<sup>th</sup> day of February, 2012, by Simon Bernstein, as Manager of Bernstein Family Realty, LLC, a Florida limited liability company. He  is personally known to me or \_\_\_\_\_ has produced a driver's license as identification.

(Seal)

[Signature]  
Notary Public, State of Florida  
Name: Kelly Michele Buchanan  
Commission Expires: 1-1-2015  
Commission No.: EE 86156



[Handwritten mark]

**WITNESSES:**

*Angela M. Lawrence*  
 Print Name: Angela M. Lawrence

*Deanne Eppert*  
 Print Name: Deanne Eppert

**MORTGAGEE:**

*Walter E. Sahn*  
 Walter E. Sahn

*Patricia A. Sahn*  
 Patricia Sahn

STATE OF FLORIDA  
 COUNTY OF SUMPTER

The foregoing instrument was acknowledged before me this 31 day of March, 2012, by Walter E. Sahn and Patricia Sahn. They    are personally known to me or  have produced driver's licenses as identification.

(Seal)



*Angela M. Lawrence*  
 Notary Public, State of Florida  
 Name: Angela M. Lawrence  
 Commission Expires: April 3, 2014  
 Commission No.: DD977258

*4*



**EXHIBIT 25 – PAMELA EMAIL’S REGARDING LOST HERITAGE  
POLICY**

4/25

## Eliot Bernstein

---

**From:** Pam Simon <psimon@stpcorp.com>  
**Sent:** Friday, February 8, 2013 7:41 PM  
**To:** Eliot Bernstein  
**Cc:** Ted Bernstein; Lisa Sue Friedstein; Jill Iantoni; Jill M. Iantoni; Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A.; Christine P. Yates ~ Director @ Tripp Scott; Irina Roach  
**Subject:** Re: Heritage Policy

Yad - bad news - we don't have copies of the policy - dad probably took it when he emptied his office / probably the trust too! The carrier seems to be the only one with a copy. As to the other items, we should do a call cause the premise is off. Have a good weekend.

Pam

On Feb 8, 2013, at 5:48 PM, "Eliot Bernstein" <[iviewit@gmail.com](mailto:iviewit@gmail.com)> wrote:



**EXHIBIT 26 – PETITIONER LETTER EXCHANGE WITH TS REGARDING  
VIEWIT**



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

Sent: Monday, September 17, 2012 10:17 AM

To: Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A. (rspallina@tescherspallina.com)

Cc: Caroline Prochotska Rogers, Esquire (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com); Marc R. Garber, Esquire @ Flaster Greenberg P.C.; Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcrgarber@verizon.net); Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com)

Subject: Si's Iviewit Stock and Patent Interests

Robert ~ just wanted to check if my father had listed as an asset in his estate his shares in the Iviewit companies and his patent interests. My father was the original seed investor before Huizenga and started the Iviewit companies with me formed around my inventions and Intellectual Properties. It is well documented in bank and other documents his interests, which companies were all initially 30% owned by Si and 70% by me. After multiple other investors of course we were diluted down and I am working that out pending state, federal and international investigations as some of the original shareholders may be excluded for their crimes and thus the number may fluctuate from its last pricing during a Wachovia Private Placement. I spoke to my father and it was his wishes that the stock be part of his estate for his kids and grandchildren in whatever way he chose to distribute his other assets. I would like to make sure that his wishes are fulfilled and so please advise as to how to incorporate the asset if it was not initially listed. Currently the assets are worth nothing, the patents are suspended pending federal investigations due to the extenuating circumstances surrounding the patents but at some near future time they may have considerable asset value. The patents are also at the center of an ongoing RICO action in the Federal Courts and considerable monies may be recovered via those efforts as well, of which of course, Si's interests must be also be considered in his estate.

Also, please reply with a time and day that we are meeting and if you could please send any documents to the attorneys and others I mentioned in my prior email correspondences copied below prior to the meeting time this would be of great service.

Thank you ~ Eliot

---

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

Sent: Monday, September 17, 2012 10:26 AM

To: Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A. (rspallina@tescherspallina.com)

Cc: Caroline Prochotska Rogers, Esquire (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com); Marc R. Garber Esq. @ Flaster Greenberg P.C.

(marcgarber@verizon.net); Marc R. Garber, Esquire @ Flaster Greenberg P.C.; Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com)

Subject: Si's Iviewit stock and patent interests

Robert, you can also check with Gerald Lewin regarding the interests Si held in the companies and patents as he was the accountant for Iviewit and is also an Iviewit shareholder with several members of his family. Again, thank you so much for your efforts on my families' behalf. Eliot

I VIEW IT TECHNOLOGIES, INC.  
Surf with Vision

Eliot J. Bernstein  
Inventor

---

From: Pam Simon [mailto:psimon@stpcorp.com]  
Sent: Monday, September 17, 2012 11:19 AM  
To: Eliot Ivan Bernstein

Subject: Re: Si's Iviewit stocks and patent interests

*Yad- remember that every time you talk or send stuff to spallina he is billing the estate to check into which adds up quickly - we are heading to chi town- talk to u soon - think the call is being set up for wed or thurs afternoon xoxo*

On Sep 17, 2012, at 10:45 AM, "Eliot Ivan Bernstein" <iviewit@iviewit.tv> wrote:

Please take note of this.

From: Eliot Ivan Bernstein [mailto:iviewit@iviewit.tv]  
Sent: Monday, September 17, 2012 10:17 AM  
To: Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A. (rspallina@tescherspallina.com)

Subject: Si's Iviewit Stock and Patent Interests

---

From: Eliot Ivan Bernstein [mailto:iviewit@iviewit.tv]  
Sent: Monday, September 17, 2012 11:49 AM  
To: 'Pam Simon'

Cc: Theodore S. Bernstein (TBernstein@lifeinsuranceconcepts.com); Lisa S. Friedstein (Lisa@friedsteins.com); Jill M. Iantoni (lantoni\_jill@ne.bah.com); Jill M. Iantoni (jilliantoni@gmail.com)

Subject: RE: Si's Iviewit stocks and patent interests

Pee, will keep that in mind and perhaps we should bill out time to the individual estates on time used by each party with attorneys, would that suffice your concerns? Would you like that entering the Iviewit stock and patent interests into the estate be billed to my children, if so, please advise. Eliot

---

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

Sent: Wednesday, September 19, 2012 7:54 AM

To: Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A. (rspallina@tescherspallina.com)

Cc: Caroline Prochotska Rogers, Esquire (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com); Marc R. Garber, Esquire @ Flaster Greenberg P.C.; Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcrgarber@verizon.net); Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com)

Subject: Si's Iviewit Stock and Patent Interests

Robert – Any news on a meeting time and any comment on the other issues below including the Iviewit stocks and patent interests? My sister felt there was a meeting already arranged but did not know the time. Let me know.

---

From: Robert Spallina [mailto:rspallina@tescherspallina.com]

Sent: Wednesday, September 19, 2012 8:03 AM

To: Eliot Ivan Bernstein

Cc: Ted Bernstein

Subject: Re: Si's Iviewit Stock and Patent Interests

Eliot - I left you a message yesterday. Ted is supposed to arrange a time for us to meet. Please reach out to him. My understanding is that your sisters have all gone back to Chicago. With regard to the below interests your father never mentioned them once as an asset of his estate. I will circle back with Jerry Lewin on this.

Sent from my iPhone

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From: Eliot Ivan Bernstein [mailto:iviewit@iviewit.tv]  
Sent: Wednesday, September 19, 2012 9:52 AM  
To: 'Robert Spallina'  
Cc: Caroline Prochotska Rogers, Esquire (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcgarber@verizon.net); Marc R. Garber, Esquire @ Flaster Greenberg P.C.; Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com)  
Subject: RE: Si's Iviewit Stock and Patent Interests

Robert, spoke with Ted he said either 3pm at your office or we could call in. Are there call in numbers if I cannot make in person to your offices? Also, can you send over any documents to me and my listed trustees that we can review prior? I would like if possible any trust docs for both my father and mother that are relevant and any other documents you feel that we should possess, as you know I have never seen any of the documents to this point. Let me know what Jerry Lewin says in regards to the Iviewit stocks and patent interests. Thanks, Eliot

---

From: Robert Spallina [mailto:rspallina@tescherspallina.com]  
Sent: Wednesday, September 19, 2012 10:32 AM  
To: Eliot Ivan Bernstein  
Cc: Ted Bernstein; Donald Tescher  
Subject: RE: Si's Iviewit Stock and Patent Interests

Eliot – my understanding is that you will be here at 3. Please confirm as I would like to sit and speak with you as you are in town. Additionally, I intend on sending out call in information for a 3:30 call with your sisters.

With regard to your document request, we are not sending out any documents at this time. Don and I are the named fiduciaries under your father's documents and will provide the relevant documents when we have all the facts and information. Having said that, and consistent with our telephone conference with your siblings earlier this year and my discussion with you last week, your father directed that the assets of his estate and the remainder of your mother's estate pass to the grandchildren in equal shares, so there should be no surprises to anyone.

Please advise your availability at 3:00.

Thank you

Robert L. Spallina, Esq.  
TESCHER & SPALLINA, P.A.

---

From: Eliot Ivan Bernstein [mailto:iviewit@iviewit.tv]  
Sent: Wednesday, September 19, 2012 11:51 AM  
To: 'Robert Spallina'  
Cc: Caroline Prochotska Rogers, Esquire (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcgarber@verizon.net); Marc R. Garber, Esquire @ Flaster Greenberg P.C.; Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com)  
Subject: RE: Si's Iviewit Stock and Patent Interests

Ok, will be there at 3 just needed to find someone to get the kids off to their after school stuff. I understand what transpired at the last teleconference I am just short of the underlying documents that where part of the new and old transactions, so at you're soonest convenience and when you have all the facts it would be great that you pass them to me and my named trustees. Have you shared these documents with anyone at this point? Thanks ~ Eliot

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**EXHIBIT 27 - LETTER FROM ELIOT TO SPALLINA RE IVIEWIT'S  
RELATION TO PROSKAUER AND LEWIN**

4/27

## Eliot Ivan Bernstein

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**From:** Eliot Ivan Bernstein <iviewit@iviewit.tv>  
**Sent:** Friday, October 5, 2012 10:45 AM  
**To:** Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A. (rspallina@tescherspallina.com); 'dtescher@tescherspallina.com'  
**Cc:** Caroline Prochotska Rogers, Esquire (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com); Marc R. Garber Esq. @ Flaster Greenberg P.C. (marcgarber@verizon.net); Marc R. Garber, Esquire @ Flaster Greenberg P.C.; Andrew Dietz @ Rock-It Cargo USA, Inc. (andyd@rockitcargo.com)  
**Subject:** Per your request, information regarding Iviewit and Si's ownership for inclusion into estate assets.  
**Attachments:** Eliot I Bernstein.vcf; cap tables for companies.pdf

**Tracking:**

**Recipient**

**Read**

Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Read: 10/5/2012 11:19 AM  
Spallina, P.A. (rspallina@tescherspallina.com)

'dtescher@tescherspallina.com'

Caroline Prochotska Rogers, Esquire  
(caroline@cprogers.com)

Michele M. Mulrooney ~ Partner @ Venable LLP  
(mmulrooney@Venable.com)

Marc R. Garber Esq. @ Flaster Greenberg P.C.  
(marcgarber@verizon.net)

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

Andrew Dietz @ Rock-It Cargo USA, Inc.  
(andyd@rockitcargo.com)

Robert,

Pleasure speaking yesterday and I hope this info gives some background to the Iviewit stock of my father's you were looking for, much of these links were done as the technologies and companies and IP was born and Si was an initial seed investor with Huizenga and Si owned 30% of the companies and the IP for his investments. I am not sure how anyone can claim they never heard of Iviewit and did not know it was an asset of Si's but this should jog some memories and Lewin and Proskauer are also initial investors and counsel. Also attached in Adobe PDF is Cap Tables done by Proskauer/Lewin initially for the shares. I have attached below a Conflict of Interest Disclosure regarding the Iviewit matters below for your review in handling these matters.

Simon Video on Iviewit

<http://www.youtube.com/watch?v=L6D1uTbTIZo>

Lewin Video on Iviewit

<http://www.youtube.com/watch?v=xjtW7DyOlqY>

Wachovia Private Placement –

<http://iviewit.tv/CompanyDocs/Wachovia%20Private%20Placement%20Memorandum%20Bookmarked.pdf>

Arthur Andersen Audit Letter –

<http://iviewit.tv/CompanyDocs/2000%2010%2009%20ARTHUR%20ANDERSEN%20LETTER%20REGARDING%20PROOF%20OF%20HOLDINGS%20OWNING%20TECH.pdf>

Simon Bernstein Statement Regarding Iviewit Events

<http://iviewit.tv/CompanyDocs/SHAREHOLDER%20STATEMENTS%20BOOKMARKED.pdf>

Simon Bernstein Iviewit Deposition, Lewin Deposition and Christopher Wheeler Depositions

<http://iviewit.tv/CompanyDocs/Depositions%20BOOKMARKED%20SEARCHABLE%20with%20hyperlink%20comments.pdf>

Shareholder Letter with Simon Stock Holdings Listed at time starting on Page 153

<http://iviewit.tv/CompanyDocs/2004%2004%2021%20Director%20Officer%20Advisory%20Board%20and%20Professionals%20.pdf>

List of Iviewit Companies Si holds shares in

1. Iviewit Holdings, Inc. – DL
2. Iviewit Holdings, Inc. – DL (yes, two identically named)
3. Iviewit Holdings, Inc. – FL
4. Iviewit Technologies, Inc. – DL
5. Uviewit Holdings, Inc. - DL
6. Uview.com, Inc. – DL
7. Iviewit.com, Inc. – FL
8. Iviewit.com, Inc. – DL
9. I.C., Inc. – FL
10. Iviewit.com LLC – DL
11. Iviewit LLC – DL
12. Iviewit Corporation – FL
13. Iviewit, Inc. – FL
14. Iviewit, Inc. – DL
15. Iviewit Corporation

List of IP Si is partial owner of

**United States Patents**

1. 09/630,939

System & Method for Providing an Enhanced Digital Image File

SUSPENDED BY COMMISSIONER OF PATENTS

17-Feb-04

2. 09/630,939

System & Method for Providing an Enhanced Digital Image File

SUSPENDED BY COMMISSIONER OF PATENTS

17-Feb-04

3. 09/630,939

System & Method for Providing an Enhanced Digital Image File

SUSPENDED BY COMMISSIONER OF PATENTS

17-Feb-04

4. 09/522,721

Apparatus & Method for Producing Enhanced Digital Images

PENDING SUSPENSION FILED

26-Feb-04

5. 09/587,734

System & Method for Providing an Enhanced Digital Video File

SUSPENDED BY COMMISSIONER OF PATENTS

26-Feb-04

6. 09/587,734

System & Method for Providing an Enhanced Digital Video File

SUSPENDED BY COMMISSIONER OF PATENTS

26-Feb-04

7. 09/587,026

System & Method for Playing a Digital Video File

SUSPENDED BY COMMISSIONER OF PATENTS

26-Feb-04

8. 09/587,730

System & Method for Streaming an Enhanced Digital Video File

SUSPENDED BY COMMISSIONER OF PATENTS



26-Feb-04

9. 60/223,344

Zoom & Pan Using a Digital Camera

10. 60/233,341

Zoom & Pan Imaging Design Tool

11. 60,169,559

Apparatus and Method for Producing Enhanced Video Images and/or Video Files

12. 60/155,404

Apparatus & Method for Producing Enhanced Video Images and/or Video Files

13. 60/149,737

Apparatus and Method for Producing Enhanced Digital Images and/or Digital Video Files

14. 60/146,726

Apparatus & Method for Producing Enhanced Digital Images

15. 60/141,440

Apparatus & Method for Providing and/or transmitting Video Data and/or Information in a Communication Network

16. 60/137,921

Apparatus & Method for Playing Video Files Across the Internet

17. 60/137,297

Apparatus & Method for Producing Enhanced Video Images

18. 60/125,824

Apparatus & Method for Producing Enhanced Digital Images

**Foreign Patents**

1. PCT/US00/21211

System & Method for Providing an Enhanced

Digital Image File

2. PCT/US00/15602  
System & Method for Video Playback Over a Network
3. PCT/US00/15406  
System & Method for Playing a Digital Video File  
15406 Part 1 Attachment  
15406 Part 2 Attachment  
15406 Part 3 Attachment
4. PCT US00/15408  
System & Method for Streaming an Enhanced Digital Video File
5. PCT/US00/15405  
System & Method for Providing an Enhanced Digital Video File
6. PCT US00/07772  
Apparatus & Method for Producing Enhanced Digital Images
7. EPO 00938126.0  
System & Method for Streaming an Enhanced Digital Video File
8. EPO 00944619.6  
System & Method for Streaming an Enhanced Digital Video File
9. EPO 00955352.0  
System & Method for Providing an Enhanced Digital Image File
10. Japan 2001 502364  
System & Method for Streaming an Enhanced Digital Video File
11. Japan 2001 502362  
System & Method for Streaming an Enhanced Digital Video File
12. Japan 2001 514379  
System & Method for Providing an Enhanced Digital Image File
13. Korea PCT US00 15408

**Trademarks**

1. 75/725,802

THE CLICK HEARD 'ROUND THE WORLD June 8, 1999 FILED July 27, 2004

2. 75/725,805

IVIEWIT "YOUR THIRD EYE TO THE WORLD" June 8, 1999 FILED July 27, 2004

3. 75/725,806

IVIEWIT "YOUR THIRD EYE TO THE WORLD" June 8, 1999 FILED July 27, 2004

4. 75/725,807

IVIEWIT "YOUR THIRD EYE TO THE WORLD" (THIS MARK IS MISSING PROPER QUOTES June 8, 1999 FILED July 27, 2004

5. 75/725,808

IVIEWIT "YOUR THIRD EYE TO THE WORLD June 8, 1999 FILED July 27, 2004

6. 75/725,809

IVIEWIT "YOUR THIRD EYE TO THE WORLD June 8, 1999 FILED July 27, 2004

7. 75/725,810

IVIEWIT "YOUR THIRD EYE TO THE WORLD June 8, 1999 FILED July 27, 2004

8. 75/725,816

IVIEWIT.COM June 8, 1999 FILED July 27, 2004

9. 75/725,816

IVIEWIT June 8, 1999 FILED July 27, 2004

10. 75/725,817

IVIEWIT.COM June 8, 1999 FILED July 27, 2004

11. 75/725,817

IVIEWIT June 8, 1999 FILED July 27, 2004

12. 75/725,818

IVIEWIT.COM June 8, 1999 FILED July 27, 2004

13. 75/725,819

THE CLICK HEARD 'ROUND THE WORLD June 8, 1999 FILED July 27, 2004

14. 75/725,819

IVIEWIT.COM June 8, 1999 FILED July 27, 2004

15. 75/725,820

IVIEWIT.COM June 8, 1999 FILED July 27, 2004

16. 75/725,821

IVIEWIT June 8, 1999 FILED July 27, 2004

17. 75/725,821

THE CLICK HEARD 'ROUND THE WORLD June 8, 1999 FILED July 27, 2004

18. 75/725,822

IVIEWIT June 8, 1999 FILED July 27, 2004

19. 75/725,823

IVIEWIT June 8, 1999 FILED July 27, 2004

20. 75/725,823

THE CLICK HEARD 'ROUND THE WORLD June 8, 1999 FILED July 27, 2004

21. 76/037,700

IVIEWIT.COM May 1, 2000 FILED July 27, 2004

22. 76/037,701

A SITE FOR SORE EYES May 1, 2000 FILED July 27, 2004

23. 76/037,702

A SITE FOR SORE EYES May 1, 2000 FILED July 27, 2004

24. 76/037,703

IVIEWIT May 1, 2000 FILED July 27, 2004

25. 76/037,843

IVIEWIT LOGO May 1, 2000 FILED July 27, 2004





May 1, 2000 FILED July 27, 2004

Iviewit Amended FEDERAL RICO & ANTITRUST LAWSUIT Si has interests in all litigations for RICO and Antitrust over next many years of IP life and times, the suit is docketed for 12 Counts at 1 Trillion Each, the case is ongoing with others being filed shortly and this one has been legally related by Federal Judge Shira Scheindlin to a NY Supreme Court Disciplinary Department Attorney Whistleblower Lawsuit.

<http://iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20080509%20FINAL%20AMENDED%20COMPLAINT%20AND%20RICO%20SIGNED%20COPY%20MED.pdf>

Robert, please have you and your partner Don review the COI below in handling the Iviewit shares for my father and mother's estate.

Best ~ Eliot Bernstein

### CONFLICT OF INTEREST (COI) DISCLOSURE FORM



*"Lasciate ogne speranza, voi ch'intrate"*<sup>[1]</sup>  
whom fail to heed this form.

-----

### **THIS COI MUST BE SIGNED AND RETURNED PRIOR TO ANY ACTION BY YOU IN THESE MATTERS**

Please accept and return signed, the following Conflict of Interest Disclosure Form (COI) before continuing further with adjudication, review or investigation of the attached MOTION to the **United States Second Circuit Court**, titled,

**MOTION TO:**

**AFTER 10 DAYS, IF THIS FORM HAS NOT BEEN SIGNED OR SUBSEQUENTLY TURNED OVER TO A NON CONFLICTED PARTY, YOUR FAILURE TO COMPLY MAY RESULT IN CRIMINAL AND CIVIL CHARGES FILED AGAINST YOU FOR AIDING AND ABETTING A RICO CRIMINAL ORGANIZATION, FEDERAL OBSTRUCTION OF JUSTICE AND MORE, AS NOTED HEREIN.**

The Conflict of Interest Disclosure Form is designed to ensure that the review and any determination from such review of the enclosed materials should not be biased by any conflicting financial interest or any other conflicting interest by those reviewers responsible for the handling of this confidential information. Whereby any conflict with any of the main alleged perpetrators of the alleged crimes referenced in these matters herein, or any other perpetrators not known at this time, must be fully disclosed in writing and returned by anyone reviewing these matters prior to making ANY determination.

Disclosure forms with "Yes" answers, by any party, to any of the following questions, are demanded not to open the remainder of the documents or opine in any manner, until the signed COI is reviewed and approved by the Iviewit companies and Eliot I. Bernstein. If you feel that a Conflict of Interest exists that cannot be eliminated through conflict resolution with the Iviewit

Companies or Eliot Bernstein, instantly forward the matters to the next available reviewer that is free of conflict that can sign and complete the requisite disclosure. Please identify conflicts that you have, in writing, upon terminating your involvement in the matters to the address listed at the end of this disclosure form for Iviewit companies or Eliot I. Bernstein. As many of these alleged perpetrators are large law firms, lawyers, members of various state and federal courts, officers of federal, state and local law enforcement and regulatory agencies, careful review and disclosure of any conflict with those named herein is pertinent in your continued handling of these matters objectively.

These matters already involve claims of, including but not limited to, Conflicts of Interest, Violations of Public Offices, *Whitewashing of Official Complaints in the Supreme Courts of New York, Florida, Virginia and elsewhere, Threatening a Federal Witness in a "legally related" Federal Whistleblower Lawsuit, Document Destruction and Alteration, Obstructions of Justice, RICO, ATTEMPTED MURDER and much more.* The need for prescreening for conflict is essential to the administration of due process in these matters and necessary to avoid charges of OBSTRUCTION OF JUSTICE and more, against you. US Federal District Court Judge, Shira A. Scheindlin, legally related the matters to a New York Supreme Court Attorney Whistleblower Lawsuit of Christine C. Anderson, Esq. who alleges similar claims of public office corruption against Supreme Court of New York Officials, US Attorneys, NY District Attorneys and Assistant District Attorneys. Therefore, this Conflict Check is a formal request for full disclosure of any conflict on your part, such request conforming with all applicable state and federal laws, public office rules and regulations, attorney conduct codes and judicial canons or other international law and treatises requiring disclosure of conflicts and disqualification from these matters where conflict precludes involvement.

Failure to comply with all applicable conflict disclosure rules, public office rules and regulations, and, state, federal and international laws, prior to continued action on your part, **shall constitute cause** for the filing of criminal and civil complaints against you for any decisions or actions you make prior to a signed Conflict Of Interest Disclosure Form. Charges will be filed against you for failure to comply. Complaints will be filed with all appropriate authorities, including but not limited to, the appropriate Federal, State, Local and International Law Enforcement Agencies, Public Integrity Officials, Judicial Conduct Officials, State and Federal Bar Associations, Disciplinary Departments and any/all other appropriate agencies.

I. Do you, your spouse and your dependents, in the aggregate, have any direct or indirect relations, relationships or interest(s) in any entity, or any of the parties listed in EXHIBIT 1 of this document, or any of the named Defendants in these matters contained at the URL, <http://iviewit.tv/CompanyDoes/Appendix%20A/index.htm#proskauer> ? Please review the online index in entirety prior to answering, as there are several thousand persons and entities.

NO  YES

**Please describe in detail any relations, relationships, interests and conflicts, on a separate and attached sheet, fully disclosing all information. If the answer is Yes, please describe the relations, relationships, interests and conflicts, and, affirm whether such conflicts or interests present a conflict of interest that precludes fair review of the matters contained herein without undue bias or prejudice of any kind.**

II. Do you, your spouse and your dependents, in the aggregate, have any direct or indirect relations, relationships or interest(s), in any entity, or any direct or indirect relations, relationships or interest(s), to ANY other known, or unknown person, or known or unknown entity, not named herein, which will cause your review of the materials you are charged with investigating to be biased by any conflicting past, present, or future financial interest(s) or any other interest(s)?

NO  YES

**Please describe in detail any relations, relationships, interests and conflicts, on a separate and attached sheet, fully disclosing all information. If the answer is Yes, please describe the relations, relationships and interests, and, affirm whether such conflicts or interests present a conflict of interest that precludes fair review of the matters contained herein without undue bias or prejudice of any kind.**

III. Do you, your spouse, and your dependents, in the aggregate, receive salary or other remuneration or financial considerations from any person or entity related in any way to the parties defined in Question I, including but not limited to, campaign contributions whether direct, "in kind" or of any type at all?

NO  YES

**Please describe in detail any interests or conflicts, on a separate and attached sheet, fully disclosing all information regarding the conflicts or considerations. If the answer is Yes, please describe the relations, relationships and / or interests, and, affirm whether such conflicts or interests present a conflict of interest that precludes fair review of the matters contained herein without undue bias or prejudice of any kind.**

IV. Have you, your spouse, and your dependents, in the aggregate, had any prior communication(s), including but not limited to, phone, facsimile, e-mail, mail, verbal, etc., with any person related to the proceedings of Iviewit, Eliot Ivan Bernstein or the related matters in anyway and parties in Question I?

NO  YES

**Please describe in detail any identified communication(s) on a separate and attached sheet fully disclosing all information regarding the communication(s). If the answer is Yes, please describe the communication(s) in detail, including but not limited to, who was present, what type of communication, the date and time, length, what was discussed, please affirm**

**whether such communication(s) present a conflict of interest in fairly reviewing the matters herein without undue bias or prejudice of any kind.**

V. I have run a thorough and exhaustive Conflict of Interest check, conforming to any/all, state, federal and local laws, public office rules and regulations, and, any professional association rules and regulations, regarding disclosure of any/all conflicts. I have verified that my spouse, my dependents, and I, in the aggregate, have no conflicts with any parties or entities to the matters referenced herein. I understand that any undisclosed conflicts, relations, relationships and interests, will result in criminal and civil charges filed against me both personally and professionally.

NO  YES

VI. I have notified all parties with any liabilities regarding my continued actions in these matters, including state agencies, shareholders, bondholders, auditors and insurance concerns or any other person with liability that may result from my actions in these matters as required by any laws, regulations and public office rules I am bound by.

NO  YES

---

## RELEVANT SECTIONS OF JUDICIAL CANNONS, ATTORNEY CONDUCT CODES AND LAW

### Conflict of Interest Laws & Regulations

**Conflict of interest indicates a situation where a private interest may influence a public decision. Conflict of Interest Laws are Laws and designed to prevent Conflicts of Interest that deny fair and impartial due process and procedure thereby Obstructing Justice in State and Federal, Civil and Criminal Proceedings. These Laws may contain provisions related to financial or asset disclosure, exploitation of one's official position and privileges, improper relationships, regulation of campaign practices, etc. The Relevant Sections of Attorney Conduct Codes, Judicial Cannons, Public Office Rules & Regulations and State & Federal Law listed herein are merely a benchmark guide and other state, federal and international laws, rules and regulations may be applicable to your particular circumstances in reviewing or acting in these matters. For a more complete list of applicable sections of law relating to these matters, please visit the URL,**

**[http://iviewit.tv/CompanyDocs/oneofthesedays/index.htm#\\_Toc107852933](http://iviewit.tv/CompanyDocs/oneofthesedays/index.htm#_Toc107852933),**

**fully incorporated by reference in entirety herein.**

**New York State Consolidated Laws Penal**

#### ARTICLE 200 BRIBERY INVOLVING PUBLIC SERVANTS AND RELATED OFFENSES

S 200.03 Bribery in the second degree

S 200.04 Bribery in the first degree

S 200.05 Bribery; defense

S 200.10 Bribe receiving in the third degree

S 200.11 Bribe receiving in the second degree

S 200.12 Bribe receiving in the first degree

S 200.15 Bribe receiving; no defense

S 200.20 Rewarding official misconduct in the second degree

S 200.22 Rewarding official misconduct in the first degree S 200.25 Receiving reward for official misconduct in the second degree

S 200.27 Receiving reward for official misconduct in the first degree

S 200.30 Giving unlawful gratuities

S 200.35 Receiving unlawful gratuities

S 200.40 Bribe giving and bribe receiving for public office; definition of term

S 200.45 Bribe giving for public office

S 200.50 Bribe receiving for public office

#### ARTICLE 175 OFFENSES INVOLVING FALSE WRITTEN STATEMENTS

S 175.05 Falsifying business records in the second degree. S 175.10 Falsifying business records in the first degree.

S 175.15 Falsifying business records; defense

S 175.20 Tampering with public records in the second degree

S 175.25 Tampering with public records in the first degree

S 175.30 Offering a false instrument for filing in the second degree

S 175.35 Offering a false instrument for filing in the first degree

#### NY Constitution ARTICLE XIII Public Officers

Public Officers - Public Officers ARTICLE 1

#### ARTICLE 2 Appointment and Qualification of Public Officers - ARTICLE 15 ATTORNEYS AND COUNSELORS

S 468-b. Clients' security fund of the state of New York

S 476-a. Action for unlawful practice of the law

S 476-b. Injunction to restrain defendant from unlawful practice of the law

S 476-c. Investigation by the attorney-general

S 487. Misconduct by attorneys

S 488. Buying demands on which to bring an action.

Public Officers Law SEC 73 Restrictions on the Activities Of Current and Former State Officers and Employees

Public Officers Law SEC 74 Code of Ethics

Conflicts of Interest Law, found in Chapter 68 of the New York City Charter, the City's Financial Disclosure Law, set forth in section 12-110 of the New York City Administrative Code, and the Lobbyist Gift Law, found in sections 3-224 through 3-228 of the Administrative Code.

## TITLE 18 FEDERAL CODE & OTHER APPLICABLE FEDERAL LAW

Title 18 U.S.C. § 4. Misprision of felony. Whoever, having knowledge of the actual commission of a felony cognizable by a court of the United States, conceals and does not as soon as possible make known the same to some judge or other person in civil or military authority under the United States, shall be fined under this title or imprisoned not more than three years, or both.

A federal judge, or any other government official, is required as part of the judge's mandatory administrative duties, to receive any offer of information of a federal crime. If that judge blocks such report, that block is a felony under related obstruction of justice statutes, and constitutes a serious offense.

Upon receiving such information, the judge is then required to make it known to a government law enforcement body that is not themselves involved in the federal crime.

Title 28 U.S.C. § 1361. Action to compel an officer of the United States to perform his duty. The district courts shall have original jurisdiction of any action in the nature of mandamus to compel an officer or employee of the United States or any agency thereof to perform a duty owed to the plaintiff.

This federal statute permits any citizen to file a lawsuit in the federal courts to obtain a court order requiring a federal official to perform a mandatory duty and to halt unlawful acts. This statute is Title 28 U.S.C. § 1361.

Fraud upon the court

### FRAUD on the COURT

In the United States, when an officer of the court is found to have fraudulently presented facts to court so that the court is impaired in the impartial performance of its legal task, the act, known as "fraud upon the court", is a crime deemed so severe and fundamentally opposed to the operation of justice that it is not subject to any statute of limitation.

Officers of the court include: Lawyers, Judges, Referees, and those appointed; Guardian Ad Litem, Parenting Time Expeditors, Mediators, Rule 114 Neutrals, Evaluators, Administrators, special appointees, and any others whose influence are part of the judicial mechanism.

"Fraud upon the court" has been defined by the 7th Circuit Court of Appeals to "embrace that species of fraud which does, or attempts to, defile the court itself, or is a fraud perpetrated by officers of the court so that the judicial machinery can not perform in the usual manner its impartial task of adjudging cases that are presented for adjudication". *Kenner v. C.I.R.*, 387 F.3d 689 (1968); 7 Moore's Federal Practice, 2d ed., p. 512, ¶ 60.23

In *Bulloch v. United States*, 763 F.2d 1115, 1121 (10th Cir. 1985), the court stated "Fraud upon the court is fraud which is directed to the judicial machinery itself and is not fraud between the parties or fraudulent documents, false statements or perjury. ... It is where the court or a member is corrupted or influenced or influence is attempted or where the judge has not performed his judicial function --- thus where the impartial functions of the court have been directly corrupted."

**What effect does an act of "fraud upon the court" have upon the court proceeding? "Fraud upon the court" makes void the orders and judgments of that court.**

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### TITLE 18 PART I CH 11

Sec. 201. Bribery of public officials and witnesses

Sec. 225. - Continuing financial crimes enterprise

BRIBERY, GRAFT, AND CONFLICTS OF INTEREST

Sec. 205. - Activities of officers and employees in claims against and other matters affecting the Government

Sec. 208. - Acts affecting a personal financial interest

Sec. 210. - Offer to procure appointive public office

Sec. 225. - Continuing financial crimes enterprise

TITLE 18 PART I CH 79 Sec 1623 - False declarations before grand jury or court

Sec 654 - Officer or employee of United States converting property of another

TITLE 18 PART I CH 73 Sec 1511 - Obstruction of State or local law enforcement

TITLE 18 PART I CH 96 Sec 1961 RACKETEER INFLUENCED AND CORRUPT Organizations ("RICO")

Section 1503 (relating to obstruction of justice),

Section 1510 (relating to obstruction of criminal investigations)

Section 1511 (relating to the obstruction of State or local law enforcement),

Section 1952 (relating to racketeering),

Section 1957 (relating to engaging in monetary transactions in property derived from specified unlawful activity),

TITLE 18 PART I CH 96 SEC 1962 (A) RICO

TITLE 18 PART I CH 96 SEC 1962 (B) RICO

TITLE 18 PART I CH 96 SEC 1962 (C) RICO

TITLE 18 PART I CH 19 SEC 1962 (D) RICO

TITLE 18 PART I CH 19 CONSPIRACY Sec 371 CONSPIRACY TO COMMIT OFFENSE OR TO DEFRAUD UNITED STATES

TITLE 18 PART I CH 95 RACKETEERING SEC 1957 Engaging in monetary transactions in property derived from specified unlawful activity

TITLE 18 PART I CH 47 Sec 1031 - Major fraud against the United States

## Judicial Cannons

What causes the "Disqualification of Judges?"

*Federal law requires the automatic disqualification of a Federal judge under certain circumstances.*

In 1994, the U.S. Supreme Court held that "Disqualification is required if an objective observer would entertain reasonable questions about the judge's impartiality. If a judge's attitude or state of mind leads a detached observer to conclude that a fair and impartial hearing is unlikely, the judge must be disqualified." [Emphasis added]. *Liteky v. U.S.*, 114 S.Ct. 1147, 1162 (1994).

Courts have repeatedly held that positive proof of the partiality of a judge is not a requirement, only the appearance of partiality. *Liljeberg v. Health Services Acquisition Corp.*, 486 U.S. 847, 108 S.Ct. 2194 (1988) (what matters is not the reality of bias or prejudice but its appearance); *United States v. Balistreri*, 779 F.2d 1191 (7th Cir. 1985) (Section 455(a) "is directed against the appearance of partiality, whether or not the judge is actually biased.") ("Section 455(a) of the Judicial Code, 28 U.S.C. §455(a), is not intended to protect litigants from actual bias in their judge but rather to promote public confidence in the impartiality of the judicial process.").

That Court also stated that Section 455(a) "requires a judge to recuse himself in any proceeding in which her impartiality might reasonably be questioned." *Taylor v. O'Grady*, 888 F.2d 1189 (7th Cir. 1989). In *Pfizer Inc. v. Lord*, 456 F.2d 532 (8th Cir. 1972), the Court stated that "It is important that the litigant not only actually receive justice, but that he believes that he has received justice."



The Supreme Court has ruled and has reaffirmed the principle that "justice must satisfy the appearance of justice", *Levine v. United States*, 362 U.S. 610, 80 S.Ct. 1038 (1960), citing *Offutt v. United States*, 348 U.S. 11, 14, 75 S.Ct. 11, 13 (1954). A judge receiving a bribe from an interested party over which he is presiding, does not give the appearance of justice.

"Recusal under Section 455 is self-executing; a party need not file affidavits in support of recusal and the judge is obligated to recuse herself *sua sponte* under the stated circumstances." *Taylor v. O'Grady*, 888 F.2d 1189 (7th Cir. 1989).

Further, the judge has a legal duty to disqualify himself even if there is no motion asking for his disqualification. The Seventh Circuit Court of Appeals further stated that "We think that this language [455(a)] imposes a duty on the judge to act *sua sponte*, even if no motion or affidavit is filed." *Balistreri*, at 1202.

Judges do not have discretion not to disqualify themselves. By law, they are bound to follow the law. Should a judge not disqualify himself as required by law, then the judge has given another example of his "appearance of partiality" which, possibly, further disqualifies the judge. Should another judge not accept the disqualification of the judge, then the second judge has evidenced an "appearance of partiality" and has possibly disqualified himself/herself. None of the orders issued by any judge who has been disqualified by law would appear to be valid. It would appear that they are void as a matter of law, and are of no legal force or effect.

Should a judge not disqualify himself, then the judge is violation of the Due Process Clause of the U.S. Constitution. *United States v. Sciuto*, 521 F.2d 842, 845 (7th Cir. 1996) ("The right to a tribunal free from bias or prejudice is based, not on section 144, but on the Due Process Clause.").

Should a judge issue any order after he has been disqualified by law, and if the party has been denied of any of his / her property, then the judge may have been engaged in the Federal Crime of "interference with interstate commerce". The judge has acted in the judge's personal capacity and not in the judge's judicial capacity. It has been said that this judge, acting in this manner, has no more lawful authority than someone's next-door neighbor (provided that he is not a judge). However some judges may not follow the law.

If you were a non-represented litigant, and should the court not follow the law as to non-represented litigants, then the judge has expressed an "appearance of partiality" and, under the law, it would seem that he/she has disqualified him/herself.

However, since not all judges keep up to date in the law, and since not all judges follow the law, it is possible that a judge may not know the ruling of the U.S. Supreme Court and the other courts on this subject. Notice that it states "disqualification is required" and that a judge "must be disqualified" under certain circumstances.

The Supreme Court has also held that if a judge wars against the Constitution, or if he acts without jurisdiction, he has engaged in treason to the Constitution. If a judge acts after he has been automatically disqualified by law, then he is acting without jurisdiction, and that suggest that he is then engaging in criminal acts of treason, and may be engaged in extortion and the interference with interstate commerce.

Courts have repeatedly ruled that judges have no immunity for their criminal acts. Since both treason and the interference with interstate commerce are criminal acts, no judge has immunity to engage in such acts.

Canon 1. A Judge Should Uphold the Integrity and Independence of the Judiciary

[1.1] Deference to the judgments and rulings of courts depends upon public confidence in the integrity and independence of judges. The integrity and independence of judges depends in turn upon their acting without fear or favor. Although judges should be independent, they must comply with the law, including the provisions of this Code. Public confidence in the impartiality of the judiciary is maintained by the adherence of each judge to this responsibility. Conversely, violation of this Code diminishes public confidence in the judiciary and thereby does injury to the system of government under law.

Canon 2. A Judge Should Avoid Impropriety and the Appearance of Impropriety in All Activities

(A) A judge shall respect and comply with the law and shall act at all times in a manner that promotes public confidence in the integrity and impartiality of the judiciary.

[2.2][2A] The prohibition against behaving with impropriety or the appearance of impropriety applies to both the professional and personal conduct of a judge. Because it is not practicable to list all prohibited acts, the proscription is necessarily cast in general terms that extend to conduct by judges that is harmful although not specifically mentioned in the Code. Actual improprieties under this standard include violations of law, court rules or other specific provisions of this Code. The test for appearance of impropriety is whether the conduct would create in reasonable minds a perception that the judge's ability to carry out judicial responsibilities with integrity, impartiality and competence is impaired.

Canon 3. A Judge Should Perform the Duties of the Office Impartially and Diligently

(B) Adjudicative responsibilities.

(1) A judge shall be faithful to the law and maintain professional competence in it. A judge shall not be swayed by partisan interests, public clamor or fear of criticism.

(2) A judge shall require order and decorum in proceedings before the judge.

(D) Disciplinary responsibilities.

(1) A judge who receives information indicating a substantial likelihood that another judge has committed a substantial violation of this Part shall take appropriate action.

(2) A judge who receives information indicating a substantial likelihood that a lawyer has committed a substantial violation of the Code of Professional Responsibility shall take appropriate action.

(3) Acts of a judge in the discharge of disciplinary responsibilities are part of a judge's judicial duties.

(E) Disqualification.

(1) A judge shall disqualify himself or herself in a proceeding in which the judge's impartiality might reasonably be questioned

[3.11][3B(6)(e)] A judge may delegate the responsibilities of the judge under Canon 3B(6) to a member of the judge's staff. A judge must make reasonable efforts, including the provision of appropriate supervision, to ensure that Section 3B(6) is not violated through law clerks or other personnel on the judge's staff. This provision does not prohibit the judge or the judge's law clerk from informing all parties individually of scheduling or administrative decisions.

[3.21][3E(1)] Under this rule, a judge is disqualified whenever the judge's impartiality might reasonably be questioned, regardless whether any of the specific rules in Section 3E(1) apply. For example, if a judge were in the process of negotiating for employment with a law firm, the judge would be disqualified from any matters in which that firm appeared, unless the disqualification was waived by the parties after disclosure by the judge.

[3.22][3E(1)] A judge should disclose on the record information that the judge believes the parties or their lawyers might consider relevant to the question of disqualification, even if the judge believes there is no real basis for disqualification.

Canon 4. A Judge May Engage in Extra-Judicial Activities To Improve the Law, the Legal System, and the Administration of Justice

Canon 5. A Judge Should Regulate Extra-Judicial Activities To Minimize the Risk of Conflict with Judicial Duties

## Public Office Conduct Codes New York

PUBLIC OFFICERS LAW Laws 1909, Chap. 51.

CHAPTER 47 OF THE CONSOLIDATED LAWS PUBLIC OFFICERS LAW

Sec. 17. Defense and indemnification of state officers and employees. 2 (b)

Sec. 18. Defense and indemnification of officers and employees of public entities.3 (b)

Sec. 74. Code of ethics.(2)(3)(4)

§ 73. Business or professional activities by state officers and employees and party officers.

## NY Attorney Conduct Code

(a) "Differing interests" include every interest that will adversely affect either the judgment or the loyalty of a lawyer to a client, whether it be a conflicting, inconsistent, diverse, or other interest.

CANON 5. A Lawyer Should Exercise Independent Professional Judgment on Behalf of a Client

DR 5-101 [1200.20] Conflicts of Interest - Lawyer's Own Interests.

DR 5-102 [1200.21] Lawyers as Witnesses.  
 DR 5-103 [1200.22] Avoiding Acquisition of Interest in Litigation.  
 DR 5-104 [1200.23] Transactions Between Lawyer and Client.  
 DR 5-105 [1200.24] Conflict of Interest; Simultaneous Representation.  
 DR 5-108 [1200.27] Conflict of Interest - Former Client.  
 CANON 6. A Lawyer Should Represent a Client Competently  
 CANON 7. A Lawyer Should Represent a Client Zealously Within the Bounds of the Law  
 DR 7-102 [1200.33] Representing a Client Within the Bounds of the Law.  
 DR 7-110 [1200.41] Contact with Officials.  
 DR 8-101 [1200.42] Action as a Public Official.  
 DR 8-103 [1200.44] Lawyer Candidate for Judicial Office.  
 A. A lawyer who is a candidate for judicial office shall comply with section 100.5 of the Chief Administrative Rules Governing Judicial Conduct (22 NYCRR) and Canon 5 of the Code of Judicial Conduct.  
 CANON 9. A Lawyer Should Avoid Even the Appearance of Professional Impropriety  
 DR 9-101 [1200.45] Avoiding Even the Appearance of Impropriety.

I declare under penalty of perjury and more that the foregoing ~~statements~~ in this CONFLICT OF INTEREST DISCLOSURE FORM are true and correct. Executed on this \_\_\_ day, of \_\_\_\_\_, 20\_\_\_. I am aware that any false, fictitious, or fraudulent statements or claims will subject me to criminal, civil, or administrative penalties, including possible culpability in the RICO related crimes including the alleged attempted murder of the inventor Eliot Bernstein and his wife and children in a terrorist styled car-bombing attempt on their lives.



**NOTE- THE CAR BOMBING IS NOT A SCENE OUT OF A WAR ZONE BUT INSTEAD TOOK PLACE IN BOYNTON BEACH FL**  
 More images @ [www.iviewit.tv](http://www.iviewit.tv)

I agree to accept responsibility for the unbiased review, and presentation of findings to the appropriate party(ies) who also have executed this CONFLICT OF INTEREST DISCLOSURE FORM prior to review. A lack of signature will serve as evidence that I have accepted this document **with** undisclosed conflict, relations, relationships or interests. In the event that I continue to represent these matters without signing such COI first, this failure to sign and return the COI will act as a formal admission of such conflicts, relations, relationships or interests and serve as Prima Facie evidence in the event criminal or civil charges are brought against me.

Organization: \_\_\_\_\_  
 Print FULL Name and Title \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_/\_\_\_\_/\_\_\_\_

If you are unable to sign this COI and are therefore unable to continue further to pursue these matters, please attach a statement of whom we may contact as your replacement, in writing, within 10 business days to preclude legal actions against you for Obstruction of Justice and more. A copy can be sent to [iviewit@iviewit.tv](mailto:iviewit@iviewit.tv) and the original sent to the mailing address below:

- Eliot I. Bernstein
- Inventor
- Iviewit Holdings, Inc. – DL
- Iviewit Holdings, Inc. – DL (yes, two identically named)
- Iviewit Holdings, Inc. – FL
- Iviewit Technologies, Inc. – DL
- Uviewit Holdings, Inc. - DL

Uview.com, Inc. – DL  
Iviewit.com, Inc. – FL  
Iviewit.com, Inc. – DL  
I.C., Inc. – FL  
Iviewit.com LLC – DL  
Iviewit LLC – DL  
Iviewit Corporation – FL  
Iviewit, Inc. – FL  
Iviewit, Inc. – DL  
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2753 N.W. 34th St.  
Boca Raton, Florida 33434-3459  
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<http://www.facebook.com/#!/iviewit>  
<http://www.myspace.com/iviewit>  
<http://iviewit.tv/wordpresseliot>  
<http://www.youtube.com/user/eliotbernstein?feature=mhum>  
<http://www.TheDivineConstitution.com>

Also, check out

Eliot's Testimony at the NY Senate Judiciary Committee Hearings Part 1  
[http://www.youtube.com/watch?v=8Cw0gogF4Fs&feature=player\\_embedded](http://www.youtube.com/watch?v=8Cw0gogF4Fs&feature=player_embedded)  
and Part 2 @

[http://www.youtube.com/watch?v=Apc\\_Zc\\_YNIk&feature=related](http://www.youtube.com/watch?v=Apc_Zc_YNIk&feature=related)  
and

Christine Anderson Whistleblower Testimony @  
<http://www.youtube.com/watch?v=6BlK73p4Ueo>  
and

Eliot Part 1 - The Iviewit Inventions @  
<http://www.youtube.com/watch?v=LOn4hwemqW0>

Eliot for President in 2012 Campaign Speech 1 with No Top Teeth, Don't Laugh, Very Important

<http://www.youtube.com/watch?v=DulHQDcwQfM>

Eliot for President in 2012 Campaign Speech 2 with No Top OR Bottom Teeth, Don't Laugh, Very Important

<http://www.youtube.com/watch?v=jbOP3U1q6mM>

Thought that was crazy, try

[http://www.youtube.com/watch?v=3mfWAwzpnIE&feature=results\\_main&playnext=1&list=PL2ADE052D9122F5AD](http://www.youtube.com/watch?v=3mfWAwzpnIE&feature=results_main&playnext=1&list=PL2ADE052D9122F5AD)

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.makeourofficialsaccountable.com>  
<http://www.parentadvocates.org>  
<http://www.newyorkcourtcorruption.blogspot.com>  
<http://euomotarp.blogspot.com>  
<http://www.disbarthefloridabar.com>  
<http://www.trusteeffraud.com/trusteeffraud-blog>  
<http://www.constitutionalguardian.com>  
<http://www.americans4legalreform.com>  
<http://www.judicialaccountability.org>  
[www.electpollack.us](http://www.electpollack.us)  
<http://www.ruthmpollackesq.com>  
<http://www.VoteForGreg.us> Greg Fischer

<http://www.liberty-candidates.org/greg-fischer/>

<http://www.facebook.com/pages/Vote-For-Greg/111952178833067>

<http://www.killallthelawyers.ws/law> (The Shakespearean Solution, The Butcher)

**We the people are the rightful master of both congress and the courts - not to overthrow the Constitution, but to overthrow the men who pervert the Constitution. - Abraham Lincoln**

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## EXHIBIT 1 - PARTIAL LIST OF KNOWN CONFLICTED PARTIES

- Proskauer Rose, LLP; Alan S. Jaffe - Chairman Of The Board - ("Jaffe"); Kenneth Rubenstein - ("Rubenstein"); Robert Kafin - Managing Partner - ("Kafin"); Christopher C. Wheeler - ("Wheeler"); Steven C. Krane - ("Krane"); Stephen R. Kaye - ("S. Kaye") and in his estate with New York Supreme Court Chief Judge Judith Kaye ("J. Kaye"); Matthew Triggs - ("Triggs"); Christopher Pruzaski - ("Pruzaski"); Mara Lerner Robbins - ("Robbins"); Donald Thompson - ("Thompson"); Gayle Coleman; David George; George A. Pincus; Gregg Reed; Leon Gold - ("Gold"); Albert Gortz - ("Gortz"); Marcy Hahn-Saperstein; Kevin J. Healy - ("Healy"); Stuart Kapp; Ronald F. Storette; Chris Wolf; Jill Zammas; FULL LIST OF 601 liable Proskauer Partners; any other John Doe ("John Doe") Proskauer partner, affiliate, company, known or not known at this time; including but not limited to Proskauer ROSE LLP, Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Proskauer related or affiliated entities both individually and professionally;
- MELTZER, LIPPE, GOLDSTEIN, WOLF & SCHLISSSEL, P.C.; Lewis Meltzer - ("Meltzer"); Raymond Joao - ("Joao"); Frank Martinez - ("Martinez"); Kenneth Rubenstein - ("Rubenstein"); FULL LIST OF 34 Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C. liable Partners; any other John Doe ("John Doe") Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C. partner, affiliate, company, known or not known at this time; including but not limited to Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C.; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C. related or affiliated entities both individually and professionally;
- FOLEY & LARDNER LLP; Ralf Boer ("Boer"); Michael Grebe ("Grebe"); Christopher Kise ("Kise"); William J. Dick - ("Dick"); Steven C. Becker - ("Becker"); Douglas Boehm - ("Boehm"); Barry Grossman - ("Grossman"); Jim Clark - ("Clark"); any other John Doe ("John Doe") Foley & Lardner partners, affiliates, companies, known or not known at this time; including but not limited to Foley & Lardner; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Foley & Lardner related or affiliated entities both individually and professionally;
- Schiffrin & Barroway, LLP; Richard Schiffrin - ("Schiffrin"); Andrew Barroway - ("Barroway"); Krishna Narine - ("Narine"); any other John Doe ("John Doe") Schiffrin & Barroway, LLP partners, affiliates, companies, known or not known at this time; including but not limited to Schiffrin & Barroway, LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Schiffrin & Barroway, LLP related or affiliated entities both individually and professionally;
- Blakely Sokoloff Taylor & Zafman LLP; Norman Zafman - ("Zafman"); Thomas Coester - ("Coester"); Farzad Ahmini - ("Ahmini"); George Hoover - ("Hoover"); any other John Doe ("John Doe") Blakely Sokoloff Taylor & Zafman LLP partners, affiliates, companies, known or not known at this time; including but not limited to Blakely Sokoloff Taylor & Zafman LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Blakely Sokoloff Taylor & Zafman LLP related or affiliated entities both individually and professionally;
- Wildman, Harrold, Allen & Dixon LLP; Martyn W. Molyneux - ("Molyneux"); Michael Dockterman - ("Dockterman"); FULL LIST OF 198 Wildman, Harrold, Allen & Dixon LLP liable Partners; any other John Doe ("John Doe") Wildman, Harrold, Allen & Dixon LLP partners, affiliates, companies, known or not known at this time; including but not limited to Wildman, Harrold, Allen & Dixon LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Wildman, Harrold, Allen & Dixon LLP related or affiliated entities both individually and professionally;
- Christopher & Weisberg, P.A.; Alan M. Weisberg - ("Weisberg"); any other John Doe ("John Doe") Christopher & Weisberg, P.A. partners, affiliates, companies, known or not known at this time; including but not limited to Christopher & Weisberg, P.A.; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Christopher & Weisberg, P.A. related or affiliated entities both individually and professionally;
- YAMAKAWA INTERNATIONAL PATENT OFFICE; Masaki Yamakawa - ("Yamakawa"); any other John Doe ("John Doe") Yamakawa International Patent Office partners, affiliates, companies, known or not known at this time; including but not limited to Yamakawa International Patent Office; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Yamakawa International Patent Office related or affiliated entities both individually and professionally;
- GOLDSTEIN LEWIN & CO.; Donald J. Goldstein - ("Goldstein"); Gerald R. Lewin - ("Lewin"); Erika Lewin - ("E. Lewin"); Mark R. Gold; Paul Feuerberg; Salvatore Bochicchio; Marc H. List; David A. Katzman; Robert H. Garick; Robert C. Zeigen; Marc H. List; Lawrence A. Rosenblum; David A. Katzman; Brad N. Mciver; Robert Cini; any other John Doe ("John Doe") Goldstein & Lewin Co. partners, affiliates, companies, known or not known at this time; including but not limited to Goldstein & Lewin Co.; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Goldstein & Lewin Co. related or affiliated entities both individually and professionally;
- INTEL Corporation;
- Silicon Graphics Inc.;
- Lockheed Martin Corporation;
- Real 3D, Inc. (SILICON GRAPHICS, INC., LOCKHEED MARTIN & INTEL) & RYJO; Gerald Stanley - ("Stanley"); Ryan Huisman - ("Huisman"); RYJO - ("RYJO"); Tim Connolly - ("Connolly"); Steve Cochran; David Bolton; Rosalie Bibona - ("Bibona"); Connie Martin; Richard Gentner; Steven A. Behrens; Matt Johannsen; any other John Doe ("John Doe") Intel, Real 3D, Inc. (Silicon Graphics, Inc., Lockheed Martin & Intel) & RYJO partners, affiliates, companies, known or not known at this time; including but not limited to Intel, Real 3D, Inc. (Silicon Graphics, Inc., Lockheed Martin & Intel) & RYJO; Employees, Corporations, Affiliates and any other Intel, Real 3D, Inc. (Silicon Graphics, Inc., Lockheed Martin & Intel) & RYJO related or affiliated entities, and any successor companies both individually and professionally;

- Tiedemann Investment Group; Bruce T. Prolow ("Prolow"); Carl Tiedemann ("C. Tiedemann"); Andrew Philip Chesler; Craig L. Smith; any other John Doe ("John Doe") Tiedemann Investment Group partners, affiliates, companies, known or not known at this time; including but not limited to Tiedemann Investment Group and any other Tiedemann Investment Group related or affiliated entities both individually and professionally;
- Crossbow Ventures / Alpine Partners; Stephen J. Warner - ("Warner"); Rene P. Eichenberger - ("Eichenberger"); H. Hickman Hank Powell - ("Powell"); Maurice Buchsbaum - ("Buchsbaum"); Eric Chen - ("Chen"); Avi Hersh; Matthew Shaw - ("Shaw"); Bruce W. Shewmaker - ("Shewmaker"); Ravi M. Ugale - ("Ugale"); any other John Doe ("John Doe") Crossbow Ventures / Alpine Partners partners, affiliates, companies, known or not known at this time; including but not limited to Crossbow Ventures / Alpine Partners and any other Crossbow Ventures / Alpine Partners related or affiliated entities both individually and professionally;
- BROAD & CASSELL; James J. Wheeler - ("J. Wheeler"); Kelly Overstreet Johnson - ("Johnson"); any other John Doe ("John Doe") Broad & Cassell partners, affiliates, companies, known or not known at this time; including but not limited to Broad & Cassell and any other Broad & Cassell related or affiliated entities both individually and professionally;
- FORMER IVIEWIT MANAttorney GeneralEMENT & BOARD; Brian G. Utley/Proskauer Referred Management - ("Utley"); Raymond Hersh - ("Hersh"); Michael Reale - ("Reale")/Proskauer Referred Management; Rubenstein/Proskauer Rose Shareholder in Iviewit - Advisory Board; Wheeler/Proskauer Rose Shareholder in Iviewit - Advisory Board; Dick/Foley & Lardner - Advisory Board, Boehm/Foley & Lardner - Advisory Board; Becker/Foley & Lardner; Advisory Board; Joao/Meltzer Lippe Goldstein Wolfe & Schlissel - Advisory Board; Kane/Goldman Sachs - Board Director; Lewin/Goldstein Lewin - Board Director; Ross Miller, Esq. ("Miller"), Prolow/Tiedemann Prolow II - Board Director; Powell/Crossbow Ventures/Proskauer Referred Investor - Board Director; Maurice Buchsbaum - Board Director; Stephen Warner - Board Director; Simon L. Bernstein - Board Director ("S. Bernstein"); any other John Doe ("John Doe") Former Iviewit Management & Board partners, affiliates, companies, known or not known at this time; including but not limited to Former Iviewit Management & Board and any other Former Iviewit Management & Board related or affiliated entities both individually and professionally;
- FIFTEENTH JUDICIAL CIRCUIT - WEST PALM BEACH FLORIDA; Judge Jorge LABARGA - ("Labarga"); any other John Doe ("John Doe") FIFTEENTH JUDICIAL CIRCUIT - WEST PALM BEACH FLORIDA staff, known or not known to have been involved at the time. Hereinafter, collectively referred to as ("15C");
- THE SUPREME COURT OF NEW YORK APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT, DEPARTMENTAL DISCIPLINARY COMMITTEE; Thomas Cahill - ("Cahill"); Joseph Wigley - ("Wigley"); Steven Krane, any other John Doe ("John Doe") of THE SUPREME COURT OF NEW YORK APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT, DEPARTMENTAL DISCIPLINARY COMMITTEE staff, known or not known to have been involved at the time;
- THE FLORIDA BAR; Lorraine Christine Hoffman - ("Hoffman"); Eric Turner - ("Turner"); Kenneth Marvin - ("Marvin"); Anthony Boggs - ("Boggs"); Joy A. Bartmon - ("Bartmon"); Kelly Overstreet Johnson - ("Johnson"); Jerald Beer - ("Beer"); Matthew Triggs; Christopher or James Wheeler; any other John Doe ("John Doe") The Florida Bar staff, known or not known to have been involved at the time;
- MPEGLA, LLC. - Kenneth Rubenstein, Patent Evaluator; Licensors and Licensees, please visit [www.mpegla.com](http://www.mpegla.com) for a complete list; Columbia University; Fujitsu Limited; General Instrument Corp; Lucent Technologies Inc.; Matsushita Electric Industrial Co., Ltd.; Mitsubishi Electric Corp.; Philips Electronics N.V. (Philips); Scientific Atlanta, Inc.; Sony Corp. (Sony); EXTENDED LIST OF MPEGLA LICENSEES AND LICENSORS; any other John Doe MPEGLA, LLC. Partner, Associate, Engineer, Of Counsel or Employee; any other John Doe ("John Doe") MPEGLA, LLC partners, affiliates, companies, known or not known at this time; including but not limited to MPEGLA, LLC and any other MPEGLA, LLC related or affiliated entities both individually and professionally;
- DVD6C LICENSING GROUP - Licensors and Licensees, please visit [www.mpegla.com](http://www.mpegla.com) for a complete list; Toshiba Corporation; Hitachi, Ltd.; Matsushita Electric Industrial Co. Ltd.; Mitsubishi Electric Corporation; Time Warner Inc.; Victor Company Of Japan, Ltd.; EXTENDED DVD6C DEFENDANTS; any other John Doe DVD6C LICENSING GROUP Partner, Associate, Engineer, Of Counsel or Employee; any other John Doe ("John Doe") DVD6C LICENSING GROUP partners, affiliates, companies, known or not known at this time; including but not limited to DVD6C LICENSING GROUP and any other DVD6C LICENSING GROUP related or affiliated entities both individually and professionally;
- Harrison Goodard Foote incorporating Brewer & Son; Martyn Molyneaux, Esq. ("Molyneaux"); Any other John Doe ("John Doe") Harrison Goodard Foote (incorporating Brewer & Son) partners, affiliates, companies, known or not known at this time; including but not limited to Harrison Goodard Foote incorporating Brewer & Son and any other related or affiliated entities both individually and professionally;
- Lawrence DiGiovanna, Chairman of the Grievance Committee of the Second Judicial Department Departmental Disciplinary Committee;
- James E. Peltzer, Clerk of the Court of the Appellate Division, Supreme Court of the State of New York, Second Judicial Department; Diana Kearse, Chief Counsel to the Grievance Committee of the Second Judicial Department Departmental Disciplinary Committee;
- Houston & Shahady, P.A., any other John Doe ("John Doe") Houston & Shahady, P.A., affiliates, companies, known or not known at this time; including but not limited to Houston & Shahady, P.A. related or affiliated entities both individually and professionally;
- Furr & Cohen, P.A. any other John Doe ("John Doe") Furr & Cohen, P.A., affiliates, companies, known or not known at this time; including but not limited to Furr & Cohen, P.A. related or affiliated entities both individually and professionally;

- Moskowitz, Mandell, Salim & Simowitz, P.A., any other John Doe ("John Doe") Moskowitz, Mandell, Salim & Simowitz, P.A., affiliates, companies, known or not known at this time; including but not limited to Moskowitz, Mandell, Salim & Simowitz, P.A. related or affiliated entities both individually and professionally;
- The Goldman Sachs Group, Inc. Jeffrey Friedstein ("Friedstein"); Sheldon Friedstein (S. Friedstein"), Donald G. Kane ("Kane"); any other John Doe ("John Doe") The Goldman Sachs Group, Inc. partners, affiliates, companies, known or not known at this time; including but not limited to The Goldman Sachs Group, Inc. and any other related or affiliated entities both individually and professionally;
- David B. Simon, Esq. ("D. Simon");
- Sachs Saxe & Klein, PA any other John Doe ("John Doe") Sachs Saxe & Klein, PA, affiliates, companies, known or not known at this time; including but not limited to Sachs Saxe & Klein, PA related or affiliated entities both individually and professionally;
- Huizenga Holdings Incorporated any other John Doe ("John Doe") Huizenga Holdings Incorporated affiliates, companies, known or not known at this time; including but not limited to Huizenga Holdings Incorporated related or affiliated entities both individually and professionally;
- Davis Polk & Wardell;
- Ropes & Gray LLP;
- Sullivan & Cromwell LLP;
- Eliot I. Bernstein, ("Bernstein") a resident of the State of California, and former President (Acting) of Iviewit Holdings, Inc. and its affiliates and subsidiaries and the founder of Iviewit and principal inventor of its technology;
- P. Stephen Lamont, ("Lamont") a resident of the State of New York, and former Chief Executive Officer (Acting) of Iviewit Holdings, Inc. and all of its affiliates and subsidiaries;
- SKULL AND BONES; The Russell Trust Co.; Yale Law School;
- Council on Foreign Relations;
- The Bilderberg Group;
- The Federalist Society;
- The Bradley Foundation;

Please include in the COI check the defendants and any other parties in the legally related cases in New York District Court Southern District of New York to Docket No 07cv09599 Anderson v The State of New York, et al. - WHISTLEBLOWER LAWSUIT, including but not limited to;

- A. United States Court of Appeals for the Second Circuit 08-4873-cv  
 B. (07cv11196) Bernstein et al. v Appellate Division First Department Disciplinary Committee, et al. - TRILLION DOLLAR LAWSUIT Defendants, in addition to those already listed herein, include but are not limited to;

- STATE OF NEW YORK;
- THE OFFICE OF COURT ADMINISTRATION OF THE UNIFIED COURT SYSTEM;
- STEVEN C. KRANE in his official and individual Capacities for the New York State Bar Association and the Appellate Division First Department Departmental disciplinary Committee, and, his professional and individual capacities as a Proskauer partner;
- ESTATE OF STEPHEN KAYE, in his professional and individual capacities;
- MATTHEW M. TRIGGS in his official and individual capacity for The Florida Bar and his professional and individual capacities as a partner of Proskauer;
- JON A. BAUMGARTEN, in his professional and individual capacities;
- SCOTT P. COOPER, in his professional and individual capacities;
- BRENDAN J. O'ROURKE, in his professional and individual capacities;
- LAWRENCE I. WEINSTEIN, in his professional and individual capacities;
- WILLIAM M. HART, in his professional and individual capacities;
- DARYN A. GROSSMAN, in his professional and individual capacities;
- JOSEPH A. CAPRARO JR., in his professional and individual capacities;
- JAMES H. SHALEK; in his professional and individual capacities;
- GREGORY MASHBERG, in his professional and individual capacities;
- JOANNA SMITH, in her professional and individual capacities;
- TODD C. NORBITZ, in his professional and individual capacities;
- ANNE SEKEL, in his professional and individual capacities;
- JIM CLARK, in his professional and individual capacities;
- STATE OF FLORIDA, OFFICE OF THE STATE COURTS ADMINISTRATOR, FLORIDA;
- FLORIDA SUPREME COURT;
- HON. CHARLES T. WELLS, in his official and individual capacities;
- HON. HARRY LEE ANSTEAD, in his official and individual capacities;
- HON. R. FRED LEWIS, in his official and individual capacities;
- HON. PEGGY A. QUINCE, in his official and individual capacities;
- HON. KENNETH B. BELL, in his official and individual capacities;

- THOMAS HALL, in his official and individual capacities;
- DEBORAH YARBOROUGH in her official and individual capacities;
- DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION – FLORIDA;
- CITY OF BOCA RATON, FLA.;
- ROBERT FLECHAUS in his official and individual capacities;
- ANDREW SCOTT in his official and individual capacities;
- PAUL CURRAN in his official and individual capacities;
- MARTIN R. GOLD in his official and individual capacities;
- SUPREME COURT OF NEW YORK APPELLATE DIVISION FIRST DEPARTMENT;
- CATHERINE O'HAttorney GeneralEN WOLFE in her official and individual capacities;
- HON. ANGELA M. MAZZARELLI in her official and individual capacities;
- HON. RICHARD T. ANDRIAS in his official and individual capacities;
- HON. DAVID B. SAXE in his official and individual capacities;
- HON. DAVID FRIEDMAN in his official and individual capacities;
- HON. LUIZ A. GONZALES in his official and individual capacities;
- SUPREME COURT OF NEW YORK APPELLATE DIVISION SECOND JUDICIAL DEPARTMENT;
- SUPREME COURT OF NEW YORK APPELLATE DIVISION SECOND DEPARTMENT DEPARTMENTAL DISCIPLINARY COMMITTEE;
- HON. A. GAIL PRUDENTI in her official and individual capacities;
- HON. JUDITH S. KAYE in her official and individual capacities;
- STATE OF NEW YORK COMMISSION OF INVESTIGATION;
- ANTHONY CARTUSCIELLO in his official and individual capacities;
- LAWYERS FUND FOR CLIENT PROTECTION OF THE STATE OF NEW YORK;
- OFFICE OF THE ATTORNEY GENERAL OF THE STATE OF NEW YORK;
- ELIOT SPITZER in his official and individual capacities, as both former Attorney General for the State of New York, and, as former Governor of the State of New York;
- ANDREW CUOMO in his official and individual capacities, as both former Attorney General for the State of New York, and, as current Governor of the State of New York;
- Steven M. Cohen in his official and individual capacities, as both former Chief of Staff fo Attorney General Andrew Cuomo for the State of New York, and, as current Secretary to the Governor of the State of New York;
- Emily Cole, in her official and individual capacities, as an employee of Steven M. Cohen for the Governor Cuomo of the State of New York;
- COMMONWEALTH OF VIRGINIA;
- VIRGINIA STATE BAR;
- ANDREW H. GOODMAN in his official and individual capacities;
- NOEL SENDEL in her official and individual capacities;
- MARY W. MARTELINO in her official and individual capacities;
- LIZBETH L. MILLER, in her official and individual capacities;
- MPEGLA LLC; LAWRENCE HORN, in his professional and individual capacities;
- INTEL CORP.; LARRY PALLEY, in his professional and individual capacities;
- SILICON GRAPHICS, INC.;
- LOCKHEED MARTIN Corp;
- EUROPEAN PATENT OFFICE;
- ALAIN POMPIDOU in his official and individual capacities;
- WIM VAN DER EIJK in his official and individual capacities;
- LISE DYBDAHL in her official and personal capacities;
- DIGITAL INTERACTIVE STREAMS, INC.;
- ROYAL O'BRIEN, in his professional and individual capacities;
- HUIZENGA HOLDINGS INCORPORATED, WAYNE HUIZENGA, in his professional and individual capacities;
- WAYNE HUIZENGA, JR., in his professional and individual capacities;
- BART A. HOUSTON, ESQ. in his professional and individual capacities;
- BRADLEY S. SCHRAIBERG, ESQ. in his professional and individual capacities;
- WILLIAM G. SALIM, ESQ. in his professional and individual capacities;
- BEN ZUCKERMAN, ESQ. in his professional and individual capacities;
- SPENCER M. SAX, in his professional and individual capacities;
- ALBERTO GONZALES in his official and individual capacities;
- JOHNNIE E. FRAZIER in his official and individual capacities;
- IVIEWIT, INC., a Florida corporation;



- IVIEWIT, INC., a Delaware corporation;
- IVIEWIT HOLDINGS, INC., a Delaware corporation (f.k.a. Uview, Inc.);
- UVIEW.COM, INC., a Delaware corporation;
- IVIEWIT TECHNOLOGIES, INC., a Delaware corporation (f.k.a. Uview Holdings, Inc.);
- IVIEWIT HOLDINGS, INC., a Florida corporation;
- IVIEWIT.COM, INC., a Florida corporation;
- I.C., INC., a Florida corporation;
- IVIEWIT.COM, INC., a Delaware corporation;
- IVIEWIT.COM LLC, a Delaware limited liability company;
- IVIEWIT LLC, a Delaware limited liability company;
- IVIEWIT CORPORATION, a Florida corporation;
- IBM CORPORATION;

**To be added New Defendants in the RICO & ANTITRUST Lawsuit through amendment or in any anticipated future litigations and criminal filings:**

- **Andrew Cuomo, in his official and individual capacities,**
- **Steven M. Cohen, in his official and individual capacities,**
- **Emily Cole, in her official and individual capacities,**
- **Justice Richard C. Wesley in his official and individual capacities,**
- **Justice Peter W. Hall in his official and individual capacities,**
- **Justice Debra Ann Livingston in her official and individual capacities,**
- **Justice Ralph K. Winter in his official and individual capacities,**
- **P. Stephen Lamont, (Questions about Lamont's filings on behalf of others and more filed with criminal authorities and this Court notified of the alleged fraudulent activities of Lamont)**
- **Alan Friedberg, in his official and individual capacities,**
- **Roy Reardon, in his official and individual capacities,**
- **Martin Glenn, in his official and individual capacities,**
- **Warner Bros. Entertainment, (Already named in the lawsuit since the amended complaint filed)**
- **Time Warner Communications, (Already named in the lawsuit since the amended complaint filed)**
- **AOL Inc., (Already named in the lawsuit since the amended complaint filed)**
- **Ropes & Gray,**
- **Stanford Financial Group,**
- **Bernard L. Madoff et al.**
- **Marc S. Dreier, (Already named in the lawsuit since the amended complaint filed)**
- **Sony Corporation, (Already named in the lawsuit since the amended complaint filed)**
- **Ernst & Young, (Already named in the lawsuit since the amended complaint filed)**
- **Arthur Andersen, (Already named in the lawsuit since the amended complaint filed)**
- **Enron, (Already named in the lawsuit since the amended complaint filed)**

C. Other Cases @ US District Court - Southern District NY Related to Christine C. Anderson

- 07cv09599 Anderson v The State of New York, et al. - WHISTLEBLOWER LAWSUIT;
- 07cv11196 Bernstein, et al. v Appellate Division First Department Disciplinary Committee, et al.;
- 07cv11612 Esposito v The State of New York, et al.;
- 08cv00526 Capogrosso v New York State Commission on Judicial Conduct, et al.;
- 08cv02391 McKeown v The State of New York, et al.;
- 08cv02852 Galison v The State of New York, et al.;
- 08cv03305 Carvel v The State of New York, et al.;
- 08cv04053 Gizella Weissshaus v The State of New York, et al.;
- 08cv04438 Suzanne McCormick v The State of New York, et al.
- 08cv06368 John L. Petrec-Tolino v. The State of New York



Eliot I. Bernstein  
Inventor  
Iviewit Holdings, Inc. – DL  
Iviewit Holdings, Inc. – DL (yes, two identically named)  
Iviewit Holdings, Inc. – FL  
Iviewit Technologies, Inc. – DL  
Uviewit Holdings, Inc. - DL  
Uview.com, Inc. – DL  
Iviewit.com, Inc. – FL  
Iviewit.com, Inc. – DL  
I.C., Inc. – FL  
Iviewit.com LLC – DL  
Iviewit LLC – DL  
Iviewit Corporation – FL  
Iviewit, Inc. – FL  
Iviewit, Inc. – DL  
Iviewit Corporation  
2753 N.W. 34th St.  
Boca Raton, Florida 33434-3459  
(561) 245.8588 (o)  
(561) 886.7628 (c)  
(561) 245-8644 (f)  
[iviewit@iviewit.tv](mailto:iviewit@iviewit.tv)  
<http://www.iviewit.tv>  
<http://iviewit.tv/inventor/index.htm>  
<http://iviewit.tv/wordpress>  
<http://www.facebook.com/#!/iviewit>  
<http://www.myspace.com/iviewit>  
<http://iviewit.tv/wordpresseliot>  
<http://www.youtube.com/user/eliotbernstein?feature=mhum>  
<http://www.TheDivineConstitution.com>

Also, check out

Eliot's Testimony at the NY Senate Judiciary Committee Hearings Part 1  
[http://www.youtube.com/watch?v=8Cw0gogF4Fs&feature=player\\_embedded](http://www.youtube.com/watch?v=8Cw0gogF4Fs&feature=player_embedded)

and Part 2 @ my favorite part  
[http://www.youtube.com/watch?v=Apc\\_Zc\\_YNlk&feature=related](http://www.youtube.com/watch?v=Apc_Zc_YNlk&feature=related)

and

Christine Anderson New York Supreme Court Attorney Ethics Expert Whistleblower Testimony, FOX IN THE HENHOUSE and LAW WHOLLY VIOLATED TOP DOWN EXPOSING JUST HOW WALL STREET / GREED STREET / FRAUD STREET MELTED DOWN AND WHY NO PROSECUTIONS OR RECOVERY OF STOLEN

FUNDS HAS BEEN MADE. Anderson in US Fed Court Fingers, US Attorneys, DA's, ADA's, the New York Attorney General and "Favored Lawyers and Law Firms" @  
<http://www.youtube.com/watch?v=6BlK73p4Ueo>

and finally latest blog

<http://iviewit.tv/wordpress/?p=594>

Eliot Part 1 - The Iviewit Inventions @

<http://www.youtube.com/watch?v=LOn4hwemqW0>

Eliot for President in 2012 Campaign Speech 1 with No Top Teeth, Don't Laugh, Very Important

<http://www.youtube.com/watch?v=DulHQDcwOfM>

Eliot for President in 2012 Campaign Speech 2 with No Top OR Bottom Teeth, Don't Laugh, Very Important

<http://www.youtube.com/watch?v=jbOP3U1q6mM>

Eliot for President in 2012 Campaign Speech 3 Very Important

[https://www.facebook.com/iviewit/?ref=tn\\_tnmn#!/note.php?note\\_id=319280841435989](https://www.facebook.com/iviewit/?ref=tn_tnmn#!/note.php?note_id=319280841435989)

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.makeourofficialsaccountable.com>

<http://www.parentadvocates.org>

<http://www.newyorkcourtcorruption.blogspot.com>

<http://cuomotarp.blogspot.com>

<http://www.disbarthefloridabar.com>

<http://www.trusteeffraud.com/trusteeffraud-blog>

<http://www.constitutionalguardian.com>

<http://www.americans4legalreform.com>

<http://www.judicialaccountability.org>

[www.electpollack.us](http://www.electpollack.us)

<http://www.ruthmpollackesq.com>

[www.HireLyrics.org](http://www.HireLyrics.org)

[www.Facebook.com/Roxanne.Grinage](http://www.Facebook.com/Roxanne.Grinage)

[www.Twitter.com/HireLyrics](http://www.Twitter.com/HireLyrics)

[www.YouTube.com/HireLyrics](http://www.YouTube.com/HireLyrics)

[www.YouTube.com/WhatIsThereLeftToDo](http://www.YouTube.com/WhatIsThereLeftToDo)

[www.YouTube.com/RoxanneGrinage](http://www.YouTube.com/RoxanneGrinage)

[www.BlogTalkRadio.com/Born-To-Serve](http://www.BlogTalkRadio.com/Born-To-Serve)

[www.ireport.cnn.com/people/HireLyrics](http://www.ireport.cnn.com/people/HireLyrics)

<http://www.attorneysabovethelaw.com>

<http://heavensclimb.blogspot.com>

<http://www.VoteForGreg.us> Greg Fischer

<http://www.liberty-candidates.org/greg-fischer/>

<http://www.facebook.com/pages/Vote-For-Greg/111952178833067>

<http://www.killallthelawyers.ws/law> (The Shakespearean Solution, The Butcher)

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"We the people are the rightful master of both congress and the courts - not to overthrow the Constitution, but to overthrow the men who pervert the Constitution." - Abraham Lincoln

"Each time a person stands up for an ideal, or acts to improve the lot of others, or strikes out against injustice, he sends forth a tiny ripple of hope, and crossing each other from a million different centers of energy and daring, these ripples build a current that can sweep down the mightiest walls of oppression and resistance." - Robert F. Kennedy

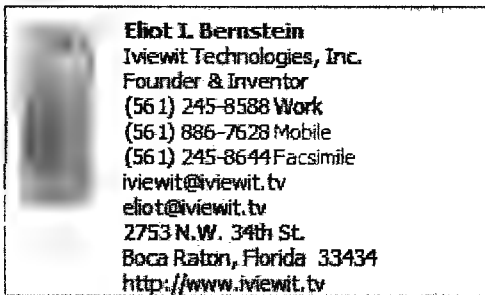
"Is life so dear or peace so sweet as to be purchased at the price of chains and slavery? Forbid it, Almighty God! I know not what course others may take, but as for me, give me liberty, or give me death!" - Patrick Henry

I live by the saying,

ELLEN G. WHITE

The greatest want of the world is the want of men, --men who will not be bought or sold; men who in their inmost souls are true and honest, men who do not fear to call sin by its right name; men whose conscience is as true to duty as the needle to the pole, men who will stand for the right though the heavens fall. -Education, p. 57(1903)

If you are one of these people, nice to be your friend ~ Eliot



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<sup>[1]</sup> il Sommo Poeta ~ Durante degli Alighieri, "Divina Commedia" 1308-1321 Canto III

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**STOCK LEDGER**

**Capitalization of iviewit Holdings, Inc.**

**Fully-Diluted**

**(For Non-Diluted, See End of Chart)**

<b>Shareholder</b>	<b>Number and Class of Shares</b>
Eliot I. Bernstein (1)	11,320 Class A Common
Simon L. Bernstein (1)	5,350 Class A Common
The Joshua Bernstein 1999 Trust (1)	2,415 Class B Common
The Jacob Bernstein 1999 Trust (1)	2,415 Class B Common
Gerald R. Lewin & Barbara S. Lewin (1)	2,000 Class B Common
Erika R. Lewin (1)	250 Class B Common
Jennifer P. Lewin (1)	250 Class B Common
James Osterling (1)	1,250 Class B Common
James Armstrong (1)	1,750 Class B Common
Guy Iantoni (1)	1,250 Class B Common
Jill Iantoni (1)	1,250 Class B Common
Andrew Dietz (1)	1,250 Class B Common
Donna Dietz (1)	1,250 Class B Common
Patricia Daniels (1)	1,250 Class B Common
Bettie Stanger (1)	500 Class B Common
Lisa Friedstein (1)	2,500 Class B Common
Donald G. Kane, II (1)	1,663 Class B Common
Eliot I. Bernstein (1)	7,500 Class B Common

Simon L. Bernstein (1)	5,000 Class B Common
Brian G. Utley (1) (2)	1,714 Class B Common
INVESTTECH Holdings L.L.C.	3,007 Class A Common
Alpine Venture Capital Partners LP	2,580 Series A Preferred
Joan Stark (3)	522 Class B Common
Emerald Capital Partners, Inc. (4)	2,250 Class B Common
Jason Gregg	645 Class A Common

**iviewit Technologies, Inc.**  
**(f/k/a iviewit Holdings, Inc.)**  
**Stockholders**

Stockholder	Number and Class of Shares	Stock Issued
iviewit Holdings, Inc.	55,134 Class A Voting Common	1-A & 3-A
New Media Holdings, Inc.	1,250 Class B Non-Voting Common	1-B
Proskauer Rose LLP	1,250 Class B Non-Voting Common	2-B
Zakirul Shirajee	1,250 Class B Non-Voting Common	3-B
Jude Rosario	1,250 Class B Non-Voting Common	4-B

**iviewit Technologies, Inc. Capitalization**

**Total Class A common stock issued and outstanding: 55,134**  
**Total Class B common stock issued and outstanding: 5,000**  
**Total Class A and B common stock issued and outstanding: 60,134**

*LR*

**iviewit.com, Inc.  
Stockholders**

<b>Stockholder</b>	<b>Number of Shares</b>	<b>Percentage of Ownership</b>	<b>Amount of Consideration Received</b>	<b>Stock Issued</b>
iviewit Technologies, Inc. (transferred from iviewit LLC)	100	100%	Restructuring	No. 1

**iviewit LLC**  
**GRANTS OF LLC MEMBERSHIP UNITS**

<b>Member</b>	<b>Number of Units</b>	<b>Date Letter Sent</b>	<b>Date Letter Received</b>	<b>Consideration Received</b>	<b>Date Member Certificate Issued</b>
New Media Holdings, Inc.	12,500 Class B	7/8/99	7/30/99	\$625.00	
Jude Rosario	12,500 Class B	7/8/99	7/15/99	To be paid in one year	
Proskauer Rose LLP	12,500 Class B	7/8/99	7/9/99	\$625.00	
iviewit Holdings, Inc.	521,268 Class A	7/8/99	7/9/99	Contribution of Patents	
Zakirul Shirajee	12,500 Class B	7/8/99	7/15/99	To be paid in one year	
INVESTTECH Holdings L.L.C (1)	30,067 Class A	11/1/99	11/17/99	Conversion of note	

**Total Outstanding: 601,335 Membership Units, consisting of**  
**551,335 Class A Units**  
**50,000 Class B Units**

**iviewit.com LLC  
Promissory Noteholders**

<b>Noteholder/Requested Amount</b>	<b>Date Letter Sent</b>	<b>Date Letter Received</b>	<b>Amount of Check Received</b>	<b>Date Promissory Note Mailed</b>
Simon L. Bernstein \$30,000	7/8/99	7/13/99	\$30,000	8/23/99
Gerald R. Lewin \$15,000	7/8/99	8/3/99	\$15,000	8/23/99
Barbara Lewin \$15,000	7/8/99	8/3/99	\$15,000	8/18/99
Guy Iantoni \$11,790 \$ 3,210	7/8/99 10/8/99	7/14/99 10/29/99	\$11,790 \$ 3,210	8/18/99 11/5/99
Jill Iantoni \$10,000 \$ 5,000	7/8/99 10/8/99	7/14/99 10/29/99	\$10,000 \$ 5,000	8/18/99 11/5/99
James F. Armstrong \$15,000 \$ 6,000	7/8/99 9/27/99	7/23/99 Not Rec'd	\$15,000 N/A	8/18/99 N/A
Andrew Dietz \$15,000 \$15,000	7/8/99 9/27/99	Not Rec'd 10/18/99	N/A \$15,000	N/A 10/19/99
Donna Dietz \$15,000	7/8/99	11/5/99	\$15,000	11/9/99
James A. Osterling \$15,000 \$15,000 \$15,000	7/8/99 9/27/99 11/9/99	Not Rec'd Not Rec'd	N/A N/A	N/A N/A
Lisa Friedstein \$15,000 \$15,000	7/8/99 9/27/99	7/23/99 Not Rec'd	\$15,000 N/A	8/18/99 N/A
Donald G. Kane, II \$22,500	7/8/99	7/30/99	\$22,500	8/18/99

Note: As indicated in the above chart, Jerry Lewin, on behalf of iviewit.com LLC, has requested additional loans (although some loans will be original loans) from Jill Iantoni, Guy Iantoni, Andrew Dietz, Lisa Friedstein, James Armstrong and James Osterling.

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STOCK LEDGER

Capitalization of iviewit Holdings, Inc.

Fully-Diluted

(For Non-Diluted, See End of Chart)

Shareholder	Number and Class of Shares
Eliot I. Bernstein (1)	11,320 Class A Common
Simon L. Bernstein (1)	5,350 Class A Common
The Joshua Bernstein 1999 Trust (1)	2,415 Class B Common
The Jacob Bernstein 1999 Trust (1)	2,415 Class B Common
Gerald R. Lewin & Barbara S. Lewin (1)	2,000 Class B Common
Erika R. Lewin (1)	250 Class B Common
Jennifer P. Lewin (1)	250 Class B Common
James Osterling (1)	1,250 Class B Common
James Armstrong (1)	1,750 Class B Common
Guy Iantoni (1)	1,250 Class B Common
Jill Iantoni (1)	1,250 Class B Common
Andrew Dietz (1)	1,250 Class B Common
Donna Dietz (1)	1,250 Class B Common
Patricia Daniels (1)	1,250 Class B Common
Bettie Stanger (1)	500 Class B Common
Lisa Friedstein (1)	2,500 Class B Common
Donald G. Kane, II (1)	1,663 Class B Common
Eliot I. Bernstein (1)	7,500 Class B Common



Simon L. Bernstein (1)	5,000 Class B Common
Brian G. Utley (1) (2)	1,714 Class B Common
INVESTTECH Holdings L.L.C.	3,007 Class A Common
Alpine Venture Capital Partners LP	2,580 Series A Preferred
Joan Stark (3)	522 Class B Common
Emerald Capital Partners, Inc. (4)	2,250 Class B Common
Jason Gregg	645 Class A Common

**iviewit Technologies, Inc.**  
**(f/k/a iviewit Holdings, Inc.)**  
**Stockholders**

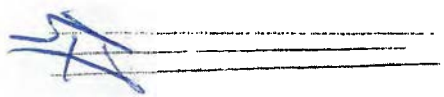
Stockholder	Number and Class of Shares	Stock Issued
iviewit Holdings, Inc.	55,134 Class A Voting Common	1-A & 3-A
New Media Holdings, Inc.	1,250 Class B Non-Voting Common	1-B
Proskauer Rose LLP	1,250 Class B Non-Voting Common	2-B
Zakirul Shirajee	1,250 Class B Non-Voting Common	3-B
Jude Rosario	1,250 Class B Non-Voting Common	4-B

**iviewit Technologies, Inc. Capitalization**

**Total Class A common stock issued and outstanding: 55,134**  
**Total Class B common stock issued and outstanding: 5,000**  
**Total Class A and B common stock issued and outstanding: 60,134**

iviewit.com, Inc.  
Stockholders

Stockholder	Number of Shares	Percentage of Ownership	Amount of Consideration Received	Stock Issued
iviewit Technologies, Inc. (transferred from iviewit LLC)	100	100%	Restructuring	No. 1



**iviewit LLC**  
**GRANTS OF LLC MEMBERSHIP UNITS**

Member	Number of Units	Date Letter Sent	Date Letter Received	Consideration Received	Date Member Certificate Issued
New Media Holdings, Inc.	12,500 Class B	7/8/99	7/30/99	\$625.00	
Jude Rosario	12,500 Class B	7/8/99	7/15/99	To be paid in one year	
Proskauer Rose LLP	12,500 Class B	7/8/99	7/9/99	\$625.00	
iviewit Holdings, Inc.	521,268 Class A	7/8/99	7/9/99	Contribution of Patents	
Zakirul Shirajee	12,500 Class B	7/8/99	7/15/99	To be paid in one year	
INVESTTECH Holdings L.L.C (1)	30,067 Class A	11/1/99	11/17/99	Conversion of note	

**Total Outstanding: 601,335 Membership Units, consisting of**  
**551,335 Class A Units**  
**50,000 Class B Units**

**iviewit.com LLC  
Promissory Noteholders**

<b>Noteholder/Requested Amount</b>	<b>Date Letter Sent</b>	<b>Date Letter Received</b>	<b>Amount of Check Received</b>	<b>Date Promissory Note Mailed</b>
Simon L. Bernstein \$30,000	7/8/99	7/13/99	\$30,000	8/23/99
Gerald R. Lewin \$15,000	7/8/99	8/3/99	\$15,000	8/23/99
Barbara Lewin \$15,000	7/8/99	8/3/99	\$15,000	8/18/99
Guy Iantoni \$11,790 \$ 3,210	7/8/99 10/8/99	7/14/99 10/29/99	\$11,790 \$ 3,210	8/18/99 11/5/99
Jill Iantoni \$10,000 \$ 5,000	7/8/99 10/8/99	7/14/99 10/29/99	\$10,000 \$ 5,000	8/18/99 11/5/99
James F. Armstrong \$15,000 \$ 6,000	7/8/99 9/27/99	7/23/99 Not Rec'd	\$15,000 N/A	8/18/99 N/A
Andrew Dietz \$15,000 \$15,000	7/8/99 9/27/99	Not Rec'd 10/18/99	N/A \$15,000	N/A 10/19/99
Donna Dietz \$15,000	7/8/99	11/5/99	\$15,000	11/9/99
James A. Osterling \$15,000 \$15,000 \$15,000	7/8/99 9/27/99 11/9/99	Not Rec'd Not Rec'd	N/A N/A	N/A N/A
Lisa Friedstein \$15,000 \$15,000	7/8/99 9/27/99	7/23/99 Not Rec'd	\$15,000 N/A	8/18/99 N/A
Donald G. Kane, II \$22,500	7/8/99	7/30/99	\$22,500	8/18/99

*added  
move  
25K  
- 2.5K*

*pd*

*pd*

*partial  
update*

*pd*

*100K  
5K*

*BRIAN UTKY*

Note: As indicated in the above chart, Jerry Lewin, on behalf of iviewit.com LLC, has requested additional loans (although some loans will be original loans) from Jill Iantoni, Guy Iantoni, Andrew Dietz, Lisa Friedstein, James Armstrong and James Osterling.

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**iviewit LLC  
GRANTS OF LLC MEMBERSHIP UNITS**

<b>Member</b>	<b>Number of Units</b>	<b>Date Letter Sent</b>	<b>Date Letter Received</b>	<b>Consideration Received</b>	<b>Date Member Certificate Issued</b>
New Media Holdings, Inc.	12,500 Class B	7/8/99	7/30/99	\$625.00	
Jude Rosario	12,500 Class B	7/8/99	7/15/99	To be paid in one year	
Proskauer Rose LLP	12,500 Class B	7/8/99	7/9/99	\$625.00	
iviewit Holdings, Inc.	521,268 Class A	7/8/99	7/9/99	Contribution of Patents	
Zakirul Shirajee	12,500 Class B	7/8/99	7/15/99	To be paid in one year	
INVESTTECH Holdings L.L.C (1)	30,067 Class A	11/1/99	11/17/99	Conversion of note	

**Total Outstanding: 601,335 Membership Units, consisting of  
551,335 Class A Units  
50,000 Class B Units**

**iviewit.com, Inc.  
Stockholders**

<b>Stockholder</b>	<b>Number of Shares</b>	<b>Percentage of Ownership</b>	<b>Amount of Consideration Received</b>	<b>Stock Issued</b>
iviewit Technologies, Inc. (transferred from iviewit LLC)	100	100%	Restructuring	No. 1

**iviewit.com LLC  
Promissory Noteholders**

<b>Noteholder/Requested Amount</b>	<b>Date Letter Sent</b>	<b>Date Letter Received</b>	<b>Amount of Check Received</b>	<b>Date Promissory Note Mailed</b>
Simon L. Bernstein \$30,000	7/8/99	7/13/99	\$30,000	8/23/99
Gerald R. Lewin \$15,000	7/8/99	8/3/99	\$15,000	8/23/99
Barbara Lewin \$15,000	7/8/99	8/3/99	\$15,000	8/18/99
Guy Iantoni \$11,790 \$ 3,210	7/8/99 10/8/99	7/14/99 10/29/99	\$11,790 \$ 3,210	8/18/99 11/5/99
Jill Iantoni \$10,000 \$ 5,000	7/8/99 10/8/99	7/14/99 10/29/99	\$10,000 \$ 5,000	8/18/99 11/5/99
James F. Armstrong \$15,000 \$ 6,000	7/8/99 9/27/99	7/23/99 Not Rec'd	\$15,000 N/A	8/18/99 N/A
Andrew Dietz \$15,000 \$15,000	7/8/99 9/27/99	Not Rec'd 10/18/99	N/A \$15,000	N/A 10/19/99
Donna Dietz \$15,000	7/8/99	11/5/99	\$15,000	11/9/99
James A. Osterling \$15,000 \$15,000 \$15,000	7/8/99 9/27/99 11/9/99	Not Rec'd Not Rec'd	N/A N/A	N/A N/A
Lisa Friedstein \$15,000 \$15,000	7/8/99 9/27/99	7/23/99 Not Rec'd	\$15,000 N/A	8/18/99 N/A
Donald G. Kane, II \$22,500	7/8/99	7/30/99	\$22,500	8/18/99

Note: As indicated in the above chart, Jerry Lewin, on behalf of iviewit.com LLC, has requested additional loans (although some loans will be original loans) from Jill Iantoni, Guy Iantoni, Andrew Dietz, Lisa Friedstein, James Armstrong and James Osterling.

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uview.com, Inc.  
GRANTS OF STOCK

Shareholder	Number and Class of Shares	Date Letter Sent	Date Letter Received <sup>1</sup>	Amount of Consideration Received	Stock Issued
<b>Eliot I. Bernstein</b>	<b>193,200 Class A Common Issued in Error/Canceled</b>	<b>7/7/99</b>	<b>7/8/99</b>	<b>Contribution of Patents</b>	<b>1-A</b>
Eliot I. Bernstein	11,320 Class A Common			Contribution of Patents	6-A
Simon L. Bernstein	5,350 Class A Common			\$5,175.00	7-A
The Joshua Bernstein 1999 Trust	2,415 Class B Common	7/7/99	7/22/99	Contribution of Patents by EB	1-B
The Jacob Bernstein 1999 Trust	2,415 Class B Common	7/7/99	7/22/99	Contribution of Patents by EB	2-B
Gerald R. Lewin & Barbara S. Lewin	2,000 Class B Common	7/7/99	7/22/99	\$1,000.00	3-B
Erika R. Lewin	250 Class B Common	7/7/99	7/22/99	\$125.00	4-B
Jennifer P. Lewin	250 Class B Common	7/7/99	7/22/99	\$125.00	5-B
James Osterling	1,250 Class B Common	7/7/99	7/23/99	\$625.00	6-B

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uview.com, Inc.  
GRANTS OF STOCK

James Armstrong	12,500 Class B Common Issued in Error/Canceled	7/7/99	7/13/99	\$625.00	7-B
James Armstrong	1,750 Class B Common	7/7/99	7/13/99	\$875.00	13-B
Guy Iantoni	1,250 Class B Common	7/7/99	7/14/99	\$625.00	14-B
Jill Iantoni	1,250 Class B Common	7/7/99	7/14/99	\$625.00	15-B
Andrew Dietz	1,250 Class B Common	7/7/99	7/20/99	\$625.00	8-B
Donna Dietz	1,250 Class B Common	7/7/99	7/20/99	\$625.00	9-B
Patricia Daniels	1,250 Class B Common	7/7/99	7/13/99	\$625.00	18-B
Bettie Stanger	500 Class B Common	7/7/99	7/22/99	Contribution of Patents by EB	10-B
Lisa Friedstein	2,500 Class B Common	7/7/99	7/30/99	No check	11-B
Donald G. Kane, II	1,663 Class B Common	7/7/99	7/30/99	\$831.50	12-B
Eliot I. Bernstein	7,500 Class B Common	8/19/99		Contribution of Patents	16-B
Simon L. Bernstein	5,000 Class B Common	8/19/99		Paid for as part of original Class A issuance	17-B
Brian Utley	1,713.8 Class B Common	11/1/99	12/2/99		20-B

Handwritten initials in blue ink.

**uview.com, Inc.  
GRANTS OF STOCK**

**uview.com, Inc. Capitalization**

**Total Class A and Class B Common Stock issued and outstanding at 9/7/99: 52,126.8**

**Total Class A Common Stock issued and outstanding at 9/7/99: 16,670**

**Total Class B Common Stock issued and outstanding at 9/7/99: 35,456.8**

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\* Reflects post- reverse stock split share issuances.

**iviewit LLC**  
**GRANTS OF LLC MEMBERSHIP UNITS**

<b>Member</b>	<b>Number of Units</b>	<b>Date Letter Sent</b>	<b>Date Letter Received</b>	<b>Consideration Received</b>	<b>Date Member Certificate Issued</b>
New Media Holdings, Inc.	12,500 Class B	7/8/99	7/30/99	\$625.00	
Jude Rosario	12,500 Class B	7/8/99	7/15/99	To be paid in one year	
Proskauer Rose LLP	12,500 Class B	7/8/99	7/9/99	\$625.00	
iview.com, Inc.	521,268 Class A	7/8/99	7/9/99	Contribution of Patents	
Zakirul Shirajee	12,500 Class B	7/8/99	7/15/99	To be paid in one year	
INVESTTECH Holdings, L.L.C (1)	30,067 Class A	11/1/99		Conversion of note	

**(1) Total Outstanding Upon Issuance to Investech Holdings, L.L.C. (agreement is currently being negotiated): 601,335**

PROSKAUER ROSE LLP

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Mara Lerner Robbins  
Attorney At Law

Direct Dial 561.995.4764  
mrobbins@proskauer.com

January 13, 1999

VIA COURIER

Rodney H. Bell, Esq.  
Holland & Knight  
701 Brickell Avenue  
Suite 3000  
Miami, Florida 33131

Re: Due Diligence Request - iviewit Technologies, Inc. and its affiliates (collectively, the "iviewit Entities")

Dear Mr. Bell:

In connection with the proposed purchase of shares of preferred stock of iviewit Technologies, Inc. (f/k/a iviewit Holdings, Inc.) by Alpine Venture Capital Partners, LP, enclosed please find documents and information (collectively, "Documents") in response to your *Due Diligence Request List* (the "Request"). For ease of reference, we have organized the Documents to correspond with the numbering system set forth on the Request. We have prepared three binders, each of which contain Documents for the main iviewit Entities, as well as each of their predecessor (or affiliated) entities. In instances where the iviewit Entities had no relevant Documents under the applicable sections of the Request, we have left the sections in the binders empty. We will fax to you tomorrow an annotated copy of the Request, noting the sections for which there are no applicable Documents.

We will continue to send you Documents as such becomes available to us. These will include, among other things, an updated list of stockholders and members, as applicable, of the current iviewit Entities.

In order to help you more easily understand the relationship of the Documents to the current and predecessor iviewit Entities, please note that effective December 30, 1999, iviewit Technologies, Inc. (formerly known as iviewit Holdings, Inc.) ("Technologies"), as the sole member of iviewit.com LLC ("LLC"), exchanged its membership interests in LLC for 100 shares of iviewit.com, Inc., a newly organized Delaware corporation ("com, Inc.") (representing all of the issued and outstanding

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01/13/00 03:45 PM (2761)

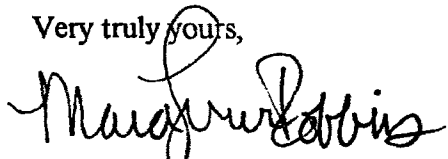
PROSKAUER ROSE LLP

Rodney H. Bell, Esq.  
January 13, 2000  
Page 2

common stock of com, Inc.). As a result, LLC became a wholly-owned subsidiary of com, Inc. Immediately thereafter, effective December 30, 1999, the then majority-owned subsidiary, iviewit LLC ("iviewit LLC"), transferred all of its assets and liabilities (including the 100 shares of com, Inc.) to Technologies in exchange for shares of Class A and Class B Common Stock of Technologies. The holders of iviewit LLC Class A Membership Interests received, on a pro-rata basis, shares of Technologies Class A Common Stock and holders of iviewit LLC Class B Membership Interests received, on a pro-rata basis, shares of Technologies Class B Common Stock. Thereafter, iviewit LLC distributed the shares of Technologies Class A and Class B Common Stock to its members, on a pro-rata basis, and based upon the class of Membership Interests in iviewit LLC then held. For your reference, we have also attached to this letter the current structure of the iviewit Entities.

Once you have had an opportunity to review the enclosed documents and information, please feel free to call Rocky Thompson (561.995.4721) or me with any questions you may have.

Very truly yours,

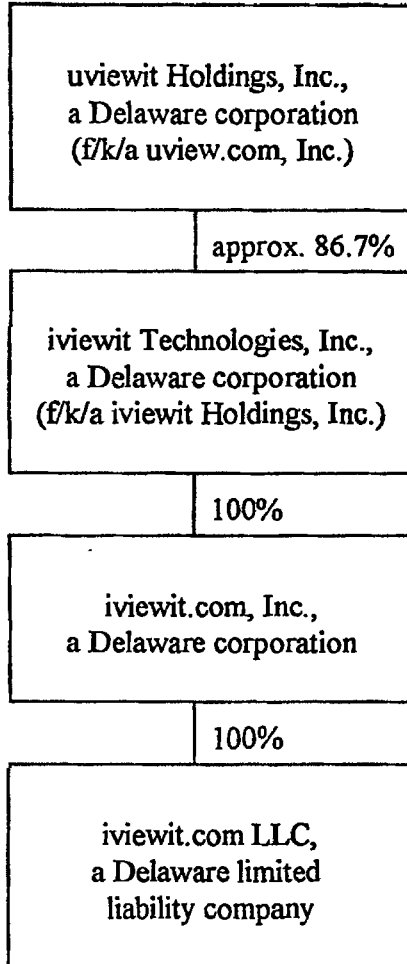


Mara Lerner Robbins

Enclosures

cc: Brian G. Utley, President and COO  
Erika R. Lewin, Controller ✓  
Christopher C. Wheeler, Esq.  
Donald E. "Rocky" Thompson, II, Esq.

**CURRENT STRUCTURE**



*gt*

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NEW YORK  
LOS ANGELES  
WASHINGTON  
NEWARK  
PARIS

**Mara Lerner Robbins**  
Attorney At Law

Direct Dial 561.995.4764  
mrobbins@proskauer.com

January 14, 1999

**VIA FACSIMILE**

Rodney H. Bell, Esq.  
Holland & Knight  
701 Brickell Avenue  
Suite 3000  
Miami, Florida 33131

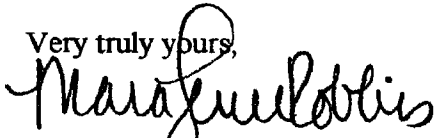
**Re: Due Diligence Request - iviewit Holdings, Inc. and its affiliates (collectively, the "iviewit Entities")**

Dear Mr. Bell:

Attached hereto please find a revised chart of the iviewit entities. The name of the parent entity in the chart attached to my letter to you dated January 13, 2000 (the "Letter") was incorrectly labeled. Additionally, the Letter reflects that Alpine Venture Capital Partners, LP, is commencing a due diligence review with respect to a proposed purchase of preferred stock of iviewit Technologies, Inc; however, the proper entity should have been reflected as iviewit Holdings, Inc. I apologize for any inconvenience this may have caused you.

I look forward to working with you on this matter.

Very truly yours,

  
Mara Lerner Robbins

Attachment

cc: Brian G. Utley, President and COO ✓  
Erika R. Lewin, Controller  
Christopher C. Wheeler, Esq.  
Donald E. "Rocky" Thompson, II, Esq.

4708/40017-001 BRLIB1/253023 v1

01/14/00 04:33 PM (2761)

BATES NO. EIB 002295  
02/27/2017





**CURRENT STRUCTURE**

iviewit Holdings, Inc.,  
a Delaware corporation  
(f/k/a uview.com, Inc.)

approx. 86.7%

iviewit Technologies, Inc.,  
a Delaware corporation  
(f/k/a iviewit Holdings, Inc.)

100%

iviewit.com, Inc.,  
a Delaware corporation

100%

iviewit.com LLC,  
a Delaware limited  
liability company



**EXHIBIT 28 – EXPOSE CORRUPT COURT ARTICLES**

*4/28*

FRIDAY, JANUARY 25, 2013

## **“FORMER INSIDER ADMITS TO ILLEGAL WIRETAPS FOR NYS ‘ETHICS BOSSES’”**

**[HTTP://EXPOSECORRUPTCOURTS.BLOGSPOT.COM/2013/01/FORMER-INSIDER-  
ADMITS-TO-ILLEGAL.HTML](http://exposecorruptcourts.blogspot.com/2013/01/former-insider-admits-to-illegal.html)**

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This story is written and posted by McKeown. The article details Obstruction of Justice against Related Case to this Lawsuit (07cv09599) Anderson v The State of New York, et al. filed by Whistleblower Christine C. Anderson, Esq. former Attorney at Law for the DDC and an expert in Attorney at Law Disciplinary complaints. The article details an invasion of privacy against Anderson to “OBSTRUCT JUSTICE” so outrageous as to completely have prejudiced not only the Anderson related lawsuit but this Lawsuit and every lawsuit related to Anderson, including but not limited to the following:

- *(07cv11612) Esposito v The State of New York, et al.,*
- *(08cv00526) Capogrosso v New York State Commission on Judicial Conduct, et al.,*
- *(08cv02391) McKeown v The State of New York, et al.,*
- *(08cv02852) Galison v The State of New York, et al.,*
- *(08cv03305) Carvel v The State of New York, et al., and,*
- *(08cv4053) Gizella Weisshaus v The State of New York, et al.*
- *(08cv4438) Suzanne McCormick v The State of New York, et al.*
- *(08 cv 6368) John L. Petrec-Tolino v. The State of New York*

Selected Quotes from this story,

## **“FORMER INSIDER ADMITS TO ILLEGAL WIRETAPS FOR NYS "ETHICS BOSSES**

<http://exposecorruptcourts.blogspot.com/2013/01/former-insider-admits-to-illegal.html>

Evidence was obtained on Thursday, January 24, 2013, confirming the position of a former NYS attorney ethics committee insider that various illegal actions were employed by New York State employees to target and/or protect select attorneys.

For purposes of this article, a first in a series, the former insider will be referred to as "The Cleaner's Man" or "The Man."

### **The Cleaner**

During the wrongful termination case of former Manhattan ethics attorney Christine Anderson, it was revealed that New York State employees had a nick-name for supervising ethics attorney Naomi Goldstein. Naomi Goldstein was, "The Cleaner."

### **"Ethics" Retaliation Machine Was Real.**

The focus of this initial article concerns the 1st and 2nd judicial department, though the illegal methods are believed to have been utilized statewide in all 4 judicial departments.

The Cleaner's Man says that he would receive a telephone call from Naomi Goldstein, who would say, "we have another target, I want to meet you..." The Man also says that Thomas Cahill, a former DDC Chief Counsel, and Sherry Cohen, a former Deputy-Chief Counsel, were knowledgeable of all of Naomi Goldstein's activity with him and his team.

The meetings, he says, were usually at a park or restaurant near the Manhattan Attorney ethics offices (the "DDC") in lower Manhattan, however he did over time meet Goldstein at his office, the DDC or in movie theater- a venue picked by Naomi. Goldstein would provide her Man with the name, and other basic information, so that the Man's team could begin their "investigation."

The Man specifically recalls Naomi Goldstein advising him to "get as much damaging information as possible on Christine [Anderson]."

The Man says that they then tapped Ms. Anderson's phones, collected ALL "ISP" computer data, including all emails, and set up teams to surveil Anderson 24/7. The Man says he viewed the improperly recorded conversations and ISP data, and then personally handed those items over to Naomi Goldstein.

Anderson should not, however, feel like she was a lone target. According to The Man, "...over 125 cases were interfered with..." And there were dozens of "targeted" lawyers, says The Man, adding, that the actions of his teams were clearly "intentionally obstructing justice."

If Ms. Goldstein had identified the Ethics Committee's newest target as an attorney, it was quickly qualified with whether the involved lawyer was to be "screwed or UNScrewed." Unscrewed was explained as when an attorney needed to be "protected" or "saved" even if they did, in fact, have a major ethics problem.

The Man has a nice way of explaining his actions, the "authority" to so act and, he says, over 1.5 million documents as proof..... The U.S. Attorney is aware of The Man and his claims...."

---

FEBRUARY 10, 2013

## **“UPDATE ON ATTORNEY "ETHICS" COMMITTEES' ILLEGAL WIRETAPS FORMER INSIDER ADMITS TO ILLEGAL WIRETAPS FOR "ETHICS" BOSSES.”**

<http://exposecorruptcourts.blogspot.com/2013/02/update-on-attorney-ethics-committees.html>

Excerpts from the article,

Evidence was obtained on Thursday, January 24, 2013, confirming the position of a former New York State attorney ethics committee insider that various illegal actions were employed by New York State supervising employees to target and/or protect select attorneys.

### **The Cleaner**

Many of the most powerful attorneys in the United States are licensed to practice law in New York State, and if the business address for that lawyer is located in The Bronx or Manhattan, legal ethics is overseen by the Departmental Disciplinary Committee (the "DDC"), a group that falls under Manhattan's Appellate Division of The NY Supreme Court, First Department.

A few years ago, and during a wrongful termination case involving a former DDC ethics attorney, Christine Anderson, it was revealed that DDC employees had a nick-name for a supervising ethics attorney, Naomi Goldstein. "Ethics" Supervising Attorney Naomi Goldstein was known as "the Cleaner."

### **"Ethics" Retaliation Machine Was Real**

There are usually cries of "retaliation" whenever charges of violating regulations of attorney ethics rules are lodged against a lawyer. However, an investigation of activity at the DDC for a ten year period reveals startling evidence of routine and improper retaliation, evidence tampering and widespread coverups.

Importantly, an insider, who says he was involved in the illegal activity, including widespread wiretapping, has provided the troubling details during recent interviews. He says he supervised the teams that acted illegally. The insider says that he was Naomi Goldstein's 'man' - The Cleaner's 'man' - and that he would simply receive a telephone call from Naomi Goldstein, and who would say, "we have another target, I want to meet you..." He also says that Thomas Cahill, a former DDC Chief Counsel, and Sherry Cohen, a former Deputy-Chief Counsel- and

now in private practice helping lawyers in "ethics" investigations, were part of, and knowledgeable of, the illegal activity.

The meetings, the insider says, were usually at a park or restaurant near the DDC's lower Manhattan ethics' offices, however he did over time meet Goldstein at his office, inside the DDC or in movie theater- a venue picked by Naomi. Goldstein only needed to provide him with the name and other basic information, so that his team could begin their "investigation."

He specifically recalls Naomi Goldstein advising him to "get as much damaging information as possible on Christine [Anderson,]" the former DDC staff attorney who had complained that certain internal files had been gutted of collected evidence.

Naomi's "man" says that they then tapped Ms. Anderson's phones, collected ALL "ISP" computer data, including all emails, and set up teams to surveil Anderson 24/7.

He says he reviewed the illegally recorded conversations and ISP data, and then personally handed those items over to Naomi Goldstein.

Attorney Christine Anderson should not, however, feel like she was a lone target. Initially, Goldstein's "man," indicated that "...over 125 [attorney] cases were interfered with..." But a subsequent and closer review of approximately 1.5 million documents has revealed that there may have been many hundreds of attorneys, over the ten-year-period, involved in the DDC's dirty tricks, focused retaliation and planned coverups.

Previously identified "targeted" lawyers were only numbered in the "dozens," but that was before the years-old documents were reviewed. In initial interviews, the insider says that if Ms. Goldstein had identified the DDC ethics committee's newest target as an attorney, it was quickly qualified with whether the involved lawyer was to be "screwed or UNScrewed." Unscrewed was explained as when an attorney needed to be "protected" or "saved" even if they did, in fact, have a major ethics problem. But targets, it is now revealed, were not always identified as having a law license.

The DDC insider also says that litigants (most of whom were not attorneys) were also DDC targets. The on-going document review continues to refresh the memory of the insider, after initially only remembering names from high-profile cases involving "big-name" attorneys. But one fact remains constant, says the insider- the actions of his teams were clearly and "intentionally obstructing justice."

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**WEDNESDAY, FEBRUARY 13, 2013**

## **“JUDGES WERE ILLEGALLY WIRETAPPED, SAYS INSIDER”**

<http://exposecorruptcourts.blogspot.com/2013/02/judges-were-illegally-wiretapped-says.html>

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Not only were attorneys targeted for 24/7 wiretapping of their personal and business phones, but judges in New York also became victims of the illegal whims of political insiders, according to a former insider who says he supervised parts of the operation for years.

It was previously reported that evidence was obtained on January 24, 2013 confirming illegal actions against New York attorneys, **including the continuous and illegal wiretapping of their phones and the complete capture and copying of all internet ISP activity, including email.** **CLICK HERE TO SEE BACKGROUND STORY "Former Insider Admits to Illegal Wiretaps for "Ethics Bosses"**

The Manhattan-based attorney ethics committee, the Departmental Disciplinary Committee (the "DDC"), a state-run entity that oversees the "ethics" of those who practice law in The Bronx and Manhattan, has been identified of **utilizing the illegal activity- at will, and by whim- to either target or protect certain attorneys.**

One Manhattan supervising ethics attorney, Naomi Goldstein, was identified as a regular requestor of the **illegal tape recordings, and former chief counsel [DEFENDANT] Thomas Cahill has been described in interviews as being "very involved" to those who were conducting the illegal activity.** Cahill subsequently retired, however New York State-paid attorney Naomi Goldstein still supervises "ethics" investigations from her Wall Street DDC 2nd floor office at 61 Broadway. **THERE'S MORE TO THIS STORY, see the first 3 judges identified ..... CLICK HERE TO SEE THE LATEST ETHICSGATE UPDATE**

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WEDNESDAY, FEBRUARY 13, 2013

## **“JUDGES WERE ILLEGALLY WIRETAPPED, SAYS INSIDER”**

<http://ethicsgate.blogspot.com/2013/02/judges-were-illegally-wiretapped-says.html>

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Ethicsgate

According to the source, one New York "ethics" legend, Alan Friedberg, was "very well known" to those conducting the illegal wiretapping activity. Friedberg, who has become the poster child for unethical tactics while conducting "ethics" inquiries, appears to have been present in the various state offices where illegal wiretaps were utilized. Friedberg worked for the New York State Commission on Judicial Conduct (the "CJC") before running the Manhattan attorney "ethics" committee as chief counsel for a few years. Friedberg then resurfaced at the CJC, where he remains today. The CJC investigates ethics complaints of all judges in New York State.

Judges Deserve Justice Too, Unless Political Hacks Decide Otherwise

While court administrators have effectively disgraced most judges with substandard compensation, it appears that at least the selective enforcement of "ethics" rules, dirty tricks and retaliation were equally employed on lawyers and judges alike.

According to the insider, targeted judges had their cellphones, homes and court phones wiretapped- all without required court orders. In addition, according to the source, certain courtrooms, chambers and robing rooms were illegally bugged.

A quick review of notes from over one million pages of evidence, according to the insider, reveals that the "black bag jobs" included: NYS Supreme Court Judge, the Hon. Alice Schlesinger (Manhattan), Criminal Court Judge, the Hon. Shari R. Michels (Brooklyn) and NYS Supreme Court Judge, the Bernadette Bayne (Brooklyn).

More coming soon..... sign up for email alerts, at the top of this page.....

[CLICK HERE to see, "Top Judicial 'Ethics' Lawyer Settles Lack-of-Sex Lawsuit"](#)

**FRIDAY FEBRUARY 15, 2013**

**"NY GOVERNOR ANDREW CUOMO ASKED TO SHUT DOWN JUDICIAL  
"ETHICS" OFFICES."**

<http://ethicsgate.blogspot.com/2013/02/ny-governor-andrew-cuomo-asked-to-shut.html>



Selected Quotes from that story,

New York State Governor Andrew Cuomo has been formally requested to immediately shut down the offices of The Commission on Judicial Conduct (the "CJC"), the state agency charged with overseeing the ethics of all judges in the Empire State. The request comes from a public integrity group after confirmation that the CJC has been involved in illegally wiretapping and other illegal "black bag operations" for years.

Governor Cuomo is asked to send New York State Troopers to close and secure the state's three judicial ethics offices: the main office on the 12th floor at 61 Broadway in Manhattan, the capital office in Albany at the Corning Tower in the Empire State Plaza, and the northwest regional office at 400 Andrews Street in Rochester.

The Governor is asked to telephone the Assistant United States Attorney who is overseeing the millions of items of evidence, most of which that has been secreted from the public- and the governor- by a federal court order.

Governor Cuomo was provided with the direct telephone number of the involved federal prosecutor, and simply requested to confirm that evidence exists that certain state employees in New York's so-called judicial "ethics" committee illegally wiretapped state judges.

The request to the governor will be posted at [www.ethicsgate.com](http://www.ethicsgate.com) later today. (Media inquiries can be made to 202-374-3680.)

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**FRIDAY, FEBRUARY 15, 2013**

**“SEE THE LETTER TO NEW YORK GOVERNOR ANDREW CUOMO RE:  
WIRETAPPING JUDGES...”**

**CLICK HERE TO SEE THE LETTER, AT**

**[HTTP://ETHICSGATE.BLOGSPOT.COM/2013/02/LETTER-TO-NEW-YORK-  
GOVERNOR-ANDREW.HTML](http://ethicsgate.blogspot.com/2013/02/letter-to-new-york-governor-andrew.html)**”

Selected quotes from that article and the letter to Cuomo,

Friday, February 15, 2013

Letter to New York Governor Andrew Cuomo Re: Wiretapping Judges

The letter was delivered to the Governor's Manhattan and Albany offices:

Reform2013.com

[\*\*REDACTED\*\*]

202-374-3680 tel

202-827-9828 fax

[\*\*REDACTED\*\*]

February 15, 2013

The Honorable Andrew M. Cuomo,  
Governor of New York State  
NYS Captiol Building  
Albany, New York 12224 [\*\*REDACTED\*\*]  
[\*\*REDACTED\*\*]  
[\*\*REDACTED\*\*]

**RE: ILLEGAL WIRETAPPING OF JUDGES BY THE COMMISSION ON  
JUDICIAL CONDUCT**

Dear Governor Cuomo

*I respectfully request that you telephone Assistant U.S. Attorney [\*\*REDACTED\*\*]  
and ask whether there is any credible evidence in the millions of documents, currently  
under court seal in case # [\*\*REDACTED\*\*] regarding the illegal wiretapping of New  
York State judges and attorneys [\*\*REDACTED\*\*]*

I believe you will quickly confirm that certain NYS employees at the judicial and  
attorney “ethics” committees routinely directed such “black bag operations” by grossly  
and illegally abusing their access to [\*\*REDACTED\*\*]

New York judges and lawyers, and obviously the public, deserve immediate action to  
address the widespread corruption in and about the state’s so-called “ethics” oversight  
entities. According, it is requested that you temporarily shut down and secure New  
York’s “ethics” offices and appoint, by executive order, an Ethics Commission to  
investigate, etc.

Please take immediate action regarding this vital issue, and so as to continue your efforts  
to help all New Yorkers restore their faith in their government. [\*\*REDACTED\*\*]

cc: Assistant U.S. Attorney [\*\*REDACTED\*\*]  
The Hon. [\*\*REDACTED\*\*]  
[\*\*REDACTED\*\*]

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**TUESDAY, FEBRUARY 19, 2013**

**“ETHICSGATE UPDATE FAXED TO EVERY U.S. SENATOR  
WWW.ETHICSGATE.COM “THE ULTIMATE VIOLATION OF TRUST IS THE  
CORRUPTION OF ETHICS OVERSIGHT” EXCLUSIVE UPDATE”**

<http://exposecorruptcourts.blogspot.com/2013/02/ethicsgate-update-faxed-to-every-us.html>

Tuesday, February 19, 2013 --- New York State Governor Andrew Cuomo asked to shut down judicial "Ethics" offices after evidence reveals illegal wiretapping of judges - Andrew Cuomo was formally requested on Friday, February 15, 2013 to shut down the NYS Commission on Judicial Conduct, the state agency charged with overseeing the ethics of all non-federal judges in the Empire State. Governor Cuomo will confirm with federal prosecutors that a case, where millions of documents are held under seal, contains evidence of widespread "black bag operations" that advanced, over more than a decade, knowingly false allegations against targets while protecting favored insiders, including Wall Street attorneys.... See the full story at: [www.ethicsgate.com](http://www.ethicsgate.com)"

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**THURSDAY, FEBRUARY 28, 2013**

**"NEW YORK SENATORS ASKED TO APPOINT ETHICS CORRUPTION LIAISON...EVERY NEW YORK STATE SENATOR HAS BEEN REQUESTED TO APPOINT AN "ETHICS CORRUPTION LIAISON" SO THAT TIMELY INFORMATION IN THE EVER-GROWING SCANDAL INSIDE NEW YORK'S SO-CALLED "ETHICS" ENTITIES MAY BE PROVIDED TO EACH STATE SENATOR."**

<http://exposecorruptcourts.blogspot.com/2013/02/new-york-senators-asked-to-appoint.html>

Reform2013.com  
Ethicsgate.com  
February 28, 2013  
Via Facsimile [as noted below]

RE: Illegal Wiretapping of NYS Judges and Attorneys by "Ethics" Entities

Dear Senator,

On February 15, 2013, we formally requested that Governor Cuomo contact the Assistant U.S. Attorney handling a sensitive federal case wherein credible evidence, in the millions of documents currently under court seal, support the allegation of the widespread illegal wiretapping of New York State judges and attorneys over at least the last ten years. In addition, other individuals- unrelated to that sealed federal matter- allege the exact same illegal activity.

The illegal wiretapping is alleged to have been directed by named senior personnel (and NYS employees) at the Commission on Judicial Conduct (the "CJC") and by at least two of the state's 4 judicial departments' attorney ethics committees.

We are, of course, confident that Governor Cuomo is taking decisive action regarding these troubling allegations, and we are now requesting that you, as a New York State Senator, begin a comprehensive review of the troubling issues.

As we are all aware, certain corrupt forces in New York have caused tremendous damage to the very soul of this great state. Now, the improper actions have accomplished the "ultimate corruption" - they have compromised and corrupted New York's so-called "ethics oversight" entities.

New York judges and lawyers, and obviously the public, deserve immediate action to address the widespread corruption in and about the state's so-called "ethics" oversight entities. (Additional information is available at [www.Reform2013.com](http://www.Reform2013.com))

Accordingly, it is requested that you direct someone in your office to act as the liaison regarding this Ethics Corruption, and that he or she be in contact with us so that we may best communicate information to your office. Please have your designee contact us at their earliest convenience.

Thank you.

Very truly yours,

Reform2013

**WEDNESDAY, APRIL 3, 2013**

**FORMAL COMPLAINT FILED AGAINST NYS EMPLOYEES FOR ILLEGAL WIRETAPPING...THE WIDESPREAD ILLEGAL WIRETAPPING INCLUDED TARGETED NEW YORK STATE JUDGES AND ATTORNEYS.....**

<http://exposecorruptcourts.blogspot.com/2013/04/formal-complaint-filed-against-nys.html>

Reform2013.com  
P.O. Box 3493  
New York, New York 10163  
202-374-3680 tel  
202-827-9828 fax

April 3, 2013

Robert Moosy, Jr., Section Chief  
Criminal Section, Civil Rights Division  
US Department of Justice via facsimile # 202-514-6588  
950 Pennsylvania Avenue, NW  
Washington, D.C. 20530

RE: Formal Complaint Against New York State Employees Involving  
Constitutional Violations, including widespread illegal wiretapping

Dear Mr. Moosy,

In researching and reporting on various acts of corruption in and about the New York State Court System, specific reviewed evidence supports allegations that over a ten-year-plus period of time, certain NYS employees participated in the widespread practice of illegal wiretapping, inter alia. As these individuals were in supervisory positions at "ethics oversight" committees, the illegal wiretapping largely concerned attorneys and judges, but their actions also targeted other individuals who had some type of dealings with those judicial and attorney "ethics" committees.

The NY state-employed individuals herein complained of include New York State admitted attorneys Thomas Joseph Cahill, Alan Wayne Friedberg, Sherry Kruger Cohen, David Spokony and Naomi Freyda Goldstein.

At some point in time shortly after 9/11, and by methods not addressed here, these individuals improperly utilized access to, and devices of, the lawful operations of the Joint Terrorism Task Force (the "JTTF"). These individuals completely violated the provisions of FISA, ECPA and the Patriot Act for their own personal and political

agendas. Specifically, these NY state employees essentially commenced “black bag operations,” including illegal wiretapping, against whomever they chose- and without legitimate or lawful purpose.

To be clear, any lawful act involving the important work of the JTTF is to be applauded. The herein complaint simply addresses the unlawful access- and use- of JTTF related operations for the personal and political whims of those who improperly acted under the color of law. Indeed, illegally utilizing JTTF resources is not only illegal, it is a complete insult to those involved in such important work.

In fact, hard-working and good-intentioned prosecutors and investigators (federal and state) are also victims here, as they were guided and primed with knowingly false information.

Operations involving lawful activity- and especially as part of the important work of the JTTF and related agencies- are not at issue here. This complaint concerns the illegal use and abuse of such lawful operations for personal and political gain, and all such activity while acting under the color of law. This un-checked access to highly-skilled operatives found undeserving protection for some connected wrong-doers, and the complete destruction of others- on a whim, including the pre-prosecution priming of falsehoods (“set-ups”). The aftermath of such abuse for such an extended period of time is staggering.

It is believed that most of the 1.5 million-plus items in evidence now under seal in Federal District Court for the Eastern District of New York, case #09cr405 (EDNY) supports the fact, over a ten-year-plus period of time, of the illegal wiretapping of New York State judges, attorneys, and related targets, as directed by state employees.

To be sure, the defendant in #09cr405, Frederick Celani, is a felon who is now regarded by many as a conman. Notwithstanding the individual (Celani), the evidence is clear that Celani once supervised lawful “black bag operations,” and, further, that certain NYS employees illegally utilized access to such operations for their own illegal purposes. (Simple reference is made to another felon, the respected former Chief Judge of the New York State Court of Appeals, Sol Wachtler, who many believe was victimized by political pre-priming prosecution.)

In early February, 2013, I personally reviewed, by appropriate FOIL request to a NYS Court Administrative Agency, over 1000 documents related to the herein complaint. Those documents, and other evidence, fully support Celani’s claim of his once-lawful supervisory role in such JTTF operations, and his extended involvement with those herein named. (The names of specific targeted judges and attorneys are available.)

One sworn affidavit, by an attorney, confirms the various illegal activity of Manhattan’s attorney “ethics” committee, the Departmental Disciplinary Committee (the “DDC”), which includes allowing cover law firm operations to engage in the practice of law without a law license. Specifically, evidence (attorney affidavits, etc.) supports the claim that Naomi Goldstein, and other DDC employees supervised the protection of the

unlicensed practice of law. The evidence also shows that Ms. Goldstein knowingly permitted the unlicensed practice of law, over a five-year-plus period of time, for the purpose of gaining access to, and information from, hundreds of litigants.

Evidence also supports the widespread illegal use of “black bag operations” by the NYS employees for a wide-range of objectives: to target or protect a certain judge or attorney, to set-up anyone who had been deemed to be a target, or to simply achieve a certain goal. The illegal activity is believed to not only have involved attorneys and judges throughout all of the New York State, including all 4 court-designated ethics “departments,” but also in matters beyond the borders of New York.

Other evidence points to varying and widespread illegal activity, and knowledge of such activity, by these and other NYS employees - all of startling proportions. For example:

- The “set-up” of numerous individuals for an alleged plot to bomb a Riverdale, NY Synagogue. These individuals are currently incarcerated. The trial judge, U.S. District Court Judge Colleen McMahon, who publicly expressed concerns over the case, saying, “I have never heard anything like the facts of this case. I don’t think any other judge has ever heard anything like the facts of this case.” (2nd Circuit 11cr2763)
- The concerted effort to fix numerous cases where confirmed associates of organized crime had made physical threats upon litigants and/or witnesses, and/or had financial interests in the outcome of certain court cases.
- The judicial and attorney protection/operations, to gain control, of the \$250 million-plus Thomas Carvel estate matters, and the pre-prosecution priming of the \$150 million-plus Brooke Astor estate.
- The thwarting of new evidence involving a mid 1990’s “set-up” of an individual, who spent over 4 years in prison because he would not remain silent about evidence he had involving financial irregularities and child molestation by a CEO of a prominent Westchester, NY non-profit organization. (Hon. John F. Keenan)
- The wire-tapping and ISP capture, etc., of DDC attorney, Christine C. Anderson, who had filed a lawsuit after being assaulted by a supervisor, Sherry Cohen, and after complaining that certain evidence in ethics case files had been improperly destroyed. (See SDNY case #07cv9599 - Hon. Shira A. Scheindlin, U.S.D.J.)
- The eToys litigation and bankruptcy, and associates of Marc Dreir, involving over \$500 million and the protection by the DDC of certain attorneys, one who was found to have lied to a federal judge over 15 times.
- The “set-up” and “chilling” of effective legal counsel of a disabled woman by a powerful CEO and his law firms, resulting in her having no contact with her children for over 6 years.
- The wrongful detention for 4 years, prompted by influential NY law firms, of an early whistleblower of the massive Wall Street financial irregularities involving Bear Sterns and where protected attorney-client conversations were recorded and distributed.
- The blocking of attorney accountability in the \$1.25 billion Swiss Bank Holocaust Survivor settlement where one involved NY admitted attorney was ultimately

disbarred- in New Jersey. Only then, and after 10 years, did the DDC follow with disbarment. (Gizella Weissshaus v. Fagan)

Additional information will be posted on [www.Reform2013.com](http://www.Reform2013.com)

The allegations of widespread wiretapping by New York's so-called "ethics" committees were relayed to New York Governor Andrew M. Cuomo on February 15, 2013, and to the DDC Chairman Mr. Roy R. L. Reardon, Esq., who confirmed, on March 27, 2013, his knowledge of the allegations. (Previously, on March 25, 2013, I had written to DDC Deputy Chief Counsel Naomi Goldstein, copying Mr. Reardon, of my hope that she would simply tell the truth about the improper activity, inter alia.)

New York judges and lawyers, and obviously the public, deserve immediate action to address the widespread corruption in and about New York's so-called "ethics" oversight entities.

Please take immediate action regarding this troubling issue, and so as to continue the DOJ's efforts to help all New Yorkers restore their faith in their government.

cc:

U.S. Attorney Loretta E. Lynch via facsimile 718-254-6479 and 631-715-7922  
U.S. DOJ Civil Rights Section via facsimile 202-307-1379, 202-514-0212  
The Hon. Arthur D. Spatt, via facsimile 631-712-5626  
The Hon. Colleen McMahon via facsimile 212-805-6326  
Hon. Shira A. Scheindlin via facsimile 212-805-7920  
Assistant U.S. Attorney Demetri Jones via facsimile 631-715-7922  
Assistant U.S. Attorney Perry Carbone via facsimile 914-993-1980  
Assistant U.S. Attorney Brendan McGuire via 212-637-2615 and 212-637-0016  
FBI SSA Robert Hennigan via facsimile 212-384-4073 and 212-384-4074  
Pending SEC Chair Mary Jo White via facsimile 212-909-6836

Posted by Corrupt Courts Administrator at 2:11 PM



**EXHIBIT 29 - MOTION FOR REHEARING BASED ON FRAUD ON THE  
COURT AND OBSTRUCTION**

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**X**

ELIOT I. BERNSTEIN, et al.,

Plaintiffs,

-against-

APPELLATE DIVISION, FIRST  
DEPARTMENT DEPARTMENTAL  
DISCIPLINARY COMMITTEE, et. al.,

Defendants.

**X**

**Case No. 1:07-cv-11196-SAS**

**Related Case No. 1:07-cv-09599-SAS**

**NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that upon the accompanying affirmation and the exhibits, Pro Se Plaintiff Eliot Ivan Bernstein will move this Court before the Honorable Judge Shira A. Scheindlin, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, at a date and time to be determined by the Court, for an order:

- (1) To rehear and reopen this case under Federal Rule of Civil Procedure 60(b)(2) on the basis of newly discovered evidence.
- (2) To rehear and reopen this case under Federal Rule of Civil Procedure 60(d)(3) for fraud on court.
- (3) Immediately secure protection for all Plaintiffs in the related cases, as Plaintiff also has had conversations with both the author and source of the Expose Corrupt Courts



("ECC") articles referenced herein and Plaintiff believes on information and belief that he is one of the "targets" described in the ECC articles describing illegal wiretapping, illegal 24/7/365 surveillance (and one must wonder how much this is costing and are government funds being used to fund these ILLEGAL ACTIONS AGAINST THEIR TARGETS in efforts to OBSTRUCT JUSTICE) and all these illegal acts are in efforts according to the inside Whistleblower to "OBSTRUCT JUSTICE."

- (4) Immediately secure communications of ALL Plaintiffs in the legally related cases to Anderson through removal of illegal wiretaps, ceasing misuse of Joint Terrorism Task Force resources and violations of the Patriot Act to target individuals illegally, as described in the attached articles and secure all documents and records in the Plaintiffs lawsuits,
- (5) Notify all Federal and State Authorities who have been named in these articles exhibited herein of the crimes alleged against members of their State and Federal agencies and demand immediate investigation.
- (6) Immediately Rehear the Anderson and related lawsuits, removing all prior rulings and orders and pleadings by all Conflicted parties, invalidated by the crimes committed by those DEFENDANTS, especially STATE DEFENDANTS involved in these OBSTRUCTIONS OF JUSTICE and demand all Defendants to secure NON CONFLICTED LEGAL COUNSEL TO REPRESENT THEM, one professionally

and one individually and move to GRANT SUMMARY JUDGEMENT IN FAVOR OF ALL PLAINTIFFS OF THE LEGALLY RELATED CASES FOR THE CRIMES ALREADY COMMITTED UPON THEM TO BLOCK AND OBSTRUCT BOTH ANDERSON AND THEIR CASES THROUGH ILLEGAL OBSTRUCTION OF JUSTICE DENYING THEM THEIR CONSTITUTIONALLY PROTECTED DUE PROCESS RIGHTS.

(7) Release to Plaintiffs, all illegal and unwarranted surveillance documentation of any nature, including but not limited to, wiretapping evidence, computer record copying and altercations, video/audio recordings, billings and payments for surveillance, names of all personnel and entities involved in the surveillance and ALL notes, reports, summaries from surveillance activities, complete list of emails or any communications from both sending parties and receiving parties involved in the surveillance, list of all investigatory parties notified of the crimes as indicated in the news articles, case numbers for all investigations and who is handling the investigations, list of all Grand Juries that have heard evidence in regard to the allegations made in the news stories cited herein.

(8) for such other relief as the Court may find just and proper.

Dated: Boca Raton, FL

\_\_\_\_\_, 2013

X \_\_\_\_\_  
Eliot I. Bernstein  
2753 NW 34<sup>th</sup> St.  
Boca Raton, FL 33434  
(561) 245-8588

To: Defendants

Office of the NYS Attorney General  
120 Broadway, 24th floor  
New York, New York 10271-0332

and

APPELLATE DIVISION, FIRST DEPARTMENT DEPARTMENTAL  
DISCIPLINARY COMMITTEE, et al., Defendants

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

\_\_\_\_\_  
ELIOT I. BERNSTEIN, et al.,

X

Plaintiffs

-against-

APPELLATE DIVISION, FIRST  
DEPARTMENT DEPARTMENTAL  
DISCIPLINARY COMMITTEE, et al.,

**Case No. 07cv11196  
Related Case No. 07cv09599  
AFFIRMATION**

Defendants.

\_\_\_\_\_  
X

I, Eliot I. Bernstein, make the following affirmation under penalties of perjury:

I, Eliot I. Bernstein, am the pro se plaintiff in the above entitled action, and respectfully move this court to issue an order

1. To rehear and reopen this case under Federal Rule of Civil Procedure 60(b)(2) on the basis of newly discovered evidence.
2. To rehear and reopen this case under Federal Rule of Civil Procedure 60(d)(3) for fraud on court.
3. Immediately secure protection for all Plaintiffs in the related cases, as Plaintiff also has had conversations with both the author and source of the *Expose Corrupt Courts* ("ECC") articles referenced herein and Plaintiff believes on information and belief that he is one of the "targets" described in the ECC articles describing illegal wiretapping, illegal 24/7/365 surveillance (and one must wonder how much this is costing and are government funds

being used to fund these ILLEGAL ACTIONS AGAINST THEIR TARGETS in efforts to OBSTRUCT JUSTICE) and all these illegal acts are in efforts according to the inside Whistleblower to "OBSTRUCT JUSTICE."

4. Immediately secure communications of ALL Plaintiffs in the legally related cases to Anderson through removal of illegal wiretaps, ceasing misuse of Joint Terrorism Task Force resources and violations of the Patriot Act to target individuals illegally, as described in the attached articles and secure all documents and records in the Plaintiffs lawsuits,
5. Notify all Federal and State Authorities who have been named in these articles exhibited herein of the crimes alleged against members of their State and Federal agencies and demand immediate investigation.
6. Immediately Rehear the Anderson and related lawsuits, removing all prior rulings and orders and pleadings by all Conflicted parties, invalidated by the crimes committed by those DEFENDANTS, especially STATE DEFENDANTS involved in these OBSTRUCTIONS OF JUSTICE and demand all Defendants to secure NON CONFLICTED LEGAL COUNSEL TO REPRESENT THEM, one professionally and one individually and move to GRANT SUMMARY JUDGEMENT IN FAVOR OF ALL PLAINTIFFS OF THE LEGALLY RELATED CASES FOR THE CRIMES ALREADY COMMITTED UPON THEM TO BLOCK AND OBSTRUCT BOTH ANDERSON AND THEIR CASES THROUGH ILLEGAL OBSTRUCTION OF JUSTICE



DENYING THEM THEIR CONSTITUTIONALLY PROTECTED DUE PROCESS RIGHTS.

7. Release to Plaintiffs, all illegal and unwarranted surveillance documentation of any nature, including but not limited to, wiretapping evidence, computer record copying and alterations, video/audio recordings, billings and payments for surveillance, names of all personnel and entities involved in the surveillance and ALL notes, reports, summaries *from surveillance activities, complete list of emails or any communications from both sending parties and receiving parties involved in the surveillance, list of all investigatory parties notified of the crimes as indicated in the news articles, case numbers for all investigations and who is handling the investigations, list of all Grand Juries that have heard evidence in regard to the allegations made in the news stories cited herein.*
8. for such other relief as the Court may find just and proper.

The reasons why I am entitled to the relief I seek are the following:

Plaintiff appears in this action "In Propria Persona" and asks that his points and authorities relied upon herein, and issues raised herein, must be addressed "on the merits" and not simply on his Pro Se Status.



Oftentimes courts do not take Pro Se Litigants serious. I, Plaintiff Eliot Ivan Bernstein wish to be taken serious and to not have my allegation dismissed.

"Court errs if court dismisses pro se litigant without instructions of how pleadings are deficient and how to repair pleadings." *Plaskey v CIA*, 953 F.2nd 25. The Court granted such leniency, or "liberal construction," to pro se pleadings against the backdrop of *Conley v. Gibson's* undemanding "no set of facts" standard. ( See *Conley v. Gibson*, 355 U.S. 41, 45-46 (1957) ("[A] complaint should not be dismissed for failure to state a claim unless it appears beyond doubt that the plaintiff can prove no set of facts in support of his claim which would entitle him to relief."), abrogated by *Bell Atl. Corp. v. Twombly*, 550 U.S. 544, 561-63 (2007). This standard epitomized the notice-pleading regime envisioned by the drafters of the Federal Rules, who emphasized discovery as the stage at which a claim's true merit would come to light, rather than pleading. See Christopher M. Fairman, *The Myth of Notice Pleading*, 45 ARIZ. L. REV. 987, 990 (2003) ("With merits determination as the goal, the Federal Rules create a new procedural system that massively deemphasizes the role of pleadings.").

The Court's failure to explain how pro se pleadings are to be liberally construed. ( See *Bacharach & Entzeroth*, supra note 7, at 29-30 (asserting that because the Supreme Court never defined the "degree of relaxation" afforded pro se pleadings in comparison to the liberal notice pleading standard applicable to all litigants, lower courts adopted different iterations of the rule). ~ .. indicates its belief that the standard was already lenient enough to render a detailed articulation of the practice unnecessary to prevent premature dismissal of meritorious cases.

However, with *Bell Atlantic Corp. v. Twombly* ( 550 U.S. 544 (2007). and *Ashcroft v. Iqbal* ( 129 S. Ct. 1937 (2009) retiring the “no set of facts” standard and ratifying the means by which lower courts dismissed more disfavored cases under *Conley*, ( See generally Richard L. Marcus, *The Revival of Fact Pleading Under the Federal Rules of Civil Procedure*, 86 *COLUM. L. REV.* 433, 435-37 (1986) (explaining how the reemergence of fact pleading resulted from lower courts’ refusals to accept conclusory allegations as sufficient under the Federal Rules in *particular categories of suits*).

.. liberal construction as presently practiced is not—if it ever was—sufficient to protect pro se litigants’ access to courts. The new plausibility standard ( See *Twombly*, 550 U.S. at 570 (requiring a complaint to allege “enough facts to state a claim to relief that is plausible on its face”)). with which courts now determine the adequacy of complaints disproportionately harms pro se litigants. ( See Patricia W. Hatamyar, *The Tao of Pleading: Do Twombly and Iqbal Matter Empirically?*, 59 *AM. U. L. REV.* 553, 615 (2010) (observing a substantially greater increase in the rate of dismissal of pro se suits than represented suits post-*Iqbal*).

“Pro se complaint[s], ‘however inartfully pleaded,’ [are] held to ‘less stringent standards than formal pleadings drafted by lawyers. ( *Estelle v. Gamble*, 429 U.S. 97, 106 (1976) (quoting *Haines v. Kerner*, 404 U.S. 519, 520-21 (1972) (per curiam)).

*HAINES v. KERNER, ET AL.* 404 U.S. 519, 92 S. Ct. 594, 30 L. Ed. 2d 652. Whatever may be the limits on the scope of inquiry of courts into the internal administration of prisons, allegations such as those asserted by petitioner, however inartfully pleaded, are sufficient to call for the

opportunity to offer supporting evidence. We cannot say with assurance that under the allegations of the pro se complaint, which we hold to less stringent standards than formal pleadings drafted by lawyers, it appears "beyond doubt that the plaintiff can prove no set of facts in support of his claim which would entitle him to relief." *Conley v. Gibson*, 355 U.S. 41, 45-46 (1957). See *Dioguardi v. Durning*, 139 F.2d 774 (CA2 1944).

*ESTELLE, CORRECTIONS DIRECTOR, ET AL. v. GAMBLE* 29 U.S. 97, 97 S. Ct. 285, 50 L. Ed. 2d 251. We now consider whether respondent's complaint states a cognizable 1983 claim. The handwritten pro se document is to be liberally construed. As the Court unanimously held in *Haines v. Kerner*, 404 U.S. 519 (1972), a pro se complaint, "however inartfully pleaded," must be held to "less stringent standards than formal pleadings drafted by lawyers" and can only be dismissed for failure to state a claim if it appears "beyond doubt that the plaintiff can prove no set of facts in support of his claim which would entitle him to relief." *Id.*, at 520-521, quoting *Conley v. Gibson*, 355 U.S. 41, 45-46 (1957)

*BALDWIN COUNTY WELCOME CENTER v. BROWN* 466 U.S. 147, 104 S. Ct. 1723, 80 L. Ed. 2d 196, 52 U.S.L.W. 3751. Rule 8(f) provides that " pleadings shall be so construed as to do substantial justice." We frequently have stated that pro se pleadings are to be given a liberal construction.

*UGHES v. ROWE ET AL.* 449 U.S. 5, 101 S. Ct. 173, 66 L. Ed. 2d 163, 49 U.S.L.W. 3346. Petitioner's complaint, like most prisoner complaints filed in the Northern District of Illinois, was not prepared by counsel. It is settled law that the allegations of such a complaint, "however

inartfully pleaded" are held "to less stringent standards than formal pleadings drafted by lawyers, see *Haines v. Kerner*, 404 U.S. 519, 520 (1972). See also *Maclin v. Paulson*, 627 F.2d 83, 86 (CA7 1980); *French v. Heyne*, 547 F.2d 994, 996 (CA7 1976). Such a complaint should not be dismissed for failure to state a claim unless it appears beyond doubt that the plaintiff can prove no set of facts in support of his claim which would entitle him to relief. *Haines*, supra, at 520-521. And, of course, the allegations of the complaint are generally taken as true for purposes of a motion to dismiss. *Cruz v. Beto*, 405 U.S. 319, 322 (1972).

Both the right to proceed pro se and liberal pleading standards reflect the modern civil legal system's emphasis on protecting access to courts. ( See, e.g., *Phillips v. Cnty. of Allegheny*, 515 F.3d 224, 230 (3d Cir. 2008) ("Few issues . . . are more significant than pleading standards, which are the key that opens access to courts."); Drew A. Swank, *In Defense of Rules and Roles: The Need to Curb Extreme Forms of Pro Se Assistance and Accommodation in Litigation*, 54 *AM. U. L. REV.* 1537, 1546 (2005) (noting that "[o]pen access to the courts for all citizens" is one of the principles upon which the right to prosecute one's own case is founded).

Self-representation has firm roots in the notion that all individuals, no matter their status or wealth, are entitled to air grievances for which they may be entitled to relief. ( See Swank, supra note 1, at 1546 (discussing the importance of self-representation to the fundamental precept of equality before the law).

Access, then, must not be contingent upon retaining counsel, lest the entitlement become a mere privilege denied to certain segments of society. Similarly, because pleading is the gateway by

which litigants access federal courts, the drafters of the Federal Rules of Civil Procedure purposefully eschewed strict sufficiency standards. ( See Proceedings of the Institute on Federal Rules (1938) (statement of Edgar Tolman), reprinted in RULES OF CIVIL PROCEDURE FOR THE DISTRICT COURTS OF THE UNITED STATES 301-13 (William W. Dawson ed., 1938).

In their place, the drafters instituted a regime in which a complaint quite easily entitled its author to discovery in order to prevent dismissal of cases before litigants have had an adequate opportunity to demonstrate their merit. ( See Mark Herrmann, James M. Beck & Stephen B. Burbank, Debate, Plausible Denial: Should Congress Overrule Twombly and Iqbal? 158 U. PA. L. REV. PENNUMBRA 141, 148 (2009), (Burbank, Rebuttal) (asserting that the drafters of the Federal Rules objected to a technical pleading regime because it would “too often cut[] off adjudication on the merits”).

Recognizing that transsubstantive pleading standards do not sufficiently account for the capability differential between represented and unrepresented litigants, the Supreme Court fashioned a rule of special solicitude for pro se pleadings. ( See Robert Bacharach & Lyn Entzeroth, Judicial Advocacy in Pro Se Litigation: A Return to Neutrality, 42 IND. L.REV. 19, 22-26 (2009) (noting that courts created ways to ensure that meritorious pro se suits would not be dismissed simply because the litigants lacked legal knowledge and experience, one of which was liberal construction).

Far from just articulating a common systemic value, though, the right to prosecute one’s own case without assistance of counsel in fact depends significantly upon liberal pleading standards. (

Cf. Charles E. Clark, *The New Federal Rules of Civil Procedure: The Last Phase— Underlying Philosophy Embodied in Some of the Basic Provisions of the New Procedure*, 23 A.B.A. J. 976, 976-77 (1937) (commenting that liberal pleading rules were necessary to mitigate information asymmetries between plaintiffs and defendants that often led to premature dismissal of suits).

Notably, in no suits are such information asymmetries more apparent than those in which pro se litigants sue represented adversaries. These types of suits comprise the vast majority in which pro se litigants appear. Cf. Jonathan D. Rosenbloom, *Exploring Methods to Improve Management and Fairness in Pro Se Cases: A Study of the Pro Se Docket in the Southern District of New York*, 30 *FORDHAM URB. L.J.* 305, 323 (showing that the majority of pro se cases involve unrepresented plaintiffs who sue governmental defendants).

Plaintiff appears in this action "In Propria Persona" and asks that his points and authorities relied upon herein, and issues raised herein, must be addressed "on the merits", *Sanders v United States*, 373 US 1, at 16, 17 (1963); and addressed with "clarity and particularity", *McCleskey v Zant*, 111 S. Ct. 1454, at 1470-71 (1991); and afforded " a full and fair" evidentiary hearing, *Townsend v Sain*, 372 U.S.293, at p.1 (1962). See also *Pickering v Pennsylvania Railroad Co.*, 151 F.2d 240 (3d Cir. 1945).

Pleadings of the Plaintiff SHALL NOT BE dismissed for lack of form or failure of process. All the pleadings are as any reasonable man/woman would understand, and: "And be it further enacted. That no summons, writ, declaration, return, process, judgment, or other proceedings in civil cases in any of the courts or the United States, shall be abated, arrested, quashed or

reversed, for any defect or want of form, but the said courts respectively shall proceed and give judgment according as the right of the cause and matter in law shall appear unto them, without regarding any imperfections, defects or want of form in such writ, declaration, or other pleading, returns process, judgment, or course of proceeding whatsoever, except those only in cases of demurrer, which the party demurring shall specially sit down and express together with his demurrer as the cause thereof.

And the said courts respectively shall and may, by virtue of this act, from time to time, amend all and every such imperfections, defects and wants of form, other than those only which the party demurring shall express as aforesaid, and may at any, time, permit either of the parties to amend any defect in the process of pleadings upon such conditions as the said courts respectively shall in their discretion, and by their rules prescribe (a)" Judiciary Act of September 24, 1789, Section 342, FIRST CONGRESS, Sess. 1, ch. 20, 1789.

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Far from just articulating a common systemic value, though, the right to prosecute one's own case without assistance of counsel in fact depends significantly upon liberal pleading standards. ( Cf. Charles E. Clark, *The New Federal Rules of Civil Procedure: The Last Phase— Underlying Philosophy Embodied in Some of the Basic Provisions of the New Procedure*, 23 *A.B.A. J.* 976, 976-77 (1937) (commenting that liberal pleading rules were necessary to mitigate information asymmetries between plaintiffs and defendants that often led to premature dismissal of suits). Notably, in no suits are such information asymmetries more apparent than those in which pro se litigants sue represented adversaries. These types of suits comprise the vast majority in which pro se litigants appear. Cf. Jonathan D. Rosenbloom, *Exploring Methods to Improve Management and Fairness in Pro Se Cases: A Study of the Pro Se Docket in the Southern District of New York*, 30 *FORDHAM URB. L.J.* 305, 323 (showing that the majority of pro se cases involve unrepresented plaintiffs who sue governmental defendants).

“Pro se complaint[s], ‘however inartfully pleaded,’ [are] held to ‘less stringent standards than formal pleadings drafted by lawyers. ( *Estelle v. Gamble*, 429 U.S. 97, 106 (1976) (quoting *Haines v. Kerner*, 404 U.S. 519, 520-21 (1972) (per curiam)).

The Court granted such leniency, or “liberal construction,” to pro se pleadings against the backdrop of *Conley v. Gibson*'s undemanding “no set of facts” standard. ( See *Conley v. Gibson*, 355 U.S. 41, 45-46 (1957) (“[A] complaint should not be dismissed for failure to state a claim unless it appears beyond doubt that the plaintiff can prove no set of facts in support of his claim which would entitle him to relief.”), abrogated by *Bell Atl. Corp. v. Twombly*, 550 U.S. 544,

561-63 (2007). This standard epitomized the notice-pleading regime envisioned by the drafters of the Federal Rules, who emphasized discovery as the stage at which a claim's true merit would come to light, rather than pleading. See Christopher M. Fairman, *The Myth of Notice Pleading*, 45 ARIZ. L. REV. 987, 990 (2003) ("With merits determination as the goal, the Federal Rules create a new procedural system that massively deemphasizes the role of pleadings.").

The Court's failure to explain how pro se pleadings are to be liberally construed. ( See *Bacharach & Entzeroth*, supra note 7, at 29-30 (asserting that because the Supreme Court never defined the "degree of relaxation" afforded pro se pleadings in comparison to the liberal notice pleading standard applicable to all litigants, lower courts adopted different iterations of the rule).

~ .. indicates its belief that the standard was already lenient enough to render a detailed articulation of the practice unnecessary to prevent premature dismissal of meritorious cases.

However, with *Bell Atlantic Corp. v. Twombly* ( 550 U.S. 544 (2007). and *Ashcroft v. Iqbal* ( 129 S. Ct. 1937 (2009) retiring the "no set of facts" standard and ratifying the means by which lower courts dismissed more disfavored cases under *Conley*, ( See generally Richard L. Marcus, *The Revival of Fact Pleading Under the Federal Rules of Civil Procedure*, 86 COLUM. L. REV. 433, 435-37 (1986) (explaining how the reemergence of fact pleading resulted from lower courts' refusals to accept conclusory allegations as sufficient under the Federal Rules in particular categories of suits).

.. liberal construction as presently practiced is not—if it ever was—sufficient to protect pro se litigants' access to courts. The new plausibility standard ( See *Twombly*, 550 U.S. at 570

(requiring a complaint to allege “enough facts to state a claim to relief that is plausible on its face”).. with which courts now determine the adequacy of complaints disproportionately harms pro se litigants. ( See Patricia W. Hatamyar, *The Tao of Pleading: Do Twombly and Iqbal Matter Empirically?*, 59 AM. U. L. REV. 553, 615 (2010) (observing a substantially greater increase in the rate of dismissal of pro se suits than represented suits post-Iqbal).

First, the Supreme Court’s instruction that “conclusory” facts not be presumed true when determining a claim’s plausibility ( See *Iqbal*, 129 S. Ct. at 1951 (“[T]he allegations are conclusory and not entitled to be assumed true.”); Hatamyar, *supra* note 15, at 579 (“*Iqbal* invites judges to . . . eliminate from consideration all the complaint’s conclusory allegations . . .”). The parsing of a complaint into conclusory and nonconclusory factual allegations disregards the Federal Rules’ express disavowal of fact pleading, along with their requirement that all facts be presumed true when determining the adequacy of a complaint. See, e.g., Stephen B. Burbank, *Pleading and the Dilemmas of Modern American Procedure*, 93 *JUDICATURE* 109, 115 (2009) (noting that the drafters of the Federal Rules rejected fact pleading because of the impossibility of distinguishing between conclusions and facts); Hatamyar, *supra* note 15, at 563 (discussing courts’ obligations to credit as true all factual allegations in a complaint). This will affect those who (1) lack the resources to develop facts before discovery, (2) bring claims requiring them to plead information exclusively within the opposition’s possession, or (3) rely on forms in drafting complaints.

Pro se litigants typify the parties who demonstrate all three behaviors.

Second, determining whether the remaining allegations permit a plausible inference of wrongdoing, as per the Supreme Court's instruction, ( See Iqbal, 129 S. Ct. at 1950 ("When there are well-pleaded factual allegations, a court should assume their veracity and then determine whether they plausibly give rise to an entitlement to relief.")) is a wildly subjective endeavor. Courts are likely—no doubt unintentionally—to draw inferences that disfavor pro se litigants because their "judicial common sense" judgments of what is plausible result from a drastically different set of background experiences and values. ( 8 Cf. Burbank, supra note 16, at 118 (suggesting that reliance on "judicial experience and common sense," Iqbal, 129 S. Ct. at 1950, invites "cognitive illiberalism," a phenomenon that negatively affects classes of disfavored litigants). ..

The mixture of these two steps portends serious trouble for pro se litigants, who, even before the plausibility standard, did not fare well despite the leeway afforded their complaints.

(See Hatamyar, supra note 15, at 615 (noting that, under Conley, courts dismissed sixty-seven percent of pro se cases).

\_\_\_\_\_ -

Pro Se litigants are entitled to liberality in construing their pleading.

Non-Lawyer pro se litigants are not to be held to same standards as a practicing lawyer.

"Pleadings in this case are being filed by Plaintiff In Propria Persona, wherein pleadings are to be considered without regard to technicalities. Propria, pleadings are not to be held to the same high standards of perfection as practicing lawyers. See Haines v. Kerner 92 Sct 594, also See Power 914 F2d 1459 (11th

Cir1990), also See Hulsey v. Ownes 63 F3d 354 (5th Cir 1995). also See In Re: HALL v. BELLMON 935 F.2d 1106 (10th Cir. 1991)."

In Puckett v. Cox, it was held that a pro-se pleading requires less stringent reading than one drafted by a lawyer (456 F2d 233 (1972 Sixth Circuit USCA). Justice Black in Conley v. Gibson, 355 U.S. 41 at 48 (1957) "The Federal Rules rejects the approach that pleading is a game of skill in which one misstep by counsel may be decisive to the outcome and accept the principle that the purpose of pleading is to facilitate a proper decision on the merits." According to Rule 8(f) FRCP and the State Court rule which holds that all pleadings shall be construed to do substantial justice."

## **I. INTRODUCTION**

9. That on or about \_\_\_\_\_ 2007-2008, Plaintiff was contacted by an "Investigative Reporter" and former Government Employee, Frank Brady, who later became known as Kevin McKeown ("McKeown"), who later became a "Related Lawsuit" to this Lawsuit, Case No. 08cv02391 McKeown v The State of New York, et al., who later it was learned was a former employee for Defendant NY Supreme Court Departmental Disciplinary Committee, who later it was learned has friends in this Court.





10. That initially McKeown stated to Plaintiff and others that he had information regarding complaints being mishandled at the New York Supreme Court Appellate Division First Department Departmental Disciplinary Committee (“DDC”) by Chief Counsel of the DDC, Thomas Cahill and others. McKeown stated he would be posting a story to his blog, Expose Corrupt Courts (“ECC”) about Cahill and a possible inside Whistleblower that was coming forward with corruption charges that rose to the top of the DDC and more.
11. That at the initial time of introduction to McKeown, Plaintiff Bernstein was unaware that McKeown was named anything other than Frank Brady, a name he claimed later was used by several other people he knows. One wonders, who uses the same alias as another and for what, which is still unknown by Plaintiff, as is, how McKeown/Brady orchestrated all of these “related” lawsuits with this Court and corralled a number of victims of DDC abuse together and how these mystery puzzle pieces come together to either derail justice or to see justice served in this Court. Yet, as this Motion will show, the time is now for Plaintiff to have discovery of all these mysteries that have led him before this Court, as his life and the life of his lovely wife and beautiful three children are again in extreme danger (the first time resulted in Car Bombing Murder Attempt of Bernstein and his family) and their CONSTITUTIONAL RIGHTS TO PRIVACY, LIFE AND LIBERTY AND DUE PROCESS are now being wholly violated by the Defendants

in this RICO, through now further and NEW harassments, abuses of process, theft of inheritances, as will all be defined and evidenced further herein.

12. That as evidenced herein Brady McKeown has released BRAND NEW news articles, which have allegations that DDC ranking members and others, conspired to “Obstruct Justice” in lawsuits through a variety of criminal activity, including in the “legally related” Anderson lawsuit and to this RICO and ANTITRUST lawsuit. These newly discovered crimes wholly violate plaintiffs in these lawsuits rights through **FELONY STATE AND FEDERAL OBSTRUCTION OF JUSTICE CRIMES COMMITTED BY PUBLIC OFFICIALS TO BLOCK DUE PROCESS RIGHTS OF THEIR VICTIMS**, including but not limited to *ALLEGATIONS OF,*

- i. **THREATS ON FEDERAL WITNESSES,**
- ii. **ILLEGAL WIRETAPPING,**
- iii. **MISUSE OF JOINT TERRORISM TASK FORCE RESOURCES AND FUNDS TO ILLEGALLY “TARGET” PRIVATE CITIZENS, JUDGES, ATTORNEYS AT LAW AND OTHERS,**
- iv. **MISUSE OF THE PATRIOT ACT TO TARGET PRIVATE CITIZENS WITHOUT WARRANT OR CAUSE,**
- v. **24/7/365 SURVELLIANCE OF WHISTLEBLOWERS AND OTHER “TARGETS” AND**

vi. **THE GRANTING OF LAW LICENSES BY DEPARTMENT OFFICIALS TO NON-LAWYERS IN ORDER TO SUBVERT JUSTICE, THESE CRIMINALS DISGUISED AS “ATTORNEYS AT LAW” THEN INFILTRATING GOVERNMENT AGENCIES TO INTERFERE WITH THE GOVERNMENT PROCESSES, INVESTIGATIONS, PROSECUTIONS AND MORE.**

All of these criminal acts in efforts to cover up crimes and protect the guilty through misuse of public offices.

13. That these Defendants and others are now alleged to be ILLEGALLY wiretapping not only plaintiffs in the legally related lawsuits but Judges and more, as will be evidenced herein.

14. That Just “Who is this Masked Man Anyway<sup>1</sup>” and the identity of McKeown/Brady is critical information to this Lawsuit now, as it is the glue that binds this Lawsuit with the “Legally Related Lawsuits” and ties them all to the following actions,

- i. Ongoing New York Senate Judiciary Committee Hearings on Public Office Corruption emanating from the DDC and certain Defendants in this Lawsuit and others, where Plaintiff, Anderson, Brady/McKeown have testified, submitted evidence and await determination from this Committee,
- ii. multiple “Legally Related” lawsuits related by this Court,

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<sup>1</sup> 1933 Radio Smash “The Lone Ranger” by George W. Trendle and Fran Striker

- a. (07cv09599) Anderson v The State of New York, et al.<sup>2</sup>, WHISTLEBLOWER LAWSUIT,
- b. (07cv11196) Bernstein, et al. v Appellate Division First Department Disciplinary Committee, et al.<sup>3</sup>, RICO & ANTITRUST LAWSUIT
- c. (07cv11612) Esposito v The State of New York, et al.<sup>4</sup>,
- d. (08cv00526) Capogrosso, Esq. v New York State Commission on Judicial Conduct, et al.,
- e. (08cv02391) McKeown v The State of New York, et al.<sup>5</sup>,
- f. (08cv02852) Galison v The State of New York, et al.,
- g. (08cv03305) Carvel v The State of New York, et al.<sup>6</sup>,
- h. (08cv4053) Gizella Weissshaus v The State of New York, et al.<sup>7</sup>,
- i. (08cv4438) Suzanne McCormick v The State of New York, et al.<sup>8</sup>
- j. (08cv6368) John L. Petrec-Tolino v. The State of New York

iii. the DDC Whistleblower “Legally Related” lawsuit to this RICO of Christine C.

Anderson, Esq. (“Anderson”) an Expert in Attorney Misconduct Complaints and *Eyewitness to Felony Obstruction through document destruction by Defendants in these cases and more and further Whitewashing of Complaints by and for State and Federal agencies,*

iv. the DDC Whistleblower Nicole Corrado, Esq., also exposed publically by

Brady/McKeown, where Corrado is the threatened witness in the Anderson lawsuit

<sup>2</sup><http://www.iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/anderson/20071028%20Anderson%20Original%20Filing.pdf>

<sup>3</sup><http://www.iviewit.tv/CompanyDocs/20080509%20FINAL%20AMENDED%20COMPLAINT%20AND%20RICO%20SIGNED%20COPY%20MED.doc>

<sup>4</sup><http://www.iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/Esposito/20081228%20Luisa%20Esposito%20Original%20Filing.pdf>

<sup>5</sup><http://www.iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/McKeown/20080307%20Kevin%20McKeown.pdf>

<sup>6</sup><http://www.iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/carvel/Carvel%20Filing.pdf>

<sup>7</sup><http://www.iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/Weissshaus/20080439%2008cv4053%20Gizella%20Weissshaus.pdf>

<sup>8</sup><http://www.iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/McCormick/McCormick%2008cv4438%20SVM%20Cmplnt.pdf>

who then filed another Whistleblowing Sexual Misconduct Suit against DDC Senior Ranking Officials, as indicated below, from an article in the New York Law Journal,

May 16, 2012

New York Law Journal, By John Caher

**Attorney for Department Disciplinary Committee Sues Court System**

“Attorney Nicole Corrado alleges in a federal lawsuit that she was sexually harassed by two now-retired officials at the watchdog agency while a third retaliated against her for complaining, and that her lawyer in an unrelated property matter was investigated by the committee until he abandoned her case.”<sup>9</sup>

v. multiple State and Federal ongoing complaints filed by Plaintiffs in the “Legally Related Lawsuits” against Public Officials involved in the alleged crimes in the

legally related cases and directed by Brady/McKeown,

vi. a multitude of news articles regarding corruption at the DDC, the US Attorney, the New York DA and ADA and on behalf of “Favored Law Firms and Lawyers,”<sup>10</sup>

15. That all prior stories involving these matters can be found in Exhibit 1 herein, the following are selected stories that are pertinent to this Lawsuit.

16. Thursday, June 28, 2007, ECC released the story,

**“SEX SCANDAL AT THE ATTORNEY COMMITTEE ON CHARACTER &  
FITNESS...THE LID IS OFF THE COVER-UP OF THE RECENT SEX  
SCANDAL ROCKING THE COMMITTEE ON CHARACTER & FITNESS AT**

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<sup>9</sup>[http://www.newyorklawjournal.com/Pub/ArticleNY.jsp?id=1202553693088&Attorney\\_for\\_Department\\_Disciplinary\\_Committee\\_Sues\\_Court\\_System&slreturn=20130204075850](http://www.newyorklawjournal.com/Pub/ArticleNY.jsp?id=1202553693088&Attorney_for_Department_Disciplinary_Committee_Sues_Court_System&slreturn=20130204075850)

<sup>10</sup> As claimed by Whistleblower Christine C. Anderson in testimony before this Court in her lawsuit.

**THE NEW YORK STATE SUPREME COURT, APPELLATE DIVISION, FIRST DEPARTMENT ON MADISON AVENUE.”<sup>11</sup>**

17. That on Saturday, July 21, 2007, ECC released the story,

**“COURT OVERHAUL BEGINS: ATTORNEY DISCIPLINARY CHIEF COUNSEL CAHILL FIRST TO GO...”<sup>12</sup>** That Cahill is a Defendant in this Lawsuit and Anderson. That Defendant Cahill in this Lawsuit and the Anderson lawsuit “resigned” due to the unfolding scandal according to ECC.

18. That on Friday, August 24, 2007 ECC released the story,

**“JUSTICE DEPARTMENT WIDENS ‘PATENTGATE’ PROBE BURIED BY ETHICS CHIEF THOMAS J. CAHILL. IN A LETTER DATED JULY 16, 2007, THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF PROFESSIONAL RESPONSIBILITY, ANNOUNCED FROM ITS WASHINGTON, D.C. HEADQUARTERS THAT IT WAS EXPANDING ITS INVESTIGATION INTO A BIZARRELY STALLED FBI INVESTIGATION THAT INVOLVES AN ALMOST SURREAL STORY OF THE THEFT OF NEARLY 30 U.S. PATENTS, AND OTHER INTELLECTUAL PROPERTY, WORTH BILLIONS OF**

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<sup>11</sup> <http://www.exposecorruptcourts.blogspot.com/2007/06/sex-scandal-at-attorney-committee-on.html>

<sup>12</sup> <http://exposecorruptcourts.blogspot.com/2007/07/court-overhaul-begins-disciplinary.html>



**DOLLARS.** <sup>13</sup> That Patentgate is the moniker ascribed to Plaintiffs IP theft claims as more fully described in the Amended Complaint<sup>14</sup>.

19. That on Tuesday, August 28, 2007, ECC released the story,

**“PATENTGATE ETHICS SCAM HITS HOLOCAUST SURVIVOR...AS A YOUNG GIRL, MRS. GIZELLA WEISSHAUS SURVIVED THE HOLOCAUST, BUT RECENTLY AND NOW 77-YEARS-OLD, SHE FINDS HERSELF ON THE GROWING LIST OF VICTIMS ENSNARLED IN THE MANHATTAN ATTORNEY ETHICS SCANDAL SHAKING THE NEW YORK STATE COURT SYSTEM....”**<sup>15</sup>

20. That on Tuesday, April 1, 2008, ECC released the story,

**“NY ETHICS SCANDAL TIED TO INTERNATIONAL ESPIONAGE SCHEME...TAMMANY HALL II ETHICS SCANDAL REACHING NEW HEIGHTS.**

Excerpts from the article,

Reports surfaced in New York and around Washington, D.C. last week detailing a massive communications satellite espionage scheme involving major multi-national corporations and the interception of top-secret satellite signals. The evidence in the

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<sup>13</sup> <http://exposecorruptcourts.blogspot.com/2007/08/justice-dept-widens-patentgate-probe.html>

<sup>14</sup>

<http://www.iviewit.tv/CompanyDoes/United%20States%20District%20Court%20Southern%20District%20NY/20080509%20FINAL%20AMENDED%20COMPLAINT%20AND%20RICO%20SIGNED%20COPY%20MFD.pdf>

<sup>15</sup> <http://exposecorruptcourts.blogspot.com/2007/08/patentgate-ethics-scam-hits-holocaust.html>

corporate eavesdropping cover-up “is frightening,” according to an informed source who has reviewed the volumes of documentation. The espionage scheme, he says, is directly tied to the growing state bar ethics scandal at the Appellate Division First Department, Departmental Disciplinary Committee (DDC) in Manhattan. Rumors had been Circulating Linking the NY Bar Scandal to International Corporate Espionage Ops Using Satellites.”<sup>16</sup>

21. That on Friday, November 21, 2008, ECC released the story,

**“BREAKING NEWS.....CLICK HERE FOR OBSTRUCTION OF JUSTICE INVESTIGATION...FBI PROBES THREATS ON FEDERAL WITNESSES IN NY ETHICS SCANDAL”<sup>17</sup>** That the Obstruction of Justice is against Anderson and Corrado by Senior New York Supreme Court Officials, whistleblowers to their corruption scheme.

22. That on Thursday, March 5, 2009, ECC released the story,

**“U.S. ATTORNEY GENERAL ERIC HOLDER ASKED TO APPOINT NEW YORK ETHICS PROSECUTOR...PART I - MANHATTAN ETHICS CHAIRMAN, ROY L. REARDON, ACCUSED OF WHITE-WASHING CRIMES BY ATTORNEYS...PART II - STATEWIDE JUDICIAL ETHICS CHAIRMAN, ROBERT TEMBECKJIAN, ACCUSED OF WIDESPREAD CORRUPTION.”<sup>18</sup>**

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<sup>16</sup> <http://exposecorruptcourts.blogspot.com/2008/04/ny-ethics-scandal-tied-to-international.html>

<sup>17</sup> <http://exposecorruptcourts.blogspot.com/2008/11/breaking-news.html>

<sup>18</sup> <http://exposecorruptcourts.blogspot.com/2009/03/us-attorney-general-eric-holder-asked.html>



23. That on Monday, September 21, 2009, ECC released the story,

**“NY STATE COURT INSIDER CALLS FOR FEDERAL PROSECUTOR...**

LETTER FROM: Christine C. Anderson

Attorney at Law

September 13, 2009 (via Confirmed Overnight Delivery)

TO: The Hon. Eric H. Holder, Jr.  
Attorney General of the United States  
Office of the Attorney General  
United States Department of Justice

The Hon. Preet Bharara  
United States Attorney for the Southern District of New York  
United States Department of Justice

Hon. William M. Welch II  
Chief, Public Integrity Unit  
United States Department of Justice

The Hon. John L. Sampson, Chairman  
New York State Senate Judiciary Committee

**RE: REQUEST FOR FEDERAL INVESTIGATION INTO ALLEGATIONS  
OF CORRUPTION AND WITNESS INTIMIDATION AND  
APPOINTMENT OF FEDERAL MONITOR.”<sup>19</sup>**

24. That on Tuesday, November 17, 2009, ECC released the story,

**“NEW TRIAL SOUGHT IN NY STATE CORRUPTION CASE, AG BLASTED  
FOR MASSIVE CONFLICTS...NEW FEDERAL TRIAL REQUESTED IN NY  
STATE CORRUPTION CASE.** That similarly the AG has been accused in this

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<sup>19</sup> <http://exposecorruptcourts.blogspot.com/2009/09/ny-state-court-insider-calls-for.html>

Lawsuit of the same ILLEGAL and OBSTRUCTIONARY representations as in Anderson and represents State of New York Defendants in this Lawsuit both personally and professionally while simultaneously blocking complaints against their State Defendant clients at the AG's office. Further, the illegal representations of the State Defendants personally misappropriate public funds to pay for their personal defense, in violation of Public Office rules and Law.

25. That on Wednesday, June 27, 2012, ECC released the story,

**“NY LEGAL ETHICS SCANDAL WHISTLEBLOWER BACK IN FEDERAL COURT...WITNESS TAMPERING BRINGS NY ATTORNEY CHRISTINE ANDERSON BACK TO FEDERAL COURT...WIDESPREAD 'ETHICS' CORRUPTION NOW INCLUDES THREAT ON WITNESS IN A FEDERAL PROCEEDING...CLICK HERE TO SEE THE STORY AND THE JUNE 25, 2012 FILED PAPERS.”**<sup>20</sup> That while this Court struck down Anderson's motion mentioned in the article above on ridiculous technicalities and presumptions about opinions of what this Court thought about the Threat on a Federal Witness being admissible in Anderson's lawsuit, *this Court however factually became at the time fully aware of the FELONY* allegations against another Attorney at Law, a Public Official who made these threats on a Federal Witness as reported by EYEWITNESS CREDIBLE WITNESSES ANDERSON AND CORRADO and therefor this Court now has legal obligations to report the misconduct alleged to the proper authorities for CRIMINAL

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<sup>20</sup> <http://ethicsrouser.blogspot.com/2012/06/ny-legal-ethics-scandal-whistleblower.html>

INVESTIGATION or face charges of Misprision of a Felony and for violations of Judicial Cannons, Attorney Conduct Codes and Law.

26. That Plaintiff also claims this Court has been aware of further evidence of CRIMINAL MISCONDUCT EXPOSED IN THIS COURT in the Anderson case. Plaintiff presumes, after notifying this Court of the crimes that it would be committing with a failure to report the crimes exposed by Anderson, that this Court failed to contact State and Federal authorities of these MULTIPLE FELONY CRIMES that were alleged in this Court by Anderson. Crimes alleged against US Attorneys, DA's, ADA's, the New York AG and Favored Law Firms and Lawyers, who are shown to be working together to scrub complaints against each other, in a "you scratch my back" criminal scheme to evade prosecution and Obstruct Justice of those opposing them.<sup>21</sup>

27. That following URL <http://iviewit.tv/wordpress/?p=205> and Exhibit 2, IS THE NOTIFICATION ALREADY SERVED TO THIS COURT OF THE FELONY CRIMES EXPOSED IN THIS COURT BY ANDERSON and of NEW FELONY CRIMES COMMITTED IN THIS COURT TO COVER THEM UP.

28. That this Court now attempts to bury the CRIMINAL ACTS exposed in this Court by SEVERAL CREDIBLE EYEWITNESS EXPERTS IN ATTORNEY MISCONDUCT COMPLAINTS and LAW, by failing to contact the appropriate CRIMINAL

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<sup>21</sup> <http://iviewit.tv/wordpress/?p=205>

and

<http://www.free-press-release.com/news-iviewit-inventor-eliot-bemstein-files-criminal-charges-against-ny-ag-andrew-cuomo-chief-of-staff-steven-cohen-asst-ag-monica-connell-w-gov-david-1291165927.html>

AUTHORITIES and dismiss ALL the cases with absolutely no due process and failing to follow procedure and law. This failure to notify authorities, despite repeated calls by Anderson and the related lawsuits for a Federal Monitor, can no longer be tolerated as our lives have come into grave danger as further described herein. Therefore, if Plaintiff is not notified by this Court that these LEGALLY REQUIRED OBLIGATIONS have been fulfilled by this Court then Plaintiff must file charges against this Court and Hon. Judge Shira Scheindlin for MISPRISION OF A FELONY, AIDING AND ABETTING A CRIMINAL RICO ORG, OBSTRUCTION OF JUSTICE and more. Plaintiff will file the charges, if necessary, after the ruling on this Motion and if these claims are not addressed by the Court, Plaintiff will move for a DISQUALIFICATION of Scheindlin in this lawsuit and report the Felony Acts, including those of this Court, to all appropriate STATE and FEDERAL authorities. That by hiding these facts and attempting to bury these cases without due process, this Court is a further tool of the illegal Obstruction and all Orders, Rulings, etc. a part of a FRAUD ON THE COURT through ABUSE OF PROCESS.

29. That on Friday, January 25, 2013, ECC released the RIVITING STORY

**“FORMER INSIDER ADMITS TO ILLEGAL WIRETAPS FOR NYS ‘ETHICS  
BOSSSES’”<sup>22</sup>**

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<sup>22</sup> <http://exposecorruptcourts.blogspot.com/2013/01/former-insider-admits-to-illegal.html>

That this story is written and posted by McKeown. The article details intentional "Obstruction of Justice" against Related Case to this Lawsuit (07cv09599) Anderson v The State of New York, et al. filed by Whistleblower Christine C. Anderson, Esq. former Attorney at Law for the New York Supreme Court Departmental Disciplinary Committee and an expert in Attorney at Law Disciplinary complaints. The article details an invasion of privacy against Anderson to "OBSTRUCT JUSTICE" so outrageous as to completely *have prejudiced not only the Anderson related lawsuit but this Lawsuit and every lawsuit "Legally Related" to Anderson.*

Selected Quotes from this story,

**"FORMER INSIDER ADMITS TO ILLEGAL WIRETAPS FOR NYS 'ETHICS BOSSES'"**

Evidence was obtained on Thursday, January 24, 2013, confirming the position of a former NYS attorney ethics committee insider that various illegal actions were employed by New York State employees to target and/or protect select attorneys. For purposes of this article, a first in a series, the former insider will be referred to as "The Cleaner's Man" or "The Man."

**The Cleaner**

During the wrongful termination case of former Manhattan ethics attorney Christine Anderson, it was revealed that New York State employees had a nickname for supervising ethics attorney Naomi Goldstein. Naomi Goldstein was, "The Cleaner."

**"Ethics" Retaliation Machine Was Real.**

The focus of this initial article concerns the 1st and 2nd judicial department, though the illegal methods are believed to have been utilized statewide in all 4 judicial departments.

The Cleaner's Man says that he would receive a telephone call from Naomi Goldstein, who would say, "we have another target, I want to meet you..." The Man also says that Thomas Cahill, a former DDC Chief Counsel, and Sherry Cohen, a former Deputy-Chief Counsel, were knowledgeable of all of Naomi Goldstein's activity with him and his team.

The meetings, he says, were usually at a park or restaurant near the Manhattan Attorney ethics offices (the "DDC") in lower Manhattan, however he did over time meet Goldstein at his office, the DDC or in movie theater- a venue picked by Naomi. Goldstein would provide her Man with the name, and other basic information, so that the Man's team could begin their "investigation."

The Man specifically recalls Naomi Goldstein advising him to "get as much damaging information as possible on Christine [Anderson]."

The Man says that they then tapped Ms. Anderson's phones, collected ALL "ISP" computer data, including all emails, and set up teams to surveil Anderson 24/7. The Man says he viewed the improperly recorded conversations and ISP data, and then personally handed those items over to Naomi Goldstein.

Anderson should not, however, feel like she was a lone target. According to The Man, "...over 125 cases were interfered with..." And there were dozens of "targeted" lawyers, says The Man, adding, that the actions of his teams were clearly "intentionally obstructing justice."

If Ms. Goldstein had identified the Ethics Committee's newest target as an attorney, it was quickly qualified with whether the involved lawyer was to be "screwed or UNScrewed." Unscrewed was explained as when an attorney needed to be "protected" or "saved" even if they did, in fact, have a major ethics problem.

The Man has a nice way of explaining his actions, the "authority" to so act and, he says, over 1.5 million documents as proof..... The U.S. Attorney is aware of The Man and his claims....<sup>23</sup>

30. That on Sunday, February 10, 2013, ECC released the story,

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<sup>23</sup> <http://exposecorruptcourts.blogspot.com/2013/01/former-insider-admits-to-illegal.html>

**“UPDATE ON ATTORNEY "ETHICS" COMMITTEES' ILLEGAL WIRETAPS  
FORMER INSIDER ADMITS TO ILLEGAL WIRETAPS FOR "ETHICS"  
BOSSES.”<sup>24</sup>**

From that story,

Evidence was obtained on Thursday, January 24, 2013, confirming the position of a former New York State attorney ethics committee insider that various illegal actions were employed by New York State supervising employees to target and/or protect select attorneys.

**The Cleaner**

Many of the most powerful attorneys in the United States are licensed to practice law in New York State, and if the business address for that lawyer is located in The Bronx or Manhattan, legal ethics is overseen by the Departmental Disciplinary Committee (the "DDC"), a group that falls under Manhattan's Appellate Division of The NY Supreme Court, First Department.

A few years ago, and during a wrongful termination case involving a former DDC ethics attorney, Christine Anderson, it was revealed that DDC employees had a nick-name for a supervising ethics attorney, Naomi Goldstein. "Ethics" Supervising Attorney Naomi Goldstein was known as "the Cleaner."

**"Ethics" Retaliation Machine Was Real**

There are usually cries of "retaliation" whenever charges of violating regulations of attorney ethics rules are lodged against a lawyer. However, an investigation of activity at the DDC for a ten year period reveals startling evidence of routine and improper retaliation, evidence tampering and widespread coverups.

Importantly, an insider, who says he was involved in the illegal activity, including widespread wiretapping, has provided the troubling details during recent interviews. He says he supervised the teams that acted illegally. The insider says that he was Naomi Goldstein's 'man' - The Cleaner's 'man' - and that he would simply receive a telephone call from Naomi Goldstein, and who would say, "we have another target, I want to meet you..." He also says that Thomas Cahill, a former DDC Chief Counsel, and Sherry Cohen, a former Deputy-Chief Counsel-

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<sup>24</sup> <http://exposecorruptcourts.blogspot.com/2013/02/update-on-attorney-ethics-committees.html>

and now in private practice helping lawyers in "ethics" investigations, were part of, and knowledgeable of, the illegal activity.

The meetings, the insider says, were usually at a park or restaurant near the DDC's lower Manhattan ethics' offices, however he did over time meet Goldstein at his office, inside the DDC or in movie theater- a venue picked by Naomi. Goldstein only needed to provide him with the name and other basic information, so that his team could begin their "investigation."

He specifically recalls Naomi Goldstein advising him to "get as much damaging information as possible on Christine [Anderson,]" the former DDC staff attorney who had complained that certain internal files had been gutted of collected evidence.

Naomi's "man" says that they then tapped Ms. Anderson's phones, collected ALL "ISP" computer data, including all emails, and set up teams to surveil Anderson 24/7.

He says he reviewed the illegally recorded conversations and ISP data, and then personally handed those items over to Naomi Goldstein.

Attorney Christine Anderson should not, however, feel like she was a lone target. Initially, Goldstein's "man," indicated that "...over 125 [attorney] cases were interfered with..." But a subsequent and closer review of approximately 1.5 million documents has revealed that there may have been many hundreds of attorneys, over the ten-year-period, involved in the DDC's dirty tricks, focused retaliation and planned coverups.

Previously identified "targeted" lawyers were only numbered in the "dozens," but that was before the years-old documents were reviewed. In initial interviews, the insider says that if Ms. Goldstein had identified the DDC ethics committee's newest target as an attorney, it was quickly qualified with whether the involved lawyer was to be "screwed or UNScrewed." Unscrewed was explained as when an attorney needed to be "protected" or "saved" even if they did, in fact, have a major ethics problem. But targets, it is now revealed, were not always identified as having a law license.

The DDC insider also says that litigants (most of whom were not attorneys) were also DDC targets. The on-going document review continues to refresh the memory of the insider, after initially only remembering names from high-profile cases involving "big-name" attorneys. But one fact remains constant, says the



insider- the actions of his teams were clearly and "intentionally obstructing justice."<sup>25</sup>

31. That on Friday February 15, 2013, ECC released the SHOCKING following two stories,

**WEDNESDAY, FEBRUARY 13, 2013**

## **“JUDGES WERE ILLEGALLY WIRETAPPED, SAYS INSIDER”**

<http://exposecorruptcourts.blogspot.com/2013/02/judges-were-illegally-wiretapped-says.html>

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Not only were attorneys targeted for 24/7 wiretapping of their personal and business phones, but judges in New York also became victims of the illegal whims of political insiders, according to a former insider who says he supervised parts of the operation for years.

It was previously reported that evidence was obtained on January 24, 2013 confirming illegal actions against New York attorneys, **including the continuous and illegal wiretapping of their phones and the complete capture and copying of all internet ISP activity, including email.** **CLICK HERE TO SEE BACKGROUND STORY** "Former Insider Admits to Illegal Wiretaps for "Ethics Bosses"

*The Manhattan-based attorney ethics committee, the Departmental Disciplinary Committee (the "DDC"), a state-run entity that oversees the "ethics" of those who practice law in The Bronx and Manhattan, has been identified of **utilizing the illegal activity- at will, and by whim- to either target or protect certain attorneys.***

One Manhattan supervising ethics attorney, Naomi Goldstein, was identified as a regular requestor of the **illegal tape recordings, and former chief counsel [DEFENDANT] Thomas Cahill has been described in interviews as being "very involved" to those who were conducting the illegal activity.** Cahill subsequently retired, however New York State-paid attorney Naomi Goldstein still supervises "ethics" investigations from her Wall Street DDC 2nd floor office at 61 Broadway. **THERE'S MORE TO THIS STORY, see the first 3 judges identified ..... CLICK HERE TO SEE THE LATEST ETHICSGATE UPDATE**

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<sup>25</sup> <http://exposecorruptcourts.blogspot.com/2013/02/update-on-attorney-ethics-committees.html>

WEDNESDAY, FEBRUARY 13, 2013

## **“JUDGES WERE ILLEGALLY WIRETAPPED, SAYS INSIDER”**

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The Manhattan-based attorney ethics committee, the Departmental Disciplinary Committee (the "DDC"), a state-run entity that oversees the "ethics" of those who practice law in The Bronx and Manhattan, has been identified of utilizing the illegal activity- at will, and by whim- to either target or protect certain attorneys.

One Manhattan supervising ethics attorney, Naomi Goldstein, was identified as a regular requestor of the illegal tape recordings, and former chief counsel Thomas Cahill has been described in interviews as being "very involved" to those who were conducting the illegal activity. Cahill subsequently retired, however New York State-paid attorney Naomi Goldstein still supervises "ethics" investigations from her Wall Street DDC 2nd floor office at 61 Broadway.

Ethicsgate

According to the source, one New York "ethics" legend, Alan Friedberg, was "very well known" to those conducting the illegal wiretapping activity. Friedberg, who has become the poster child for unethical tactics while conducting "ethics" inquiries, appears to have been present in the various state offices where illegal wiretaps were utilized. Friedberg worked for the New York State Commission on Judicial Conduct (the "CJC") before running the Manhattan attorney "ethics" committee as chief counsel for a few years. Friedberg then resurfaced at the CJC, where he remains today. The CJC investigates ethics complaints of all judges in New York State.

Judges Deserve Justice Too, Unless Political Hacks Decide Otherwise

While court administrators have effectively disgraced most judges with substandard compensation, it appears that at least the selective enforcement of "ethics" rules, dirty tricks and retaliation were equally employed on lawyers and judges alike.

According to the insider, targeted judges had their cellphones, homes and court phones wiretapped- all without required court orders. In addition, according to the source, certain courtrooms, chambers and robing rooms were illegally bugged.

A quick review of notes from over one million pages of evidence, according to the insider, reveals that the "black bag jobs" included: NYS Supreme Court Judge, the Hon. Alice Schlesinger (Manhattan), Criminal Court Judge, the Hon. Shari R. Michels (Brooklyn) and NYS Supreme Court Judge, the Bernadette Bayne (Brooklyn).

More coming soon..... sign up for email alerts, at the top of this page.....

[CLICK HERE to see, "Top Judicial 'Ethics' Lawyer Settles Lack-of-Sex Lawsuit"](#)

32. That on Friday February 15, 2013, ECC released the story,

**“NY GOVERNOR ANDREW CUOMO ASKED TO SHUT DOWN JUDICIAL  
"ETHICS" OFFICES.”<sup>26</sup>**

Selected Quotes from that story,

New York State Governor Andrew Cuomo has been formally requested to immediately shut down the offices of The Commission on Judicial Conduct (the "CJC"), the state agency charged with overseeing the ethics of all judges in the Empire State. The request comes from a public integrity group after confirmation that the CJC has been involved in illegally wiretapping and other illegal "black bag operations" for years.

Governor Cuomo is asked to send New York State Troopers to close and secure the state's three judicial ethics offices: the main office on the 12th floor at 61 Broadway in Manhattan, the capital office in Albany at the Corning Tower in the

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<sup>26</sup> <http://ethicsgate.blogspot.com/2013/02/ny-governor-andrew-cuomo-asked-to-shut.html>

Empire State Plaza, and the northwest regional office at 400 Andrews Street in Rochester.

The Governor is asked to telephone the Assistant United States Attorney who is overseeing the millions of items of evidence, most of which that has been secreted from the public- and the governor- by a federal court order.

Governor Cuomo was provided with the direct telephone number of the involved federal prosecutor, and simply requested to confirm that evidence exists that certain state employees in New York's so-called judicial "ethics" committee illegally wiretapped state judges.

The request to the governor will be posted at [www.ethicsgate.com](http://www.ethicsgate.com) later today. (Media inquiries can be made to 202-374-3680.)

33. That on Friday, February 15, 2013, ECC released the story,

**“SEE THE LETTER TO NEW YORK GOVERNOR ANDREW CUOMO RE:  
WIRETAPPING JUDGES...CLICK HERE TO SEE THE LETTER, AT  
[HTTP://ETHICSGATE.BLOGSPOT.COM/2013/02/LETTER-TO-NEW-YORK-  
GOVERNOR-ANDREW.HTML](http://ethicsgate.blogspot.com/2013/02/letter-to-new-york-governor-andrew.html)**

Selected quotes from that article and the letter to Cuomo,

Friday, February 15, 2013

Letter to New York Governor Andrew Cuomo Re: Wiretapping Judges

The letter was delivered to the Governor's Manhattan and Albany offices:

Reform2013.com

[\*\*REDACTED\*\*]

202-374-3680 tel

202-827-9828 fax

[\*\*REDACTED\*\*]

February 15, 2013

The Honorable Andrew M. Cuomo,

Governor of New York State  
NYS Capitol Building  
Albany, New York 12224    [\*\*REDACTED\*\*]  
[\*\*REDACTED\*\*]  
[\*\*REDACTED\*\*]

**RE: ILLEGAL WIRETAPPING OF JUDGES BY THE COMMISSION ON JUDICIAL CONDUCT**

Dear Governor Cuomo

I respectfully request that you telephone Assistant U.S. Attorney [\*\*REDACTED\*\*] and ask whether there is any credible evidence in the millions of documents, currently under court seal in case # [\*\*REDACTED\*\*] regarding the illegal wiretapping of New York State judges and attorneys [\*\*REDACTED\*\*]

I believe you will quickly confirm that certain NYS employees at the judicial and attorney “ethics” committees routinely directed such “black bag operations” by grossly and illegally abusing their access to [\*\*REDACTED\*\*]

New York judges and lawyers, and obviously the public, deserve immediate action to address the widespread corruption in and about the state’s so-called “ethics” oversight entities. According, it is requested that you temporarily shut down and secure New York’s “ethics” offices and appoint, by executive order, an Ethics Commission to investigate, etc.

Please take immediate action regarding this vital issue, and so as to continue your efforts to help all New Yorkers restore their faith in their government.  
[\*\*REDACTED\*\*]

cc:     Assistant U.S. Attorney [\*\*REDACTED\*\*]  
         The Hon. [\*\*REDACTED\*\*]  
         [\*\*REDACTED\*\*]

34. That on Tuesday, February 19, 2013, ECC released the story,

**“ETHICSGATE UPDATE FAXED TO EVERY U.S. SENATOR**

**WWW.ETHICSGATE.COM “THE ULTIMATE VIOLATION OF TRUST IS THE  
CORRUPTION OF ETHICS OVERSIGHT” EXCLUSIVE UPDATE:**

Tuesday, February 19, 2013 --- New York State Governor Andrew Cuomo asked to shut down judicial “Ethics” offices after evidence reveals illegal wiretapping of judges - Andrew Cuomo was formally requested on Friday, February 15, 2013 to shut down the NYS Commission on Judicial Conduct, the state agency charged with overseeing the ethics of all non-federal judges in the Empire State. Governor Cuomo will confirm with federal prosecutors that a case, where millions of documents are held under seal, contains evidence of widespread "black bag operations" that advanced, over more than a decade, knowingly false allegations against targets while protecting favored insiders, including Wall Street attorneys.... See the full story at: [www.ethicsgate.com](http://www.ethicsgate.com)”<sup>27</sup>

35. That on Thursday, February 28, 2013, ECC released the story,

**“NEW YORK SENATORS ASKED TO APPOINT ETHICS CORRUPTION  
LIAISON...EVERY NEW YORK STATE SENATOR HAS BEEN REQUESTED  
TO APPOINT AN "ETHICS CORRUPTION LIAISON" SO THAT TIMELY  
INFORMATION IN THE EVER-GROWING SCANDAL INSIDE NEW YORK'S  
SO-CALLED "ETHICS" ENTITIES MAY BE PROVIDED TO EACH STATE  
SENATOR.**

Reform2013.com

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<sup>27</sup> <http://exposecorruptcourts.blogspot.com/2013/02/ethicsgate-update-faxed-to-every-us.html>

Ethicsgate.com  
February 28, 2013  
Via Facsimile [as noted below]

RE: Illegal Wiretapping of NYS Judges and Attorneys by "Ethics" Entities

*Dear Senator,*

On February 15, 2013, we formally requested that Governor Cuomo contact the Assistant U.S. Attorney handling a sensitive federal case wherein credible evidence, in the millions of documents currently under court seal, support the allegation of the widespread illegal wiretapping of New York State judges and attorneys over at least the last ten years. In addition, other individuals- unrelated to that sealed federal matter- allege the exact same illegal activity.

The illegal wiretapping is alleged to have been directed by named senior personnel (and NYS employees) at the Commission on Judicial Conduct (the "CJC") and by at least two of the state's 4 judicial departments' attorney ethics committees.

We are, of course, confident that Governor Cuomo is taking decisive action regarding these troubling allegations, and we are now requesting that you, as a New York State Senator, begin a comprehensive review of the troubling issues.

As we are all aware, certain corrupt forces in New York have caused tremendous damage to the very soul of this great state. Now, the improper actions have accomplished the "ultimate corruption" - they have compromised and corrupted New York's so-called "ethics oversight" entities.

New York judges and lawyers, and obviously the public, deserve immediate action to address the widespread corruption in and about the state's so-called "ethics" oversight entities. (Additional information is available at [www.Reform2013.com](http://www.Reform2013.com))

Accordingly, it is requested that you direct someone in your office to act as the liaison regarding this Ethics Corruption, and that he or she be in contact with us so that we may best communicate information to your office. Please have your designee contact us at their earliest convenience. Thank you.

Very truly yours,  
Reform2013

36. That on Wednesday April 03, 2013, ECC released the story,

**FORMAL COMPLAINT FILED AGAINST NYS EMPLOYEES FOR ILLEGAL  
WIRETAPPING...THE WIDESPREAD ILLEGAL WIRETAPPING INCLUDED  
TARGETED NEW YORK STATE JUDGES AND ATTORNEYS.....,**

Reform2013.com  
P.O. Box 3493  
New York, New York 10163  
202-374-3680 tel  
202-827-9828 fax

via facsimile # 202-514-6588

April 3, 2013

Robert Moossy, Jr., Section Chief  
Criminal Section, Civil Rights Division  
US Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, D.C. 20530

**RE: FORMAL COMPLAINT AGAINST NEW YORK STATE  
EMPLOYEES INVOLVING  
CONSTITUTIONAL VIOLATIONS, INCLUDING WIDESPREAD  
ILLEGAL WIRETAPPING**

Dear Mr. Moossy,

In researching and reporting on various acts of corruption in and about the New York State Court System, specific reviewed evidence supports allegations that over a ten-year-plus period of time, certain NYS employees participated in the widespread practice of illegal wiretapping, inter alia. As these individuals were in supervisory positions at "ethics oversight" committees, the illegal wiretapping largely concerned attorneys and judges, but their actions also targeted other individuals who had some type of dealings with those judicial and attorney "ethics" committees.



The NY state-employed individuals herein complained of include New York State admitted attorneys **Thomas Joseph Cahill, Alan Wayne Friedberg, Sherry Kruger Cohen, David Spokony and Naomi Freyda Goldstein.**

At some point in time shortly after 9/11, and by methods not addressed here, **these individuals improperly utilized access to, and devices of, the lawful operations of the Joint Terrorism Task Force (the "JTTF"). These individuals completely violated the provisions of FISA, ECPA and the Patriot Act for their own personal and political agendas.** Specifically, these NY state employees essentially commenced "black bag operations," including illegal wiretapping, against whomever they chose- and without legitimate or lawful purpose. To be clear, any lawful act involving the important work of the JTTF is to be applauded. The herein complaint simply addresses the unlawful access- and use- of JTTF related operations for the personal and political whims of those who improperly acted under the color of law. Indeed, illegally utilizing JTTF resources is not only illegal, it is a complete insult to those involved in such important work.

In fact, hard-working and good-intentioned prosecutors and investigators (federal and state) are also victims here, as they were guided and primed with knowingly false information.

Operations involving lawful activity- and especially as part of the important work of the JTTF and related agencies- are not at issue here. This complaint concerns the illegal use and abuse of such lawful operations for personal and political gain, and all such activity while acting under the color of law. This un-checked access to highly-skilled operatives found undeserving protection for some connected wrong-doers, and the complete destruction of others- on a whim, including the pre-prosecution priming of falsehoods ("set-ups"). The aftermath of such abuse for such an extended period of time is staggering.

It is believed that most of the 1.5 million-plus items in evidence now under seal in Federal District Court for the Eastern District of New York, case #09cr405 (EDNY) supports the fact, over a ten-year-plus period of time, of the illegal wiretapping of New York State judges, attorneys, and related targets, as directed by state employees.

To be sure, the defendant in #09cr405, Frederick Celani, is a felon who is now regarded by many as a conman. Notwithstanding the individual (Celani), the evidence is clear that Celani once supervised lawful "black bag operations," and, further, that certain NYS employees illegally utilized access to such operations for their own illegal purposes. (Simple reference is made to another felon, the respected former Chief Judge of the New York State Court of Appeals, Sol Wachtler, who many believe was victimized by political pre-priming prosecution.)

In early February, 2013, I personally reviewed, by appropriate FOIL request to a NYS Court Administrative Agency, over 1000 documents related to the herein complaint. Those documents, and other evidence, fully support Celani's claim of his once-lawful supervisory role in such JTTF operations, and his extended involvement with those herein named. (The names of specific targeted judges and attorneys are available.)

One sworn affidavit, by an attorney, confirms the various illegal activity of Manhattan's attorney "ethics" committee, the Departmental Disciplinary Committee (the "DDC"), which includes allowing cover law firm operations to engage in the practice of law without a law license. Specifically, evidence (attorney affidavits, etc.) supports the claim that Naomi Goldstein, and other DDC employees supervised the protection of the unlicensed practice of law. The evidence also shows that Ms. Goldstein knowingly permitted the unlicensed practice of law, over a five-year-plus period of time, for the purpose of gaining access to, and information from, hundreds of litigants.

Evidence also supports the widespread illegal use of "black bag operations" by the NYS employees for a wide-range of objectives: to target or protect a certain judge or attorney, to set-up anyone who had been deemed to be a target, or to simply achieve a certain goal. The illegal activity is believed to not only have involved attorneys and judges throughout all of the New York State, including all 4 court-designated ethics "departments," but also in matters beyond the borders of New York.

Other evidence points to varying and widespread illegal activity, and knowledge of such activity, by these and other NYS employees- all of startling proportions.

For example:

The "set-up" of numerous individuals for an alleged plot to bomb a Riverdale, NY Synagogue. These individuals are currently incarcerated. The trial judge, U.S.

District Court Judge Colleen McMahon, who publicly expressed concerns over the case, saying, "I have never heard anything like the facts of this case. I don't think any other judge has ever heard anything like the facts of this case." (2nd Circuit 11cr2763)

The concerted effort to fix numerous cases where confirmed associates of organized crime had made physical threats upon litigants and/or witnesses, and/or had financial interests in the outcome of certain court cases.

The judicial and attorney protection/operations, to gain control, of the \$250 million-plus Thomas Carvel estate matters, and the pre-prosecution priming of the \$150 million-plus Brooke Astor estate.

The thwarting of new evidence involving a mid 1990's "set-up" of an individual, who spent over 4 years in prison because he would not remain silent about evidence he had involving financial irregularities and child molestation by a CEO of a prominent Westchester, NY non-profit organization. (Hon. John F. Keenan) The wire-tapping and ISP capture, etc., of DDC attorney, Christine C. Anderson, who had filed a lawsuit after being assaulted by a supervisor, Sherry Cohen, and after complaining that certain evidence in ethics case files had been improperly destroyed. (See SDNY case #07cv9599 - Hon. Shira A. Scheindlin, U.S.D.J.)

The eToys litigation and bankruptcy, and associates of Marc Dreier, involving over \$500 million and the protection by the DDC of certain attorneys, one who was found to have lied to a federal judge over 15 times.

The "set-up" and "chilling" of effective legal counsel of a disabled woman by a powerful CEO and his law firms, resulting in her having no contact with her children for over 6 years.

The wrongful detention for 4 years, prompted by influential NY law firms, of an early whistleblower of the massive Wall Street financial irregularities involving Bear Sterns and where protected attorney-client conversations were recorded and distributed.

The blocking of attorney accountability in the \$1.25 billion Swiss Bank Holocaust Survivor settlement where one involved NY admitted attorney was ultimately disbarred- in New Jersey. Only then, and after 10 years, did the DDC follow with disbarment. (Gizella Weisshaus v. Fagan)

Additional information will be posted on [www.Reform2013.com](http://www.Reform2013.com)

The allegations of widespread wiretapping by New York's so-called "ethics" committees were relayed to New York Governor Andrew M. Cuomo on February

15, 2013, and to the DDC Chairman Mr. Roy R. L. Reardon, Esq., who confirmed, on March 27, 2013, his knowledge of the allegations. (Previously, on March 25, 2013, I had written to DDC Deputy Chief Counsel Naomi Goldstein, copying Mr. Reardon, of my hope that she would simply tell the truth about the improper activity, inter alia.)

New York judges and lawyers, and obviously the public, deserve immediate action to address the widespread corruption in and about New York's so-called "ethics" oversight entities.

Please take immediate action regarding this troubling issue, and so as to continue the DOJ's efforts to help all New Yorkers restore their faith in their government.

**cc:**

**U.S. Attorney Loretta E. Lynch via facsimile 718-254-6479 and 631-715-7922**

**U.S. DOJ Civil Rights Section via facsimile 202-307-1379, 202-514-0212**

**The Hon. Arthur D. Spatt, via facsimile 631-712-5626**

**The Hon. Colleen McMahon via facsimile 212-805-6326**

**Hon. Shira A. Scheindlin via facsimile 212-805-7920**

**Assistant U.S. Attorney Demetri Jones via facsimile 631-715-7922**

**Assistant U.S. Attorney Perry Carbone via facsimile 914-993-1980**

**Assistant U.S. Attorney Brendan McGuire via 212-637-2615 and 212-637-0016**

**FBI SSA Robert Hennigan via facsimile 212-384-4073 and 212-384-4074**

**Pending SEC Chair Mary Jo White via facsimile 212-909-6836**

Posted by Corrupt Courts Administrator at 2:11 PM

37. That in ECC stories from June 27, 2012 through February 28, 2013 listed herein a Pattern and Practice of Public Office Corruption is apparent, with now admitted Felony Obstruction of Justice by the person contracted to violate "targets" rights, committed by New York Public Officials that are Defendants in this lawsuit and matching identically the types of CRIMINAL CONSPIRATORIAL OBSTRUCTIONS revealed in the Anderson lawsuit. After speaking with the source of the story McKeown, on information and belief, Plaintiff and the other "related" suits were also "targets." These are

inconceivable allegations of Public Officials targeting not only other Public Officials and Whistleblowers such as Anderson and Corrado but private citizens in lawsuit against them. Public Officials committing CRIMINAL ACTS to intentionally OBSTRUCT JUSTICE using, on information and belief, ILLEGALLY OBSTAINED PUBLIC RESOURCES and FUNDS to finance and operate these criminal activities and obstructions. That these acts committed to “Obstruct Justice” in these proceedings, through a variety of racketeering style behavior, aid and abet further the criminal activities of Defendants in the Anderson lawsuit and the legally related lawsuits and continue to violate Plaintiffs rights through continued denial of due process and procedure, through continued legal process abuse and continued Fraud on this Court.

## **II. DENIAL OF COUNSEL THROUGH EXTORTION**

38. That these events have deprived Plaintiff not only Due Process under Law from the Obstructions but these Obstructions are unique, as they come from Attorney at Law Regulatory Agencies that are named Defendants in this RICO and which have added a new level of Obstruction in denying Plaintiffs the ability to seek legal counsel due to their control over the legal processes and Attorneys at Law. That any Attorney at Law after reading the exhibited articles herein would be crazy not fearing becoming the next “target” of the Attorney at Law Regulatory Agencies and being disbarred, fired, blackballed or worse. Where the Criminal RICO Enterprise described in the Amended



Complaint and RICO Statement is composed mainly of Criminals who are disguised as Attorneys at Law and through misuse of these legal titles,

- i. the Criminal Legal Cartel operates a variety of Law Firms to run complex legal crimes, for example, bankruptcy scams, real estate scams, securities scams, estate scams, family court scams and more.
- ii. the Criminal Legal Cartel employs Criminals who are disguised as Attorneys at Law and peppered with legal degrees that may be false degrees according to the articles herein with non-lawyers being handed legal “degrees” by the “Cleaner” Goldstein.
- iii. the Criminal Legal Cartel employs Criminals disguised as Attorneys at Law to act as Judges in State and Federal Cases
- iv. the Criminal Legal Cartel employs Criminals disguised as Public Officials whom are inserted into various government agencies both state and federal to derail any *investigations into their criminal activities.*

The articles cited herein clearly show that the Criminals are disguised as Attorneys at Law and any Principled and Ethical Attorneys at Law that are attempting **to help** Plaintiffs prosecute these Criminals disguised as Attorneys at Law then become targeted by other Criminal Attorneys at Law who are misusing their Public Offices and illegally using a mass of public funds and resources to then target Good Guy Whistleblowers like Anderson and Corrado. Anderson and Corrado two credible experts in ATTORNEY MISCONDUCT COMPLAINTS, Good Gal Attorneys at Law, acting as Good Guy

Public Officers and trying to do the right thing by helping victims, who then risk their lives to expose before this Court these schemes of their superiors gone rogue, including those at the highest outposts of the New York Supreme Court Attorney at Law Regulatory Agencies and look how wonderfully they have been treated.

39. That these news articles when viewed through the eye of an Attorney at Law looking to help Plaintiffs, who sees that they too will be “targets” and disbarred or worse, now acts to block Due Process by denying and disabling Plaintiffs rights to have honest Attorneys at Law represent their cases who do not fear this kind of “targeted” blowback. Especially when the blowback is from the very legal regulatory agencies that control their licenses to practice law and that can strip them of their license and livelihood if they help Plaintiffs that will prosecute and expose them for their crimes. The New York Supreme Court Disciplinary Departments are in fact seen as the criminal villain in these articles, found *Wiretapping, Infiltrating and Subverting the United States Joint Terrorism Task Force to “target” innocent civilians, Patriot Act Violations against targeted innocent civilians, Whistleblowers and other “targets” of GOVERNMENT AGENCY ROGUE ACTORS,* now targeting even the Judges that are trying to be Good Guy Judges and prosecute these corrupted state regulatory agencies in the courts, since most Judges are Attorneys at Law, again they too are under oversight by the Attorney at Law Disciplinary Committees and State Bars that are controlled by the Criminal Legal Cartel, top down. Plaintiff being Pro Se and all is not well versed in the Art of Law as Your Honor but the number of

crimes alleged in just this last paragraph is overwhelming to count and so disabling to our System of Jurisprudence and Government as to constitute a Treason via a Coup D'état to disable Law at the Highest Outpost of Law. A lawless legal system disabling the laws that regulate Wallstreet Lawyers, who are really criminals disguised as Wallstreet Lawyers and yes these very same criminals are now found behind the collapse of world markets and yes, the fox is in the henhouse and humanity is being slaughtered and there is no justice and so this Court must now make a stand to join force with either injustice or justice and restore law and order, one court at time, starting here.

40. That while the 6<sup>th</sup> Amendment was designed primarily for criminal defendants, there are also special circumstances, like those in this Lawsuit and the related to Anderson lawsuits that would allow this Court to grant similar rights to granting counsel that is also vetted for conflict and then protected from backlash to represent Plaintiff in this civil case. Especially where the right to counsel is being interfered with by criminal acts by those charged with upholding such rights who are also Defendants in this lawsuit.

41. That really, this Court cannot over look yet another "insider" Whistleblower named in these articles, now with the US Attorney admitting to having ILLEGALLY TAPPED ANDERSON, JUDGES CHAMBERS and "TARGETS" in efforts to intentionally "Obstruct Justice." A whistleblower who claims to have been so contracted to perform these illegal Obstructions by Defendants in this RICO and others in Public Offices. The "Whistleblower" Frederic Celani whom is claimed in the articles to be working with





Federal Agents has already turned over evidence that includes video/audio recordings, eyewitness accounts of Public Officials meeting him in odd places, millions of documents and statements that he was contracted to “Target” victims with the direct intent to Obstruct Justice. Obstructions admittedly done through a host of FELONY VIOLATIONS TO DEPRIVE CONSTITUTIONAL RIGHTS of Plaintiffs in Anderson and the related cases through these abuses of legal process and procedure, *misappropriations of state and federal funds and resources to so achieve these illegal activities under the color of law with Criminals disguised as Attorneys at Law who run the Attorney Disciplinary Committees. Can’t make this shit up.*

**III. RE OPEN AND REHEAR BASED ON NEW EVIDENCE OF NEW RICO  
CRIMINAL ACTS COMMITTED AGAINST PLAINTIFF BY SEVERAL  
DEFENDANTS IN THIS RICO, INCLUDING BUT NOT LIMITED TO, ABUSE OF  
LEGAL PROCESS, THEFT OF INHERITANCE, POSSIBLE INVOLVEMENT OF  
DEFENDANTS IN THE ALLEGED MURDER OF SIMON L. BERNSTEIN.**

42. That the criminal acts against Plaintiffs and others rights to privacy and property described herein again illustrate a pattern and practice of new and ongoing RICO activity against Plaintiff and again reveal misuse of Public Offices by criminals disguised as Public Officials, who are providing continued cover for criminal activities, usually run through rogue Law Firms, used to infiltrate and derail due process and commit FRAUD ON THE COURT(S) and FRAUD in Regulatory Agencies and Prosecutorial offices, as

evidenced by CREDIBLE EYEWITNESS WHISTLEBLOWERS in the related Anderson case. These are not claims by the less than artful Pro Se Plaintiff claims of conspiracy, these are from long standing and outstanding members (heroes) of the legal systems, credible experts in the art of Attorney at Law Misconduct making these claims. This is irrefutable evidence this Court can no longer deny and make claims that Plaintiff's has failed to state a claim, etc. this is irrefutable fact of evidence of a massive conspiracy *affecting Plaintiff's lawsuit from the start, his life and wellbeing and that of his families.* Provisions against Conspiracies to Interfere with Civil Rights (42 U.S.C. § 1985) 42 U.S.C. § 1985 grants a civil cause of action for damages caused by various types of conspiracies aimed at injuring a person in his/her person or property, or denying him/her a Federal right or privilege. § 1985 mainly deals with three instances of conspiracy: those aimed at preventing an officer from performing his/her duties; those aimed at obstructing justice by intimidating a party, witness, or juror; and those aimed at depriving a person's rights or privileges.

43. That the following NEW legal actions involving Plaintiff and certain Defendants in this Lawsuit, including but not limited to, central conspirators of the original criminal acts of Intellectual Property Theft from Plaintiff by his retained Intellectual Property Law Firms Defendants Proskauer, Greenberg Traurig and Foley & Lardner, show a continued pattern of criminal activity designed against Plaintiff to cause harms in a variety of ways, typical of Criminal RICO Enterprises.



44. That in each of the legal actions described below, other than the estate actions, it should be noted by this Court that Plaintiff Bernstein is the defendant and is somehow or another dragged into these actions regarding himself and his companies Iviewit and his Intellectual Properties, without any service and all roads that lead back to a nexus of Defendants involvement in all of them. Plaintiff is often inserted to these actions in bizarre and illegal ways, with judgments and rulings allegedly against him and his companies, *defaming him and accusing him in rulings and published articles of Felony crimes he has never been tried or prosecuted or even accused of*, all in efforts to smear him, make false judgments and liens against him, all in actions he has never been a party too and has asserted no defenses on his behalf, in many cases not even knowing the cases existed until after rulings and determinations were made.

45. That these continuing conspiratorial acts are designed to continue legal process abuse against Plaintiff, in order to,

- v. harass and defame him through legal process abuse,
- vi. to commit theft of personal property and inheritance through legal process abuse,
- vii. to gain false judgments and liens against Plaintiff through legal process abuse, liens to pursue if Plaintiff is to receive an expected inheritance, and
- viii. to target and shut down individuals and others who are publishing information regarding Plaintiff's RICO, the legally related cases, Your Honor and many of the Defendants in these cases.



All of these legal process abuses are committed through new Frauds on a variety of courts, Frauds on Public Offices and now Fraud in Public Agencies around the world, as defined further herein. The list of new legal actions involving Plaintiff and key Defendant Law Firms, include but are not limited to all of the following:

**OBSIDIAN FINANCE GROUP, LLC ET AL V. COX  
CASE NO. 3:11-CV-00057-HZ (HEREBY FULLY INCORPORATED BY REFERENCE  
IN ENTIRETY HEREIN, ALL PLEADINGS, ORDERS, ETC.)<sup>28</sup>**

46. That on January 2011 Obsidian V. Cox was Filed in the District of Oregon.
47. That this case involves Crystal Cox (“Cox”) who is an investigative journalist reporting on the Plaintiffs and Defendants in the Anderson and Legally Related Cases.
48. That Cox has now also become the target of several central Defendants of this RICO and ANTITRUST Lawsuit through LEGAL PROCESS ABUSE and more.
49. That now these same Defendants in this RICO are now inextricably bound to the Obsidian lawsuit.
50. That upon my knowledge, information and belief, The Obsidian Finance Group v. Crystal Cox trial was in November of 2011, there was a \$2.5 million dollar verdict rendered to Cox. At this time, Crystal Cox was the only named defendant in that case, the only defendant on trial, and the only defendant in Obsidian Finance Group v. Crystal Cox, whatsoever.

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<sup>28</sup> Response To Demand for Summary Judgment. Objection to Summary Judgment for Damages.  
<http://ia600403.us.archive.org/9/items/gov.uscourts.ord.101036/gov.uscourts.ord.101036.25.0.pdf>

51. That six months after a judgment was issued against Cox in the case, which is now on appeal with the famed First Amendment Rights Attorney at Law and Professor Eugene Volokh, Esq., Professor at UCLA School of Law representing Cox, attempts were made to add Plaintiff Bernstein via a “Supplemental Motion” to the Obsidian lawsuit as a defendant and have him added to a 2.5 Million Dollar Judgment. After the case was already decided and on appeal and Plaintiff was not ever before a party or even mentioned in the suit!<sup>29</sup>

52. That several hours after the filing of this “Supplemental Complaint” the Judge struck it from the record, as indicated in the Docket report below.

05/11/2012	<u>136</u>	<b>STRICKEN per order of 5/11/2012. Supplemental Complaint. (statutory fee exempt status selected) Jury Trial Requested: Yes. Filed by Obsidian Finance Group, LLC, Kevin D. Padrick against All Defendants. (Aman, David) Modified on 5/11/2012 (mr). (Entered: 05/11/2012)</b>
05/11/2012	<u>137</u>	<b>STRICKEN per order of 5/11/2012. Proposed Summons to Eliot Bernstein Filed by All Plaintiffs. (Aman, David) Modified on 5/11/2012 (mr). (Entered: 05/11/2012)</b>
05/11/2012	138	<b>ORDER: STRIKING the supplemental complaint <u>136</u> and proposed summons <u>137</u> for failure to comply with FRCP 15(d) which requires that the party seeking to file a supplemental complaint do so by motion. Fed. R. Civ. P. 15(d); see also <u>Connectu, LLC v. Zuckerberg</u>, 522 F.3d 82, 90 (1st Cir. 2008) (supplemental complaint cannot be filed as a matter of course).</b>  In any motion for leave to file a supplemental complaint, plaintiffs are requested to thoroughly address, with relevant authority, the following issues: (1) this Court's jurisdiction over the matter given that a Notice of Appeal has been filed; (2) whether a supplemental complaint is allowed post-judgment; (3) why the alleged fraudulent transfer claim should be raised in a supplemental complaint as opposed to bringing it in a new action. Ordered by Judge Marco A. Hernandez. Copy of this order emailed and mailed to defendant Crystal Cox. (mr) (Entered: 05/11/2012)

<sup>29</sup> SUPPLEMENTAL COMPLAINT (FRAUDULENT TRANSFER)  
<http://ia600403.us.archive.org/9/items/gov.uscourts.ord.101036/gov.uscourts.ord.101036.136.0.pdf>

05/11/2012)

53. That upon my knowledge, information and belief, the District of Oregon court by Judge Marco Hernandez within hours denied this FRAUDULENT attempt to add Bernstein as a defendant in the lawsuit after the fact and yet this reveals another instance of attempted Fraud on that Court through abuse of process by these criminal Attorneys at Law in efforts to secure judgments against me. However, despite this attempt being denied by that Court, Bernstein now appears to be a defendant on the docket of that lawsuit, despite never having been a defendant nor ever being served in the suit, this acts to defame and damage Plaintiff despite the ruling anyone looking up the case sees him as a Defendant and may presume the Judgment was rendered against him too. That this constitutes further RICO acts against Plaintiff in harassing him through further Abuse of Process and more.

54. That upon my knowledge, information and belief, the District of Oregon court by Judge Marco Hernandez strikingly however failed to docket the Counter Defendants sued by Cox in her Counter Complaint.

55. That upon my knowledge, information and belief, David S. Aman is a lawyer with Tonkon Torp Law Firm in Portland Oregon. David Aman is counsel for Obsidian Finance Group and Kevin D. Padrick, in the legal action Obsidian Finance Group v. Crystal Cox. ( District of Oregon 3:11-cv-00057-HZ ). David S. Aman was involved in the Summit

bankruptcy in which Crystal Cox, an investigative blogger had been reporting on for 3 years. And Aman was named in an objection to the fees legal action filed by Stephanie Studebaker Deyoung, and other Summit bankruptcy investors and creditors. David S. Aman deposed Crystal Cox's "source", the Summit bankruptcy whistleblower Stephanie DeYoung years prior to Obsidian Finance Group v. Crystal Cox, and knew the role that Crystal Cox played in the reporting of the Summit bankruptcy case. David S. Aman filed *a legal action against Crystal Cox for 10 million dollars, on behalf of Plaintiff Kevin D. Padrick*, bankruptcy trustee. This legal action was to shut down the blogs of investigative blogger Crystal Cox, as these blogs exposed the details of a \$40 million dollar Oregon bankruptcy. These blogs also expose and link to the details of the Iviewit companies Intellectual Property thefts and wholly cover this RICO lawsuit and the related lawsuits. The blogs also tie the involvement of Tonkon Torp clients Enron and Intel and where Plaintiff alleges that attempted thefts of Plaintiff's Intellectual Properties were the primary reason by which Enron collapsed through their Enron Broadband Division and led to Arthur Andersen's collapse.

56. That upon my knowledge, information and belief, in December of 2011, after a phone conference with Cox, Free Speech / Porn Industry Attorney Marc J. Randazza ("Randazza") of Randazza Legal Group began negotiating a deal with David S. Aman, attorney for Obsidian. Randazza had no agreement with Cox to represent her and was attempting to stop Cox from appealing Obsidian v. Cox to the Ninth Circuit. Randazza

conspired with Aman to negotiate a deal to stop the appeal, and did not ever tell Cox what the details of this negotiation were. Cox later found out from another attorney of the first amendment bar. Randazza had told members that he represented Cox in the matter of her appeal, and so they stayed away. Randazza's negotiation was exposed by UCLA professor Eugene Volokh to Cox, and Volokh has become Cox's counsel, retained under contract with Mayer Brown for her appeal.

57. That upon my knowledge, information and belief, in retaliation, early in 2012, Porn Industry Attorney Marc J. Randazza of Randazza Legal Group, conspired with Attorney Aman, to set Crystal Cox up for the crime of extortion. Aman initiated this defamatory campaign with an email out of context to the New York Times that was one email out of 5 in a settlement negotiation with Cox. Aman and Randazza conspired to discredit and defame Cox and together convinced Judge Hernandez, and from there the world through *Big Media and legal bloggers*, that Cox had extorted them, though no extortion complaint was ever filed against her or Plaintiff and where once again, Plaintiff is inserted into the decisions accusing him and defaming him in the process now of extortion and more. Randazza assisted Aman in attempting to seize blogs, domain names and shut down the reporting of Cox, by filing motions for a receiver named Lara Pearson whom Randazza had used before in the Righthaven cases. This receiver was to take domain names and blogs of Crystal Cox and domain names belonging to Plaintiff Bernstein, iViewit, who





seemed out the blue to suddenly months after the cases was decided to come of interest in the case, though suspected to have been planned all along.

58. That after gaining this ill-gotten, erroneous and unconstitutional judgment, Tonkon Torp Law Firm's David Aman and Kevin D. Padrick then conspired with journalists for the New York Times and Forbes to publish stories that would use this judgment to discredit and defame Plaintiff and Cox by the falsely creating an appearance that they were involved and convicted for criminal activities and more.

**OBSIDIAN FINANCE GROUP LLC AND KEVIN D PADRICK VS CRYSTAL COX  
CASE NUMBER: 2:2012MC00017, FILED NOVEMBER 21, 2012, WASHINGTON  
EASTERN DISTRICT COURT, SPOKANE OFFICE, PRESIDING JUDGE: JAMES P.  
HUTTON**

59. That on information and belief this case is related matter to the Obsidian case above, although the reason for this case remains unknown.

**WORLD INTELLECTUAL PROPERTY ORG (WIPO) - (CT) D2011-0675  
COMPLAINANT PROSKAUER ROSE V. COX AND BERNSTEIN (HEREBY FULLY  
INCORPORATED BY REFERENCE IN ENTIRETY HEREIN, ALL COMPLAINTS,  
SUBMISSIONS, RULINGS, DETERMINATIONS, ETC.)**

60. That on April 2011 Proskauer Rose filed a WIPO Complaint against Crystal Cox and again Eliot Bernstein is somehow inserted throughout the case, WIPO Case Numbers, (TG) D2011-0678, (CT) D2011-0679, (CT) D2011-0677, (CT) D2011-0675.

61. That RICO Central Conspirator Defendant Proskauer Rose files this WIPO action in an attempt to scrub the web of Cox sites and news articles reporting and investigating this

Lawsuit, the related lawsuits and Defendant Proskauer in efforts to seize and shut down her sites and domains.

62. That Proskauer loses to Cox in this action yet Plaintiff appears named throughout.
63. That Proskauer attempted to choose a panelist, a one Peter L. Michaelson to hear this action who in the end however was disqualified for unknown reasons at that time. That later Plaintiff learned that Michaelson is wholly conflicted with, including but not limited to, Defendants Proskauer, Rubenstein, Judith Kaye, MPEG and others in this RICO lawsuit, how typical of Proskauer to try and slip a conflict in.
64. That Dawn Osborne also recused herself from this action for unknown reasons at this time.
65. That the decisions in this matter can be found at the following url's,

*Defendant Proskauer's Joseph Leccese v. Crystal Cox*

<http://www.wipo.int/amc/en/domains/search/text.jsp?case=D2011-0679>

*Defendant Proskauer's Allen Fagin v. Crystal Cox*

<http://www.wipo.int/amc/en/domains/search/text.jsp?case=D2011-0678>

*Defendant/Counsel for Proskauer/Pro Se Counsel Gregg M. Mashberg v. Crystal Cox*

<http://www.wipo.int/amc/en/domains/search/text.jsp?case=D2011-0677>

*Proskauer Rose LLP v. Leslie Turner (Cox was Respondent)*

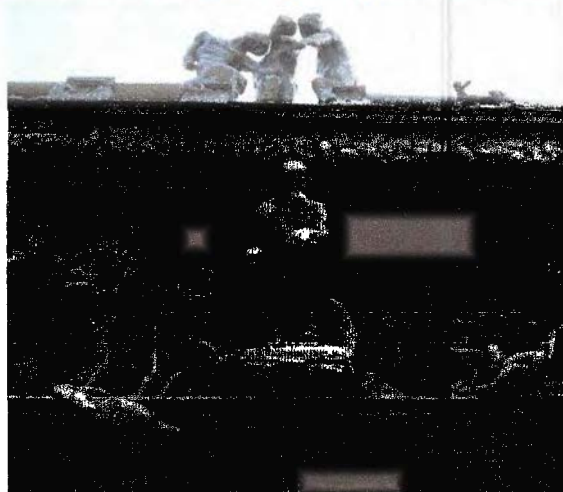
**EXHIBIT 30 - CONFLICT OF INTEREST DISCLOSURE**

4-30



I-VIEW-IT HOLDINGS, INC.  
I-VIEW-IT TECHNOLOGIES, INC.

**CONFLICT OF INTEREST (COI) DISCLOSURE FORM**



*"Lasciate ogne speranza, voi ch'intrate"*<sup>1</sup>  
whom fail to heed this form.

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**THIS COI MUST BE SIGNED AND RETURNED PRIOR TO ANY  
ACTION BY YOU IN THESE MATTERS**

Please accept and return signed, the following Conflict of Interest Disclosure Form (COI) before continuing further with adjudication, review or investigation of the attached PETITION to the

**CIRCUIT COURT FOR PALM BEACH COUNTY, FL, Probate Division, Cases No.  
502012CP004391XXXXSB Simon L. Bernstein and Case No. 502011CP000653XXXXSB  
Shirley Bernstein, titled,**

**PETITION TO:**

**PETITION TO: FREEZE ESTATE ASSETS, APPOINT NEW PERSONAL REPRESENTATIVES,  
INVESTIGATE FORGED AND FRAUDULENT DOCUMENTS SUBMITTED TO THIS COURT**

<sup>1</sup> il Sommo Poeta ~ Durante degli Alighieri, "Divina Commedia" 1308-1321 Canto III

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

**AND OTHER INTERESTED PARTIES, RESCIND SIGNATURE OF ELIOT BERNSTEIN IN  
ESTATE OF SHIRLEY BERNSTEIN AND MORE**

The Conflict of Interest Disclosure Form is designed to ensure that the review and any determination from such review of the enclosed materials should not be biased by any conflicting financial interest or any other conflicting interest by those reviewers responsible for the handling of this confidential information. Whereby any conflict with any of the main alleged perpetrators of the alleged crimes referenced in these matters herein, or any other perpetrators not known at this time, must be fully disclosed in writing and returned by anyone reviewing these matters prior to making ANY determination.

Disclosure forms with "Yes" answers, by any party, to any of the following questions, are demanded not to open the remainder of the documents or opine in any manner, until the signed COI is reviewed and approved by the Iviewit companies and Eliot I. Bernstein. If you feel that a Conflict of Interest exists that cannot be eliminated through conflict resolution with the Iviewit Companies or Eliot Bernstein, instantly forward the matters to the next available reviewer that is free of conflict that can sign and complete the requisite disclosure. Please identify conflicts that you have, in writing, upon terminating your involvement in the matters to the address listed at the end of this disclosure form for Iviewit companies or Eliot I. Bernstein. As many of these alleged perpetrators are large law firms, lawyers, members of various state and federal courts, officers of federal, state and local law enforcement and regulatory agencies, careful review and disclosure of any conflict with those named herein is pertinent in your continued handling of these matters objectively.

These matters already involve claims of, including but not limited to, Conflicts of Interest, Violations of Public Offices, Whitewashing of Official Complaints in the Supreme Courts of New York, Florida, Virginia and elsewhere, Threatening a Federal Witness in a "legally related" Federal Whistleblower Lawsuit, Document Destruction and Alteration, Obstructions of Justice, RICO, ATTEMPTED MURDER and much more. The need for prescreening for conflict is essential to the administration of due process in these matters and necessary to avoid charges of OBSTRUCTION OF JUSTICE and more, against you. US Federal District Court Judge, Shira A. Scheindlin, legally related the matters to a New York Supreme Court Attorney Whistleblower Lawsuit of Christine C. Anderson, Esq. who alleges similar claims of public office corruption against Supreme Court of New York Officials, US Attorneys, NY District Attorneys and Assistant District Attorneys. Therefore, this Conflict Check is a formal request for full disclosure of any conflict on your part, such request conforming with all applicable state and federal laws, public office rules and regulations, attorney conduct codes and judicial canons or other international law and treatises requiring disclosure of conflicts and disqualification from these matters where conflict precludes involvement.

Failure to comply with all applicable conflict disclosure rules, public office rules and regulations, and, state, federal and international laws, prior to continued action on your part, **shall constitute cause** for the filing of criminal and civil complaints against you for any decisions or actions you make prior to a signed Conflict Of Interest Disclosure Form. Charges will be filed against you for failure to comply. Complaints will be filed with all appropriate authorities, including but not limited to, the appropriate Federal, State, Local and International Law Enforcement Agencies, Public Integrity Officials, Judicial

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

Conduct Officials, State and Federal Bar Associations, Disciplinary Departments and any/all other appropriate agencies.

I. Do you, your spouse and your dependents, in the aggregate, have any direct or indirect relations, relationships or interest(s) in any entity, or any of the parties listed in **EXHIBIT 1** of this document, or any of the named Defendants in these matters contained at the URL, <http://iviewit.tv/CompanyDocs/Appendix%20A/index.htm#proskauer> ? Please review the online index in entirety prior to answering, as there are several thousand persons and entities.

**NO**       **YES**

**Please describe in detail any relations, relationships, interests and conflicts, on a separate and attached sheet, fully disclosing all information. If the answer is Yes, please describe the relations, relationships, interests and conflicts, and, affirm whether such conflicts or interests present a conflict of interest that precludes fair review of the matters contained herein without undue bias or prejudice of any kind.**

II. Do you, your spouse and your dependents, in the aggregate, have any direct or indirect relations, relationships or interest(s), in any entity, or any direct or indirect relations, relationships or interest(s), to ANY other known, or unknown person, or known or unknown entity, not named herein, which will cause your review of the materials you are charged with investigating to be biased by any conflicting past, present, or future financial interest(s) or any other interest(s)?

**NO**       **YES**

**Please describe in detail any relations, relationships, interests and conflicts, on a separate and attached sheet, fully disclosing all information. If the answer is Yes, please describe the relations, relationships and interests, and, affirm whether such conflicts or interests present a conflict of interest that precludes fair review of the matters contained herein without undue bias or prejudice of any kind.**

III. Do you, your spouse, and your dependents, in the aggregate, receive salary or other remuneration or financial considerations from any person or entity related in any way to the parties defined in Question I, including but not limited to, campaign contributions whether direct, "in kind" or of any type at all?

**NO**       **YES**

**Please describe in detail any interests or conflicts, on a separate and attached sheet, fully disclosing all information regarding the conflicts or considerations. If the answer is Yes, please describe the relations, relationships and / or interests, and, affirm whether such conflicts or interests present a conflict of interest that precludes fair review of the matters contained herein without undue bias or prejudice of any kind.**

IV. Have you, your spouse, and your dependents, in the aggregate, had any prior communication(s), including but not limited to, phone, facsimile, e-mail, mail, verbal, etc., with any person related to the proceedings of Iviewit, Eliot Ivan Bernstein or the related matters in anyway and parties in Question I?

**NO**       **YES**



**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

Please describe in detail any identified communication(s) on a separate and attached sheet fully disclosing all information regarding the communication(s). If the answer is Yes, please describe the communication(s) in detail, including but not limited to, who was present, what type of communication, the date and time, length, what was discussed, please affirm whether such communication(s) present a conflict of interest in fairly reviewing the matters herein without undue bias or prejudice of any kind.

V. I have run a thorough and exhaustive Conflict of Interest check, conforming to any/all, state, federal and local laws, public office rules and regulations, and, any professional association rules and regulations, regarding disclosure of any/all conflicts. I have verified that my spouse, my dependents, and I, in the aggregate, have no conflicts with any parties or entities to the matters referenced herein. I understand that any undisclosed conflicts, relations, relationships and interests, will result in criminal and civil charges filed against me both personally and professionally.

NO       YES

VI. I have notified all parties with any liabilities regarding my continued actions in these matters, including state agencies, shareholders, bondholders, auditors and insurance concerns or any other person with liability that may result from my actions in these matters as required by any laws, regulations and public office rules I am bound by.

NO       YES

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**RELEVANT SECTIONS OF JUDICIAL CANNONS, ATTORNEY CONDUCT CODES AND LAW**

Conflict of Interest Laws & Regulations

Conflict of interest indicates a situation where a private interest may influence a public decision. Conflict of Interest Laws are Laws and designed to prevent Conflicts of Interest that deny fair and impartial due process and procedure thereby Obstructing Justice in State and Federal, Civil and Criminal Proceedings. These Laws may contain provisions related to financial or asset disclosure, exploitation of one's official position and privileges, improper relationships, regulation of campaign practices, etc. The Relevant Sections of Attorney Conduct Codes, Judicial Cannons, Public Office Rules & Regulations and State & Federal Law listed herein are merely a benchmark guide and other state, federal and international laws, rules and regulations may be applicable to your particular circumstances in reviewing or acting in these matters. For a more complete list of applicable sections of law relating to these matters, please visit the URL,

<http://iviewit.tv/CompanyDocs/oneofthesedays/index.htm# Toc107852933>,

fully incorporated by reference in entirety herein.



**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

New York State Consolidated Laws Penal

ARTICLE 200 BRIBERY INVOLVING PUBLIC SERVANTS AND RELATED OFFENSES

S 200.03 Bribery in the second degree  
S 200.04 Bribery in the first degree  
S 200.05 Bribery; defense  
S 200.10 Bribe receiving in the third degree  
S 200.11 Bribe receiving in the second degree  
S 200.12 Bribe receiving in the first degree  
S 200.15 Bribe receiving; no defense  
S 200.20 Rewarding official misconduct in the second degree  
S 200.22 *Rewarding official misconduct in the first degree* S 200.25 *Receiving reward for official misconduct in the second degree*  
S 200.27 Receiving reward for official misconduct in the first degree  
S 200.30 Giving unlawful gratuities  
S 200.35 Receiving unlawful gratuities  
S 200.40 Bribe giving and bribe receiving for public office; definition of term  
S 200.45 Bribe giving for public office  
S 200.50 Bribe receiving for public office

ARTICLE 175 OFFENSES INVOLVING FALSE WRITTEN STATEMENTS

S 175.05 Falsifying business records in the second degree. S 175.10 Falsifying business records in the first degree.  
S 175.15 Falsifying business records; defense  
S 175.20 Tampering with public records in the second degree  
S 175.25 Tampering with public records in the first degree  
S 175.30 Offering a false instrument for filing in the second degree  
S 175.35 Offering a false instrument for filing in the first degree

NY Constitution ARTICLE XIII Public Officers

Public Officers - Public Officers ARTICLE 1

ARTICLE 2 Appointment and Qualification of Public Officers - ARTICLE 15 ATTORNEYS AND COUNSELORS

S 468-b. *Clients' security fund of the state of New York*

S 476-a. Action for unlawful practice of the law

S 476-b. Injunction to restrain defendant from unlawful practice of the law

S 476-c. Investigation by the attorney-general

S 487. Misconduct by attorneys

S 488. Buying demands on which to bring an action.

Public Officers Law SEC 73 Restrictions on the Activities Of Current and Former State Officers and Employees

Public Officers Law SEC 74 Code of Ethics

Conflicts of Interest Law, found in Chapter 68 of the New York City Charter, the City's Financial Disclosure Law, set forth in section 12-110 of the New York City Administrative Code, and the Lobbyist Gift Law, found in sections 3-224 through 3-228 of the Administrative Code.

TITLE 18 FEDERAL CODE & OTHER APPLICABLE FEDERAL LAW

Title 18 U.S.C. § 4. Misprision of felony. Whoever, having knowledge of the actual commission of a felony cognizable by a court of the United States, conceals and does not as soon as possible make known the same to some judge or other person in civil or military authority under the United States, shall be fined under this title or imprisoned not more than three years, or both.

A federal judge, or any other government official, is required as part of the judge's mandatory administrative duties, to receive any offer of information of a federal crime. If that judge blocks such report, that block is a felony under related obstruction of justice statutes, and constitutes a serious offense.

Upon receiving such information, the judge is then required to make it known to a government law enforcement body that is not themselves involved in the federal crime.

Title 28 U.S.C. § 1361. Action to compel an officer of the United States to perform his duty. The district courts shall have original jurisdiction of any action in the nature of mandamus to compel an officer or employee of the United States or any agency thereof to perform a duty owed to the plaintiff.

This federal statute permits any citizen to file a lawsuit in the federal courts to obtain a court order requiring a federal official to perform a mandatory duty and to halt unlawful acts. This statute is Title 28 U.S.C. § 1361.

Fraud upon the court

FRAUD on the COURT



**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

In the United States, when an officer of the court is found to have fraudulently presented facts to court so that the court is impaired in the impartial performance of its legal task, the act, known as "fraud upon the court", is a crime deemed so severe and fundamentally opposed to the operation of justice that it is not subject to any statute of limitation.

Officers of the court include: Lawyers, Judges, Referees, and those appointed; Guardian Ad Litem, Parenting Time Expeditors, Mediators, Rule 114 Neutrals, Evaluators, Administrators, special appointees, and any others whose influence are part of the judicial mechanism.

"Fraud upon the court" has been defined by the 7th Circuit Court of Appeals to "embrace that species of fraud which does, or attempts to, defile the court itself, or is a fraud perpetrated by officers of the court so that the judicial machinery can not perform in the usual manner its impartial task of adjudging cases that are presented for adjudication". Kenner v. C.I.R., 387 F.3d 689 (1968); 7 Moore's Federal Practice, 2d ed., p. 512, ¶ 60.23

In Bulloch v. United States, 763 F.2d 1115, 1121 (10th Cir. 1985), the court stated "Fraud upon the court is fraud which is directed to the judicial machinery itself and is not fraud between the parties or fraudulent documents, false statements or perjury. ... It is where the court or a member is corrupted or influenced or influence is attempted or where the judge has not performed his judicial function --- thus where the impartial functions of the court have been directly corrupted."

**What effect does an act of "fraud upon the court" have upon the court proceeding? "Fraud upon the court" makes void the orders and judgments of that court.**

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TITLE 18 PART I CH 11

Sec. 201. Bribery of public officials and witnesses

Sec. 225. - Continuing financial crimes enterprise

BRIBERY, GRAFT, AND CONFLICTS OF INTEREST

Sec. 205. - Activities of officers and employees in claims against and other matters affecting the Government

Sec. 208. - Acts affecting a personal financial interest

Sec. 210. - Offer to procure appointive public office

Sec. 225. - Continuing financial crimes enterprise

TITLE 18 PART I CH 79 Sec 1623 - False declarations before grand jury or court

Sec 654 - Officer or employee of United States converting property of another

TITLE 18 PART I CH 73 Sec 1511 - Obstruction of State or local law enforcement

TITLE 18 PART I CH 96 Sec 1961 RACKETEER INFLUENCED AND CORRUPT Organizations ("RICO")

Section 1503 (relating to obstruction of justice),

Section 1510 (relating to obstruction of criminal investigations)

Section 1511 (relating to the obstruction of State or local law enforcement),

Section 1952 (relating to racketeering),

Section 1957 (relating to engaging in monetary transactions in property derived from specified unlawful activity),

TITLE 18 PART I CH 96 SEC 1962 (A) RICO

TITLE 18 PART I CH 96 SEC 1962 (B) RICO

TITLE 18 PART I CH 96 SEC 1962 (C) RICO

TITLE 18 PART I CH 19 SEC 1962 (D) RICO

TITLE 18 PART I CH 19 CONSPIRACY Sec 371 CONSPIRACY TO COMMIT OFFENSE OR TO DEFRAUD UNITED STATES

TITLE 18 PART I CH 95 RACKETEERING SEC 1957 Engaging in monetary transactions in property derived from specified unlawful activity

TITLE 18 PART I CH 47 Sec 1031 - Major fraud against the United States

### Judicial Cannons

What causes the "Disqualification of Judges?"

Federal law requires the automatic disqualification of a Federal judge under certain circumstances.

In 1994, the U.S. Supreme Court held that "Disqualification is required if an objective observer would entertain reasonable questions about the judge's impartiality. If a judge's attitude or state of mind leads a detached observer to conclude that a fair and impartial hearing is unlikely, the judge must be disqualified." [Emphasis added]. *Litek v. U.S.*, 114 S.Ct. 1147, 1162 (1994).

Courts have repeatedly held that positive proof of the partiality of a judge is not a requirement, only the appearance of partiality. *Liljeberg v. Health Services Acquisition Corp.*, 486 U.S. 847, 108 S.Ct. 2194 (1988) (what matters is not the reality of bias or prejudice but its appearance); *United States v. Balistreri*, 779 F.2d 1191 (7th Cir. 1985) (Section 455(a) "is directed against the appearance of partiality, whether or not the judge is actually biased.") ("Section 455(a) of the Judicial Code, 28 U.S.C. §455(a), is not intended to protect litigants from actual bias in their judge but rather to promote public confidence in the impartiality of the judicial process.").

**CONFLICT OF INTEREST DISCLOSURE FORM**  
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That Court also stated that Section 455(a) "requires a judge to recuse himself in any proceeding in which her impartiality might reasonably be questioned." Taylor v. O'Grady, 888 F.2d 1189 (7th Cir. 1989). In Pfizer Inc. v. Lord, 456 F.2d 532 (8th Cir. 1972), the Court stated that "It is important that the litigant not only actually receive justice, but that he believes that he has received justice."

The Supreme Court has ruled and has reaffirmed the principle that "justice must satisfy the appearance of justice", Levine v. United States, 362 U.S. 610, 80 S.Ct. 1038 (1960), citing Offutt v. United States, 348 U.S. 11, 14, 75 S.Ct. 11, 13 (1954). A judge receiving a bribe from an interested party over which he is presiding, does not give the appearance of justice.

"Recusal under Section 455 is self-executing; a party need not file affidavits in support of recusal and the judge is obligated to recuse herself sua sponte under the stated circumstances." Taylor v. O'Grady, 888 F.2d 1189 (7th Cir. 1989).

Further, the judge has a legal duty to disqualify himself even if there is no motion asking for his disqualification. The Seventh Circuit Court of Appeals further stated that "We think that this language [455(a)] imposes a duty on the judge to act sua sponte, even if no motion or affidavit is filed." Balistreri, at 1202.

Judges do not have discretion not to disqualify themselves. By law, they are bound to follow the law. Should a judge not disqualify himself as required by law, then the judge has given another example of his "appearance of partiality" which, possibly, further disqualifies the judge. Should another judge not accept the disqualification of the judge, then the second judge has evidenced an "appearance of partiality" and has possibly disqualified himself/herself. None of the orders issued by any judge who has been disqualified by law would appear to be valid. It would appear that they are void as a matter of law, and are of no legal force or effect.

Should a judge not disqualify himself, then the judge is violation of the Due Process Clause of the U.S. Constitution. United States v. Sciuto, 521 F.2d 842, 845 (7th Cir. 1996) ("The right to a tribunal free from bias or prejudice is based, not on section 144, but on the Due Process Clause.").

Should a judge issue any order after he has been disqualified by law, and if the party has been denied of any of his / her property, then the judge may have been engaged in the Federal Crime of "interference with interstate commerce". The judge has acted in the judge's personal capacity and not in the judge's judicial capacity. It has been said that this judge, acting in this manner, has no more lawful authority than someone's next-door neighbor (provided that he is not a judge). However some judges may not follow the law.

*If you were a non-represented litigant, and should the court not follow the law as to non-represented litigants, then the judge has expressed an "appearance of partiality" and, under the law, it would seem that he/she has disqualified him/herself.*

However, since not all judges keep up to date in the law, and since not all judges follow the law, it is possible that a judge may not know the ruling of the U.S. Supreme Court and the other courts on this subject. Notice that it states "disqualification is required" and that a judge "must be disqualified" under certain circumstances.

The Supreme Court has also held that if a judge wars against the Constitution, or if he acts without jurisdiction, he has engaged in treason to the Constitution. If a judge acts after he has been automatically disqualified by law, then he is acting without jurisdiction, and that suggest that he is then engaging in criminal acts of treason, and may be engaged in extortion and the interference with interstate commerce.

Courts have repeatedly ruled that judges have no immunity for their criminal acts. Since both treason and the interference with interstate commerce are criminal acts, no judge has immunity to engage in such acts.

Canon 1. A Judge Should Uphold the Integrity and Independence of the Judiciary

[1.1] Deference to the judgments and rulings of courts depends upon public confidence in the integrity and independence of judges. The integrity and independence of judges depends in turn upon their acting without fear or favor. Although judges should be independent, they must comply with the law, including the provisions of this Code. Public confidence in the impartiality of the judiciary is maintained by the adherence of each judge to this responsibility. Conversely, violation of this Code diminishes public confidence in the judiciary and thereby does injury to the system of government under law.

Canon 2. A Judge Should Avoid Impropriety and the Appearance of Impropriety in All Activities

(A) A judge shall respect and comply with the law and shall act at all times in a manner that promotes public confidence in the integrity and impartiality of the judiciary.

[2.2][2A] The prohibition against behaving with impropriety or the appearance of impropriety applies to both the professional and personal conduct of a judge. Because it is not practicable to list all prohibited acts, the proscription is necessarily cast in general terms that extend to conduct by judges that is harmful although not specifically mentioned in the Code. Actual improprieties under this standard include violations of law, court rules or other specific provisions of this Code. The test for appearance of impropriety is whether the conduct would create in reasonable minds a perception that the judge's ability to carry out judicial responsibilities with integrity, impartiality and competence is impaired.

Canon 3. A Judge Should Perform the Duties of the Office Impartially and Diligently

(B) Adjudicative responsibilities.

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(I) A judge shall be faithful to the law and maintain professional competence in it. A judge shall not be swayed by partisan interests, public clamor or fear of criticism.

(2) A judge shall require order and decorum in proceedings before the judge.

(D) Disciplinary responsibilities.

(1) A judge who receives information indicating a substantial likelihood that another judge has committed a substantial violation of this Part shall take appropriate action.

(2) A judge who receives information indicating a substantial likelihood that a lawyer has committed a substantial violation of the Code of Professional Responsibility shall take appropriate action.

(3) Acts of a judge in the discharge of disciplinary responsibilities are part of a judge's judicial duties.

(E) Disqualification.

(1) A judge shall disqualify himself or herself in a proceeding in which the judge's impartiality might reasonably be questioned

[3.11][3B(6)(e)] A judge may delegate the responsibilities of the judge under Canon 3B(6) to a member of the judge's staff. A judge must make reasonable efforts, including the provision of appropriate supervision, to ensure that Section 3B(6) is not violated through law clerks or other personnel on the judge's staff. This provision does not prohibit the judge or the judge's law clerk from informing all parties individually of scheduling or administrative decisions.

[3.21][3E(1)] Under this rule, a judge is disqualified whenever the judge's impartiality might reasonably be questioned, regardless whether any of the specific rules in Section 3E(1) apply. For example, if a judge were in the process of negotiating for employment with a law firm, the judge would be disqualified from any matters in which that firm appeared, unless the disqualification was waived by the parties after disclosure by the judge.

[3.22][3E(1)] A judge should disclose on the record information that the judge believes the parties or their lawyers might consider relevant to the question of disqualification, even if the judge believes there is no real basis for disqualification.

Canon 4. A Judge May Engage in Extra-Judicial Activities To Improve the Law, the Legal System, and the Administration of Justice

Canon 5. A Judge Should Regulate Extra-Judicial Activities To Minimize the Risk of Conflict with Judicial Duties

### Public Office Conduct Codes New York

PUBLIC OFFICERS LAW Laws 1909, Chap. 51.

CHAPTER 47 OF THE CONSOLIDATED LAWS PUBLIC OFFICERS LAW

Sec. 17. Defense and indemnification of state officers and employees. 2 (b)

Sec. 18. Defense and indemnification of officers and employees of public entities. 3 (b)

Sec. 74. Code of ethics. (2)(3)(4)

§ 73. Business or professional activities by state officers and employees and party officers.

### NY Attorney Conduct Code

(a) "Differing interests" include every interest that will adversely affect either the judgment or the loyalty of a lawyer to a client, whether it be a conflicting, inconsistent, diverse, or other interest.

CANON 5. A Lawyer Should Exercise Independent Professional Judgment on Behalf of a Client

DR 5-101 [1200.20] Conflicts of Interest - Lawyer's Own Interests.

DR 5-102 [1200.21] Lawyers as Witnesses.

DR 5-103 [1200.22] Avoiding Acquisition of Interest in Litigation.

DR 5-104 [1200.23] Transactions Between Lawyer and Client.

DR 5-105 [1200.24] Conflict of Interest; Simultaneous Representation.

DR 5-108 [1200.27] Conflict of Interest - Former Client.

CANON 6. A Lawyer Should Represent a Client Competently

CANON 7. A Lawyer Should Represent a Client Zealously Within the Bounds of the Law

DR 7-102 [1200.33] Representing a Client Within the Bounds of the Law.

DR 7-110 [1200.41] Contact with Officials.

DR 8-101 [1200.42] Action as a Public Official.

DR 8-103 [1200.44] Lawyer Candidate for Judicial Office.

A. A lawyer who is a candidate for judicial office shall comply with section 100.5 of the Chief Administrator's Rules Governing Judicial Conduct (22 NYCRR) and Canon 5 of the Code of Judicial Conduct.

CANON 9. A Lawyer Should Avoid Even the Appearance of Professional Impropriety

DR 9-101 [1200.45] Avoiding Even the Appearance of Impropriety.

I declare under penalty of perjury and more that the foregoing statements in this CONFLICT OF INTEREST DISCLOSURE FORM are true and correct. Executed on this \_\_\_\_ day, of \_\_\_\_\_, 20\_\_\_. I am aware that any false, fictitious, or fraudulent statements or claims will subject me to criminal,

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civil, or administrative penalties, including possible culpability in the RICO related crimes including the alleged attempted murder of the inventor Eliot Bernstein and his wife and children in a terrorist styled car-bombing attempt on their lives.



**NOTE-- THE CAR BOMBING IS NOT A SCENE OUT OF A WAR ZONE BUT INSTEAD TOOK PLACE IN BOYNTON BEACH FL**

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I agree to accept responsibility for the unbiased review, and presentation of findings to the appropriate party(ies) who also have executed this CONFLICT OF INTEREST DISCLOSURE FORM prior to review. A lack of signature will serve as evidence that I have accepted this document **with** undisclosed conflict, relations, relationships or interests. In the event that I continue to represent these matters without signing such COI first, this failure to sign and return the COI will act as a formal admission of such conflicts, relations, relationships or interests and serve as Prima Facie evidence in the event criminal or civil charges are brought against me.

Organization: **CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

Print FULL Name and Title

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Signature \_\_\_\_\_ Date \_\_\_\_/\_\_\_\_/\_\_\_\_

If you are unable to sign this COI and are therefore unable to continue further to pursue these matters, please attach a statement of whom we may contact as your replacement, in writing, within 10

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business days to preclude legal actions against you for Obstruction of Justice and more. A copy can be sent to [iviewit@iviewit.tv](mailto:iviewit@iviewit.tv) and the original sent to the mailing address below:

Eliot I. Bernstein  
Inventor  
2753 N.W. 34th St.  
Boca Raton, Florida 33434-3459  
(561) 245.8588 (o)  
(561) 886.7628 (c)  
(561) 245-8644 (f)  
[iviewit@iviewit.tv](mailto:iviewit@iviewit.tv)  
<http://www.iviewit.tv>



**CONFLICT OF INTEREST DISCLOSURE FORM**  
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**EXHIBIT 1 - PARTIAL LIST OF KNOWN CONFLICTED PARTIES**

**EXTENDED LIST OF DEFENDANTS INCLUDED IN THE AMENDED RICO  
AND ANTITRUST LAWSUIT APPROVED BY FEDERAL JUDGE SHIRA A.  
SCHEINDLIN.**

**\*\*The first number is a total defendant, the second number after the period is a  
number for each group.**

- |     |                      |                        |     |                 |                         |
|-----|----------------------|------------------------|-----|-----------------|-------------------------|
| 1.  | PROSKAUER ROSE, LLP. | 3.                     | 2.  | DANIEL R. HALEM |                         |
| 2.  | 1.                   | ABRAHAM GUTWEIN        | 5.  | 4.              | JORDANA T. BERMAN       |
| 4.  | 3.                   | ADAM T. BERKOWITZ      | 7.  | 6.              | IRA AKSELRAD            |
| 6.  | 5.                   | AIMEE M. ADLER         | 9.  | 8.              | DAWN M. IRIZARRY        |
| 8.  | 7.                   | ALAN B. HYMAN          | 11. | 10.             | DANIEL R. HOFFMAN       |
| 10. | 9.                   | ALAN M. HOFFMAN        | 13. | 12.             | CHARLES H. PARSONS      |
| 12. | 11.                  | ALAN P. PARNES         | 15. | 14.             | JEREMY RAPHAEL KASHA    |
| 14. | 13.                  | ALEXANDER KAPLAN       | 17. | 16.             | KAREN E. CLARKE         |
| 16. | 15.                  | ALIZA R. CINAMON       | 19. | 18.             | GARY ROSS               |
| 18. | 17.                  | ALIZA ROSS             | 21. | 20.             | STACEY O'HAIRE FAHEY    |
| 20. | 19.                  | ALLEN I. FAGIN         | 23. | 22.             | ALEXIS SOTERAKIS        |
| 22. | 21.                  | ALLISON D. SONDAK      | 25. | 24.             | SILVANA M. MERLINO      |
| 24. | 23.                  | AMY F. MELICAN         | 27. | 26.             | MALCOLM J. HARKINS, III |
| 26. | 25.                  | AMY J. DILCHER         | 29. | 28.             | HOWARD WILSON           |
| 28. | 27.                  | AMY J. WILLIAMS        | 31. | 30.             | BALDASSARE VINTI        |
| 30. | 29.                  | ANA VERMEL             | 33. | 32.             | ROBERTA K. CHEVLOWE     |
| 32. | 31.                  | ANDRE G. CASTAYBERT    | 35. | 34.             | CORY W. EICHHORN        |
| 34. | 33.                  | ANDREA ROSENBLUM       | 37. | 36.             | BRIAN S. RAUCH          |
| 36. | 35.                  | ANDREA S. RATTNER      | 39. | 38.             | FRED W. MATTLIN         |
| 38. | 37.                  | ANDREW D. LEVY         | 41. | 40.             | JAMES P. GERKIS         |
| 40. | 39.                  | ANDREW I. GERBER       | 43. | 42.             | CHARLES GUTTMAN         |
| 42. | 41.                  | ANDREW M. GUTTERMAN    | 45. | 44.             | DAVID P. OLENER         |
| 44. | 43.                  | ANDY S. OH             | 47. | 46.             | ANTHONY PACHECO         |
| 46. | 45.                  | ANTHONY J. ONCIDI      | 49. | 48.             | CHARLINE K. WRIGHT      |
| 48. | 47.                  | ANTHONY T. WLADYKA III | 51. | 50.             | SUSAN LEWIS BERGIN      |
| 50. | 49.                  | AUDREY INGBER BENDER   | 53. | 52.             | LEON P. GOLD            |
| 52. | 51.                  | AVITAI GOLD            | 55. | 54.             | DANIEL J. O'DONNELL     |
| 54. | 53.                  | AVRAM E. MORELL        |     |                 |                         |
| 56. | 55.                  | BALDASSARE VINTI       |     |                 |                         |
| 57. | 56.                  | BEATRICE POLA          | 58. | 57.             | MARIE PORTHE            |
| 59. | 58.                  | BELA P. AMLADI         | 60. | 59.             | SUSAN AUFIERO           |
| 61. | 60.                  | BENJAMIN SPECIALE      | 62. | 61.             | BROOKE H. SPIGLER       |
| 63. | 62.                  | BERNARD M. HUSSON      | 64. | 63.             | WILLIAM KRISSEL         |
| 65. | 64.                  | BERNARD M. PLUM        | 66. | 65.             | JOHN F. POKORNY         |
| 67. | 66.                  | BERT H. DEIXLER        | 68. | 67.             | JACK P. DICANIO         |
| 69. | 68.                  | BERTRAM A. ABRAMS      | 70. | 69.             | NEIL H. ABRAMSON        |
| 71. | 70.                  | BERTRAND C. SELLIER    | 72. | 71.             | RONALD D. SERNAU        |

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73.	72.	BRENDAN J. O'ROURKE	74.	73.	STEVEN E. OBUS
75.	74.	BRIAN B. MARGOLIS	76.	75.	MICHAEL R. MARRA
77.	76.	BRIAN JEFFREY GERSHENGORN	78.	77.	LOREN M. GESINSKY
79.	78.	BRIAN L. FRIEDMAN	80.	79.	DAVID C. FRIEDMAN
81.	80.	BRUCE GORMAN JR.	82.	81.	ALAK R. GOSWAMI
83.	82.	CAROLE O'BLENES	84.	83.	JENNIFER O'BRIEN
85.	84.	CARRIE L. MITNICK	86.	85.	JEREMY M. MITTMAN
87.	86.	CELIA L. PASSARO	88.	87.	CARLA RAYNAL DE PASSOS
89.	88.	CHARLES E. DROPKIN	90.	89.	JENNIFER D. DUBERSTEIN
91.	90.	CHRISTINE KENNY	92.	91.	JUSTIN P. KILLIAN
93.	92.	CHRISTOPHER A. RAIMONDI	94.	93.	STEPHEN L. RATNER
95.	94.	CHRISTOPHER C. WHEELER	96.	95.	CHRISTINE ALBER
97.	96.	CHRISTOPHER L. PENNINGTON	98.	97.	MICHAEL J. PERLOFF
99.	98.	CHRISTOPHER WOLF	100.	99.	MARK W. BATTEN
101.	100.	COLIN A. UNDERWOOD	102.	101.	DAIN CHARLES LANDON
103.	102.	COLIN M. PAGE	104.	103.	RICHARD S. REIG
105.	104.	DAIN CHARLES LANDON	106.	105.	FRANCIS D. LANDREY
107.	106.	DARYN A. GROSSMAN	108.	107.	CLAIRE P. GUTEKUNST
109.	108.	DAVID G. MIRANDA	110.	109.	KIMBERLY A. MOTTLEY
111.	110.	DAVID H. DIAMOND	112.	111.	DONALD C. DOWLING JR.
113.	112.	DAVID J. CERVENY	114.	113.	CHRISTOPHER CHUNG
115.	114.	DAVID J. WEINBERGER	116.	115.	LAWRENCE I. WEINSTEIN
117.	116.	DAVID M. ALIN	118.	117.	JULIE M. ALLEN
119.	118.	DAVID M. LEDERKRAMER	120.	119.	ANDREW L. LEE
121.	120.	DAVID N. ELLENHORN	122.	121.	KLAUS EPPLER
123.	122.	DEBORAH M. VERNON	124.	123.	SCOTT WITONSKY
125.	124.	DEVORA L. LINDEMAN	126.	125.	ERICA LOOMBA
127.	126.	DONALD E. 'ROCKY' THOMPSON II	128.	127.	STEPHANIE REED TRABAND
129.	128.	DONALD W. SAVELSON	130.	129.	GERALD W. SAWCZYN
131.	130.	DONNA A. CORRIGAN	132.	131.	PAULA M. CORSARO
133.	132.	DOUGLAS C. RENNIE	134.	133.	VICTORIA L. RICHTER
135.	134.	DYLAN FORD	136.	135.	TANYA L. FORSHEIT
137.	136.	DYLAN S. POLLACK	138.	137.	RENATA C. POMPA
139.	138.	EBEN A. KRIM	140.	139.	JUSTIN LUNDBERG
141.	140.	EDWARD A. BRILL	142.	141.	LAWRENCE H. BUDISH
143.	142.	EDWARD S. KORNREICH	144.	143.	RONALD S. KORNREICH
145.	144.	EDWARD TROY WERNER	146.	145.	MELISSA L. WESTBROOK
147.	146.	ELANA GILAAD	148.	147.	MARVIN M. GOLDSTEIN
149.	148.	ELANA R. BUTLER	150.	149.	PERRY A. CACACE
151.	150.	ELENA ERACLEOUS	152.	151.	BRUCE E. FADER
153.	152.	ELIZABETH M. GARRETT	154.	153.	JEFFREY GENTES
155.	154.	ELLEN H. MOSKOWITZ	156.	155.	THOMAS M. MULLINS JR.
157.	156.	FRANK P. SCIBILIA	158.	157.	JENNIFER R. SCULLION
159.	158.	FREDERICK WARREN STRASSER	160.	159.	ERIC BRIAN TOPEL
161.	160.	FREDRIC C. LEFFLER	162.	161.	HOWARD N. LEFKOWITZ
163.	162.	GAIL S. PORT	164.	163.	CAROLINE S. PRESS
165.	164.	GAURAV MALHOTRA	166.	165.	CONOR MALINOWSKI
167.	166.	GEORGE A. PINCUS	168.	167.	JURATE SCHWARTZ
169.	168.	GEORGE D. KARIBJANIAN	170.	169.	ARLENE KARIN KLINE
171.	170.	GERALD E. WORTH	172.	171.	KIMBERLY L. BARBAR





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173. 172. GREGG M. MASHBERG	174. 173. JESSICA MASTROGIOVANNI
175. 174. GWEN J. LOURIE	176. 175. ADAM M. LUPION
177. 176. HAROLD M. BRODY	178. 177. LISA ANNE CALLIF
179. 178. HARRY FRISCHER	180. 179. JOHN F. FULLERTON III
181. 180. HENRY O. SMITH III	182. 181. GERSHOM R. SMITH
183. 182. HERSCHEL GOLDFIELD	184. 183. HERMAN L. 'HANK' GOLDSMITH
185. 184. HOWARD Z. ROBBINS	186. 185. MARY TANG ROCHA
187. 186. IDO WARSHAVSKI	188. 187. JAY D. WAXENBERG
189. 188. ILISE S. ALBA	190. 189. RORY JUDD ALBERT
191. 190. ISAAC NESSER	192. 191. KRISTIN H. NEUMAN
193. 192. IVAN TABACK	194. 193. YUVAL TAL
195. 194. JACK P. JACKSON	196. 195. ARNOLD S. JACOBS
197. 196. JACOB I. FRIEDMAN	198. 197. WILBUR H. FRIEDMAN
199. 198. JAMES E. GREGORY	200. 199. JOHN H. GROSS
201. 200. JAMES H. SHALEK	202. 201. PETER J.W. SHERWIN
203. 202. JANICE K. SMITH	204. 203. JOHN H. SNYDER
205. 204. JASON D. FERNBACH	206. 205. ERIC M. FISHER
207. 206. JE JUN MOON	208. 207. EMERSON S. MOORE I
209. 208. JEAN-BAPTISTE MARTIN	210. 209. GUILLAUME PERRIER
211. 210. JEAN-LUC CUADRADO	212. 211. CHRISTOPHE HENIN
213. 212. JEFFERY A. GROSS	214. 213. JESSICA A. HERTHEL
215. 214. JEFFREY A. LEHMAN	216. 215. HENRY J. LEIBOWITZ
217. 216. JEFFREY W ROSS	218. 217. LAWRENCE J. ROTHENBERG
219. 218. JEFFREY W. LEVITAN	220. 219. JOSHUA L. LEVY
221. 220. JENNIFER A. CAMACHO	222. 221. JOSEPH A. CAPRARO JR.
223. 222. JENNIFER E. BURNS	224. 223. DEVIN J. BURSTEIN
225. 224. JENNIFER MORRIS COHEN	226. 225. MARY ELIZABETH DENO
227. 226. JEREMY M. BROWN	228. 227. EDWARD CERASIA II
229. 228. JEREMY P. OCZEK	230. 229. ERIK SAARMAA
231. 230. JEREMY R. FEINBERG	232. 231. GLENN M. FEIT
233. 232. JEROLD D. JACOBSON	234. 233. ALAN S. JAFFE
235. 234. JERRY L. DASTI	236. 235. MARK E. DAVIDSON
237. 236. JESSICA COHEN	238. 237. SAUL S. COHEN
239. 238. JESSICA L. FREIHEIT	240. 239. TAMMY D. FRIED
241. 240. JODY S. RIGER	242. 241. KRISTIN S. ROZIC
243. 242. JOHN C. STELLABOTTE	244. 243. EMILY STERN
245. 244. JOHN M. FOX-SNIDER	246. 245. ALBERT W. GORTZ
247. 246. JOHN R. SEEWALD JR.	248. 247. ANNE N. SMITH
249. 248. JOHN SIEGAL	250. 249. ADAM D. SIEGARTEL
251. 250. JOHN W. RITCHIE	252. 251. SAMANTHA RIVKIND
253. 252. JOHNATHAN C. DUNCAN	254. 253. SCOTT A. EGGERS
255. 254. JON A. BAUMGARTEN	256. 255. ROBERT M. PLAINTIFF
257. 256. JONATHAN E. RICH	258. 257. MARY H. ROSE
259. 258. JONATHAN H. ORAM	260. 259. CHARLES B. ORTNER
261. 260. JORDAN B. LEADER	262. 261. MICHAEL J. LEBOWICH
263. 262. JOSEPH C. O'KEEFE	264. 263. JOANNE ORIZAL
265. 264. JOSEPH E. CASSON	266. 265. MARK A. CATAN
267. 266. JOSEPH M. LECCESE	268. 267. JEREMY LECHTZIN
269. 268. JOSEPH Y. CHOI	270. 269. RICKY CHUNG
271. 270. JOSHUA A. STEIN	272. 271. TOM STEIN



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273. 272. JOSHUA D. PLAINTIFF	274. 273. ERIC H. BLINDERMAN
275. 274. JOSHUA F. ALLOY	276. 275. DANIEL ALTCHER
277. 276. JOSHUA W. RUTHIZER	278. 277. SCOTT K. RUTSKY
279. 278. JUDSON L. HAND	280. 279. LAURIE ELIZABETH HOLSEY
281. 280. JULIAN GOMEZ	282. 281. STEVEN P. GONZALEZ
283. 282. KARA ELLICE SIMMONS	284. 283. STEPHEN D. SOLOMON
285. 284. KATHLEEN F. PATERNO	286. 285. JOSHUA J. POLLACK
287. 286. KATHY H. ROCKLEN	288. 287. STEPHEN M. RODIN
289. 288. KELLY M. GALLIGAN	290. 289. HOWARD L. GANZ
291. 290. KENNETH RUBENSTEIN	292. 291. STEPHEN W. RUBIN
293. 292. KENNETH S. HILTON	294. 293. RUSSELL L. HIRSCHHORN
295. 294. KERRI L. STONE	296. 295. SHANE JOSEPH STROUD
297. 296. KEVIN J. PERRA	298. 297. MARK N. PERRIN
299. 298. KRISTEN W. PROHL	300. 299. ROBERT M. PROJANSKY
301. 300. LARRY BLISS	302. 301. BRADLEY R. BOBROFF
303. 302. LARRY M. LAVINSKY	304. 303. MICHAEL S. LAZAROFF
305. 304. LARY ALAN RAPPAPORT	306. 305. STEPHEN F. REED
307. 306. LAURA J. VARELA	308. 307. ALLAN H. WEITZMAN
309. 308. LAUREN K. BOGLIVI	310. 309. IRA G. BOGNER
311. 310. LAWRENCE J. LIPSON	312. 311. FRANK J. LOPEZ
313. 312. LAWRENCE Z. LORBER	314. 313. STEPHANIE L. MARN
315. 314. LEAH G. NEWKIRK	316. 315. AMANDA H. NUSSBAUM
317. 316. LEE K. CRAWFORD	318. 317. CHRISTINE D'ANGELO DE BRETTEVILLE
319. 318. LEE M. GOLDSMITH	320. 319. RICHARD M. GOLDSTEIN
321. 320. LEONARD S. BAUM	322. 321. JOSEPH BAUMGARTEN
323. 322. LIA M. PISTILLI	324. 323. BETTINA B. PLEVAN
325. 324. LINDA ZABRISKIE	326. 325. ERIN ZAVALKOFF
327. 326. LIONEL E. PASHKOFF	328. 327. DAVID A. RAPPAPORT
329. 328. LISA A. BAUER	330. 329. EDWIN M. BAUM
331. 330. LISA A. CHIAPPETTA	332. 331. MICHAEL J. CHIARAVALLOTTI
333. 332. LISA A. HILL	334. 333. ROBERT H. HORN
335. 334. LISA M. STERN	336. 335. SETH A. STEVELMAN
337. 336. LLOYD B. CHINN	338. 337. STEVEN R. CHIODINI
339. 338. LOUIS GRECO	340. 339. EVAN S. GREENE
341. 340. LOUIS M. SOLOMON	342. 341. ORI SOLOMON
343. 342. M. DAVID ZURNDORFER	344. 343. ADAM CHRISTOPHER ABRAHMS
345. 344. MARA LAINIE TAYLOR	346. 345. SANJAY THAPAR
347. 346. MARA LERNER ROBBINS	348. 347. GAYLE COLEMAN
349. 348. MARC A. MANDELMAN	350. 349. EDWARD SCOTT MANHEIMER
351. 350. MARC ADAM PERSILY	352. 351. DAVID A. PICON
353. 352. MARC ELLIOT ALIFANZ	354. 353. HAROUTYUN ASATRIAN
355. 354. MARCELLA BALLARD	356. 355. LEE A. BARKAN
357. 356. MARCY HAHN-SAPERSTEIN	358. 357. LISA BERKOWITZ HERRNSON
359. 358. MARGARET J. BABB	360. 359. LISA G. BARENHOLTZ
361. 360. MARGUERITE STENSON WYNNE	362. 361. STEVEN YARUSINSKY
363. 362. MARK A. SALOMAN	364. 363. LAWRENCE R. SANDAK
365. 364. MARK J. BIROS	366. 365. BRUCE E. BOYDEN
367. 366. MARK THEODORE	368. 367. LOIS D. THOMPSON
369. 368. MARK W. LEVINE	370. 369. ROBERT J. LEVINSOHN

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

371. 370. MARTHA E. GIFFORD	372. 371. EVANDRO C. GIGANTE
373. 372. MARTIN J. OPPENHEIMER	374. 373. ALEXANDRA OPRESCU
375. 374. MATTHYOHU BALAS	376. 375. KELLY BALDWIN
377. 376. MATTHEW B. SABLOFF	378. 377. CANDACE SADY
379. 378. MATTHEW G. HEINZ	380. 379. CYNARA HERMES
381. 380. MATTHEW J. MORRIS	382. 381. SAMANTHA L. MORRIS
383. 382. MATTHEW S. QUELER	384. 383. PAUL I. RACHLIN
385. 384. MATTHEW WALDING	386. 385. ANA VERMAL
387. 386. MEGAN H. TINKER	388. 387. SUSAN A. TURNER
389. 388. MELISSA BETH DAVIS	390. 389. STEPHEN A. DEVANEY
391. 390. MEREDITH R. MILLER	392. 391. CLAUDE M. MILLMAN
393. 392. MICHAEL A. FIRESTEIN	394. 393. CHRISTINE E. FLORES
395. 394. MICHAEL A. KATZ	396. 395. WAYNE D. KATZ
397. 396. MICHAEL E. CALLAHAN	398. 397. ROBERT A. CANTONE
399. 398. MICHAEL E. FELDMAN	400. 399. TOBIAS FENTON
401. 400. MICHAEL E. FOREMAN	402. 401. JAMES H. FREEMAN
403. 402. MICHAEL E. SIEVERS	404. 403. ARTHUR F. SILBERGELD
405. 404. MICHAEL H. WEISS	406. 405. HOWARD WEITZMAN
407. 406. MICHAEL J. ALBUM	408. 407. KENNETH E. ALDOUS
409. 408. MICHAEL KRASNOVSKY	410. 409. STEFANIE S. KRAUS
411. 410. MICHAEL R. TRICARICO	412. 411. MATTHEW H. TRIGGS
413. 412. MICHAEL S. SIRKIN	414. 413. DAVID W. SLOAN
415. 414. MICHAEL T. MERVIS	416. 415. MICHELLE R. MIGDON
417. 416. MICHELE M. OVESEY	418. 417. JENIFER DEWOLF PAINE
419. 418. MICHELLE ILCZYSZYN	420. 419. GLORIA C. JAN
421. 420. MITCHELL M. GASWIRTH	422. 421. BERNARD D. GOLD
423. 422. MORGAN E. HANKIN	424. 423. WILLIAM M. HART
425. 424. MYRON D. RUMELD	426. 425. BRADLEY I. RUSKIN
427. 426. NANCY A. KILSON	428. 427. STEVEN L. KIRSHENBAUM
429. 428. NAVID YADEGAR	430. 429. MARTIN S. ZOHN
431. 430. NEAL S. SCHELBERG	432. 431. AARON J. SCHINDEL
433. 432. NILOOFAR NEJAT-BINA	434. 433. NKECHI C. ODU
435. 434. NOAH S. GITTERMAN	436. 435. GREGORY P. GNALL
437. 436. NUBIAA K. SHABAKA	438. 437. HAL S. SHAFTEL
439. 438. OLIVIER SAVELLI	440. 439. DELIA B. SPITZER
441. 440. PAMELA L. KRAMER,	442. 441. STEVEN C. KRANE
443. 442. PATRICK J. LAMPARELLO	444. 443. JAMES K. LANDAU
445. 444. PETER D. CONRAD	446. 445. KAREN D. COOMBS
447. 446. PETER G. SAMUELS	448. 447. GAIL SANGER
449. 448. PETER M. FASS	450. 449. ALAN FEDERBUSH
451. 450. PHILIP M. SUSSWEIN	452. 451. LISA A. SWEBERG
453. 452. RANDALL J. CUDE	454. 453. MARGARET A. DALE
455. 454. RICHARD A. LEVIN	456. 455. ARNOLD J. LEVINE
457. 456. RICHARD H. ROWE	458. 457. JAMES F. SEGROVES
459. 458. RICHARD L. GOLDBERG	460. 459. BRUCE N. GOLDBERGER
461. 460. RICHARD L. SPINOGATTI	462. 461. JACK B. SPIZZ
463. 462. RICHARD MARMARO	464. 463. HAYES F. MICHEL
465. 464. RICHARD S. BASUK	466. 465. L. ROBERT BATTERMAN
467. 466. RICHARD S. BASUK	468. 467. L. ROBERT BATTERMAN
469. 468. RIMA MOAWAD	470. 469. LAMIAA MOHAMED



**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

471. 470. ROBERT J. CLEARY	472. 471. ALAN S. COHEN
473. 472. ROBERT J. KAFIN	474. 473. EVAN L. KAHN
475. 474. ROBERT JACOBOWITZ	476. 475. STUART T. KAPP
477. 476. ROBERT K. KANE	478. 477. ADAM J. KANSLER
479. 478. ROBERT M. KAUFMAN	480. 479. STEPHEN R. KAYE
481. 480. ROBERT S. MAYER	482. 481. KATHLEEN M. MCKENNA
483. 482. RONALD R. PAPA	484. 483. VINCENZO PAPARO
485. 484. RONALD S. RAUCHBERG	486. 485. AMY B. REGAN
487. 486. RONNIE BETH LASKY	488. 487. STEPHANIE E. LEVINE
489. 488. ROSE J. MURPHY	490. 489. MICHAEL R. NEIDELL
491. 490. ROY P. SALINS	492. 491. PAUL SALVATORE
493. 492. RUSSELL A. WETANSON	494. 493. MICHAEL A. WORONOFF
495. 494. SALLY L. SCHNEIDER	496. 495. DALE A. SCHREIBER
497. 496. SALONI MAVANI	498. 497. VALARIE H. MCPHERSON
499. 498. SAMIR N. SHAH	500. 499. MONICA J. SHILLING
501. 500. SAMUEL L. MARTIN	502. 501. CARLOS E. MARTINEZ
503. 502. SANDRA A. CRAWSHAW	504. 503. ROBYN S. CROSSON
505. 504. SARA KRAUSS	506. 505. MARK A. KREITMAN
507. 506. SARAH S. GOLD	508. 507. NOLAN M. GOLDBERG
509. 508. SARI GABAY RAFIY	510. 509. PETER P. RAHBAR
511. 510. SCOTT P. COOPER	512. 511. SEAN R. COUTAIN
513. 512. SCOTT R. LANDAU	514. 513. NATHAN R. LANDER
515. 514. SETH B. SCHAFLER	516. 515. MAGDA SCHALER-HAYNES
517. 516. SHONA MACK-POLLOCK	518. 517. SUSANNAH J. MALEN
519. 518. SIMON BLOCK	520. 519. JAMAAR M. BOYD
521. 520. SIMONE R. COLEY	522. 521. CHRISTOPHER J. COLLINS
523. 522. SOLOMON L. WARHAFTIG	524. 523. BARRY E. WARNER
525. 524. STACEY M. MOORE	526. 525. THOMAS C. MOORE
527. 526. STACEY P. HERBERT	528. 527. JAMES P. HOLLOWAY
529. 528. STACY L. KLEIN	530. 529. SERGEY KOLMYKOV
531. 530. STANLEY KOMAROFF	532. 531. JANET B. KORINS
533. 532. STEPHANIE T. SASAKI	534. 533. DAVID R. SCHEIDEMANTLE
535. 534. STEVEN A. BEEDE	536. 535. DAVID BENNETT BELL
537. 536. STEVEN A. FISHMAN	538. 537. MARGO S. FLUG
539. 538. STEVEN A. MEETRE	540. 539. FERN R. MEHLER
541. 540. STEVEN D. WEINSTEIN	542. 541. CAROLINE LISA WERNER
543. 542. STEVEN H. HOLINSTAT	544. 543. JEFFREY A. HORWITZ
545. 544. STEVEN L. LICHTENFELD	546. 545. BRUCE L. LIEB
547. 546. STEVEN M. BAUER	548. 547. DANIEL J. PLAINTIFF
549. 548. STEVEN M. KAYMAN	550. 549. BRIANNA C. KENNY
551. 550. STUART J. GOLDSTEIN	552. 551. IRA M. GOLUB
553. 552. STUART M. COHEN	554. 553. ANTHONY C. COLES
555. 554. SUSAN D. FRIEDFEL	556. 555. ERIC D. FRIEDLANDER
557. 556. SUSAN JOE	558. 557. DINA R. JOHNSON
559. 558. SUSAN L. WIENER	560. 559. ALLAN R. WILLIAMS
561. 560. THOMAS A. MCKINNEY	562. 561. JULIA MCMILLEN
563. 562. THOMAS W. DOLLINGER	564. 563. ANDREW S. EITINGON
565. 564. TIFFANY A. LEVATO	566. 565. IAN LLOYD LEVIN
567. 566. TRACEY I. LEVY	568. 567. OLIVERIO LEW
569. 568. TRACEY ROGERS	570. 569. STUART L. ROSOW

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

571. 570. TRACY E. AUGUSTINE  
573. 572. TRISTA E. SCHROEDER  
575. 574. TRISTAN AUDOUARD  
577. 576. TZVI HIRSHAUT  
579. 578. VALERIE J. FASOLO  
581. 580. VANESSA M. THOMAS  
583. 582. VANESSA NICOLE KLINE  
585. 584. WANDA L. ELLERT  
587. 586. WENDY J. SCHRIBER  
589. 588. WENDY T. WU  
591. 590. YANIV DAVE SILBERMAN  
593. 592. YASMINE TARASEWICZ  
595. 594. YELENA SIMONYUK  
597. 596. YULEE PARK  
599. 598. YVETTE GORDON JENNINGS  
601. 600. YVONNE Y. BOTCHEY

572. 571. HOWARD D. BEHAR  
574. 573. MARVIN SEARS  
576. 575. GREGORY BASNIER  
578. 577. SHELDON I. HIRSHON  
580. 579. PATRICIA LARREA GANNON  
582. 581. JULIE A. TIRELLA  
584. 583. KENNETH KRUG  
586. 585. ROSETTA E. ELLIS  
588. 587. JOHN W. SCHUCH  
590. 589. ELISE A. YABLONSKI  
592. 591. CAROLE SIMON  
594. 593. NATHALIE V EUILLOT  
596. 595. CHARLES S. SIMS  
598. 597. KATHARINE H. PARKER  
600. 599. MAGDALE LINDA LABBE  
602. 601. JOHN R. BRAATZ

**603. MELTZER, LIPPE, GOLDSTEIN, WOLF & SCHLISSEL, P.C.**

604. 1. STEPHEN M. BREITSTONE  
606. 3. LORETTA M. GASTWIRTH  
608. 5. SHELDON M. GOLDSTEIN  
610. 7. JOSEPH KATZ  
612. 9. THOMAS J. MCGOWAN  
614. 11. GARY M. MELTZER  
616. 13. DAVID I. SCHAFFER  
618. 15. IRWIN SCHERAGO  
620. 17. CHAIM BERKOWITZ  
622. 19. EREZ TUCNER  
624. 21. RICHARD REICHLER  
626. 23. BERNARD TANNENBAUM  
628. 25. RAYMOND A. JOAO;  
630. 27. HERBERT W. SOLOMON  
632. 29. NEIL H. ACKERMAN  
634. 31. STEPHEN M. BREITSTONE  
636. 33. LORETTA M. GASTWIRTH

605. 2. HOWARD M. ESTERCES  
607. 4. RONI E. GLASER  
609. 6. IRA R. HALPERIN  
611. 8. RICHARD A. LIPPE  
613. 10. MARC BEKERMAN  
615. 12. LEWIS S. MELTZER  
617. 14. MICHAEL J. SCHAFFER  
619. 16. MICHAEL J. WEINER  
621. 18. MARIANNE J. GALLIPOLI  
623. 20. GERALD P. HALPERN  
625. 22. HERBERT W. SOLOMON  
627. 24. KENNETH RUBENSTEIN  
629. 26. FRANK MARTINEZ;  
631. 28. RICHARD REICHLER  
633. 30. CHARLES A. BILICH  
635. 32. HOWARD M. ESTERCES  
637. 34. RONI E. GLASER

**638. FOLEY & LARDNER**

639. 1. WILLIAM J. DICK  
641. 3. ABRAHAM, JR.,  
643. 5. ACEVEDO, LISA J.  
645. 7. ADKINS, AKITA N.  
647. 9. AGARWAL, PAVAN K.  
649. 11. AKERS, BRIAN P.  
651. 13. ALBERT, RICHARD M.  
653. 15. ALLEN, MARY ELLEN  
655. 17. ANDERSON, BRYAN S.  
657. 19. ANDERSON, SCOTT D.  
659. 21. ANDRES, MATTHEW N.

640. 2. DOUGLAS BOEHM  
642. 4. ABROHAMS, BENJAMIN  
644. 6. ADAMS, CHRISTI R.  
646. 8. ADLER, M. PETER  
648. 10. AIELLO, MARK A.  
650. 12. ALBERT, JR, G. PETER  
652. 14. ALLEN, JASON W.  
654. 16. AMES, WESLEY B.  
656. 18. ANDERSON, MATHEW  
658. 20. ANDERSON, THOMAS K.  
660. 22. ANNIS, MICHAEL D.

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

661. 23. ANWAR, HEMA R.	662. 24. APRAHAMIAN, MICHAEL
663. 25. ARKIN, J. GORDON	664. 26. ARNOLD, LAURENCE R.
665. 27. ARNTSEN, ALLEN A.	666. 28. ARONOFF, YONATON
667. 29. ARTICOLA, PHILLIP J.	668. 30. ASH, GEORGE W.
669. 31. ASTOLFI, PAUL J.	670. 32. ATKIN, JEFFERY R.
671. 33. AUEN, MICHAEL H.	672. 34. AVERY-SMITH, ELLEN
673. 35. BAIG, MICHAEL S.	674. 36. BAILEY, MICHAEL G.
675. 37. BAIRD, JAMES H.	676. 38. BAKER, MARION E.
677. 39. BALLMANN, KENLEE V.	678. 40. BARBATANO, SALVATORE A.
679. 41. BARDSLEY, JOEL B.	680. 42. BARGLOW, JASON N.
681. 43. BARGREN, PAUL	682. 44. BARNER, SHARON R.
683. 45. BARNES, LAURIE E.	684. 46. BARNES, PAGE R.
685. 47. BARNES, PAUL M.	686. 48. BARRON, RUSSELL J.
687. 49. BARTH, STEVEN R.	688. 50. BATES, CHERYL M.
689. 51. BATES, DAVID J.	690. 52. BATES, JEFFREY R.
691. 53. BATHIA, VINEETA A.	692. 54. BAUMAN, BRIAN W.
693. 55. BAXA JR., EDMUND T.	694. 56. BAXTER, ANN E.
695. 57. BEATTY, JOSEPH W.	696. 58. BECK, GEORGE C.
697. 59. BECKER, STEVEN C.	698. 60. BECKER, WESLEY N.
699. 61. BECKWITH, DAVID E.	700. 62. BEETZ, L. ELIZABETH
701. 63. BEEZY, MIRIAM C.	702. 64. BELL, CALLIE M.
703. 65. BELONGIA, HEIDI L.	704. 66. BEMENT, CHAD E.
705. 67. BENATOR, SARAH G.	706. 68. BENFIELD, LINDA E.
707. 69. BENNER, CHARLES A.	708. 70. BENSLEY, NORMAN C.
709. 71. BENT, JASON R.	710. 72. BENT, STEPHEN A.
711. 73. BENZ, WILLIAM H.	712. 74. BERMAN, MYLES D.
713. 75. PLAINTIFF, ROBERT S.	714. 76. BERRY, CHRISTOPHER
715. 77. BEST, GEORGE C.	716. 78. BEWERSDORF, RYAN S.
717. 79. BIEHL, MICHAEL M.	718. 80. BIERMAN, JAMES N.
719. 81. BILAS, LAURA L.	720. 82. BILL, ARTHUR H.
721. 83. BILODEAU, THOMAS G.	722. 84. BINDER, ROBERT L.
723. 85. BIRMINGHAM JR., JOHN	724. 86. BIRR III, JAMES O.
725. 87. BISHOP, MARTIN J.	726. 88. BLACKER, RICHARD A.
727. 89. BLANCHARD-SAIGER, GAIL M.	728. 90. BLANK, BRUCE I.
729. 91. BLUMENTHAL, DAVID	730. 92. BLUTSTEIN, ELIZABETH
731. 93. BOATWRIGHT, JENNIFER L.	732. 94. BOBBER, BERNARD J.
733. 95. BOER, RALF-REINHARD	734. 96. BONNER, ROBERT J.
735. 97. BONNEY, LARRY J.	736. 98. BORNSTEIN, THEODORE
737. 99. BOSWORTH, WENDY REED	738. 100. BOWEN, MICHAEL A.
739. 101. BOYD, W. J. DOUGLASS	740. 102. BRADLEY, ROBERT B.
741. 103. BRAHM, JOHN W.	742. 104. BRANCH, JOSEPH C.
743. 105. BRAYER, MICHAEL S.	744. 106. BRAZA, MARY K.
745. 107. BREMER, JASON A.	746. 108. BREUER, MATTHEW G.
747. 109. BREWER, CHRISTOPHER	748. 110. BREWER, TREVOR K.
749. 111. BRINCKERHOFF, COURTENAY C.	750. 112. BRODY, JAMES P.
751. 113. BROEKING, JAMES M.	752. 114. BROMLEY, RICHARD
753. 115. BROOKS, JOHN T.	754. 116. BROWN, LOWELL C.
755. 117. BROWN, MARSHALL J.	756. 118. BROWN, MELISSA C.
757. 119. BROWN, SHARIE A.	758. 120. BRUCH, GREGORY S.
759. 121. BRUECKEL, BECKY	760. 122. BUCK, DOUGLAS S.
761. 123. BUDDE, TOM L.	762. 124. BUENGER, JAMES A.
763. 125. BUENING, STACY E.	764. 126. BUGGE, LAWRENCE J.



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**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

765. 127. BURCH, MARCUS A.	766. 128. BURKA, ROBERT A.
767. 129. BURKE, NORMAN F.	768. 130. BURMAN, TERRI R.
769. 131. BURROUS, BETH A.	770. 132. BURT, MELISSA A.
771. 133. BURTON, DANIEL N.	772. 134. BUTWINICK, JEFFREY
773. 135. CADDELL, DOUGLAS D.	774. 136. CADDELL, DOUGLAS D.
775. 137. CAHILL, JANE A.	776. 138. CAIN, CHRISTOPHER C.
777. 139. CALLAGHAN, KRISTA L.	778. 140. CALLAN, JOHN F.
779. 141. CALLEN, SCOTT	780. 142. CAMMARANO, TERRI WAGNER
781. 143. CANTOR, ALAN I.	782. 144. CARAGHER, JAMES M.
783. 145. CARDEN, DOUGLAS L.	784. 146. CAREY, RAYMOND J.
785. 147. CAREY, RAYMOND R.	786. 148. CARLBERG, RUSSELL L
787. 149. CARLSON JR., HARRY V.	788. 150. CARLUCCI, THOMAS F.
789. 151. CARROLL, RONALD N.	790. 152. CARTER, CHARLES G.
791. 153. CASAS, CARLA M.	792. 154. CASPER, RICHARD H.
793. 155. CAVANAUGH, MICHAEL	794. 156. CAVEN JR., JOHN W.
795. 157. CHAFFEE, BRENT M.	796. 158. CHAMEIDES, STEVEN B.
797. 159. CHAN, ALISTAIR K.	798. 160. CHATTERJEE, AARON
799. 161. CHEATHAM, ROBERT	800. 162. CHEREK, KRISTINE S.
801. 163. CHESTER, MAKSIM	802. 164. CHETTLE, JOHN H.
803. 165. CHIAIESE, BETH E.	804. 166. CHILTON, BRIAN S.
805. 167. CHINONIS, THOMAS J.	806. 168. CHOI, RICHARD T.
807. 169. CHONG, SUET M.	808. 170. CHOUNDAS, MARINA A.
809. 171. CHRISTIANSEN, JON P.	810. 172. CHRISTIANSEN, KEITH
811. 173. CHRISTIE, R LEE	812. 174. CHUDNOVSKY, CHRISTINE P.
813. 175. CHURCH, GILBERT W.	814. 176. CLARK, ALLAN P.
815. 177. CLARK, DOUGLAS B.	816. 178. CLARK, JAMES R.
817. 179. COCHRAN, R. GREGORY	818. 180. COHEN, GARY O.
819. 181. COHEN, HOWARD W.	820. 182. COHN, JONATHON E.
821. 183. COLLING, DANIEL P.	822. 184. COLLINS, ANNE A.
823. 185. COMMANDER III, CHARLES E.	824. 186. COMPTON, MICHELE M
825. 187. CONLEY, WILLIAM M.	826. 188. CONN, LAWRENCE C.
827. 189. CONNELLY, JAMES P.	828. 190. CONNOLLY JR., WALTER
829. 191. CONOHAN, JAMES R.	830. 192. CONTI, ANTHONY D.
831. 193. CONWAY, MICHAEL M.	832. 194. COOK, DAVID C.
833. 195. COOPER III, JOHN C.	834. 196. COREY, ELIZABETH L.
835. 197. COREY, JOANN K.	836. 198. COSENZA, MARTIN J.
837. 199. COSLICK, RONALD	838. 200. COSTAKOS, JEFFREY N.
839. 201. COTHROLL, BRIAN E.	840. 202. COX, KATHRYN E.
841. 203. CRANE, STEPHEN A.	842. 204. CREELY, CURT P.
843. 205. CROSBIE, MICHAEL D.	844. 206. CUNNINGHAM, GEORGE
845. 207. CURTIS, CHRISTY L.	846. 208. CUSHMAN, VIRGINIA I.
847. 209. DANCE, SIMON E.	848. 210. D'ANGELO, JULIE A.
849. 211. DANIELS, TYMON C.	850. 212. DASSO, JAMES D.
851. 213. DAUGHERTY, PATRICK	852. 214. DAVENPORT III, GORDON
853. 215. DAVIS, GARDNER F.	854. 216. DAVIS, RICHARD S.
855. 217. DAWSON, JOHN R.	856. 218. DAY, SCOTT M.
857. 219. DE GYARFAS, VICTOR S.	858. 220. DECASTRO, JOSE-MANUEL A.
859. 221. DEGOOYER, JOHN G.	860. 222. DEKOVEN, RONALD
861. 223. DELAHUNTY JR., TERENCE J.	862. 224. DELEHUNT, MICHAEL
863. 225. DEMARET-FLEMING, VALERIE M.	864. 226. DHAND, SANJEEV K.
865. 227. DIAZ, EMILY F.	866. 228. DICASTRI, FRANK W.
867. 229. DICKINSON, LLOYD J.	868. 230. DILIBERTI, MARK J.



**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

869. 231. DINNEEN-LONG, CHRISTIAN B.	870. 232. DIONISOPOULOS, GEORGE A.
871. 233. DIPASQUALE, BENN S.	872. 234. DODD, KIMBERLY K.
873. 235. DODSON, MARIAN E.	874. 236. DOOGAL, DALJIT S.
875. 237. DOOGE, GREGG H.	876. 238. DOOHAN, PAULINE E.
877. 239. DORFMAN, MARC B.	878. 240. DOUGHTY, BRUCE W.
879. 241. DOUGLAS BOEHM	880. 242. DOUGLAS, JOHN H.
881. 243. DOW, RODNEY H.	882. 244. DRAGICH, DAVID G.
883. 245. DRUMMOND, ROBERT	884. 246. DRYER, EDWIN JASON
885. 247. DUHART, SERITA	886. 248. DUROSE, RICHARD A.
887. 249. EADS, JOAN L.	888. 250. EARLY, SCOTT E.
889. 251. EDMONDSON JR., JOSEPH D.	890. 252. EDWARDS, MARK A.
891. 253. EDWARDS, TED B.	892. 254. EGAN, KEVIN J.
893. 255. EGGERS, KATHLEEN M.	894. 256. EISNAUGLE, ERIC J.
895. 257. EISNER, ADAM J.	896. 258. ELIAS, PETER J.
897. 259. ELLIS, MEGAN J.	898. 260. ELLIS, WILLIAM T.
899. 261. ELLISEN, E. PATRICK	900. 262. ELSON, ELIZABETH S.
901. 263. ENGSTROM, HARRY C.	902. 264. ENTIN, FREDRIC J.
903. 265. EPSTEIN, BENNETT L.	904. 266. ERENS, JAY
905. 267. FARNEY, DENNIS R.	906. 268. FATTAHL, SAHYEH S.
907. 269. FEE, PATRICK P.	908. 270. FELDHAUS, JOHN J.
909. 271. FELDKAMP, FREDERICK	910. 272. FENDRICK, WILLIAM K.
911. 273. FETZER, PETER D.	912. 274. FISCHER, BRAD S.
913. 275. FISHER, STEPHEN M.	914. 276. FITZGERALD, KEVIN G.
915. 277. FLANAGAN, MICHAEL D.	916. 278. FLECK, DAVID H.
917. 279. FLORSHEIM, RICHARD	918. 280. FO, ANTHONY KL
919. 281. FOGT JR., HOWARD W.	920. 282. FOLEY, MARK F.
921. 283. FONNER, CYNTHIA A.	922. 284. FONSS, CHRISTIAN P.
923. 285. FORREST, JEFFREY W.	924. 286. FORTNER, CARL D.
925. 287. FOWLER, KEVIN D.	926. 288. FOX, STEVEN R.
927. 289. FRAKES, JENNIFER A.	928. 290. FRANECKI, CYNTHIA J.
929. 291. FRANK, EVE L.	930. 292. FRANZON, ANDERS W.
931. 293. FRAUTSCHI, TIMOTHY	932. 294. FREDERICKSEN, SCOTT
933. 295. FREEDMAN, DAVID G.	934. 296. FREEDMAN, JAY W.
935. 297. FREMLIN, GRACE PARKE	936. 298. FRIEDMAN, ARTHUR S.
937. 299. FRIEDRICHSEN, BERNARD P.	938. 300. FROILAND, DAVID J B
939. 301. FURLONG, HEIDI M.	940. 302. FURRER, PETER C.
941. 303. GAGE, LAURA J.	942. 304. GALLAGHER, RICHARD
943. 305. GARMER III, BENJAMIN	944. 306. GARRISON, LATASHA A
945. 307. GASTI, DANIEL N.	946. 308. GAVIN, JOHN N.
947. 309. GAY, FRANCIS V.	948. 310. GAY, MICHAEL B.
949. 311. GEENEN, NANCY J.	950. 312. GEHL, MICHAEL A.
951. 313. GEILFUSS II, C FREDERICK	952. 314. GEIST JR., ROBERT C.
953. 315. GEMPELER, HENRY A.	954. 316. GEORGE, LADALE K.
955. 317. GERENRAICH, STEVEN	956. 318. GIANOS, DIANE E.
957. 319. GIBBONS, MEGAN C.	958. 320. GIBSON, LEO J.
959. 321. GILLMAN, CATHERINE	960. 322. GILLS, JEANNE M.
961. 323. GO, ARMAND C.	962. 324. GOBLE, AMIE M.
963. 325. GODES, JAMES N.	964. 326. GOLDBERG, PHILLIP M.
965. 327. GOLDSTEIN, ROBERT E.	966. 328. GONZALEZ KNAVEL, MARIA E.
967. 329. GOODFELLOW, LYNN R	968. 330. GOODMAN, GEOFFREY
969. 331. GOODMAN, GEORGE R.	970. 332. GORANSON, ANDREA J.
971. 333. GORMLEY, JAMES H.	972. 334. GOROFF, DAVID B.

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**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

973. 335. GOULD, BENJAMIN F.	974. 336. GRANE, KAREN M.
975. 337. GRAY, ELIZABETH P.	976. 338. GREBE, MICHAEL W.
977. 339. GREELEY, JAMES E.	978. 340. GREEN, EDWARD J.
979. 341. GREENWELL, STACIE Y.	980. 342. GRIFFIN, CHRISTOPHER L.
981. 343. GRIFFITH, DONALD E.	982. 344. GRODIN, JAMES S.
983. 345. GROETHE, REED	984. 346. GROSSMAN, BARRY L.
985. 347. GROVE, TREVOR R.	986. 348. GULBIS, VITAUTS M.
987. 349. GUNDERSEN, JEFFREY	988. 350. GUNDRUM, RALPH J.
989. 351. GUSTAFSON, ADAM M.	990. 352. GUZZO, GARY A.
991. 353. HAGEN, HAROLD A.	992. 354. HAKIM, ANAT
993. 355. HALFENGER, G MICHAEL	994. 356. HALL, GREGORY J.
995. 357. HALLOIN, MARY ANN C.	996. 358. HAMILTON, JOHN R.
997. 359. HAMMOND, EDWARD J.	998. 360. HANEWICZ, WAYNE O.
999. 361. HANIGAN, ELIZABETH	1000.362. HANNA, SANDRA M.
1001.363. HANNING, JR., F. ROBERTS	1002.364. HANRAHAN, PHILLIP J.
1003.365. HANSEN, LINDA E.B.	1004.366. HANZLIK, PAUL F.
1005.367. HARPER, CHARLES D.	1006.368. HARRELL, JESSIE L.
1007.369. HARRINGTON, IRVIN C.	1008.370. HARRINGTON, RICHARD L.
1009.371. HART, RACHELLE R.	1010.372. HARTMAN, THOMAS E.
1011.373. HATCH, MICHAEL W.	1012.374. HAVLIK, KRISTINE L.
1013.375. HAWTHORNE, RICHARD W.	1014.376. HAYES, RICHARD J.
1015.377. HAYNIE, VAN E.	1016.378. HEATH, KYLE J.
1017.379. HEDRICK, CHARLES V.	1018.380. HEFFERNAN, MICHAEL
1019.381. HEFFERNAN, ROBERT	1020.382. HEIMER, DORIT S.
1021.383. HEINRICH, JULIE L.	1022.384. HELD, KATHLEEN R.
1023.385. HELLIGE, JAMES R.	1024.386. HENSCHER, ROUGET F.
1025.387. HERBERT, WM CARLISLE	1026.388. HESS, DANIEL M.
1027.389. HIETT, KIMBERLEE E.	1028.390. HIGDON, DEBORAH L.
1029.391. HILDEBRANDT, JOSEPH	1030.392. HILFINGER, STEVEN H.
1031.393. HILL III, LEWIS H.	1032.394. HITE, BEVERLY H.
1033.395. HIZNAY, JULIET D.	1034.396. HOCHKAMMER, KARL
1035.397. HODGES, LAWSIKIA J.	1036.398. HOEFT, DAVID S.
1037.399. HOFFMAN, SAMUEL F.	1038.400. HOGAN, CAROLINE A.
1039.401. HOLKEBOER, VAN E.	1040.402. HOLLABAUGH, MARCUS A.
1041.403. HOLT, JEREMY	1042.404. HOLZHALL, MARIANNE
1043.405. HORAN, JOHN P.	1044.406. HORN, CAROLE A.
1045.407. HOUSE, BRYAN B.	1046.408. HOWE, TIMOTHY J.
1047.409. HOWELL, CHANLEY T.	1048.410. HOWELL, ROBERTA F.
1049.411. HRDLICK, THOMAS R.	1050.412. HUANG, STEPHEN D.
1051.413. HUBER, JAMES O.	1052.414. HUFF, MARSHA E.
1053.415. HUGHES, KRISTEN GRIM	1054.416. HULEATT, JAYME A.
1055.417. HUNTER, PAUL S.	1056.418. HUSTON, JAMES L.
1057.419. HWANG, JOSEPH R.	1058.420. HYDE, KEVIN E.
1059.421. IMPOLA, MATTHEW K.	1060.422. INCIARDI, SCOTT P.
1061.423. IRELAND, EMORY	1062.424. ITO, PETER W.
1063.425. ITZKOFF, DONALD M.	1064.426. JACKSON, BRADLEY D.
1065.427. JACOBS, EPHRAIM	1066.428. JAMES, THOMAS L.
1067.429. JASPAN, STANLEY S.	1068.430. JEFFERY, DONALD D.
1069.431. JEFFERY, HEIDI H.	1070.432. JELENCIC, SARAH O.
1071.433. JESKE, DEAN M.	1072.434. JESKE, JERALD L.
1073.435. JEWETT, HILARY	1074.436. JOHNS, RICHARD W.
1075.437. JOHNSON, BRADLEY R.	1076.438. JOHNSON, C RICHARD



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1077.439. JOHNSON, WILLIAM P.	1078.440. JONES, JAMES T.
1079.441. JONES, JEFFREY J.	1080.442. JONES, PAUL J.
1081.443. JORGENSEN III, ARTHUR W.	1082.444. JUDGE, RICHARD J.
1083.445. JULIAN, JASON M.	1084.446. JUNG, BRYAN T D
1085.447. KAAS, BRIAN S.	1086.448. KALYVAS, JAMES R.
1087.449. KAMINSKI, MICHAEL	1088.450. KANWIT, GLEN H.
1089.451. KAPLAN, DANIEL A.	1090.452. KARON, SHELDON
1091.453. KARRON, JENNIFER G.	1092.454. KASHANI, MIR SAIED
1093.455. KASSEL, MARK A.	1094.456. KAWAGUCHI, TOSHIKI R.
1095.457. KEENER, JASON J.	1096.458. KELLER, GEORGE H.
1097.459. KELSO, LINDA Y.	1098.460. KENNY, GEORGE E.
1099.461. KESSLER, JOAN F.	1100.462. KEYES, BRUCE A.
1101.463. KIERNAN, JR., WILLIAM J.	1102.464. KILE, MARY MICHELLE
1103.465. KING, IVONNE MENA	1104.466. KING, THERESE C.
1105.467. KING, WILLIAM D.	1106.468. KIZER, SCOTT A.
1107.469. KLEIN, KENNETH S.	1108.470. KLEMZ, NICOLE A.
1109.471. KLUG, SCOTT L.	1110.472. KNIGHT, CHRISTOPHER N.
1111.473. KNOX II, W. DAVID	1112.474. KOCH, GARY D.
1113.475. KOEHLER, MICHAEL J.	1114.476. KOENEN, FREDERICK
1115.477. KOEPL, KELLY L.	1116.478. KOHLER, MICHAEL P.
1117.479. KOPP, JEFFREY S.	1118.480. KORITZINSKY, ALLAN
1119.481. KOVAROVICS, SUSAN	1120.482. KREBS, THOMAS P.
1121.483. KRIDER, LEAH M.	1122.484. KROLL, AMY N.
1123.485. KROSIN, KENNETH E.	1124.486. KUBALE, BERNARD S.
1125.487. KUGLER, CARL R.	1126.488. KURTZ, HARVEY A.
1127.489. LACH, DANA M.	1128.490. LAGERMAN, MARILYN
1129.491. LAHR, JACK L.	1130.492. LAMBERT, STEVEN C.
1131.493. LAMB-HALE, NICOLE Y.	1132.494. LAMONT, SUSAN
1133.495. LANDE, CHARLES A.	1134.496. LANDGRAF, THOMAS N.
1135.497. LANDIS, JAMES M.	1136.498. LANDIS, JOHN R.
1137.499. LANE, PATRICIA J.	1138.500. LANGENFELD, MARK L.
1139.501. LASATER II, RICHARD	1140.502. LASKIS, MICHAEL G.
1141.503. LAUERMAN, THOMAS C	1142.504. LAVENDER, JASON E.
1143.505. LAW, GLENN	1144.506. LAWRENCE IV, WAYMAN C.
1145.507. LAZARSKI, KATHERINE	1146.508. LAZARUS, JOHN M.
1147.509. LEE, ANNE A.	1148.510. LEE, LADONNA Y.
1149.511. LEE, NHAN T.	1150.512. LEE, ZHU
1151.513. LEFFEL, MICHAEL D.	1152.514. LEIBERG, CHARLES M.
1153.515. LEMMO, JOHN C.	1154.516. LENAIN, ADAM C.
1155.517. LENTINI, DAVID P.	1156.518. LENZ, ETHAN D.
1157.519. LEONARD, JERRIS	1158.520. LEONARD, KATHLEEN
1159.521. LEVENTHAL, ROBERT	1160.522. LEVER JR., CHAUNCEY
1161.523. LEVIN, BENJAMIN D.	1162.524. LEVITT, MELINDA F.
1163.525. LIEN, JOHN D.	1164.526. LIGNIER, SOPHIE
1165.527. LINDEKE, JONATHAN	1166.528. LINDENBAUM, KEITH D
1167.529. LINZMEYER, PETER C.	1168.530. LITTLE, THOMAS M.
1169.531. LOBBIN, STEPHEN M.	1170.532. LOCHMANN, JESSICA S.
1171.533. LOFTON, LAUREN K.	1172.534. LONG, CAROLYN T.
1173.535. LONG, J CRAIG	1174.536. LORD JR., JOHN S.
1175.537. LORIE, ELIZABETH M.	1176.538. LOTT, DAVID S.
1177.539. LOTUS, JOSEPH J.	1178.540. LOTZIA, EMERSON M.
1179.541. LUCEY, DAVID M.	1180.542. LUDWIG, BRETT H.

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

1181.543. LUEDER, MICHAEL C.	1182.544. LUEDERS, WAYNE R.
1183.545. LUETTGEN, DAVID G.	1184.546. LUND, MORTEN
1185.547. LUNDE III, MARVIN C.	1186.548. LYNCH, LAWRENCE T.
1187.549. MAASSEN, ERIC L.	1188.550. MACK, PETER G.
1189.551. MAEBIUS, STEPHEN B.	1190.552. MAHE, HENRY E.
1191.553. MAIDA, THOMAS J.	1192.554. MAIO, F ANTHONY
1193.555. MAISA, SUSAN R.	1194.556. MAKOWSKI, KEVIN D.
1195.557. MALEK, JODI L.	1196.558. MALONEY, CHRISTOPHER R.
1197.559. MALZAHN, ANGELA L.	1198.560. MANKOFSKY, LISA S.
1199.561. MANN, MARTIN D.	1200.562. MANNING, MICHELLE
1201.563. MARASHI, MOEIN	1202.564. MARCHETTI, VINCENT
1203.565. MARREN, GREGORY P.	1204.566. MARSHALL, LARRY L.
1205.567. MARTIN, MATTHEW E.	1206.568. MARTIN, MICHELE F.
1207.569. MARTIRE, MARY KAY	1208.570. MASON, ANDREA I.
1209.571. MASON, EDWIN D.	1210.572. MATTHEWS, MICHAEL
1211.573. MAURER, THOMAS K.	1212.574. MCBRIDE, LAWRENCE
1213.575. MCBRIDE, M. SCOTT	1214.576. MCCAFFREY, JOHN W.
1215.577. MCCASLIN, RICHARD B	1216.578. MCCAULEY, CASSANDRA H.
1217.579. MCCLOSKEY, MICHAEL P.	1218.580. MCCLUNE, GREGORY
1219.581. MCCOMAS, HARROLD	1220.582. MCFEELY, STEPHEN A.
1221.583. MCGAFFEY, JERE D.	1222.584. MCGINNITY, MAUREEN
1223.585. MCGRATH, BRIAN W.	1224.586. MCGREGOR, JEANNINE
1225.587. MCKENNA, RICHARD J.	1226.588. MCKENNA, WILLIAM J.
1227.589. MCKEOWN, JAMES T.	1228.590. MCMASTER JR., WILLIAM G.
1229.591. MCMORROW, MICHAEL J.	1230.592. MCNAMARA, BRIAN J.
1231.593. MCNEILL, HEATHER D.	1232.594. MCNUTT, GEOFFREY
1233.595. MCSWEENEY, MAURICE J.	1234.596. MCWHORTER, SHERI D.
1235.597. MEARA, JOSEPH P.	1236.598. MECKSTROTH, KURT S.
1237.599. MEEK, E ROBERT	1238.600. MEINHARDT, ROBYN A.
1239.601. MEISINGER, DAVID A.	1240.602. MELOY, SYBIL
1241.603. MENGES, JASON D.	1242.604. MENNELL, ANN I.
1243.605. MICKLOS, JEFFREY G.	1244.606. MILLER, DULCY A.
1245.607. MILLER, RICHARD H.	1246.608. MINASSIAN, LORI V.
1247.609. MISHRA, MUIRA K.	1248.610. MITCHELL, CLETA
1249.611. MITCHELL, JENICE C.	1250.612. MOHAN, DANIEL G.
1251.613. MOHAN-RAM, VID S.	1252.614. MOLLMAN-ELLIOTT, SHARON
1253.615. MONDAY, GREGORY F.	1254.616. MONSEES, PAUL R.
1255.617. MOORE, LINDA A.	1256.618. MOORE, MARILYN A.
1257.619. MOORE, ROBERT K.	1258.620. MORABITO, ERIKA L.
1259.621. MORAN, RICARDO J.	1260.622. MORGAN, BELINDA S.
1261.623. MORRIGAN, SHIRLEY P	1262.624. MORROW, JAMES G.
1263.625. MOSER, GREGORY V.	1264.626. MOSKITIS, RICHARD L.
1265.627. MULKEEN, MATTHEW	1266.628. MULLOOLY, THOMAS MCCANN
1267.629. MUNRO II, THOMAS F.	1268.630. MURCH, JILL L.
1269.631. MURPHY, JOHN M.	1270.632. NACKE, PHILIP A.
1271.633. NANDA, DEEPAK	1272.634. NAPOLITANA, LEEANN
1273.635. NARANJO, MICHAEL A.	1274.636. NEAL, AUSTIN B.
1275.637. NEAL, GERALD J.	1276.638. NEBEL, KAI A.
1277.639. NELSON, ANDREW L.	1278.640. NELSON, CATHERINE B.
1279.641. NELSON, ERIC C.	1280.642. NELSON, KARA E.
1281.643. NELSON, SHARON C.	1282.644. NELSON, TERRY D.
1283.645. NEPPL, GREGORY E.	1284.646. NEUBAUER, LISA S.

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1285.647. NEWMAN, JEFFREY S.	1286.648. NEWSOM, ERIC A.
1287.649. NGUYEN, JAMES D.	1288.650. NGUYEN, LIEN-CHI A.
1289.651. NICKELS, STEPHAN J.	1290.652. NIELSON, SCOTT C.
1291.653. NOLAN, MICHAEL S.	1292.654. NORBITZ, TODD C.
1293.655. NORICHIKA, KENSUKE	1294.656. NORROD, GREGORY S.
1295.657. NORTHCUTT, DAVID V.	1296.658. NORVELL, MARY K.
1297.659. NORWAY, ROBERT M.	1298.660. NOURANI, LEILA
1299.661. NOVER, MARTIN H.	1300.662. NOWAK, SUZANNE M.
1301.663. NYE, DEBRA D.	1302.664. O'HALLORAN, HUGH J.
1303.665. OHARA, YOSHIMI	1304.666. OHLHAUSER, DARRELL
1305.667. OKATY, MICHAEL A.	1306.668. OLIFF, JONATHAN W.
1307.669. OLSON, ELANA H.	1308.670. OLSON, JOHN M.
1309.671. O'NEILL, JUDY A.	1310.672. O'NEILL, TANYA C.
1311.673. OPPENHEIM, CHARLES	1312.674. ORGAN, CHRISTINE A.
1313.675. OSOBA, WAYNE F.	1314.676. OSSEIRAN, NINA M.
1315.677. OSSYRA, JAMES D.	1316.678. OVERLY, MICHAEL R.
1317.679. OWENS, KEITH C.	1318.680. PALMER, JOHN B.
1319.681. PANARITES, PETER E.	1320.682. PARKER, ROBERT J.
1321.683. PASSINO, SEAN A.	1322.684. PASULKA-BROWN, KATHLEEN R.
1323.685. PATEL, JAMSHED J.	1324.686. PAULS, JASON E.
1325.687. PEET, RICHARD C.	1326.688. PENCE, THOMAS C.
1327.689. PENDLETON, ALEXANDER T.	1328.690. PENNER, INGEBORG E.
1329.691. PEREZ-SERRANO, REBECA	1330.692. PETERSON, JAMES P.
1331.693. PETERSON, LIANE M.	1332.694. PEVEHOUSE, ELIZABETH ERICKSON
1333.695. PFISTER, TODD B.	1334.696. PHELAN, RICHARD J.
1335.697. PHILIPP, CINDY L.	1336.698. PHILLIPS, ARDEN T.
1337.699. PHILLIPS, PHILIP B.	1338.700. PILLOFF, RACHEL K.
1339.701. PLICHTA, MARK T.	1340.702. POLIN, KENNETH D.
1341.703. PONTE, CHRISTOPHER	1342.704. PORTER, ANDREA T.
1343.705. PORTER, JACK A.	1344.706. PRAGER, MARK L.
1345.707. PREBIL, RICHARD L.	1346.708. PRECOURT, LYMAN A.
1347.709. PRESTIGIACOMO, ANTONINA	1348.710. PUGH, DARRELL L.
1349.711. PURCELL, AMY P.	1350.712. PURINTUN, ORIN
1351.713. QUICK, PATRICK G.	1352.714. QUIGLEY, MEGHAN K.
1353.715. QUILLIN, GEORGE E.	1354.716. RACICOT, DIANE M.
1355.717. RADELET, TIMOTHY J.	1356.718. RADOMSKY, LEON
1357.719. RAGATZ, THOMAS G.	1358.720. RAIJ, IRWIN P.
1359.721. RALSTON JR., DAVID T.	1360.722. RAMARATHNAM, SMEETA S.
1361.723. RATHE, TODD A.	1362.724. RATNASWAMY, JOHN P
1363.725. RAWLINS, ANDREW E.	1364.726. RECHTIN, MICHAEL D.
1365.727. RECK, KEVIN A.	1366.728. REGENFUSS, MICHAEL
1367.729. REICHER, DAVID M.	1368.730. REID, STEVEN M.
1369.731. REILLY, PATRICK W.	1370.732. REILLY, SHEILA M.
1371.733. REINBERG, DANIEL S.	1372.734. REINECKE, DAVID W.
1373.735. REISMAN, LAUREN	1374.736. REITER, STEPHEN E.
1375.737. RENFERT, BLAINE R.	1376.738. RENZ, GREG W.
1377.739. RESNICK, DAVID P.	1378.740. REUTER, BARTHOLOMEW F.
1379.741. RICH, NORMAN J.	1380.742. RICHARDSON, CLARE
1381.743. RICHBURG, SCOTT D.	1382.744. RICKERT, KENNETH J.
1383.745. RIDLEY, EILEEN R.	1384.746. RIDLEY, FRED S.
1385.747. RILEY JR., RICHARD F.	1386.748. RILEY, LEIGH C.
1387.749. RILEY, SUSAN M.	1388.750. RIPPIE, E GLENN

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**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

1389.751. RITTMASER, TED R.	1390.752. RIZVI, RAMLA H.
1391.753. ROBBINS ATWOOD, REAGEN C.	1392.754. ROBBINS, DAVID L.
1393.755. ROBINS, LENA	1394.756. ROBINSON, WILLIAM J.
1395.757. ROCKLIN, AMY M.	1396.758. RODRIGUEZ, DENISE RIOS
1397.759. ROE, PATRICIA J. R.	1398.760. ROEDEL, ANN M.
1399.761. ROGERS III, JOHN L.	1400.762. RONDON, RADIAH L.
1401.763. ROOT JR., GEORGE L.	1402.764. ROSENBAUM, S. WAYNE
1403.765. ROSENBERG, HEIDI E.	1404.766. ROSENBERG, MICHAEL
1405.767. ROSENTHAL, ASHLEY	1406.768. ROSENTHAL, JASON A.
1407.769. ROSENTHAL, PAUL E.	1408.770. ROSS, ANNE E.
1409.771. ROTHMAN, JAY O.	1410.772. ROVNER, GARY S.
1411.773. RUBIN, DAMON	1412.774. RUPKEY, JOSEPH S.
1413.775. RUSKIN, JENNIFER B.	1414.776. RUTENBERG, ALAN D.
1415.777. RUTT, STEVEN	1416.778. RYAN, DAVID B.
1417.779. RYAN, MICHAEL J.	1418.780. RYBA, RUSSELL E.
1419.781. SABLE, JOSHUA M.	1420.782. SACKS, DAVID A.
1421.783. SADLER JR., LUTHER F.	1422.784. SALEK-ANDERSON, JAN
1423.785. SALZBERG, MARK A.	1424.786. SANDERS, DAVID S.
1425.787. SANDERS, JOHN A.	1426.788. SANPIETRO, RICHARD
1427.789. SAUE, JACQUELINE M.	1428.790. SAXE, BERNHARD D.
1429.791. SCARANO JR., R MICHAEL	1430.792. SCHAACK, JOHN C.
1431.793. SCHEIDLER, ALISON R.	1432.794. SCHER, ROBERT A.
1433.795. SCHIEBLE, MARK T.	1434.796. SCHILDER, CHRISTOPHER S.
1435.797. SCHIRTZER, RONALD	1436.798. SCHNEIDERMAN, MICHAEL G.
1437.799. SCHOENFELD, SUSAN R	1438.800. SCHORR, KRISTEL
1439.801. SCHROEDER, JENNIFER	1440.802. SCHULTE, LEONARD E.
1441.803. SCHULTZ, BRYAN S.	1442.804. SCHULZ, KEVIN R.
1443.805. SCHWAAB, RICHARD L.	1444.806. SCHWARCZ, AARON M.
1445.807. SCHWARTZ, ARTHUR	1446.808. SCHWARTZ, SUSAN J.
1447.809. SCHWARZ, CATHERINE	1448.810. SCOTT, KATHRYN E. A
1449.811. SEABOLT, SCOTT T.	1450.812. SEFTON, JOHN T.
1451.813. SEIDEN, RICHARD F.	1452.814. SENNETT, NANCY J.
1453.815. SERWIN, ANDREW B.	1454.816. SEVELL, ROBERT D.
1455.817. SHAH, ANKUR D.	1456.818. SHAPIRO, MICHAEL S.
1457.819. SHARPE, KARUSHA Y.	1458.820. SHATZER, LARRY L.
1459.821. SHEEHAN, TIMOTHY J.	1460.822. SHELTON, MORGAN W.
1461.823. SHIPLEY, HOWARD N.	1462.824. SHIVERS, OLIN G.
1463.825. SHRINER JR., THOMAS	1464.826. SHUR, KIMBERLY J.
1465.827. SIDDON O'BRIEN, KATHERINE	1466.828. SIGMAN, SCOTT W.
1467.829. SILBERMANN, JAMES	1468.830. SILVA, ALBERT P.
1469.831. SIMKIN, MICHELE M.	1470.832. SIMMONS, JEFFREY A.
1471.833. SIMON, DAVID W.	1472.834. SIMON, GEORGE T.
1473.835. SIMON, JOHN A.	1474.836. SIMS, LUKE E.
1475.837. SINGER, AMIE J.	1476.838. SKLAR, WILLIAM P.
1477.839. SLADE III, THOMAS B.	1478.840. SLAVIN, STEPHEN M.
1479.841. SLOOK, DAVID W.	1480.842. SMALL, MICHAEL J.
1481.843. SMASON, TAMI S.	1482.844. SMIETANSKI, DEBRA K.
1483.845. SMITH, JESSICA L.	1484.846. SMITH, JULIE A.
1485.847. SMITH, MICHAEL D.	1486.848. SMITH, MICHAEL S.
1487.849. SMYLIE, SCOTT K.	1488.850. SNADER, SHAUN R.
1489.851. SOBLE, JEFFREY A.	1490.852. SOLIK, MARY D.
1491.853. SON, ANTHONY H.	1492.854. SONG, MICHAEL J.



**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

1493.855. SORENSEN, ANITA M.	1494.856. SORTINO, DAVID M.
1495.857. SOSNOWSKI, LEONARD	1496.858. SPALDING, TODD N.
1497.859. SPEHAR, TERESA	1498.860. SPERANZINI, ANDREW
1499.861. SPILLANE, THOMAS B.	1500.862. SPIVEY, JONATHAN R.
1501.863. SPROW, MARCUS W.	1502.864. STANGL, PAUL F.
1503.865. STEFFES, GEORGE R.	1504.866. STEFFES-FERRI, SUSAN
1505.867. STEINBERG, JAY A.	1506.868. STEINMETZ, CHRISTIAN G.
1507.869. STEPHENSON, ROBERT	1508.870. STERN, JAMES F.
1509.871. STERRETT JR., SAMUEL	1510.872. STEVEN BECKER
1511.873. STEWART, PAUL A.	1512.874. STIRRUP, JOHN T.
1513.875. STOLL, RICHARD G.	1514.876. STONE, PETER J.
1515.877. STOREY III, EDWARD A.	1516.878. STRAIN, PAUL D.
1517.879. STRATFORD, CAROL A.	1518.880. STRICKLAND, NATE WESLEY
1519.881. STRUP, NATHANIEL L.	1520.882. SULLIVAN, JEFFREY M.
1521.883. SULLIVAN, KIRK N.	1522.884. SWEITZER, STEPHANIE
1523.885. SWISS, GERALD F.	1524.886. SZABO, STEPHEN J.
1525.887. TAFFORA, KELLI A.	1526.888. TALARICO, JOSEPH M.
1527.889. TALESH, SHAUHIN A.	1528.890. TANNER, LORNA L.
1529.891. TARANTINO, WILLIAM	1530.892. TASSO, JON P.
1531.893. TAVI, ANDREW J.	1532.894. TAYLOR, ALLEN M.
1533.895. TAYLOR, GAIL D.	1534.896. TAYLOR, MICHAEL L.
1535.897. TAYLOR, STACY L.	1536.898. TECTOR, LESLIE M.
1537.899. TEIGEN, RICHARD L.	1538.900. TENGBERG, VAN A.
1539.901. TENNEY, FREDERIC T.	1540.902. THARPE, LISA L.
1541.903. THIMKE, MARK A.	1542.904. THORNTON, GLENDA L.
1543.905. TIBBETTS, JEAN M.	1544.906. TILKENS, MARK P.
1545.907. TILL, MARY C.	1546.908. TOAL, HELEN L.
1547.909. TODD, STEPHEN	1548.910. TOFT, PATRICK J.
1549.911. TOMLINSON, MICHAEL	1550.912. TORRES, CHRISTOPHER
1551.913. TOWNSEND, KEITH J.	1552.914. TRABER, MARTIN A.
1553.915. TRAMBLEY, C. ANTHONY	1554.916. TRENTACOSTA, JOHN
1555.917. TREW, HEATHER M.	1556.918. TRKLA, KATHRYN M.
1557.919. TSAO, NAIKANG	1558.920. TSUCHIHASHI, MARTHA F.
1559.921. TUCKER IV, JOHN A.	1560.922. TUCKER, WENDY L.
1561.923. TULLIUS, LOUIS W.	1562.924. TURLAIS, JOHN E.
1563.925. TYNION III, JAMES T.	1564.926. TYRE, SCOTT P.
1565.927. TYSON JR., JOSEPH B.	1566.928. UETZ, ANN MARIE
1567.929. ULIANO, AMANDA M.	1568.930. UNDERWOOD, PETER C
1569.931. UNG, DIANE	1570.932. URBAN, JENNIFER L.
1571.933. VAN SICKLEN, MICHAEL B.	1572.934. VANCE, PAUL C.
1573.935. VANDENBERG, EGERTON K.	1574.936. VANOPHEM, JOHN A.
1575.937. VANRIPER, YVETTE M.	1576.938. VARON, JAY N.
1577.939. VAUGHAN, LORI V.	1578.940. VAZQUEZ, STEVEN W.
1579.941. VECHIOLA, ROBERT J.	1580.942. VEDDER, ANDREW T.
1581.943. VICTOR, DEAN M.	1582.944. VILLAREAL, CYNTHIA
1583.945. VOIGTMAN, TIMOTHY	1584.946. VOM EIGEN, ROBERT P.
1585.947. VON DRATHEN, KARL	1586.948. VORLOP, FREDERIC J.
1587.949. VUCIC, MIKI	1588.950. WALBY, KATHLEEN M.
1589.951. WALLACE, HARRY L.	1590.952. WALLISON, JEREMY L.
1591.953. WALMER, EDWIN F.	1592.954. WALSH, DAVID G.
1593.955. WALTER, RONALD L.	1594.956. WALTERS, MICHELLE
1595.957. WALTZ, JUDITH A.	1596.958. WANG, PETER N.



**CONFLICT OF INTEREST DISCLOSURE FORM**  
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1597.959. WAPENSKY, RUSSELL	1598.960. WARBURG, RICHARD J.
1599.961. WARE, DABNEY D.	1600.962. WASHINGTON, SUSANNE C.
1601.963. WASSON, DEBORAH L.	1602.964. WAWRZYN, RONALD M.
1603.965. WAXMAN, J. MARK	1604.966. WEBER, ROBERT G.
1605.967. WEGNER, HAROLD C.	1606.968. WEIDIG, ERIK G.
1607.969. WEINSHEIMER, WILLIAM C.	1608.970. WEINSTEIN, MARC K.
1609.971. WEISS, RICHARD A.	1610.972. WEISSBLUTH, SAMANTHA E.
1611.973. WEISSBURG, CARL I.	1612.974. WELCH JR., JOHN M.
1613.975. WELCH, SEAN P.	1614.976. WELLMAN, ARTHUR A.
1615.977. WELSH III, H. K.	1616.978. WELSH, SUSAN L.
1617.979. WENBOURNE, ROBERT	1618.980. WERBER, STEVEN A.
1619.981. WERNER, CHRISTOPHER J.	1620.982. WESTHOFF, BRYAN M.
1621.983. WHALEY, KEVIN P.	1622.984. WHEELER, ELLEN M.
1623.985. WHITLEY, DANIELLE R.	1624.986. WICK, JON R.
1625.987. WICKHEM, REBECCA E.	1626.988. WIECHERT, ERIC M.
1627.989. WIEDEMANN, HERBERT P.	1628.990. WIENSCH, ADAM J.
1629.991. WILEY, EDWIN P.	1630.992. WILKE, JAMES A.
1631.993. WILL, TREVOR J.	1632.994. WILLIAM DICK
1633.995. WILLIAM DICK	1634.996. WILLIAMS JR., ALLEN
1635.997. WILLIAMS, RODERICK	1636.998. WILLIAMS, TRACY D.
1637.999. WILLIS, WILLIAM J.	1638.1000. WILLMORE, STEVEN P.
1639.1001. WILNAU, DAWN R.	1640.1002. WILSON, BARRY S.
1641.1003. WILSON, JOHN K.	1642.1004. WILSON, JON M.
1643.1005. WINER, KENNETH B.	1644.1006. WINER, SAMUEL J.
1645.1007. WINKLER, JAMES A.	1646.1008. WITTE, EDWARD B.
1647.1009. WITTORFF, KELLY C.	1648.1010. WOLFE JR., WALTER H.
1649.1011. WOLFE, RANDOLPH J.	1650.1012. WOLFSON, MARK J.
1651.1013. WOLK, MICHAEL D.	1652.1014. WOODALL, KEVIN F.
1653.1015. WOODIE, TIFFANY C.	1654.1016. WOODSON, R DUKE
1655.1017. WOOLEVER, MICHAEL	1656.1018. WORKMAN, DONALD A.
1657.1019. WRIGHT, DEREK L.	1658.1020. WRIGHT, JACQUELINE
1659.1021. WRONSKI, ANDREW J.	1660.1022. WRYCHA, PAUL T.
1661.1023. YOUNG, BRANDON O.	1662.1024. ZABRISKIE, JOHN F.
1663.1025. ZABROWSKI, PATRICK	1664.1026. ZEIGLER, JANET E.
1665.1027. ZIBART, CHRISTOPHER	1666.1028. ZIEBERT, JOSEPH N.
1667.1029. ZIGMAN, LYNETTE M.	1668.1030. ZIMMERMAN, ROBERT
1669.1031. ZIMMERMAN, WALTER	1670.1032. ZINKGRAF, GARY M.
1671.1033. ABRAHAM, JR., WILLIAM J.	1672.1034. ABROHAMS, BENJAMIN
1673.1035. ACEVEDO, LISA J.	1674.1036. ADAMS, CHRISTI R.
1675.1037. ADKINS, AKITA N.	1676.1038. ADLER, M. PETER
1677.1039. AGARWAL, PAVAN K.	1678.1040. AIELLO, MARK A.
1679.1041. AKERS, BRIAN P.	1680.1042. ALBERT, JR, G. PETER

**1681. SCHIFFRIN & BARROWAY, LLP.**

1682.1. ANDREW L. BARROWAY	1683.2. ANDREW L. ZIVITZ
1684.3. BENJAMIN J. SWEET	1685.4. CHRISTOPHER L. NELSON
1686.5. DARREN J. CHECK	1687.6. DAVID KESSLER
1688.7. EDWARD W. CHANG	1689.8. EDWARD W. CIOLKO
1690.9. ERIC L. ZAGAR	1691.10. ERIC LECHTZIN
1692.11. GERALD D. WELLS III	1693.12. GREGORY M. CASTALDO
1694.13. HAL J. KLEINMAN	1695.14. IAN D. BERG
1696.15. JONATHAN R. CAGAN	1697.16. JOSEPH H. MELTZER



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1682.1.	ANDREW L. BARROWAY	1683.2.	ANDREW L. ZIVITZ
1698.17.	KAREN E. REILLY	1699.18.	KATHARINE M. RYAN
1700.19.	KATHERINE B. BORNSTEIN	1701.20.	KAY E. SICKLES
1702.21.	KENDALL S. ZYLSTRA	1703.22.	KRISHNA B. NARINE
1704.23.	MARC A. TOPAZ	1705.24.	MARC D. WEINBERG
1706.25.	MARC I. WILLNER	1707.26.	MICHAEL K. YARNOFF
1708.27.	PATRICIA C. WEISER	1709.28.	RICHARD A. MANISKAS
1710.29.	RICHARD S. SCHIFFRIN	1711.30.	RICHARD S. SCHIFFRIN
1712.31.	ROBERT B. WEISER	1713.32.	ROBIN WINCHESTER
1714.33.	SANDRA G. SMITH	1715.34.	SEAN M. HANDLER
1716.35.	STEPHEN E. CONNOLLY	1717.36.	STEVEN D. RESNICK
1718.37.	STUART L. BERMAN	1719.38.	TAMARA SKVIRSKY
1720.39.	THOMAS W. GRAMMER	1721.40.	TOBIAS L. MILLROOD

**1722. BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP**

1723.1.	ADAM FURST	1724.2.	ALAN BURNETT
1725.3.	ANDRE GIBBS	1726.4.	ANDRE L. MARAIS
1727.5.	ANGELO J. GAZ	1728.6.	ANTHONY H. AZURE
1729.7.	ARLEN M. HARTOUNIAN	1730.8.	BILL ALFORD
1731.9.	BRENT E. VECCHIA	1732.10.	CHUI-KIU TERESA WONG
1733.11.	CORY G. CLAASSEN	1734.12.	DAN DEVOS
1735.13.	DANIEL OVANEZIAN	1736.14.	DAX ALVAREZ
1737.15.	DENNIS G. MARTIN	1738.16.	EDWIN H. TAYLOR
1739.17.	ERIC HYMAN	1740.18.	ERIC T. KING
1741.19.	FARZAD E. AMINI	1742.20.	GARTH VIVIER
1743.21.	GEORGE HOOVER	1744.22.	GEORGE W. HOOVER
1745.23.	GORDON LINDEEN	1746.24.	GREG D. CALDWELL
1747.25.	HEATHER M. MOLLEUR	1748.26.	JAMES SCHELLER
1749.27.	JAMES Y. GO	1750.28.	JAN CAROL LITTLE-WASHINGTON
1751.29.	JIM HENRY	1752.30.	JOHN PATRICK WARD
1753.31.	JON C. REALI	1754.32.	JONATHAN S. MILLER
1755.33.	JORDAN M. BECKER	1756.34.	JOSEPH LUTZ
1757.35.	JUDITH A. SZEPEZI	1758.36.	KEVIN G. SHAO
1759.37.	LARRY J. JOHNSON	1760.38.	LESTER J. VINCENT
1761.39.	LISA TOM	1762.40.	LORI M. STOCKTON
1763.41.	LORI N. BOATRIGHT	1764.42.	MARIA E. SOBRINO
1765.43.	MARINA PORTNOVA	1766.44.	MARK A. KUPANOFF
1767.45.	MARK C. VAN NESS	1768.46.	MARK L. WATSON
1769.47.	MARK R. VATUONE	1770.48.	MICHAEL A. BERNADICOU
1771.49.	MICHAEL J. MALLIE	1772.50.	MIMI D. DAO
1773.51.	NATHAN ELDER	1774.52.	NORMAN ZAFMAN
1775.53.	OZZIE JAFFERY	1776.54.	PAUL A. MENDONSA
1777.55.	PHILIP A. PEDIGO	1778.56.	ROBERT B. O'ROURKE
1779.57.	ROGER W. BLAKELY	1780.58.	SCOTT HEILESON
1781.59.	STANLEY W. SOKOLOFF	1782.60.	STEPHEN M. DE KLERK
1783.61.	STEVEN LAUT	1784.62.	SUE HOLLOWAY
1785.63.	SUK S. LEE	1786.64.	TAREK N. FAHMI
1787.65.	THE ESTATE OF MARIA E. SOBRINO (1959 - 2002)	1788.66.	THINH V. NGUYEN
1789.67.	THOMAS A. VAN ZANDT	1790.68.	THOMAS C. WEBSTER
1791.69.	THOMAS FERRILL	1792.70.	THOMAS M. COESTER
1793.71.	TODD M. BECKER	1794.72.	VANI MOODLEY
1795.73.	VINCENT ANDERSON	1796.74.	W. THOMAS BABBITT

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1797.75. WILLIAM W. SCHAAL

1798.76. WILLMORE F. HOLBROW

**1799. WILDMAN, HARROLD, ALLEN & DIXON LLP**

1800.1. ABBOUD, ANTHONY L.  
1802.3. ALFERT, REBECCA  
1804.5. ALLISON, STEPHEN A.  
1806.7. ARADO, JOHN J.  
1808.9. AUSTIN, BRENT R.  
1810.11. BENDER, JOSEPH E.  
1812.13. BICKEL, TODD A.  
1814.15. BOHLEN, JON  
1816.17. BORSTEIN, SCOTT R.  
1818.19. BOWER, ALBERT M.  
1820.21. BUCCOLA, CHRISTINA  
1822.23. BURNTON, CAL R.  
1824.25. CARLSON, DOUGLAS R  
1826.27. CARNIE, BRIAN R.  
1828.29. CHANG, GINA M.  
1830.31. CHROUST, DAVID J.  
1832.33. COCKRELL, GEOFFREY  
1834.35. CONLON, ALISON C.  
1836.37. COPLAND, DAVID A.  
1838.39. FALBE, LAWRENCE W.  
1840.41. FERGUSON, NATHAN E  
1842.43. FISCHER, DAVID J.  
1844.45. FOCHLER, CRAIG S.  
1846.47. FOX, KATHY P.  
1848.49. FREY, JOHN E.  
1850.51. GAURON, AFTON L.  
1852.53. GILLEN, GARY R.  
1854.55. GOGAN, LESLIE  
1856.57. GOLD, NORMAN M.  
1858.59. GOODMAN, JONATHAN S.  
1860.61. GOTTSALL, JUSTINE  
1862.63. GUNN, ROBERT M.  
1864.65. HALEY, ROBERT E.  
1866.67. HARRIS, JONATHAN A.  
1868.69. HEARD, H. RODERIC  
1870.71. HEYDEMANN, HELAINE  
1872.73. HIGHT, DAVID H.  
1874.75. HOLLEB, MARSHALL  
1876.77. HOWARD, KATHLEEN  
1878.79. HRTANEK, CATHLEEN  
1880.81. IGEL-CAMILLONE, MARLENE J.  
1882.83. JOHNSON, RICHARD C.  
1884.85. KANTER, DAVID A.  
1886.87. KEFALOS, NICHOLAS  
1888.89. KHANDEKAR, MANOJ  
1890.91. KIMBALL, ANNE G.  
1892.93. KOLKMEIER, KIP  
1894.95. KROMKOWSKI, MARK

1801.2. ACKERSON, FRED M.  
1803.4. ALLEN, THOMAS D.  
1805.6. ANDERSON, AIMEE B.  
1807.8. ARVEY, HOWARD  
1809.10. BARNES, JR., WILLIAM  
1811.12. BENNETT, MICHAEL P.  
1813.14. BLANKSHAIN, MICHAEL R.  
1815.16. BOICE, HEATHER A.  
1817.18. BORUSZAK, BRUCE L.  
1819.20. BROWN, JOHN THOMPSON  
1821.22. BURMAN, MARSHALL  
1823.24. CALISOFF, ADAM S.  
1825.26. CARNEY, DEMETRIUS  
1827.28. CHAIT, LELAND H.  
1829.30. CHRISTMAN, JAMES A.  
1831.32. CLARK, CHAD E.  
1833.34. COHEN, SAMUEL S.  
1835.36. COOK, WILLIAM J.  
1837.38. COSTELLO, JOHN W.  
1839.40. FANCSALI, BETH L.  
1841.42. FIGLIULO, DONALD E.  
1843.44. FLAYTON, DONALD  
1845.46. FONTOURA, LISA M.  
1847.48. FREEBORN, PAUL K.  
1849.50. GARRETT, MATTHEW  
1851.52. GILBERT, HOWARD N.  
1853.54. GILLIGAN, KATHLEEN  
1855.56. GOLD, JUDITH A.  
1857.58. GOLDSTEIN, LORI  
1859.60. GORENBERG, KENNETH  
1861.62. GRAY, JEFFREY P.  
1863.64. HAGNELL, KAREN A.  
1865.66. HAMILTON, ROBERT E  
1867.68. HARROLD, BERNARD  
1869.70. HENGSBACH, BETHANY  
1871.72. HIGGINS, MARY P.  
1873.74. HOFFMAN, RICHARD  
1875.76. HOPP, ANTHONY G.  
1877.78. HOWARD, PETER M.  
1879.80. HUDDLE, MARK  
1881.82. JANCASZ, RICHARD J.  
1883.84. KAEDING, MICHAEL A.  
1885.86. KANTER, MARTHA D.  
1887.88. KEILEY, ELIZABETH  
1889.90. KIM, CHARLES C.  
1891.92. KLEIN, STEVEN H.  
1893.94. KOSC, JEFFREY  
1895.96. KUENSTLER, JOHN F.



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1896.97. KUNKLE, WILLIAM J.	1897.98. KURFIRST, LEONARD S
1898.99. LANDES, STEPHEN	1899.100. LAPORTE, MICHAEL R.
1900.101. LAUER, SUSAN M.	1901.102. LAZAR, DENISE A.
1902.103. LEFFELMAN, DEAN J.	1903.104. LETCHINGER, JOHN
1904.105. LEWIS, BRIAN W.	1905.106. LISIECKI, LUCY
1906.107. LONG, REBECCA R.	1907.108. LORCH, KENNETH F.
1908.109. LUBURIC, JOHN A.	1909.110. LUSK, MICHAEL
1910.111. LYNCH, THOMAS M.	1911.112. MADONIA, JOSEPH F.
1912.113. MANDLY, JR., CHARLES R.	1913.114. MARTYN W. MOLYNEAUX
1914.115. MATYAS, THOMAS I.	1915.116. MCATEE, MICHELLE
1916.117. MCCANN, R. MICHAEL	1917.118. MCCLUGGAGE, MICHAEL
1918.119. MCELROY, EDWARD M	1919.120. MCGARRY, ANNETTE
1920.121. MCGINNESS, JEFFREY	1921.122. MCGOVERN, JOHN E.
1922.123. MCKITTRICK, ETHAN	1923.124. MERSCH, ANGELA R.
1924.125. MICHAEL DOCKTERMAN	1925.126. MIGDAL, SHELDON P.
1926.127. MILLER, LAURIE M.	1927.128. MILLER, MARK P.
1928.129. MILLER, MATTHEW S.	1929.130. MITCHELL, NICHOLAS
1930.131. MURPHY, BART T.	1931.132. MURTISHI, RRAIM
1932.133. NEWMAN, ROBERT W.	1933.134. NEWTON, CARRIE
1934.135. NICHOLS, JULIE M.	1935.136. NOCERA, NICOLE
1936.137. NOLAN, HEATHER E.	1937.138. OLSON, SARAH L.
1938.139. OPPENHEIM, DAVID M.	1939.140. OWENS, MARCIA K.
1940.141. PALMER, RICHARD C.	1941.142. PASCHKE, JOEL C.
1942.143. PETERS, DANIEL J.	1943.144. POKORNY, WILLIAM R
1944.145. POLICHAK, JAMES W. JR.	1945.146. PROCHNOW, DOUGLAS
1946.147. RIAHEI, MELISSA M.	1947.148. RING, THOMAS J.
1948.149. ROBERTS, JOHN A.	1949.150. ROSENBLUM, MICHAEL F.
1950.151. ROTH, ALAN B.	1951.152. ROTH, MICHAEL M.
1952.153. RUBIN, JAMIE	1953.154. SCHEER, D. KEITH
1954.155. SCHOEFFEL, AMY	1955.156. SCHULZ, FRED E.
1956.157. SEFTON, BEAU C.	1957.158. SEMENEK, SCOTT A.
1958.159. SHARMA, RAJITA	1959.160. SHUFTAN, ROBERT L.
1960.161. SIMMONS, LISA S.	1961.162. SIMON, DAVID M.
1962.163. SINGER, ERIC L.	1963.164. SKILKEN, MELISSA S.
1964.165. SLOBODIEN, ANDREW	1965.166. SMITH, DEREK C.
1966.167. SMITH, GREGORY M.	1967.168. SMITH, JOSHUA L.
1968.169. SMOLENSKY, KIRSTEN	1969.170. SNYDER, JAMES M.
1970.171. SNYDER, MARTIN D.	1971.172. SNYDER, THOMAS H.
1972.173. SOLOMON, AARON	1973.174. STERN, CHARLES A.
1974.175. STEVENS, CYNTHIA B.	1975.176. STRAUB, JENEE M
1976.177. STREET, R. JOHN	1977.178. SUGAR, BRYAN P.
1978.179. THIES, RICHARD B.	1979.180. TOMARAS, PETER A.
1980.181. TOMCHEY, HOLLY L.	1981.182. TOON, JASON M.
1982.183. TRAVIS, SHERRIE	1983.184. VALLAS, DAVID P.
1984.185. VAN VUREN, THERESA	1985.186. VITULLO, LOUIS P.
1986.187. VOGTS, JAMES B.	1987.188. WAGNER, ROBERT.
1988.189. WAHLEN, EDWIN A.	1989.190. WEINSTEIN, DAVID L.
1990.191. WHITE, CRAIG M.	1991.192. WILDMAN, MAX
1992.193. WOLF, NEIL G.	1993.194. WULFSTAT, ALLAN A.
1994.195. YAGHMAI, MIKE M.	1995.196. YAO, WAYNE
1996.197. YOUNG, JONATHAN	1997.198. ZAENGLE, EDWARD P

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**NON-DISCLOSURE AGREEMENTS, NON-COMPETE EMPLOYMENT  
AGREEMENTS, STRATEGIC  
ALLIANCES, LICENSEES, PATENT DISCLOSURES, OTHER CONTRACTS  
REQUIRING CONFIDENTIALITY**

<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
1998.1. ART.COM	1999.2. JOHN HALLBERG
2000.3. ARTHUR ANDERSEN & COMPANY SC	2001.4. PARAAG K. MEHTA
2002.5. ARTHUR ANDERSEN & COMPANY SC	2003.
2004.7. ARTHUR ANDERSEN LLP	2005.8. MARK LAURENCE BERENBLUT
2006.9. ARTHUR J. GALLAGHER & CO	
2007.10. ARTIST DIRECT	2008.11. MARC GEIGER
2009.12. ARTIST DIRECT	2010.13. JONATHAN TROEN
2011.14. ARTISTS MANAGEMEN T GROUP - AMG	2012.15. SCOTT MCGHEE
2013.16. ARVIDA/JMB PARTNERS, L.P.	2014.17. JUDD D. MALKIN
2015.18. ASSOCIATED GROUP, INC.	2016.19. DAVID J. BERKMAN
2017.20. ASSOCIATED GROUP, INC.	2018.21. BRENT GRAY
2019.22. ASSOCIATION FOR MANUFACTURING INVENTIONS, THE	2020.23. BONNIE GURNEY
2021.24. AT&T	2022.25. PATRICK SAINT-LAURENT
2023.26. AT&T	2024.27. ELIZABETH (LIBBY) BRENNAN
2025.28. AT&T CORP.	2026.29. JOSEPH SALENETRI C/VE
2027.30. AT&T CORP.	2028.31. MICHAEL C. ARMSTRONG
2029.32. AT&T CORP.	2030.33. DAN PERRY
2031.34. AT&T SOLUTIONS JP MORGAN	2032.35. ANA C. PETERSON
2033.36. AT&T SOLUTIONS JP MORGAN	2034.37. L. SCOTT PERRY
2035.38. ATHLETESDIRECT	2036.39. JOSH HOLPZMAN
2037.40. ATLAS ENTERTAINMENT	2038.41. ALLEN SHAPIRO
2039.42. ATLAS, PEARLMAN, TROP & BORKSON, P.A.	2040.43. JONATHAN S. ROBBINS
2041.44. ATOM FILMS	2042.45. IRL NATHAN
2043.46. ATTORNEYS.COM	2044.47. BRENDA WEAVER
2045.48. AUCTION MANAGEMENT SOLUTIONS, INC.	2046.49. MARK KANE
2047.50. AUDAX MANAGEMENT COMPANY, LLC /AUDAX GROUP	2048.51. J. JEREMY HOGUE

**CONFLICT OF INTEREST DISCLOSURE FORM**  
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<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
2049.52. AUDAX MANAGEMENT COMPANY, LLC /AUDAX GROUP	2050.53. SARAH LIPSCOMB
2051.54. AVALON INVESTMENTS INC.	2052.55. WILLIAM R. WOODWARD
2053.56. CALIFORNIA INVENTIONS VENTURES, LLC	2054.57. ALEXANDER SUH
2055.58. CAPITA TECHNOLOGIES	2056.59. IMELDA FORD
2057.60. CATTERTON PARTNERS	2058.61. ALBERT CHIANG
2059.62. CB CORPORATE FINANCE, INC.	2060.63. HANK POWELL
2061.64. CENTRACK INTERNATIONAL INCORPORATED	2062.65. JOHN J. LOFQUIST
2063.66. CHASE H&Q	2064.67. STEPHEN WILSON
2065.68. CHASE MANHATTAN PRIVATE BANK, N.A.	2066.69. MARK DALZIEL
2067.70. CHATFISH	2068.71. THOMAS TOLL
2069.72. CHG ALLIED, INC.	2070.73. LEE GERBER
2071.74. CHRIS P. B.	2072.75. CHRIS P. B.
2073.76. CHRYSALIS VENTURES	2074.77. J. DAVID GRISSOM
2075.78. CIBC WORLD MARKETS / OPPENHEIMER	2076.79. BEN DOWNS
2077.80. CIBC WORLD MARKETS / OPPENHEIMER	2078.81. PAUL ROGERS
2079.82. CINAX DESIGNS INC.	2080.83. ERIC CAMIRAND
2081.84. CINEMANOW, INC.	2082.85. CURT MARVIS
2083.86. CINEMANOW, INC.	2084.87. ERIC STEIN
2085.88. CINEMANOW, INC.	2086.89. BRUCE DAVID EISEN
2087.90. CIRCOR CONNECTIONS	2088.91. ALAN GLASS
2089.92. CITRIX SYSTEMS, INC.	2090.93. EDWARD E. IACOBUCCI
2091.94. CLEARVIEW NETWORKS	2092.95. AIDAN P. FOLEY
2093.96. CLEARVIEW NETWORKS, INC.	2094.97. KOICHI YANAGA
2095.98. CLEARVIEW NETWORKS, INC.	2096.99. WAI MAN VONG
2097.100. CLEARVIEW NETWORKS, INC.	2098.101. NAK PHAINGDY
2099.102. COBRIN GITTES & SAMUEL	2100.103. RAYMOND JOAO
2101.104. COLUMBIA TRISTAR MOTION PICTURE GROUP A SONY PICTURES ENTERTAINMENT COMPANY	2102.105. JAMES L. HONORÉ
2103.106. COMCAST	2104.107. STEVEN M. HEEB
2105.108. COMMONWEALTH ASSOCIATES LP	2106.109. INDER TALLUR
2107.110. COMMUNICATIONS EQUITY ASSOCIATES	2108.111. BRYAN CRINO
2109.112. COMMUNICATIONS EQUITY ASSOCIATES	2110.113. THOMAS J. MACCRORY

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<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
2111.114. COMPAQ COMPUTERS - ECOMMERCE	2112.115. JOE KAPP
2113.116. CONCORD CAMERA CORP.	2114.117. IRA B. LAMPERT
2115.118. CONCORD CAMERA CORP.	2116.119. JOEL GOLD
2117.120. CONVERGENT COMPANIES, INC.	2118.121. GREG BROGGER
2119.122. COVI STUDIOS	2120.123. PLAMEN
2121.124. COX INTERACTIVE MEDIA, INC.	2122.125. LOUIS M. SUPOWITZ
2123.126. CREATIVE ARTISTS AGENCY	2124.127. ERROL GERSON
2125.128. CREATIVE ARTISTS AGENCY, INC.	2126.129. JOSH POLLACK
2127.130. DOCUMENTATION SERVICES INTERNATIONAL, INC.	2128.131. CARL LUCCHI
2129.132. DONALDSON, LUFTKIN & JENERRETE	2130.133. BEN DUROSA
2131.134. DONALDSON, LUFTKIN & JENERRETE	2132.135. MITCH LESTER
2133.136. DOYLE OCCUPATIONAL HEALTH AND TRAINING	2134.137. JASON SPEAKS
2135.138. DRAFT WORLDWIDE	2136.139. HOWARD DRAFT
2137.140. DRAKE ALEXANDER & ASSOCIATES, INC.	2138.141. JEFF MORRIS
2139.142. DRAKE ALEXANDER ASSOCIATES, INC.	2140.143. ANTHONY D'AMATO
2141.144. DREAMCASTLE/KERRY GORDY ENTERPRISES	2142.145. KERRY GORDY
2143.146. DREIER & BARITZ LLP	2144.147. RAYMOND A. JOAO
2145.148. DVD PATENT POOL	2146.149. KENNETH RUBENSTEIN
2147.150. E- MOD.COM, INC. (EDUCATIONAL MEDIA ON DEMAND)	2148.151. ROBERT DUNLAP
2149.152. E OFFERING CORP	2150.153. ROBERT D. LONG
2151.154. E OFFERING CORPORATION	2152.155. ROBERT D. LOWE
2153.156. EARTHLINK NETWORK, INC.	2154.157. KEVIN M. O'DONNELL
2155.158. EARTHLINK NETWORK, INC.	2156.159. SKY DYLAN DAYTON
2157.160. EASTMAN KODAK COMPANY	2158.161. TOM BERARDUCCI
2159.162. EASTMAN KODAK COMPANY/DIGITAL & APPLIED IMAGING	2160.163. PHILIP GERSKOVICH
2161.164. EASTWEST VENTUREGROUP	2162.165. PAUL NADEL
2163.166. ECARE SOULTIONS, INC.	2164.167. RONALD W. MILLS, SR.
2165.168. ECH CONSULTING	2166.169. EDMUND CHAVEZ
2167.170. ECLIPSYS CORPORATION	2168.171. HARVEY J. WILSON
2169.172. ECLIPSYS/HEALTHVISIO	2170.173. STEPHANIE MASSENGILL

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**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
N, INC.	
2171.174. EDNET, INC.	2172.175. RANDY SELMAN
2173.176. EMERALD CAPITAL PARTNERS, INC.	2174.177. ERIC M. CHEN
2175.178. EMERALD CAPITAL PARTNERS, INC.	2176.179. MAURICE BUCHSBAUM
2177.180. ENRON BROADBAND SERVICES	2178.181. SILVIA VEITIA
2179.182. FRAN VEST, A DIVISION OF SHEPARD COMPANIES	2180.183. LARRY PETTIT
2181.184. FURR & COHEN P. A.	2182.185. BRADLEY (BRAD) S.SHRAIBERG, ESQ.
2183.	2184.186. BILL GERBER
2185.187. GARG DATA INTERNATIONAL	2186.188. SUSHIL GARG
2187.189. GATEWAY, INC.	2188.190. ROBERT "ROB" MARQUSEE
2189.191. GDI	2190.192. ROBERT L. WEIL
2191.193. GDI	2192.194. DONALD G. KANE II
2193.195. GEAR MAGAZINE	2194.196. ROBERT GUCCIONE
2195.197. GEAR MAGAZINE	2196.198. NAOMI MIDDELMAN
2197.199. GENESIS VENTURES, LLC	2198.200. STEVEN T. JOANIS
2199.201. GERICO STATE CAPITAL	2200.
2201.202. GETTY IMAGES, INC.	2202.203. JOHN GONZALEZ
2203.204. GETTY IMAGES, INC. - ART.COM	2204.205. BILL LEDERER
2205.206. GLOBAL CROSSING, LTD./PACIFIC CAPITAL GROUP	2206.207. GARY WINNICK
2207.208. GOLDEN SHADOW PICTURES	2208.209. JON JACOBS
2209.210. GOLDMAN SACHS GROUP, INC.	2210.211. JEFFREY & SHELDON FRIEDSTEIN
2211.212. GOLDMAN SACHS GROUP, INC.	2212.213. DONALD G. KANE II
2213.214. GOLDSTEIN LEWIN	2214.215. JENNIFER LEWIN
2215.216. GOLDSTEIN LEWIN & CO.	2216.217. GERALD R. LEWIN
2217.218. GOLDSTEIN LEWIN & COMPANY	2218.219. ERIKA LEWIN
2219.220. GOTTLIEB, RACKMAN & REISMAN, P.C.	2220.221. MICHAEL I. RACKMAN
2221.222. GRANITE VENTURES	2222.223. BORG ADAMS
2223.224. GREAT EXPECTATIONS	2224.225. LEVINE, MICHAEL
2225.226. GREG MANNING AUCTIONS	2226.227. GREG MANNING
2227.228. GRINBERG WORLDWIDE IMAGES	2228.229. GABRIELLE BRENNER
2229.230. GRUNTAL & COMPANY	2230.231. LEO ABBE
2231.232. GRUNTAL & COMPANY	2232.233. JEFFREY BERMAN
2233.234. GRUNTAL & COMPANY	2234.235. RICHARD L. SERRANO
2235.236. GRUNTAL & COMPANY	2236.237. WILLIAM J. GRAMAS

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<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
2237.238. GRUNTAL & COMPANY	2238.239. MITCHELL WELSCH
2239.240. GULFSTREAM CAPITAL GROUP, L.C.	2240.241. HARVEY KAYE
2241.	2242.242. KADIE LIBESCH
2243.243. H.I.G. CAPITAL	2244.244. JACQUELINE ROSALES
2245.245. HACHETTE FILIPACCHI MEDIA	2246.246. GERALD DE ROQUEMAUREL
2247.247. I VIEW IT	2248.248. KEVIN J. LOCKWOOD
2249.249. I VIEW IT	2250.250. SIMON L. BERNSTEIN
2251.251. I VIEW IT	2252.252. WILLIAM R. KASSER
2253.253. I VIEW IT	2254.254. PAUL W. MELNYCHUCK
2255.255. I VIEW IT	
2256.257. I VIEW IT	
2257.259. IBEAM	2258.260. CHRIS PAPPAS
2259.261. IBEAM BROADCASTING, INC.	2260.262. MARTIN A. CAMI
2261.263. ICEBOX.COM	2262.264. BRAD FELDMAN
2263.265. IDEAL CONDITIONS	2264.266. IRV YACHT
2265.267. IFILM.COM	2266.268. JESSE JACOBS
2267.269. IFX CORPORATION	2268.270. JOEL M. EIDELSTEIN
2269.271. IIGROUP, INC.	2270.272. BRUCE HAUSMAN
2271.273. IIGROUP, INC.	2272.274. NEIL SWARTZ
2273.275. INDUSTRY ENTERTAINMENT	2274.276. LYNWOOD SPINKS
2275.277. INFINITE LOGIC MANAGEMENT, LLC	2276.278. JOSH EIKOV
2277.279. INTEGIC	2278.280. WILLIAM M. SENICH
2279.281. INTEL	2280.282. LARRY PALLEY
2281.283. INTER@CTIVATE, INC.	2282.284. PETER FELDMAN
2283.285. INTERACTIVE TELECOM NETWORK, INC	2284.286. BRAD WEBER
2285.287. INTERNATIONAL NETWORK GROUP	2286.288. JOHN REYNOLDS
2287.289. INTERNET INVESTMENT BANKING SERVICES	2288.290. RICHARD HOLMAN
2289.291. INTERNETTRAIN	2290.292. WALTER MEREMIANIN
2291.293. INTERNETTRAIN	2292.294. NICHOLAS MEREMIANIN
2293.295. INTERPACKET GROUP	2294.296. BRETT MESSING
2295.297. IVIEWIT	2296.298. SCOTT MURPHY
2297.299. IVIEWIT	2298.300. LINDA SHERWIN
2299.301. IVIEWIT	2300.302. REDJEM BOUHENGUEL
2301.303. IVIEWIT	2302.304. DIANA ISRAEL
2303.305. IVIEWIT	2304.306. COURTNEY JURCAK
2305.307. IVIEWIT	2306.308. LOUISE TOVATT
2307.309. IVIEWIT	2308.310. RAYMOND T. HERSH
2309.311. MILWAUKEE SCHOOL OF ENGINEERING	2310.312. DR. CHRISTOPHER TAYLOR

**CONFLICT OF INTEREST DISCLOSURE FORM**  
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<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
2311.313. IVIEWIT	2312.314. JENNIFER A. KLUGE
2313.315. IVIEWIT	2314.316. MARTHA MANTECON
2315.317. IVIEWIT	2316.318. ROSS MILLER
2317.319. IVIEWIT	2318.
2319.321. IVIEWIT	2320.322. STEVE L. SKLAR
2321.323. IVIEWIT	2322.324. BLAZE BENHAM
2323.325. IVIEWIT	2324.326. JACK P. SCANLAN
	2325.327. PETER S. LEE
2326.328. IVIEWIT	2327.329. LAWRENCE ALLAN MONDRAGON
2328.330. IVIEWIT	2329.331. VINCE BANK
2330.332. IVIEWIT	2331.333. VASILY ZOLOTOV
2332.334. IZ.COM INCORPORATED/VISION ART MANAGEMENT	2333.335. SCOTT SCHWARTZ
2334.336. J. H. WHITNEY & CO.	2335.337. PETER J. HUFF
2336.338. MEDIOL.COM	2337.339. ERIC CHEN
2338.340. MEGASYSTEMS, INC.	2339.341. HILARY A. GRINKER
2340.342. METRO GOLDWYN MAYER	2341.343. DAVID RONDAN
2342.344. METRO GOLDWYN MAYER	2343.345. MEGAN CRAWFORD
2344.346. MEVC.COM, INC.	2345.347. JOHN GRILLOS
2346.348. MIND ARROW SYSTEMS/INTERNATIONAL NETWORK GROUP	2347.349. TOM BLAKELEY
2348.350. MONARCH VENTURES	2349.351. ROBERT P. GUYTON, JR.
2350.352. MONARCH VENTURES	2351.353. KATY FALAKSHAHI, PH.D.
2352.354. MORGAN CREEK COMPANIES	2353.355. JAMES G. ROBINSON
2354.356. MOTION POINT	2355.357. WILL FLEMING
2356.358. MOTOROLA/GENERAL INSTRUMENT CORPORATION	2357.359. LOU MASTROCOLA
2358.360. MOVIEFLY	
2359.361. MPINET	2360.362. DUANE BARNES
2361.363. MTVI GROUP	2362.364. GENNADIY BORISOV
2363.365. MUSICBANK	2364.366. DON ROSENFELD
2365.367. MUSICBANK, INCORPORATED	2366.368. PIERCE LEDBETTER
2367.369. MYCFO INC.	
2368.371. MYCITY.COM	2369.372. WOLF SHLAGMAN
2370.373. NANCY ROSE & ASSOCIATES	2371.374. NANCY Y. ROSE
2372.375. NATIONAL ASSOCIATION OF MEDIA INVENTIONS CENTERS(NAMTC)	2373.376. JON WIBBELS
2374.377. NCR	2375.378. KATHLEEN HOFFER

**CONFLICT OF INTEREST DISCLOSURE FORM**  
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<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
2376.379. NEC	2377.380. LARRY MCCAIN
2378.381. NETCUBATOR	2379.382. GEMAL SEEDE
2380.383. NEURON BROADCASTING TECHNOLOGIES	2381.384. RONALD CROPPER
2382.385. NOMAD FILM PROJECT, THE	2383.386. JENS JOHANSEN
2384.387. NY ARCHDIOCESE	2385.388. MIKE LAVERY
2386.389. OASIS OUTSOURCING, INC.	2387.390. DAVE BROWN
2388.391. OCEAN DRIVE MAGAZINE	2389.392. MARC ABRAMS
2390.393. ON2.COM INC.	2391.394. DAN MILLER
2392.395. ON2.COM INC.	2393.396. STRAUSS ZELNICK
2394.397. ONE LIBERTY VENTURES	2395.398. DUNCAN MCCALLUM
2396.399. ONLOAN	2397.400. RICHARD POLUMBO
2398.401. ONLOAN	2399.402. BARNEY DANZANSKY
2400.403. ONVISION TECHNOLOGIES	2401.404. RICHARD E. BENNETT
2402.405. ONVISION TECHNOLOGIES	2403.406. WILLIAM SWARTZ
2404.407. OPENGRAPHICS CORPORATION	2405.408. STEVE SUTHERLAND
2406.409. OPPENHEIMERFUNDS	2407.410. AL NAGARAJ
2408.411. PACIFIC CAPITAL GROUP, INC.	2409.412. ROBERT WEBSTER
2410.413. PACIFIC CAPITAL GROUP, INC.	2411.414. GREGG W. RITCHIE
2412.415. PACKET VIDEO CORP	2413.416. JIM CAROL
2414.417. PAINE WEBBER GROUP INC.	2415.418. MARTIN D. MAGIDA
2416.419. PAINE WEBBER GROUP INC	2417.420. PETER ZURKOW
2418.421. PAINE WEBBER GROUP INC.	2419.422. FRANK DRAZKA
2420.423. PARAMOUNT PICTURES	2421.424. ROBERT G. FRIEDMAN
2422.425. PARATECH RESOURCES INC.	2423.426. STUART BELLOFF
2424.429. PAUL C. HEESCHEN CONSULTING	2425.430. PAUL C. HEESCHEN
2426.431. PAUL C. PERSHES	2427.432. PAUL C. PERSHES
2428.433. PAUL C. REISCHE	2429.434. PAUL C. REISCHE
2430.435. PAYFORVIEW.COM	2431.436. DAN SCOTT
2432.437. PEPPER HAMILTON LLP	2433.438. STEVE FEDER
2434.439. PEQUOT CAPITAL MANAGEMENT, INC.	2435.440. JAMES P. MCNIEL
2436.441. RAYMOND JAMES & ASSOCIATES	2437.442. MICHAEL KRALL
2438.443. RAYMOND JAMES & ASSOCIATES	2439.444. REUBEN JOHNSON
2440.445. RAYMOND JAMES & ASSOCIATES	2441.446. BO GODBOLD



**CONFLICT OF INTEREST DISCLOSURE FORM**  
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<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
2442.447. RAYMOND JAMES & ASSOCIATES	2443.448. PHIL LEIGH
2444.449. RAYMOND JAMES & ASSOCIATES, INC.	2445.450. DR. ROBERT D. DRESSLER-SC.
2446.451. RAZORFISH, INC.	2447.452. JOHN SCAPPATURA
2448.453. REAL 3D®, INC./INTEL SGI & LOCKHEED	2449.454. ROSALIE BIBONA
2450.455. REAL 3D®, INC./INTEL SGI & LOCKHEED	2451.456. STEVE COCHRAN
2452.457. REAL 3D®, INC./INTEL SGI & LOCKHEED	2453.458. TIM CONNOLLY
2454.459. REAL 3D®, INC./INTEL SGI & LOCKHEED	2455.460. GERALD W. STANLEY
2456.461. REAL 3D®, INC./INTEL SGI & LOCKHEED	2457.462. DAVID BOLTON
2458.465. REALCAST	2459.466. STEVEN KIMMEL
2460.467. REALNETWORKS INC.	2461.468. BRANT WILLIAMS
2462.469. REALSELECT, INC.	2463.470. JONATHAN GREENBLATT
2464.471. RED DOT NET	2465.472. THOMAS A. SZABO
2466.473. RED LEAF VENTURE CAPITAL	2467.474. LYNDA KEELER
2468.475. REDPOINT VENTURES/BRENTWOOD VENTURES	2469.476. G. BRADFORD JONES
2470.477. REDPOINT VENTURES/BRENTWOOD VENTURES	2471.478. GREG MARTIN
2472.479. REEF®	2473.480. PHILIPPE BRAWERMAN
2474.481. REGENESIS HOLDINGS INC.	2475.482. MITCHELL B. SANDLER
2476.483. REVOLUTION VENTURES	2477.484. JASON JORDAN
2478.485. RIPP ENTERTAINMENT GROUP	2479.486. ARTIE RIPP
2480.487. ROBERT M. CHIN	2481.488. ROBERT M. CHIN
2482.489. SHARP	2483.490. GEORGE O. ROBERTS, JR.
2484.491. SHELTER VENTURES	2485.492. ART BILGER
2486.493. SHELTER VENTURES	2487.494. KEVIN WALL
2488.495. SHIRO F. SHIRAGA	2489.496. SHIRO F. SHIRAGA
2490.497. SIAR CAPITAL	2491.498. PHIL ANDERSON
2492.499. SIGHTSOUND TECHNOLOGIES	2493.500. SCOTT SANDER
2494.501. SIGNCAST	2495.502. KEVIN BERG
2496.503. SILVER LINING PRODUCTIONS	2497.504. LINDA K. HALPERT
2498.505. SILVER YOUNG FUND	2499.506. LAWRENCE SILVER
2500.507. SILVER YOUNG FUND	2501.508. ALAN YOUNG
2502.509. SITESNET.COM	2503.510. CONRAD VERNON
2504.511. SMARTSPEED	2505.512. AL WOODRUFF
2506.513. SOLIDWORKS CORPORATION	2507.514. JON K. HIRSCHTICK
2508.515. SOLOMON SMITH	2509.516. MICHAEL GUYTAN

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
BARNEY	
2510.517. SOLOMON SMITH BARNEY	2511.518. MICHAEL CHRISTENSON
2512.519. SONY PICTURES DIGITAL ENTERTAINMENT	2513.520. DOUGLAS CHEY
2514.521. SONY PICTURES DIGITAL ENTERTAINMENT	2515.522. CORII BERG
2516.523. SOTHEBY'S HOLDINGS, INC.	2517.524. A. ALFRED TAUBMAN
2518.525. SOUTHEAST INTERACTIVE	2519.526. DAVID C. BLIVIN
2520.527. SOUTHEAST RESEARCH PARTNERS/RYAN BECK	2521.528. PETER ENDERLAN
2522.529. SPORTSCHANNEL FLORIDA, INC.	2523.530. ROD MICKLER
2524.531. SPORTSLINE USA, INC.	2525.532. GREG LEWIS
2526.533. SPORTSLINE USA, INC.	2527.534. MICHAEL LEVY
2528.535. SPRING COMMUNICATIONS, INC.	2529.536. JOHN RUBEY
2530.537. SPROUT GROUP	2531.538. BEN DEROSA
2532.539. SRO CONSULTANTS/MICROSOFT	2533.540. MIKE MCGINLEY
2534.	2535.541. RICHARD CHWATT
2536.542. STAMPFINDER.COM	2537.543. RICHARD LEHMAN
	2538.544. STEVEN J. PEREGE
2539.545. STREAMCENTER.COM	
2540.546. STREAMING EYE MEDIA	
2541.547. STREAMING SOLUTIONS INC.	2542.548. JIM ERIKSON
2543.549. STREAMINGMEDIA.COM	2544.550. RICHARD BOWSHER
2545.551. SUPERSCAPE INC.	2546.552. STEVE TIMMERMAN
2547.553. SUPERSCAPE INC.	2548.554. JOHN KING
2549.555. SWISS LIFE COMPANIES	2550.
2551.556. SY PARTNERS	2552.557. LAWRENCE M. SILVER
2553.558. SYLVAN VENTURES	2554.559. BRETT FORMAN
2555.560. TALISMAN GROUP	2556.561. LAWRENCE TALISMAN
2557.562. VERTEX GROUP, INC.	2558.563. ROBERT ZELINKA
2559.564. VERTICALNET	2560.565. DEAN SIVLEY
2561.566. VIACOM ENTERTAINMENT GROUP	2562.567. THOMAS B. MCGRATH
2563.568. VIANT	2564.569. BRIAN SPAULDING
2565.570. VIDEO ON DEMAND NETWORK	2566.571. RONALD J. OBSGARTEN
2567.572. VIDYAH, LLC	2568.573. NOAH E. HOCKMAN
2569.574. VIEWPOINT	2570.575. ROBERT RICE
2571.576. VIRAGE, INC.	2572.577. CHRIS TORKELSON
2573.578. VIRTUAL IMPACT PRODUCTIONS, INC.	2574.579. MICHELLE L. ROBINSON
2575.580. VIRTUAL WORLD FILMS	2576.581. DAVID A. BERGEN

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
2577.582. VISIONEER	2578.583. MURRAY DENNIS
2579.584. VISUAL DATA CORPORATION	2580.585. ALAN M. SAPERSTEIN
2581.586. VISUAL DATA CORPORATION	2582.587. RANDY S. SELMAN
2583.588. VISUAL DATA CORPORATION	2584.589. TERENCE LEE
2585.590. VISUAL DATA CORPORATION	2586.591. TERRENCE LEE
2587.592. VODUSA	2588.593. SCOTT MARQUARDT
2589.594. VULCAN VENTURES AND OUR WORLD LIVE	2590.595. DAVID J. COLTER
2591.596. WACHENHUT RESOURCES, INC.	2592.597. MICHAEL A. VIOLA
2593.598. WACHOVIA BANK	2594.599. JOE S. LEE
2595.600. WACHOVIA SECURITIES, INC.	2596.601. CLAIRE J. WIGGILL
2597.602. WACHOVIA SECURITIES, INC.	2598.603. DAVID A. BUCHSBAUM
2599.604. WACHOVIA SECURITIES, INC.	2600.605. SCOTT BOWMAN
2601.606. WACHOVIA SECURITIES, INC.	2602.607. JOHN D. DEERING
2603.608. WALT DISNEY COMPANY, THE	2604.609. CHRIS PULA
2605.610. WARBURG PINCUS	2606.611. ROGER HARRIS
2607.612. WARNER BROS.	2608.613. DAVID J. COLTER
2609.614. WARNER BROS. ONLINE	2610.615. RAY CALDITO
2611.616. WARNER BROS. ONLINE	2612.617. CAROLYN WESSLING
2613.618. WATERVIEW PARTNERS	2614.619. FRANK J. BIONDI, JR.
2615.620. WATERVIEW PARTNERS	2616.621. KIMBERLY CHU
2617.622. WEAVE INNOVATIONS	2618.623. MOFE STALLINGS
2619.624. WEBCASTS.COM	2620.625. SCOTT KLOSOSKY
2621.626. WEISS, PECK & GREER VENTURE PARTNERS	2622.627. RAJ MEHRA
2623.628. WHERETOLIVE.COM, INC.	2624.629. BRIAN G. UTLEY
	2625.630. KAREN CHASTAIN
	2626.631. MILDRED COLON
	2627.632. HOWARD GUGGENHEIM
	2628.633. MITCHELL WOLF
	2629.634. N. BELOFF
	2630.635. STUART ROSOW
	2631.636. ED RISTAINO
	2632.637. ROB ZEIGEN
	2633.638. JAMIE LINEBERGER
2634.639. ABN-AMRO PRIVATE EQUITY	2635.640. DANIEL FOREMAN
2636.641. AEC	
2637.642. AMERICAN FUNDS	2638.643. MARC KLEE

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
<b>ADVISORS</b>	
2639.644. ARTHUR ANDERSEN LLP	2640.645. BRIAN L. FOX
2641.646. ARTHUR J. GALLAGHER & CO	2642.647. ARTHUR J. GALLAGHER
2643.648. ATLAS, PEARLMAN, TROP & BORKSON, P.A.	2644.649. JONATHAN S. ROBBINS
2645.650. ATTORNEY	2646.651. ROD BELL
2647.652. BEAR STEARNS	2648.653. ED RIMLAND
2649.654. C/O MICROWAVE SATELLITE INVENTIONS	2650.655. FRANK MATARAZO
2651.656. C/O THE CARLYLE GROUP	2652.657. LEE PURCELL
2653.658. CHASE MANHATTAN PRIVATE BANK, N.A.	2654.659. MARK DALZIEL
2655.660. CIBC WORLD MARKETS OPPENHEIMER	2656.661. PAUL ROGERS
2657.662. CINEMANOW, INC.	2658.663. BRUCE DAVID EISEN
2659.664. CINEMANOW, INC.	2660.665. BRUCE DAVID EISEN
2661.666. COMPAQ COMPUTERS – ECOMMERCE	2662.667. JOE KAPP
2663.668. CONVERGENT COMPANIES, INC.	2664.669. GREG BROGGER
2665.670. CYBER-CARE INC	2666.671. PAUL PERCHES
2667.672. CYBERWORLD INTERNATIONAL CORPORATION	2668.673. KEITH SAEZ
2669.674. DEUTSCHE BANC ALEX. BROWN	2670.675. KEVIN CORY
2671.676. DEUTSCHE TELEKOM, INC.	2672.677. MICHAEL R. FOX
2673.678. DEUTSCHE TELEKOM, INC.	2674.679. DONALD J. HASSENBEIN
2675.680. DIGITAL EDITING SOLUTIONS	2676.681. MARKINSON BRETT
2677.682. DIGITAL ISLAND	2678.683. CLIVE WHITTAKER
2679.684. DISNEY INTERACTIVE	2680.685. GUIOMAR ALVAREZ
2681.686. DLC NATIONAL	2682.687. MICHAEL HASPEL
2683.688. DONALDSON, LUFTKIN & JENERRETE	2684.689. MITCH LESTER
2685.690. E OFFERING CORP	2686.691. ROBERT D. LONG
2687.692. ECLIPSYS CORPORATION	2688.693. HARVEY J. WILSON
2689.694. ECLIPSYS CORPORATION	2690.695. HARVEY J. WILSON
2691.696. ERNST & YOUNG	
2692.698. ESSEX INVESTMENT MANAGEMENT COMPANY, LLC	2693.699. STICKELLS, SUSAN P.
2694.700. EXECUTIVE CONSULTING & MANAGEMENT	2695.701. BARRY AHRON
2696.702. FIRST UNION SECURITIES	2697.703. WAYNE HUNTER
2698.704. FIRST UNION/WHEAT	2699.705. LEE WILLET

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
2700.706. GERICO STATE CAPITAL	
2701.707. GULFSTREAM CAPITAL GROUP, L.C.	2702.708. HARVEY KAYE
2703.709. HEADWAY CORPORATE RESOURCES, INC.	2704.710. GARY S. GOLDSTEIN
2705.711. HEALTH VISION (ECLIPSYS)	2706.712. IRENE HUNTER
2707.713. HOAK CAPITAL CORPORATION	2708.714. HALE HOAK
2709.715. HRONE	2710.716. GARY BROWN
2711.717. HUIZENGA HOLDINGS INCORPORATED	2712.718. CRIS V. BRANDEN
2713.719. HUIZENGA HOLDINGS INCORPORATED	2714.720. ERIC SIMS
2715.721. HUIZENGA HOLDINGS, INC.	2716.722. ROBERT J. HENNINGER
2717.723. HUIZENGA HOLDINGS, INC.	2718.724. H. WAYNE HUIZENGA JR.
2719.725. HUIZENGA HOLDINGS, INC.	2720.726. RICHARD PALUMBO
2721.727. INTERNET INVESTMENT BANKING SERVICES	2722.728. RICHARD HOLMAN
2723.729. INTERNETTRAIN	2724.730. WALTER MEREMIANIN
2725.731. INTERNETTRAIN	2726.732. NICHOLAS MEREMIANIN
2727.733. INVESTECH	2728.734. H. WAYNE HUIZENGA JR.
2729.735. J. H. WHITNEY & CO.	2730.736. KEVIN CURLEY
2731.737. JW SELIGMAN	2732.738. STORM BOSWICK
2733.739. JW SELIGMAN	2734.740. CHRIS BOOVA
2735.741. LANCORE REALTY, INC.	2736.742. TIMOTHY VALLANCE
2737.743. YORK TELECOM	2738.744. YORK WANG
	2739.745. JEAN SPENCE
	2740.746. LILIANA & NAIOMI GOMEZ
	2741.747. MATT ROSEN
	2742.748. ALLAN APPLESTEIN
	2743.749. CHRIS CONKLIN
	2744.750. IRA BOGNER
	2745.751. IVAN TABACK
	2746.752. WAYNE E. LEGUM
	2747.753. RAND ELLER
	2748.754. JEAN SPENCE
	2749.755. PETER M. NALLEY
	2750.756. PETER CALIN
	2751.757. PETER M. NALLER
	2752.758. RICHARD KESNER
	2753.759. LILIANA & NAIOMI GOMEZ
	2754.760. CHRISTIAN IANTONI
	2755.761. DANIEL A. STAUBER
	2756.762. MR. DOLLINGER

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

COMPANY

FULL NAME – NDA SIGNOR

	2757.763. ALLAN APPLESTEIN
	2758.764. STEVE JACOBS
	2759.765. THOMAS HANKINS
	2760.766. RHYS RYAN
2761.767. MICROSOFT CORPORATION	2762.768. DANIEL SOKOLOFF, MIKE MCGINLEY, WILL POOLE

**2763. MPEGLA, LLC.**

2764.1. A&R CAMBRIDGE LIMITED	2765.2. AAV AUSTRALIA PTY LTD
2766.3. ACCESS MEDIA S.P.A.	2767.4. ACTION ASIA LIMITED
2768.5. ACTION DUPLICATION INC.	2769.6. ACTION ELECTRONICS CO., LTD.
2770.7. ACTION INDUSTRIES (M) SDN. BHD. ACOUSTIC SYSTEMS, INC.	2771.8. ADCOCOM GMBH
2772.9. ADDONICS TECHNOLOGIES, INC.	2773.10. ADI CORPORATION
2774.11. ADSPACE NETWORKS, INC.	2775.12. AEON DIGITAL CORP
2776.13. AEROFLEX LINTEK, INC.	2777.14. AGILETV CORPORATION
2778.15. AHEAD SOFTWARE AG	2779.16. AHEAD SOFTWARE INCORPORATED
2780.17. AIRSHOW, INC.	2781.18. AIWA CO., LTD.
2782.19. ALCATEL	2783.20. ALCO DIGITAL DEVICES LIMITED
2784.21. ALCORN MCBRIDE, INC.	2785.22. ALIENWARE CORPORATION
2786.23. ALIENWARE LIMITED	2787.24. ALPINE ELECTRONICS, INC.
2788.25. AMLOGIC, INC.	2789.26. AMNIS SYSTEMS INC.
2790.27. AMPHION SEMICONDUCTOR (ASIA) LIMITED	2791.28. AMPHION SEMICONDUCTOR INC.
2792.29. AMPHION SEMICONDUCTOR LIMITED	2793.30. AMSTRAD PLC
2794.31. AMX	2795.32. ANALYTOTAL LTD.
2796.33. AOL TIME WARNER INC.	2797.34. APIM INFORMATIQUE S.A.R.L.
2798.35. APLUS TECHNICS CO., LTD.	2799.36. APOLLO ELECTRONICS GROUP LIMITED
2801.37. ARIMA COMPUTER CORP.	2800.641 APPLE COMPUTER, INC.
2803.39. ASE TECHNOLOGIES, INC.	2802.38. ASC AUDIO VIDEO CORPORATION
2805.41. ATL ELECTRONICS (M) SDN. BHD.	2804.40. ASTRODESIGN, INC.
2807.43. ATLM TAIWAN INC.	2806.42. ATL HONG KONG LIMITED
2809.45. AUTODESK, INC.	2808.44. AUDIOVOX ELECTRONICS CORPORATION
2811.47. B.H.A. CORPORATION	2810.46. AXIS COMMUNICATIONS AB
2813.49. BANG & OLUFSEN A/S	2812.48. B.U.G., INC.
2815.51. BEAUTIFUL ENTERPRISE CO., LTD	2814.50. BASHAW, SEAN
	2816.52. BENNARTS

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

2817.53. BILLIONTON SYSTEMS INC.	2818.54. BITCTRL SYSTEMS GMBH
2819.55. BLONDER TONGUE LABORATORIES, INC.	2820.56. BOSE CORPORATION
2821.57. BROADCAST SPORTS INC.	2822.58. BROADCAST TECHNOLOGY LIMITED
2823.59. BUFFALO INC.	2824.60. BUSINESS AS SONIC FOUNDRY MEDIA SERVICES
2825.61. CANON INC.	2826.62. CASIO COMPUTER CO., LTD.
2827.63. C-CUBE MICROSYSTEMS, INC.	2828.64. CD LINJA, DIGITAL COMMUNICATION MEDIA OY
2829.65. CELLSTACK SYSTEMS LTD	2830.66. CENDYNE, INC.
2831.67. CEQUADRAT (USA), INC.	2832.68. CGI VERWALTUNGSGESELLSCHAFT MBH CHEERTEK INC.
2833.69. CHUMIECKI, TOMASZ J.	2834.70. CINE MAGNETICS VIDEO & DIGITAL LABORATORIES
2835.71. CINEFORM, INC.	2836.72. CINRAM FRANCE, S.A.
2837.73. CINRAM INC.	2838.74. CINRAM INTERNATIONAL INC.
2839.75. CINRAM LATINOAMERICANA S.A. DE C.V.	2840.76. CINRAM NEDERLAND B.V.
2841.77. CINRAM OPTICAL DISCS, S.A.	2842.78. CINRAM U.K. LTD.
2843.79. CIRRUS LOGIC INC.	2844.80. CIS TECHNOLOGY INC.
2845.81. CISCO AUSTRALIA	2846.82. CISCO CANADA
2847.83. CISCO JAPAN	2848.84. CISCO SYSTEMS BV AND CISCO SYSTEMS CAPITAL BV
2849.85. CISCO SYSTEMS CAPITAL	2850.86. CISCO SYSTEMS, INC.
2851.87. CLARION CO., LTD.	2852.88. CODEX NOVUS, INC.
2853.89. COLUMBIA DIGITAL MEDIA, INC.	2854.90. COMPAQ COMPUTER CORPORATION
2855.91. COMPUTATIONAL ENGINEERING INTERNATIONAL	2856.92. COMPUTER MODULES, INC.
2857.93. CORNET TECHNOLOGY, INC.	2858.94. COULL LIMITED
2859.95. CUSTOM TECHNOLOGY CORPORATION	2860.96. CYBERLINK CORP.
2861.97. CYRUS ELECTRONICS LTD.	2862.98. D&M HOLDINGS, INC.
2863.99. D+P GMBH	2864.100. DAEWOO ELECTRONICS CORPORATION
2865.101. DAI HWA INDUSTRIAL CO., LTD.	2866.102. DARIM VISION CO.

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**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

2867.103. DATA BECKER GMBH & CO. KG DATATON UTVECKLINGS AB	2868.104. DCM DANMARK, DIGITAL COMMUNICATION MEDIA APS
2869.105. DCM SWEDEN, DIGITAL COMMUNICATION MEDIA AB	2870.106. DCM TRIDATA, DIGITAL COMMUNICATION MEDIA AB
2871.107. DEFINITION CONSULTANTS LTD.	2872.108. DELCO ELECTRONICS CORPORATION
2873.109. DELL PRODUCTS, L.P.	2874.110. DENON ELECTRONIC GMBH
2875.111. DENON, LTD.	2876.112. DIGATRON INDUSTRIE-ELEKTRONIK GMBH
2877.113. DIGION, INC.	2878.114. DIGITAL AUDIO DISC CORPORATION
2879.115. DIGITAL COMMUNICATION MEDIA AB	2880.116. DIGITAL MEDIA TECHNOLOGIES, LTD.
2881.117. DIGITAL NETWORKS NORTH AMERICA, INC.	2882.118. DIGITAL TRANSMISSION EQUIPMENT
2883.119. DIGITAL VIDEO SERVICES	2884.120. DIGITAL VISION AB
2885.121. DIGITALFABRIKEN GÖTEBORG, DIGITAL COMMUNICATION MEDIA AB	2886.122. DIOTECH SMT PRODUCT CO., LTD.
2887.123. DIRECT BROADCASTING SATELLITE CORPORATION	2888.124. DIRECTSAT CORPORATION
2889.125. DISCTRONICS MANUFACTURING (UK) LIMITED	2890.126. DISH ENTERTAINMENT CORPORATION
2891.127. DISH FACTORY DIRECT CORPORATION	2892.128. DISH, LTD.
2893.129. DIVA SYSTEMS CORPORATION DIVXNETWORKS, INC. (DIVX)	2894.130. DOREMI LABS, INC.
2895.131. DRASTIC TECHNOLOGIES LTD. DRESEARCH DIGITAL MEDIA SYSTEMS GMBH	2896.132. DVD RETAIL LTD. (MIRROR)
2897.133. DX ANTENNA CO., LTD.	2898.134. EASTERN ASIA TECHNOLOGY LIMITED
2899.135. EASTWIN TECHNOLOGY INC	2900.136. EASTWIN TECHNOLOGY INDUSTRIES (HUI YANG) CO. LTD.
2901.137. EASY SYSTEMS JAPAN LTD.	2902.138. ECHONET BUSINESS NETWORK, INC.
2903.139. ECHOSPHERE CORPORATION	2904.140. ECHOSPHERE DE MEXICO S.DE R.L. DE. C.V.
2905.141. ECHOSTAR ACCEPTANCE CORPORATION	2906.142. ECHOSTAR COMMUNICATIONS CORPORATION
2907.143. ECHOSTAR DBS CORPORATION	2908.144. ECHOSTAR INDONESIA CORPORATION
2909.145. ECHOSTAR INTERNATIONAL CORPORATION ECHOSTAR INTERNATIONAL (MARITIUS LIMITED)	2910.146. ECHOSTAR KUX CORPORATION



**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

2911.147. EHOSTAR MANUFACTURING AND DISTRIBUTION PRIVATE LIMITED (INDIA) EHOSTAR NORTH AMERICA CORPORATION	2912.148. EHOSTAR PAC CORPORATION
2913.149. EHOSTAR REAL ESTATE CORPORATION	2914.150. EHOSTAR REAL ESTATE CORPORATION II
2915.151. EHOSTAR SATELLITE BROADCASTING CORPORATION	2916.152. EHOSTAR SATELLITE CORPORATION
2917.153. EHOSTAR SPACE CORPORATION	2918.154. EHOSTAR TECHNOLOGY, INC.
2919.155. ECM SYSTEMS LTD.	2920.156. EDGE CO., LTD.
2921.157. EG TECHNOLOGY, INC.	2922.158. EK3 TECHNOLOGIES INC.
2923.159. ELMA INGÉNIERIE INFORMATIQUE	2924.160. EMI GLOBAL, INC.
2925.161. EMI RECORDED MUSIC	2926.162. ENLIGHT CORPORATION
2927.163. ENSEO, INC.	2928.164. E-SAT, INC.
2929.165. ESBUY.COM	2930.166. ESDG KONSULT AB
2931.167. E-SOFT COMPUTER CO., LTD.	2932.168. ETRONICS CORPORATION
2933.169. EURONIMBUS S.A.	2934.170. EVATONE, INC.
2935.171. EXATEL VISUAL SYSTEMS, INC.	2936.172. FINEARCH INC.
2937.173. FIRST VIRTUAL COMMUNICATIONS, INC.	2938.174. FLEXTRACKER SDN. BHD.
2939.175. FORMATION, INC.	2940.176. FREY TECHNOLOGIES, LLC
2941.177. FUJITSU LIMITED	2942.178. FUJITSU SIEMENS COMPUTERS
2943.179. FUJITSU SIEMENS COMPUTERS (PTY) LTD	2944.180. FUJITSU SIEMENS COMPUTERS A/S
2945.181. FUJITSU SIEMENS COMPUTERS AB	2946.182. FUJITSU SIEMENS COMPUTERS AG
2947.183. FUJITSU SIEMENS COMPUTERS AS	2948.184. FUJITSU SIEMENS COMPUTERS BV
2949.185. FUJITSU SIEMENS COMPUTERS D.D.	2950.186. FUJITSU SIEMENS COMPUTERS GMBH
2951.187. FUJITSU SIEMENS COMPUTERS KFT	2952.188. FUJITSU SIEMENS COMPUTERS LTD
2953.189. FUJITSU SIEMENS COMPUTERS OY	2954.190. FUJITSU SIEMENS COMPUTERS S.R.O.
2955.191. FUJITSU SIEMENS COMPUTERS SA	2956.192. FUJITSU SIEMENS COMPUTERS SL FUJITSU SIEMENS COMPUTERS SP. Z.O.O.
2957.193. FUJITSU SIEMENS COMPUTERS SPA	2958.194. FUJITSU TEN LIMITED
2959.195. FUNAI ELECTRIC CO., LTD.	2960.196. FUTIC ELECTRONICS LTD
2961.197. GATEWAY, INC.	2962.198. GBM ADVANCED TECHNOLOGY INTERNATIONAL INC.

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

2963.199. GENERAL INSTRUMENT CORPORATION	2964.200. GENERIC MEDIA INC.
2965.201. GENIX INFOCOMM CO., LTD.	2966.202. GLOBAL WEB TV, INC.
2967.203. GPX, INC.	2968.204. GRASS VALLEY (US) INC.
2969.205. GREAT WALL DIGITECH LIMITED	2970.206. GRUNDIG AG
2971.207. GYRO MEDIA AB	2972.208. GYRO SOFT AB
2973.209. HARMAN INTERNATIONAL INDUSTRIES/MADRIGAL AUDIO LABORATORIES, INC.	2974.210. HARMONIC INC.
2975.211. HARVESTS MULTIMEDIA PTE LTD.	2976.212. HEIM SYSTEMS GMBH
2977.213. HELIUS INC.	2978.214. HEURIS LOGIC INCORPORATED
2979.215. HEWLETT-PACKARD COMPANY	2980.216. HIBINO DATA-COM CO., LTD.
2981.217. HIGH SPEED VIDEO INC.	2982.218. HITACHI BUSINESS SOLUTIONS CO., LTD.
2983.219. HITACHI COMMUNICATION SYSTEMS, INCORPORATED	2984.220. HITACHI ELECTRONICS ENGINEERING CO., LTD.
2985.221. HITACHI ELECTRONICS PRODUCTS (MALAYSIA) SDN. BHD.	2986.222. HITACHI ENGINEERING CO., LTD.
2987.223. HITACHI HOME ELECTRONICS (AMERICA), INC.	2988.224. HITACHI HOME ELECTRONICS (EUROPE), LTD.
2989.225. HITACHI HOMETEC, LTD.	2990.226. HITACHI INFORMATION SYSTEMS, LTD.
2991.227. HITACHI KOKUSAI ELECTRIC INC.	2992.228. HITACHI SK SOCIAL SYSTEM CO., LTD. HITACHI SOFTWARE ENGINEERING AMERICA, LTD.
2993.229. HITACHI SOFTWARE ENGINEERING CO., LTD.	2994.230. HITACHI SOFTWARE ENGINEERING EUROPE S.A. HITACHI SOFTWARE GLOBAL TECHNOLOGY, LTD.
2995.231. HITACHI TECHNOLOGY (TAIWAN) LTD.	2996.232. HITACHI TELECOM TECHNOLOGIES, LTD. HONG KONG TOHEI E.M.C. CO., LTD.
2997.233. HITACHI, LTD.	2998.234. HOUSTON TRACKER SYSTEMS, INC.
2999.235. HT VENTURES, INC.	3000.236. HUGHES NETWORK SYSTEMS
3001.237. HUI YANG EASTWAY ELECTRONICS CO., LTD	3002.238. HUMAX CO., LTD.
3003.239. HUMAX ELECTRONIC LTD.	3004.240. HYUNWOO MCPLUS CO., LTD.
3005.241. IBE, INC.	3006.242. IKEGAMI TSUSHINKI CO., LTD.

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3007.243. IMAGINATION TECHNOLOGIES LIMITED	3008.244. IMEDIA CORPORATION
3009.245. IMPATH NETWORKS, INC.	3010.246. IMS INTERNATIONAL MEDIA SERVICE SPA
3011.247. INDEPENDENT MASTERS LTD.	3012.248. INDOOR OUTDOOR ENTERTAINMENT, S.A.
3013.249. INFOCITY, INC.	3014.250. INFOVALUE COMPUTING, INC.
3015.251. INNOBITS AB	3016.252. INNOVISION LIMITED
3017.253. INSTITUT FUER RUNDfunkTECHNIK GMBH	3018.254. INTERNATIONAL ANTEX, INC. INTERNATIONAL FIBER SYSTEMS, INC.
3019.255. INTERNATIONAL IMAGE SERVICES CORP. DOING	3020.256. INTERNATIONAL PADI, INC.
3021.257. INTERRA DIGITAL VIDEO TECHNOLOGIES	3022.258. INTERVIDEO, INC.
3023.259. INVENTEC ELECTRONICS (M) SDN. BHD.	3024.260. IZOTOPE, INC.
3025.261. J HEPPLER, INCORPORATED	3026.262. JAPAN COMMUNICATION EQUIPMENT CO., LTD.
3027.263. JAPAN DIGITAL LABORATORY CO., LTD.	3028.264. JAPAN RADIO CO., LTD.
3029.265. JAPAN WAVE INC.	3030.266. JATON COMPUTER CO., LTD.
3031.267. JEPPESEN SANDERSON, INC.	3032.268. JEPRO.CO., LTD.
3033.269. JIN SHEN LONG ELECTRONICS (SHEN ZHEN) CO., LTD	3034.270. KABUSHIKIGAISSYA FUJIYADENKI SEISAKUSYO
3035.271. KALEIDESCAPE CANADA, INC.	3036.272. KALEIDESCAPE, INC.
3037.273. KALYANI SHARP INDIA LIMITED	3038.274. KDG FRANCE SAS
3039.275. KDG MEDIATECH AG	3040.276. KDG NETHERLANDS BV
3041.277. KDG UK LTD	3042.278. KENT WORLD CO., LTD
3043.279. KENWAY TECHNOLOGY INDUSTRIES (HUI YANG) CO. LTD.	3044.280. KENWOOD CORPORATION
3045.281. KINKI GENERAL SERVICE CO., LTD.	3046.282. KONINKLIJKE PHILIPS ELECTRONICS N.V.
3047.283. KRELL INDUSTRIES, INC.	3048.284. KTECH TELECOMMUNICATIONS, INC.
3049.285. KUME ELECTRIC CORPORATION	3050.286. L-3 COMMUNICATIONS SYSTEMS WEST
3051.287. LAWRENCE LIVERMORE NATIONAL LABORATORY	3052.288. LEICA GEOSYSTEMS GIS & MAPPING, LLC
3053.289. LEITCH EUROPE LIMITED	3054.290. LEITCH INCORPORATED
3055.291. LEITCH TECHNOLOGY CORPORATION	3056.292. LEITCH TECHNOLOGY INTERNATIONAL INC.
3057.293. LG ELECTRONICS INC.	3058.294. LIDCOM LIMITED
3059.295. LIFESCIENCE MEDIA	3060.296. LINDOWS.COM, INC.
3061.297. LINEAR SYSTEMS LTD.	3062.298. LINK RESEARCH LTD.
3063.299. LINN PRODUCTS LIMITED	3064.300. LOEWE OPTA GMBH
3065.301. LOGIC INNOVATIONS, INC.	3066.302. LOGITEC CORPORATION

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3067.303. LOGOS LJUD OCH BILD PRODUKTION AB	3068.304. LONG LIVED E-COMPUTER TECHNOLOGIES CO., LTD.
3069.305. LSI LOGIC CORPORATION	3070.306. LSI SYSTEMS INC.
3071.307. LU KEE ELECTRONIC COMPANY LIMITED	3072.308. LUXSONOR SEMICONDUCTORS, INC.
3073.309. MACROSYSTEM DIGITAL VIDEO AG	3074.310. MACROSYSTEM FRANCE S.A.S.
3075.311. MACROSYSTEM SCHWEIZ AG	3076.312. MACROSYSTEM US, INC.
3077.313. MAINCONCEPT GMBH	3078.314. MAINCONCEPT LLC
3079.315. MANSEI CORPORATION	3080.316. MANUFACTURING AND TEST CO., INC. DBA MATCO
3081.317. MANYSTREAMS, INC.	3082.318. MANZANITA SYSTEMS
3083.319. MARANTZ JAPAN, INC.	3084.320. MARCONI COMMUNICATIONS, INC.
3085.321. MARK GUNNING	3086.322. MARS TECHNOLOGIES, INC.
3087.323. MASPRO DENKOH CORPORATION	3088.324. MATSUSHITA ELECTRIC (TAIWAN) CO., LTD.
3089.325. MATSUSHITA ELECTRIC (U.K.) LTD.	3090.326. MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.
3091.327. MATSUSHITA ELECTRONICS CORPORATION	3092.328. MATSUSHITA KOTOBUKI ELECTRONICS INDUSTRIES OF AMERICA INC.
3093.329. MATSUSHITA KOTOBUKI ELECTRONICS SALES OF AMERICA, LLC.	3094.330. MATSUSHITA-KOTOBUKI ELECTRONICS INDUSTRIES, LTD.
3095.331. MAX INTERNET COMMUNICATIONS, INC.	3096.332. MAXPC TECHNOLOGIES, INC.
3097.333. MCINTOSH LABORATORY	3098.334. MEDIA COMPRESSION LLC
3099.335. MEDIA EXCEL, INC	3100.336. MEDIAWARE SOLUTIONS PTY LTD.
3101.337. MEDIOSTREAM, INC.	3102.338. MEMORY-TECH CORPORATION
3103.339. MERIDIAN AUDIO LIMITED	3104.340. METATEC INTERNATIONAL, INC.
3105.341. METZ-WERKE GMBH & CO KG	3106.342. MICRO APPLICATION SA
3107.343. MICRO SOLUTIONS INC.	3108.344. MICRON GOVERNMENT COMPUTER SYSTEMS, LLC
3109.345. MICRONPC, LLC	3110.346. MICROTUNE (TEXAS), L.P.
3111.347. MIDSTREAM TECHNOLOGIES, INC.	3112.348. MINERVA NETWORKS, INC.
3113.349. MINTEK DIGITAL INC.	3114.350. MIT MEDIA LAB
3115.351. MITSUBISHI ELECTRIC CORPORATION	3116.352. MOKOH & ASSOCIATES, INC.
3117.353. MOONLIGHT CORDLESS LTD.	3118.354. MOTOROLA
3119.355. MPO	3120.356. MRT TECHNOLOGY LLC
3121.357. MULTIMEDIA TECHNOLOGIES, INC.	3122.358. MUVEE TECHNOLOGIES PTE. LTD.
3123.359. NAGRASTAR LLC	3124.360. NAIM AUDIO LTD.



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3125.361. NAMSUNG CORPORATION	3126.362. NANJING SHARP ELECTRONICS CO., LTD.
3127.363. NATIONAL SEMICONDUCTOR CORPORATION	3128.364. NCR CORPORATION
3129.365. NCT AG	3130.366. NDS LIMITED
3131.367. NEIL GALTON CONSULTANCY LTD	3132.368. NEOS INTERACTIVE LTD.
3133.369. NEWSOFT TECHNOLOGY CORPORATION	3134.370. NEXT LEVEL COMMUNICATIONS, INC.
3135.371. NIHON COMPUTER CO., LTD.	3136.372. NIHON DIGITAL CONSUMER ELECTRONICS CORPORATION
3137.373. NIKKO DENKI TSUSHIN CORPORATION	3138.374. NIMBUS MANUFACTURING (UK) LTD.
3139.375. NIMBUS MANUFACTURING, INC.	3140.376. NOKIA CORPORATION BY AND THROUGH IT'S BUSINESS UNIT
3141.377. NOKIA HOME COMMUNICATIONS	3142.378. NORCENT TECHNOLOGY INC.
3143.379. NTK COMPUTER INC.	3144.380. NTT ADVANCED TECHINOLOGY CORPORATION
3145.381. NTT BROADBAND INITIATIVE INC.	3146.382. NTT ELECTRONICS CORPORATION
3147.383. NUON SEMICONDUCTOR, INC.	3148.384. OAK TECHNOLOGY, INC.
3149.385. OKI ELECTRIC INDUSTRY CO., LTD.	3150.386. ONKYO (MALAYSIA) SDN. BHD
3151.387. ONKYO CORPORATION	3152.388. ONKYO ELECTRONICS CORPORATION
3153.389. ONKYO EUROPE ELECTRONICS GMBH	3154.390. ONKYO INDIA PVT. LTD
3155.391. ONKYO U.S.A. CORPORATION	3156.392. OPTIBASE B.V.
3157.393. OPTIBASE EUROPE	3158.394. OPTIBASE INC.
3159.395. OPTIBASE LTD.	3160.396. OPTICAL EXPERTS MANUFACTURING, INC. (OEM)
3161.397. OPTIDISC SOLUTIONS, LLC	3162.398. ORION AMERICA, INC.
3163.399. ORION ELECTRIC (U.K.) LTD.	3164.400. ORION ELECTRIC CO., LTD.
3165.401. P. GUERRA S.R.L.	3166.402. PAC INTERACTIVE TECHNOLOGY, INC.
3167.403. PACE MICRO TECHNOLOGY PLC	3168.404. PADUS, INC.
3169.405. PANASONIC AUTOMOTIVE SYSTEMS COMPANY OF AMERICA	3170.406. PANASONIC AVC NETWORKS AMERICA, A DIVISION OF MATSUSHITA ELECTRIC CORPORATION OF AMERICA
3171.407. PANASONIC AVC NETWORKS AUSTRALIA PTY. LTD.	3172.408. PANASONIC AVC NETWORKS GERMANY GMBH
3173.409. PANASONIC AVC NETWORKS SINGAPORE PTE LTD	3174.410. PANASONIC COMMUNICATIONS CO., LTD.
3175.411. PANASONIC DIGITAL NETWORK SERVE INC.	3176.412. PANASONIC DISC MANUFACTURING CORPORATION OF AMERICA
3177.413. PANASONIC MOBILE COMMUNICATIONS CO., LTD.	3178.414. PANORAMIC MEDIA
3179.415. PC DTV TECHNOLOGIES, LLC	3180.416. PCHDTV INC.

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3181.417. PEGASUS COMMUNICATIONS	3182.418. PEGASYS INC.
3183.419. PHOTODEX CORPORATION	3184.420. PICTURETOTV.COM PTE LTD.
3185.421. PIONEER CORPORATION	3186.422. PIONEER ELECTRONICS MANUFACTURING (SHANGHAI) CO., LTD.
3187.423. PIONEER ELECTRONICS TECHNOLOGY (U.K.) LTD.	3188.424. PIONEER TECHNOLOGY (MALAYSIA) SDN, BHD
3189.425. PIONEER VIDEO CORPORATION	3190.426. PIONEER VIDEO MANUFACTURING INC.
3191.427. PLAT'C2, INC.	3192.428. POPWIRE STOCKHOLM AB
3193.429. POZZOLI S.P.A	3194.430. PRIVATE EYE PRODUCTIONS
3195.431. PROSTAR COMPUTER, INC.	3196.432. PROTON CO., LTD. SOFTBOAT DIVISION COMPANY
3197.433. PROVIDEO MULTIMEDIA CO. LTD.	3198.434. PROXIMITY PTY LTD
3199.435. PT MATSUSHITA KOTOBUKI ELECTRONICS INDUSTRIES INDONESIA	3200.436. PURE MOTION LTD
3201.437. QUESTIN' STUDIOS	3202.438. RADYNE COMSTREAM
3203.439. RATOC SYSTEMS, INC.	3204.440. REGENCY RECORDINGS PTY LTD.
3205.441. RESEARCH SYSTEMS, INC.	3206.442. ROHDE & SCHWARZ GMBH & CO. KG
3207.443. ROXIO APS	3208.444. ROXIO CI LTD.
3209.445. ROXIO GMBH & CO. KG	3210.446. ROXIO INTERNATIONAL B.V.
3211.447. ROXIO JAPAN INC.	3212.448. ROXIO, INC.
3213.449. S & T SYSTEMTECHNIK GMBH	3214.450. S. ANBU EZHILAN
3215.451. S.A.D. GMBH	3216.452. S.N.A. (SOCIÉTÉ NOUVELLE ARÉACEM)
3217.453. SALENT TECHNOLOGIES LTD.	3218.454. SAMPO CORPORATION
3219.455. SAMSUNG ELECTRONICS CO., LTD.	3220.456. SANYO ELECTRIC CO., LTD.
3221.457. SANYO LASER PRODUCTS, INC.	3222.458. SANYO MANUFACTURING CORPORATION
3223.459. SANYO TECHNOSOUND CO., LTD.	3224.460. SASKEN COMMUNICATION TECHNOLOGIES LIMITED
3225.461. SATELLITE SOURCE, INC.	3226.462. SATREC MAURITIUS LIMITED
3227.463. SCHEIDT & BACHMANN GMBH	3228.464. SCIENCE APPLICATIONS INTERNATIONAL CORPORATION
3229.465. SCIENTIFIC-ATLANTA EUROPE N.V.	3230.466. SCIENTIFIC-ATLANTA, INC.
3231.467. SCI-WORX GMBH	3232.468. SCOPUS NETWORK TECHNOLOGIES LTD.



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3233.469. SEDIMA AG	3234.470. SENSORAY COMPANY, INC.
3235.471. SENSORY SCIENCE CORPORATION	3236.472. SERIF EUROPE LIMITED
3237.473. SHANGHAI FAR YEAR TECHNOLOGY CO., LTD.	3238.474. SHARP CORPORATION
3239.475. SHARP ELECTRONICA ESPANA S.A	3240.476. SHARP ELECTRONICA MEXICO S.A. DE C.V.
3241.477. SHARP MANUFACTURING COMPANY OF AMERICA	3242.478. SHARP MANUFACTURING COMPANY OF U.K.
3243.479. SHARP MANUFACTURING CORPORATION (M) SDN. BHD.	3244.480. SHARP THEBNAKORN MANUFACTURING
3245.481. SHARP-ROXY APPLIANCES CORPORATION (M) SDN. BHD.	3246.482. SHARP-ROXY ELECTRONICS CORPORATION (M) SDN. BHD.
3247.483. SHENZHEN ACTION ELECTRONICS CO., LTD.	3248.484. SHENZHEN KAIXINDA ELECTRONICS CO. LTD.
3249.485. SHENZHEN LANDEL ELECTRONICS TECH. CO., LTD.	3250.486. SHIN WON INDUSTRY CO., LTD.
3251.487. SILICON CONSTRUCTION SWEDEN AB	3252.488. SILICON MOTION, INC.
3253.489. SIMFLEX SOFTWARE	3254.490. SKYSTREAM NETWORKS INC.
3255.491. SMITH & NEPHEW, INC. ENDOSCOPY DIVISION	3256.492. SNELL & WILCOX LIMITED
3257.493. SONIC FOUNDRY MEDIA SERVICES, INC.	3258.494. SONIC FOUNDRY SYSTEMS GROUP, INC.
3259.495. SONIC FOUNDRY, INC.	3260.496. SONIC SOLUTIONS
3261.497. SONISTA, INC.	3262.498. SONOPRESS IBER-MEMORY, S.A., SPAIN
3263.499. SONOPRESS IRELAND LIMITED	3264.500. SONOPRESS MEXICO UNA DIVISION DE BMG ENTERTAINMENT MEXICO S.A. DE C.V.
3265.501. SONOPRESS PAN ASIA LTD.	3266.502. SONOPRESS PRODUKTIONSGESELLSCHAFT FÜR TON- UND INFORMATIONSTRÄGER
3267.503. SONOPRESS RIMO INDÚSTRIA E COMÉRCIO FONOGRAFICA LTDA	3268.504. SONOPRESS SINGAPORE PTE LTD
3269.505. SONOPRESS, INC., USA	3270.506. SONY COMPUTER ENTERTAINMENT INC.
3271.507. SONY CORPORATION	3272.508. SONY DADC AUSTRIA AG
3273.509. SONY ELECTRONICS INC.	3274.510. SONY MUSIC ENTERTAINMENT (HONG KONG) LTD.
3275.511. SONY MUSIC ENTERTAINMENT (JAPAN) INC.	3276.512. SONY MUSIC ENTERTAINMENT MEXICO, S.A. C.V.

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3277.513. SONY PICTURES DIGITAL INC.	3278.514. SONY SERVICE CENTER (EUROPE) NV
3279.515. SONY UNITED KINGDOM, LTD.	3280.516. SORD COMPUTER CORPORATION
3281.517. SORENSON MEDIA, INC.	3282.518. SOURCENEXT CORPORATION
3283.519. SPECTACULAIRE!	3284.520. SPELLINGS COMPUTER SERVICES LTD.
3285.521. SPORTS TRAINING MEDIA	3286.522. STANDARD COMMUNICATIONS CORP.
3287.523. STAR VIDEO DUPLICATING	3288.524. STARLIGHT VIDEO LIMITED
3289.525. STEBBING RECORDING CENTRE LTD	3290.526. STRATEGY & TECHNOLOGY LTD.
3291.527. STREAM MACHINE COMPANY	3292.528. STUMPFL GMBH
3293.529. SUMITOMO ELECTRIC INDUSTRIES, LTD.	3294.530. SUMMIT CD MANUFACTURE PTD LTD
3295.531. SUMMIT HI-TECH PTE LTD	3296.532. SUNIMAGE STUDIOS INC.
3297.533. SWEDISH CUSTOMS SERVICE	3298.534. SYNTERMED, INC.
3299.535. TAG MCLAREN AUDIO LIMITED	3300.536. TAISEI ELECTRONICS CO., LTD.
3301.537. TAKT KWIATKOWSKI I MIADZEL SP. J.	3302.538. TANDBERG TELEVISION ASA
3303.539. TATUNG CO.	3304.540. TDK ELECTRONICS CORPORATION
3305.541. TDK RECORDING MEDIA EUROPE S.A.	3306.542. TEAC AMERICA, INC.
3307.543. TEAC CORPORATION	3308.544. TEAC DEUTSCHLAND GMBH
3309.545. TEAC SYSTEM CREATE CORPORATION	3310.546. TECHNICOLOR DISC SERVICES CORPORATION
3311.547. TECHNICOLOR HOME ENTERTAINMENT SERVICES IRELAND LTD.	3312.548. TECHNICOLOR MEXICANA, S. DE RL DE CV
3313.549. TECHNICOLOR PTY LTD.	3314.550. TECHNICOLOR VIDEOCASSETTE, INC.
3315.551. TECHNISAT DIGITAL GMBH	3316.552. TECHNOSCOPE CO., LTD.
3317.553. TECHNOTREND AG	3318.554. TECHSAN I&C CO., LTD.
3319.555. TEKNICHE LIMITED	3320.556. TEKTRONIX CAMBRIDGE LIMITED
3321.557. TEKTRONIX, INC.	3322.558. TELECOM KIKI, LTD.
3323.559. TELEDAC INC.	3324.560. TELEVIEW
3325.561. TERR, LLC DBA 321 STUDIOS	3326.562. THE MIRETH TECHNOLOGY CORPORATION
3327.563. THOMSON	3328.564. THOMSON BROADBAND UK LTD.
3329.565. THOMSON DIGITAL EUROPE	3330.566. THOMSON MULTIMEDIA ASIA PACIFIC PTE LTD.
3331.567. THOMSON MULTIMEDIA HONG KONG LTD.	3332.568. THOMSON MULTIMEDIA INC.





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3333.569. THOMSON MULTIMEDIA OPERATIONS (THAILAND) CO. LTD.	3334.570. THOMSON MULTIMEDIA POLSKA SP. Z O.O.
3335.571. THOMSON SALES EUROPE S.A.	3336.572. THOMSON TELEVISION ANGERS S.A.
3337.573. THOMSON TUBES & DISPLAYS S.A.	3338.574. TIVO, INC.
3339.575. TONIC DIGITAL PRODUCTS LIMITED	3340.576. TOPPAN PRINTING CO., LTD.
3341.577. TOSHIBA AMERICA INFORMATION SYSTEMS, INC.	3342.578. TOSHIBA COMPUTER SYSTEMS (SHANGHAI) CO., LTD.
3343.579. TOSHIBA CORPORATION	3344.580. TOSHIBA EUROPE GMBH
3345.581. TOSHIBA INFORMATION SYSTEMS (UK) LIMITED	3346.582. TOSHIBA TEC CORPORATION
3347.583. TOSHIBA VIDEO PRODUCTS PTE LTD	3348.584. TOTAL TECHNOLOGY CO. LTD.
3349.585. TOTTORI ONKYO CORPORATION	3350.586. TOTTORI SANYO ELECTRIC CO., LTD.
3351.587. TRILOGIC	3352.588. TROLL TECHNOLOGY CORPORATION
3353.589. TTIREM, INC. DBA MERITT ELECTRONICS	3354.590. TWELVE TONE SYSTEMS, INC. DBA CAKEWALK
3355.591. U.S. PHILIPS CORPORATION	3356.592. UEC TECHNOLOGIES (PTY) LTD.
3357.593. UNLIMITER LIMITED	3358.594. UP TECHNOLOGY CO., LTD.
3359.595. V.T.V. NV	3360.596. VBRICK SYSTEMS, INC.
3361.597. VCS VIDEO COMMUNICATION SYSTEMS AG	3362.598. VELA RESEARCH LP
3363.599. VESTEL KOMUNIKASYON SAN. TIC. A. S.	3364.600. VICTOR COMPANY OF JAPAN, LIMITED
3365.601. VIDEOTELE.COM, INC.	3366.602. VISIONARY SOLUTIONS INC.
3367.603. VISTEON CORPORATION	3368.604. VITEC MULTIMEDIA
3369.605. VITEC MULTIMEDIA INC	3370.606. VOB COMPUTERSYSTEME GMBH
3371.607. WACOM EUROPE GMBH	3372.608. WELTON ELECTRONICS LIMITED
3373.609. WESCAM EUROPE LIMITED	3374.610. WESCAM INC.
3375.611. WESCAM INCORPORATED	3376.612. WESCAM LLC
3377.613. WESCAM SONOMA INC.	3378.614. WIAGRA
3379.615. WINBOND ELECTRONICS CORP.	3380.616. WIS TECHNOLOGIES, INC.
3381.617. WOMBLE MULTIMEDIA, INC.	3382.618. WORLD ELECTRIC (THAILAND) LTD.
3383.619. WUXI MULTIMEDIA LIMITED	3384.620. XION GMBH
3385.621. XZEOS SOFTWARE SARL	3386.622. YA BANG INDUSTRIAL CO., LTD.

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3387.623. YAMAHA CORPORATION	3388.624. YAMAHA ELECTRONICS MANUFACTURING (M) SDN.BDH.
3389.625. YANION COMPANY LIMITED	3390.626. YOKOGAWA ELECTRIC CORPORATION
3391.627. YUNG FU ELECTRICAL APPLIANCES CORP., LTD.	3392.628. ZAPEX TECHNOLOGIES, INC.
3393.629. ZAPMEDIA.COM, INC.	3394.630. ZENITH ELECTRONICS CORPORATION
3395.631. ZHONGSHAN KENLOON DIGITAL TECHNOLOGY CO., LTD.	3396.632. ZIRBES, KELLY
3397.633. ZOO DIGITAL GROUP PLC	
3398.635. A&R CAMBRIDGE LIMITED	3399.636. AAV AUSTRALIA PTY LTD
3400.637. ACCESS MEDIA S.P.A.	3401.638. ACTION ASIA LIMITED
3402.639. ACTION DUPLICATION INC.	3403.640. ACTION ELECTRONICS CO., LTD.

**3404. DVD6C LICENSING GROUP (DVD6C)**

3405.1. A&G 22 INTERNATIONAL TRADE MANAGEMENT LTD.	3406.2. ACTION ELECTRONICS CO., LTD.
3407.3. ACTION INDUSTRIES (M) SDN. BHD.	3408.4. ACTION TECHNOLOGY (SHENZHEN) CO., LTD.
3409.5. ADVANCED APPLICATION TECHNOLOGY, INC.	3410.6. AISIN AW CO., LTD.
3411.7. ALCO DIGITAL DEVICES LIMITED	3412.8. ALPINE ELECTRONICS, INC.
3413.9. AMOISONIC ELECTRONICS CO., LTD.	3414.10. APEX (JIANGSU) DIGITAL CO., LTD.
3415.11. ARIMA COMPUTER CORPORATION	3416.12. ATL ELECTRONICS (M) SDN., BHD.
3417.13. ATLM (HONG KONG) LIMITED	3418.14. ATLM TAIWAN INC.
3419.15. BBK ELECTRONICS CORP., LTD.	3420.16. BEAUTIFUL ENTERPRISE CO., LTD.
3421.17. BEHAVIOR TECH COMPUTER CORP	3422.18. BEIJING GOLDEN YUXING ELECTRONICS AND TECHNOLOGY CO., LTD.
3423.19. BLOOM INDUSTRIAL (SHENZHEN) CO., LTD.	3424.20. CHANGZHOU HAOJIE ELECTRIC CO., LTD.
3425.21. CHANGZHOU LINLONG ELECTRICAL APPLIANCE CO., LTD. (CHINA)	3426.22. CHANGZHOU XINGQIU ELECTRONIC CO., LTD.
3427.23. CHENGZHI WINTEL DIGITAL TECHNOLOGY CO., LTD.	3428.24. CHUNGLAM DIGITAL, CO., LTD.
3429.25. CIS TECHNOLOGY INC.	3430.26. CLARION CO., LTD.
3431.27. CLAVIS LTD.	3432.28. COMMAX CO., LTD.
3433.29. DALIAN GOLDEN HUALU DIGITAL TECHNOLOGY CO., LTD.	3434.30. DANRIVER SYSTEM (GUANGZHOU) INC.
3435.31. DENSO CORPORATION	3436.32. DESAY A&V SCIENCE AND TECHNOLOGY CO., LTD.
3437.33. DINGTIAN ELECTRONICS INDUSTRY CO., LTD.	3438.34. DM TECHNOLOGY CO., LTD.
3439.35. DONG GUAN EVERVICTORY ELECTRONIC COMPANY LIMITED	3440.36. DONG GUAN LU KEE ELECTRONIC FACTORY
3441.37. DONGGUAN CITY GAOYA ELECTRONIC CO., LTD.	3442.38. DONGGUAN GVG DIGITAL TECHNOLOGY LTD.
3443.39. DONGGUAN, HUANGJIANG, JING-CHENG ELECTRONICS 9TH PLANT	3444.40. DVD6C LICENSING GROUP (DVD6C) PARTICIPANTS
3445.41. EASTERN ASIA TECHNOLOGY LIMITED	3446.42. EIZO NANA0 CORPORATION

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3447.43. EPO SCIENCE AND TECHNOLOGY, INC.	3448.44. FIRST TECHNOLOGY INTERNATIONAL (H.K.) CO., LTD.
3449.45. FIRST TECHNOLOGY INTERNATIONAL CO., LTD.	3450.46. FORCE NORWAY A.S.
3451.47. FORTUNE ALPHA ENTERPRISES LTD.	3452.48. FORTUNE ALPHA ENTERPRISES LTD.
3453.49. FORTUNE ALPHA ENTERPRISES LTD.	3454.50. FORTUNE ALPHA ENTERPRISES LTD.
3455.51. FORYOU GENERAL ELECTRONIC CO., LTD.	3456.52. FOXDA TECHNOLOGY INDUSTRIAL (SHENZHEN) CO., LTD.
3457.53. FOXDA TECHNOLOGY INDUSTRIAL (SHENZHEN) CO., LTD.	3458.54. FUJITSU TEN LIMITED
3459.55. FUNAI ELECTRIC CO., LTD.	3460.56. FUTIC ELECTRONICS LTD.
3461.57. GLOBAL BANK MANUFACTURE GROUP	3462.58. GOLDEN TAKE LTD.
3463.59. GP ELECTRONICS (HUIZHOU) CO., LTD.	3464.60. GUANGDONG KWANLOON ELECTRONICS AND TECHNOLOGY CO., LTD.
3465.61. GUANGZHOU DURBANG YUCHARG ELECTRONICS CO., LTD.	3466.62. GUANGZHOU HUADU KODA ELECTRONICS CO., LTD.
3467.63. GUANGZHOU HUADU KODA ELECTRONICS CO., LTD.	3468.64. GUANGZHOU PANYU JUDA CAR AUDIO EQUIPMENT CO., LTD.
3469.65. GUANGZHOU ROWA ELECTRONICS CO., LTD.	3470.66. GUANGZHOU YIAOU PAN CORPORATION
3471.67. HIMAGE HOLDINGS LIMITED	3472.68. HITACHI ELECTRONIC PRODUCTS (M) SDN. BHD.
3473.69. HITACHI TECHNOLOGY (TAIWAN), LTD	3474.70. HITACHI LTD.
3475.71. HITACHI-LG DATA STORAGE KOREA, INC.	3476.72. HITACHI-LG DATA STORAGE, INC.
3477.73. HONG KONG TOHEI E.M.C. CO., LTD.	3478.74. HUIYANG EASTWAY ELECTRONICS CO., LTD.
3479.75. HUIZHOU FREEWAY ELECTRONIC CO., LTD.	3480.76. IAG LIMITED
3481.77. JANUS IMAGE SYSTEMS INC	3482.78. JATON COMPUTER CO., LTD.
3483.79. JIANGSU HONGTU HIGH TECHNOLOGY CO., LTD.	3484.80. JIANGSU SHINCO ELECTRONIC GROUP CO.
3485.81. JIANGSU SYBER ELECTRONIC CO., LTD.	3486.82. JIANGSU TOPPOWER TECH. CO., LTD
3487.83. JIANGXI DIC INDUSTRIALS CO., LTD.	3488.84. KAM LI TAT INTERNATIONAL TRADING LTD.
3489.85. KENLEX TECHNOLOGY LIMITED	3490.86. KENLOON DIGITAL TECHNOLOGY CO., LTD.
3491.87. KENT WORLD CO., LTD.	3492.88. KENWOOD CORPORATION
3493.89. KENWOOD ELECTRONICS TECHNOLOGIES (M) SDN BHD	3494.90. KENWOOD NAGANO CORPORATION
3495.91. KINMA (SHENZHEN) SCIENCE & TECHNOLOGY DEVELOPMENT CO., LTD.	3496.92. KISS TECHNOLOGY A/S
3497.93. KONKA GROUP CO., LTD	3498.94. KORAT DENKI LTD.
3499.95. KYUSHU MATSUSHITA ELECTRIC CO., LTD.	3500.96. KYUSHU MATSUSHITA ELECTRIC CORPORATION OF THE PHILIPPINES
3501.97. LE JIN ELECTRONICS (HUI ZHOU) INC (LG)	3502.98. LINK CONCEPT TECHNOLOGY LTD.
3503.99. LINN PRODUCTS LTD.	3504.100. LU KEE ELECTRONICS CO., LTD.
3505.101. MAKIDOL ELECTRONICS CO., LTD.	3506.102. MALATA SEEING & HEARING EQUIPMENT CO., LTD.
3507.103. MARANTZ JAPAN, INC.	3508.104. MARUWA ELECTRONIC & CHEMICAL CO., LTD.
3509.105. MATSUSHITA AUDIO VIDEO (DEUTSCHLAND) GMBH	3510.106. MATSUSHITA COMMUNICATION INDUSTRIAL CO., LTD.
3511.107. MATSUSHITA ELECTRIC (TAIWAN) CO., LTD.	3512.108. MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.

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- 3513.109. MATSUSHITA ELECTRONICS (S) PTE. LTD.
- 3515.111. MEILOON INDUSTRIAL CO., LTD.
- 3517.113. MIANYANG TRIVER TECHNOLOGY CO., LTD.
- 3519.115. MIYAKO MARANTZ LTD.
- 3521.117. MULTI-CONCEPT INDUSTRIAL LTD.
- 3523.119. NAIM AUDIO LTD.
- 3525.121. NINGBO BOIGLE DIGITAL TECHNOLOGY CO., LTD.
- 3527.123. ONKYO CHINA LIMITED
- 3529.125. ONKYO ELECTRONICS CORPORATION
- 3531.127. ONKYO SHAH ALAM (MALAYSIA) SDN, BHD
- 3533.129. P.T.ELECTRONICS INDONESIA
- 3535.131. PARAGON INDUSTRIES CHINA INC
- 3537.133. PROCHIPS TECHNOLOGY INC.
- 3539.135. PROFIT PEAKS ELECTRONICS COMPANY LIMITED
- 3541.137. QISHENG ELECTRONIC INDUSTRIES LTD., DONGGUAN CITY
- 3543.139. SANDMARTIN (ZHONG SHAN) ELECTRONIC CO., LTD.
- 3545.141. SANYO TECHNOSOUND CO., LTD.
- 3547.143. SHANGHAI GENERAL ELECTRONIC DIGITAL TECHNOLOGY CO., LTD.
- 3549.145. SHANGHAI KENWOOD ELECTRONICS CO., LTD.
- 3551.147. SHANGHAI THAKRAL ELECTRONICS INDUSTRIAL CORP. LTD.
- 3553.149. SHANGHAI WING SUM ELECTRONICS TECHNOLOGY CO., LTD.
- 3555.151. SHARP CORPORATION
- 3557.153. SHARP MANUFACTURING CORPORATION (M) SDN. BHD.
- 3559.155. SHEN ZHEN KAISER ELECTRONIC CO., LTD.
- 3561.157. SHENZHEN ACTION ELECTRONICS CO., LTD.
- 3563.159. SHENZHEN BAO'AN FUYONG JINFENG ELECTRONICS CO.
- 3565.161. SHENZHEN HANBAO SCIENCE & TECHNOLOGY INDUSTRIAL CO., LTD.
- 3567.163. SHENZHEN HARMA TECHNOLOGY CO., LTD. DUBAI BRANCH
- 3569.165. SHENZHEN KAIXINDA ELECTRONICS CO., LTD.
- 3571.167. SHENZHEN LANDEL ELECTRONICS TECH CO., LTD.
- 3573.169. SHENZHEN SHANLING ELECTRONIC CO., LTD.
- 3575.171. SHENZHEN SKYWOOD INFO-TECH INDUSTRIES CO., LTD.
- 3577.173. SHENZHEN SOGOOD DIRECTOR CO., LTD..
- 3514.110. MATSUSHITA KOTOBUKI ELECTRONICS INDUSTRIES, LTD.
- 3516.112. MERIDIAN AUDIO LIMITED
- 3518.114. MITSUBISHI ELECTRIC CORPORATION
- 3520.116. MOKOH & ASSOCIATES, INC.
- 3522.118. MUSTEK INTERNATIONAL INC.
- 3524.120. NEXPHIL ELECTRONICS CO., LTD.
- 3526.122. ONKYO (MALAYSIA) SDN, BHD
- 3528.124. ONKYO CORPORATION
- 3530.126. ONKYO EUROPE ELECTRONICS GMBH
- 3532.128. ORIENT POWER(WUXI) DIGITAL TECHNOLOGY CO., LTD.
- 3534.130. PAC INTERACTIVE TECHNOLOGY
- 3536.132. PARAMOUNT DIGITAL TECHNOLOGY (HUIZHOU) CO., LTD.
- 3538.134. PROFIT PEAKS ELECTRONICS COMPANY LIMITED
- 3540.136. PRO-TECH INDUSTRIES CORP.
- 3542.138. ROCKRIDGE SOUND TECHNOLOGY CO.
- 3544.140. SANYO ELECTRIC CO., LTD.
- 3546.142. SCE CO., LTD.
- 3548.144. SHANGHAI HONGSHENG TECHNOLOGY CO., LTD.
- 3550.146. SHANGHAI SVA-DAV ELECTRONICS
- 3552.148. SHANGHAI TIAN TONG COMMUNICATION EQUIPMENT CO., LTD
- 3554.150. SHANTOU HI-TECH ZONE IDALL ENTERPRISE CO., LTD.
- 3556.152. SHARP MANUFACTURING COMPANY OF UK
- 3558.154. SHARP ROXY ELECTRONICS CORPORATION (M) SDN. BHD.
- 3560.156. SHENGBANGQIANGDIAN ELECTRONICS (SHENZHEN) CO., LTD.
- 3562.158. SHENZHEN AKI DIGITAL ELECTRICAL APPLIANCE CO., LTD.
- 3564.160. SHENZHEN CONTEL ELECTRONICS TECHNOLOGY CO., LTD.
- 3566.162. SHENZHEN HARMA TECHNOLOGY CO., LTD.
- 3568.164. SHENZHEN HARMA TECHNOLOGY CO., LTD. INDONESIA
- 3570.166. SHENZHEN KXD MULTIMEDIA CO., LTD.
- 3572.168. SHENZHEN SAST ELECTRONICS CO., LTD
- 3574.170. SHENZHEN SHINELONG ELECTRONICS INDUSTRIAL CO., LTD.
- 3576.172. SHENZHEN SOBON DIGITAL TECHNOLOGY DEVELOPMENT CO., LTD. ELECTRONICS BRANCH
- 3578.174. SHENZHEN SYNCHRON ELECTRONICS CO., LTD.

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3579.175. SHENZHEN TENFULL DIGITAL APPLIANCE CO., LTD..	3580.176. SHENZHEN TSINGHUA TONGFANG CO., LTD.
3581.177. SHENZHEN VALL TECHNOLOGY CO., LTD.	3582.178. SHENZHEN WELL JOINT ELECTRONICS LTD.
3583.179. SHENZHEN XIN HONGYU DIGITAL TECHNOLOGY CO., LTD.	3584.180. SHENZHEN ZHONGCAIXING ELE. CO., LTD.
3585.181. SHINANO KENSHI CO., LTD.	3586.182. SHUNDE XIONG FENG ELECTRIC INDUSTRIAL COMPANY
3587.183. SICHUAN CHANGHONG ELECTRIC CO., LTD.	3588.184. SINOCA ENTERPRISES (ZHONG SHAN) CO., LTD.
3589.185. SKYWORTH MULTIMEDIA (SHENZHEN) CO., LTD.	3590.186. SOUTH JAZZ ELECTRONICS (SHENZHEN) CO., LTD.
3591.187. SOUTHWEST COMPUTER CO., LTD.	3592.188. SOYEA TECHNOLOGY CO., LTD.
3593.189. TAIWAN THICK-FILM IND. CORP.	3594.190. TCL TECHNOLOGY ELECTRONICS (HIUZHOU) CO., LTD.
3595.191. TEAC CORPORATION	3596.192. TEAC ELECTRONICS (M) SDN. BHD
3597.193. TECHSAN I & C CO., LTD.	3598.194. TECNEW ELECTRONIC ENGINEERING CO., LTD.
3599.195. TOHEI INDUSTRIAL CO., LTD.	3600.196. TOSHIBA CORPORATION
3601.197. TOSHIBA INFORMATION EQUIPMENT (PHILIPPINES), INC.	3602.198. TOSHIBA MULTI MEDIA DEVICES CO., LTD.
3603.199. TOTTORI ONKYO CORPORATION	3604.200. TOTTORI SANYO ELECTRIC CO., LTD.
3605.201. TSI OPTOELECTRONICS CORP.	3606.202. ULTRASTAR TECHNOLOGY (SHENZHEN) LTD
3607.203. UP TECHNOLOGY CO., LTD.	3608.204. VICTOR COMPANY OF JAPAN, LTD
3609.205. WELL INLAND ELECTRONICS (NINGBO) CO., LTD.	3610.206. WELL JOINT TECHNOLOGY LIMITED
3611.207. WELTON ELECTRONICS LTD.	3612.208. WORLD CO., LTD.
3613.209. WORLD ELECTRONIC (SHENZHEN) CO., LTD.	3614.210. WORLD ELECTRONIC LTD.
3615.211. WUXI MULTIMEDIA LTD.	3616.212. XANAVI INFORMATICS CORPORATION
3617.213. XIAMEN OVERSEAS CHINESE ELECTRONIC CO., LTD.,	3618.214. XIAMEN SUNY ELECTRONIC SOUND CO., LTD.
3619.215. YA BANG INDUSTRIAL CO., LTD.	3620.216. YAMAHA ELECTRONICS MANUFACTURING (M) SDN, BHD
3621.217. YANION COMPANY LIMITED	3622.218. YUN SHEN HI-TECH CO., LTD.
3623.219. YUNG FU ELECTRICAL APPLIANCES CORP., LTD.	3624.220. ZHENJIANG JIANGKUI GROUP CO.
3625.221. ZHONGSHAN JOINTEK DIGITALTECHNOLOGY LTD.	3626.222. ZHONGSHAN SHI NEON ELECTRONIC FACTORY LTD.
3627.223. ZHUHAI NINTAUS ELECTRONIC INDUSTRY CO., LTD.	3629.226. ACTION ELECTRONICS CO., LTD.
3628.225. A&G 22 INTERNATIONAL TRADE MANAGEMENT LTD.	3631.228. ACTION TECHNOLOGY (SHENZHEN) CO., LTD.
3630.227. ACTION INDUSTRIES (M) SDN. BHD.	3633. 230. AISIN AW CO., LTD.
3632.229. ADVANCED APPLICATION TECHNOLOGY, INC.	

**EXTENDED LIST OF DEFENDANTS**

3634. Proskauer Rose, LLP; Alan S. Jaffe - Chairman Of The Board - ("Jaffe"); Kenneth Rubenstein - ("Rubenstein"); Robert Kafin - Managing Partner - ("Kafin"); Christopher C. Wheeler - ("Wheeler"); Steven C. Krane - ("Krane"); Stephen R. Kaye - ("S. Kaye") and in his estate with New York Supreme Court Chief Judge Judith Kaye ("J. Kaye"); Matthew Triggs - ("Triggs"); Christopher Pruzaski - ("Pruzaski"); Mara Lerner Robbins - ("Robbins"); Donald Thompson - ("Thompson"); Gayle Coleman; David George; George A. Pincus; Gregg Reed; Leon Gold - ("Gold"); Albert Gortz - ("Gortz"); Marcy Hahn-Saperstein; Kevin J. Healy - ("Healy");

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- Stuart Kapp; Ronald F. Storette; Chris Wolf; Jill Zammas; FULL LIST OF 601 liable Proskauer Partners; any other John Doe ("John Doe") Proskauer partner, affiliate, company, known or not known at this time; including but not limited to Proskauer ROSE LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Proskauer related or affiliated entities both individually and professionally;
3635. MELTZER, LIPPE, GOLDSTEIN, WOLF & SCHLISSSEL, P.C.; Lewis Melzter - ("Meltzer"); Raymond Joao - ("Joao"); Frank Martinez - ("Martinez"); Kenneth Rubenstein - ("Rubenstein"); FULL LIST OF 34 Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C. liable Partners; any other John Doe ("John Doe") Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C. partner, affiliate, company, known or not known at this time; including but not limited to Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C.; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C. related or affiliated entities both individually and professionally;
3636. FOLEY & LARDNER LLP; Ralf Boer ("Boer"); Michael Grebe ("Grebe"); Christopher Kise ("Kise"); William J. Dick - ("Dick"); Steven C. Becker - ("Becker"); Douglas Boehm - ("Boehm"); Barry Grossman - ("Grossman"); Jim Clark - ("Clark"); any other John Doe ("John Doe") Foley & Lardner partners, affiliates, companies, known or not known at this time; including but not limited to Foley & Lardner; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Foley & Lardner related or affiliated entities both individually and professionally;
3637. Schifffrin & Barroway, LLP; Richard Schifffrin - ("Schifffrin"); Andrew Barroway - ("Barroway"); Krishna Narine - ("Narine"); any other John Doe ("John Doe") Schifffrin & Barroway, LLP partners, affiliates, companies, known or not known at this time; including but not limited to Schifffrin & Barroway, LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Schifffrin & Barroway, LLP related or affiliated entities both individually and professionally;
3638. Blakely Sokoloff Taylor & Zafman LLP; Norman Zafman - ("Zafman"); Thomas Coester - ("Coester"); Farzad Ahmini - ("Ahmini"); George Hoover - ("Hoover"); any other John Doe ("John Doe") Blakely Sokoloff Taylor & Zafman LLP partners, affiliates, companies, known or not known at this time; including but not limited to Blakely Sokoloff Taylor & Zafman LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Blakely Sokoloff Taylor & Zafman LLP related or affiliated entities both individually and professionally;
3639. Wildman, Harrold, Allen & Dixon LLP; Martyn W. Molyneaux - ("Molyneaux"); Michael Dockterman - ("Dockterman"); FULL LIST OF 198 Wildman, Harrold, Allen & Dixon LLP liable Partners; any other John Doe ("John Doe") Wildman, Harrold, Allen & Dixon LLP partners, affiliates, companies, known or not known at this time; including but not limited to Wildman, Harrold, Allen & Dixon LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Wildman, Harrold, Allen & Dixon LLP related or affiliated entities both individually and professionally;
3640. Christopher & Weisberg, P.A.; Alan M. Weisberg - ("Weisberg"); any other John Doe ("John Doe") Christopher & Weisberg, P.A. partners, affiliates, companies, known or not known at this time; including but not limited to Christopher & Weisberg, P.A.; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Christopher & Weisberg, P.A. related or affiliated entities both individually and professionally;
3641. YAMAKAWA INTERNATIONAL PATENT OFFICE; Masaki Yamakawa - ("Yamakawa"); any other John Doe ("John Doe") Yamakawa International Patent Office partners, affiliates, companies, known or not known at this time; including but not limited to Yamakawa International Patent Office; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Yamakawa International Patent Office related or affiliated entities both individually and professionally;



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3642. GOLDSTEIN LEWIN & CO.; Donald J. Goldstein - ("Goldstein"); Gerald R. Lewin - ("Lewin"); Erika Lewin - ("E. Lewin"); Mark R. Gold; Paul Feuerberg; Salvatore Bochicchio; Marc H. List; David A. Katzman; Robert H. Garick; Robert C. Zeigen; Marc H. List; Lawrence A. Rosenblum; David A. Katzman; Brad N. Mciver; Robert Cini; any other John Doe ("John Doe") Goldstein & Lewin Co. partners, affiliates, companies, known or not known at this time; including but not limited to Goldstein & Lewin Co.; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Goldstein & Lewin Co. related or affiliated entities both individually and professionally;
3643. INTEL Corporation;
3644. Silicon Graphics Inc.;
3645. Lockheed Martin Corporation;
3646. Real 3D, Inc. (SILICON GRAPHICS, INC., LOCKHEED MARTIN & INTEL) & RYJO; Gerald Stanley - ("Stanley"); Ryan Huisman - ("Huisman"); RYJO - ("RYJO"); Tim Connolly - ("Connolly"); Steve Cochran; David Bolton; Rosalie Bibona - ("Bibona"); Connie Martin; Richard Gentner; Steven A. Behrens; Matt Johannsen; any other John Doe ("John Doe") Intel, Real 3D, Inc. (Silicon Graphics, Inc., Lockheed Martin & Intel) & RYJO partners, affiliates, companies, known or not known at this time; including but not limited to Intel, Real 3D, Inc. (Silicon Graphics, Inc., Lockheed Martin & Intel) & RYJO; Employees, Corporations, Affiliates and any other Intel, Real 3D, Inc. (Silicon Graphics, Inc., Lockheed Martin & Intel) & RYJO related or affiliated entities, and any successor companies both individually and professionally;
3647. Tiedemann Investment Group; Bruce T. Prolow ("Prolow"); Carl Tiedemann ("C. Tiedemann"); Andrew Philip Chesler; Craig L. Smith; any other John Doe ("John Doe") Tiedemann Investment Group partners, affiliates, companies, known or not known at this time; including but not limited to Tiedemann Investment Group and any other Tiedemann Investment Group related or affiliated entities both individually and professionally;
3648. Crossbow Ventures / Alpine Partners; Stephen J. Warner - ("Warner"); Rene P. Eichenberger - ("Eichenberger"); H. Hickman Hank Powell - ("Powell"); Maurice Buchsbaum - ("Buchsbaum"); Eric Chen - ("Chen"); Avi Hersh; Matthew Shaw - ("Shaw"); Bruce W. Shewmaker - ("Shewmaker"); Ravi M. Ugale - ("Ugale"); any other John Doe ("John Doe") Crossbow Ventures / Alpine Partners partners, affiliates, companies, known or not known at this time; including but not limited to Crossbow Ventures / Alpine Partners and any other Crossbow Ventures / Alpine Partners related or affiliated entities both individually and professionally;
3649. BROAD & CASSEL; James J. Wheeler - ("J. Wheeler"); Kelly Overstreet Johnson - ("Johnson"); any other John Doe ("John Doe") Broad & Cassell partners, affiliates, companies, known or not known at this time; including but not limited to Broad & Cassell and any other Broad & Cassell related or affiliated entities both individually and professionally;
3650. FORMER IVIEWIT MANAGEMENT & BOARD; Brian G. Utley/Proskauer Referred Management - ("Utley"); Raymond Hersh - ("Hersh"); Michael Reale - ("Reale")/Proskauer Referred Management; Rubenstein/Proskauer Rose Shareholder in Iviewit - Advisory Board; Wheeler/Proskauer Rose Shareholder in Iviewit - Advisory Board; Dick/Foley & Lardner - Advisory Board, Boehm/Foley & Lardner - Advisory Board; Becker/Foley & Lardner; Advisory Board; Joao/Meltzer Lippe Goldstein Wolfe & Schlissel - Advisory Board; Kane/Goldman Sachs - Board Director; Lewin/Goldstein Lewin - Board Director; Ross Miller, Esq. ("Miller"); Prolow/Tiedemann Prolow II - Board Director; Powell/Crossbow Ventures/Proskauer Referred Investor - Board Director; Maurice Buchsbaum - Board Director; Stephen Warner - Board Director; Simon L. Bernstein - Board Director ("S. Bernstein"); any other John Doe ("John Doe") Former Iviewit Management & Board partners, affiliates, companies, known or not known at this time; including but not limited to Former Iviewit Management & Board and any other Former Iviewit Management & Board related or affiliated entities both individually and professionally;
3651. FIFTEENTH JUDICIAL CIRCUIT - WEST PALM BEACH FLORIDA; Judge Jorge LABARGA - ("Labarga"); any other John Doe ("John Doe") FIFTEENTH JUDICIAL CIRCUIT -

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- WEST PALM BEACH FLORIDA staff, known or not known to have been involved at the time. Hereinafter, collectively referred to as ("15C");
3652. THE SUPREME COURT OF NEW YORK APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT, DEPARTMENTAL DISCIPLINARY COMMITTEE; Thomas Cahill - ("Cahill"); Joseph Wigley - ("Wigley"); Steven Krane, any other John Doe ("John Doe") of THE SUPREME COURT OF NEW YORK APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT, DEPARTMENTAL DISCIPLINARY COMMITTEE staff, known or not known to have been involved at the time;
3653. THE FLORIDA BAR; Lorraine Christine Hoffman - ("Hoffman"); Eric Turner - ("Turner"); Kenneth Marvin - ("Marvin"); Anthony Boggs - ("Boggs"); Joy A. Bartmon - ("Bartmon"); Kelly Overstreet Johnson - ("Johnson"); Jerald Beer - ("Beer"); Matthew Triggs; Christopher or James Wheeler; any other John Doe ("John Doe") The Florida Bar staff, known or not known to have been involved at the time;
3654. MPEGLA, LLC. – Kenneth Rubenstein, Patent Evaluator; Licensors and Licensees, please visit [www.mpegla.com](http://www.mpegla.com) for a complete list; Columbia University; Fujitsu Limited; General Instrument Corp; Lucent Technologies Inc.; Matsushita Electric Industrial Co., Ltd.; Mitsubishi Electric Corp.; Philips Electronics N.V. (Philips); Scientific Atlanta, Inc.; Sony Corp. (Sony); EXTENDED LIST OF MPEGLA LICENSEES AND LICENSORS; any other John Doe MPEGLA, LLC. Partner, Associate, Engineer, Of Counsel or Employee; any other John Doe ("John Doe") MPEGLA, LLC partners, affiliates, companies, known or not known at this time; including but not limited to MPEGLA, LLC and any other MPEGLA, LLC related or affiliated entities both individually and professionally;
3655. DVD6C LICENSING GROUP - Licensors and Licensees, please visit [www.mpegla.com](http://www.mpegla.com) for a complete list; Toshiba Corporation; Hitachi, Ltd.; Matsushita Electric Industrial Co. Ltd.; Mitsubishi Electric Corporation; Time Warner Inc.; Victor Company Of Japan, Ltd.; EXTENDED DVD6C DEFENDANTS; any other John Doe DVD6C LICENSING GROUP Partner, Associate, Engineer, Of Counsel or Employee; any other John Doe ("John Doe") DVD6C LICENSING GROUP partners, affiliates, companies, known or not known at this time; including but not limited to DVD6C LICENSING GROUP and any other DVD6C LICENSING GROUP related or affiliated entities both individually and professionally;
3656. Harrison Goodard Foote incorporating Brewer & Son; Martyn Molyneaux, Esq. ("Molyneaux"); Any other John Doe ("John Doe") Harrison Goodard Foote (incorporating Brewer & Son) partners, affiliates, companies, known or not known at this time; including but not limited to Harrison Goodard Goote incorporating Brewer & Son and any other related or affiliated entities both individually and professionally;
3657. Lawrence DiGiovanna, Chairman of the Grievance Committee of the Second Judicial Department Departmental Disciplinary Committee;
3658. James E. Peltzer, Clerk of the Court of the Appellate Division, Supreme Court of the State of New York, Second Judicial Department; Diana Kearse, Chief Counsel to the Grievance Committee of the Second Judicial Department Departmental Disciplinary Committee;
3659. Houston & Shahady, P.A., any other John Doe ("John Doe") Houston & Shahady, P.A., affiliates, companies, known or not known at this time; including but not limited to Houston & Shahady, P.A. related or affiliated entities both individually and professionally;
3660. Furr & Cohen, P.A. any other John Doe ("John Doe") Furr & Cohen, P.A., affiliates, companies, known or not known at this time; including but not limited to Furr & Cohen, P.A. related or affiliated entities both individually and professionally;
3661. Moskowitz, Mandell, Salim & Simowitz, P.A., any other John Doe ("John Doe") Moskowitz, Mandell, Salim & Simowitz, P.A., affiliates, companies, known or not known at this time; including but not limited to Moskowitz, Mandell, Salim & Simowitz, P.A. related or affiliated entities both individually and professionally;



**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

3662. The Goldman Sachs Group, Inc., Donald G. Kane ("Kane"); any other John Doe ("John Doe") The Goldman Sachs Group, Inc. partners, affiliates, companies, known or not known at this time; including but not limited to The Goldman Sachs Group, Inc. and any other related or affiliated entities both individually and professionally;
3663. Sachs Saxs & Klein, PA any other John Doe ("John Doe") Sachs Saxs & Klein, PA, affiliates, companies, known or not known at this time; including but not limited to Sachs Saxs & Klein, PA related or affiliated entities both individually and professionally;
3664. Huizenga Holdings Incorporated any other John Doe ("John Doe") Huizenga Holdings Incorporated affiliates, companies, known or not known at this time; including but not limited to Huizenga Holdings Incorporated related or affiliated entities both individually and professionally;
3665. Davis Polk & Wardell;
3666. Ropes & Gray LLP;
3667. Sullivan & Cromwell LLP;
3668. P. Stephen Lamont, ("Lamont") a resident of the State of New York, and former Chief Executive Officer (Acting) of Iviewit Holdings, Inc. and all of its affiliates and subsidiaries;
3669. SKULL AND BONES;
3670. The Russell Trust Co.;
3671. Yale Law School;
3672. Council on Foreign Relations;
3673. The Bilderberg Group;
3674. The Federalist Society;
3675. The Bradley Foundation;
3676. STATE OF NEW YORK;
3677. THE OFFICE OF COURT ADMINISTRATION OF THE UNIFIED COURT SYSTEM;
3678. STEVEN C. KRANE in his official and individual Capacities for the New York State Bar Association and the Appellate Division First Department Departmental disciplinary Committee, and, his professional and individual capacities as a Proskauer partner;
3679. ESTATE OF STEPHEN KAYE, in his professional and individual capacities;
3680. MATTHEW M. TRIGGS in his official and individual capacity for The Florida Bar and his professional and individual capacities as a partner of Proskauer;
3681. JON A. BAUMGARTEN, in his professional and individual capacities;
3682. SCOTT P. COOPER, in his professional and individual capacities;
3683. BRENDAN J. O'ROURKE, in his professional and individual capacities;
3684. LAWRENCE I. WEINSTEIN, in his professional and individual capacities;
3685. WILLIAM M. HART, in his professional and individual capacities;
3686. DARYN A. GROSSMAN, in his professional and individual capacities;
3687. JOSEPH A. CAPRARO JR., in his professional and individual capacities;
3688. JAMES H. SHALEK; in his professional and individual capacities;
3689. GREGORY MASHBERG, in his professional and individual capacities;
3690. JOANNA SMITH, in her professional and individual capacities;
3691. TODD C. NORBITZ, in his professional and individual capacities;
3692. ANNE SEKEL, in his professional and individual capacities;
3693. JIM CLARK, in his professional and individual capacities;
3694. STATE OF FLORIDA, OFFICE OF THE STATE COURTS ADMINISTRATOR, FLORIDA;
3695. FLORIDA SUPREME COURT;
3696. HON. CHARLES T. WELLS, in his official and individual capacities;
3697. HON. HARRY LEE ANSTEAD, in his official and individual capacities;
3698. HON. R. FRED LEWIS, in his official and individual capacities;
3699. HON. PEGGY A. QUINCE, in his official and individual capacities;
3700. HON. KENNETH B. BELL, in his official and individual capacities;

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

- 3701. THOMAS HALL, in his official and individual capacities;
- 3702. DEBORAH YARBOROUGH in her official and individual capacities;
- 3703. DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION – FLORIDA;
- 3704. CITY OF BOCA RATON, FLA.;
- 3705. ROBERT FLECHAUS in his official and individual capacities;
- 3706. ANDREW SCOTT in his official and individual capacities;
- 3707. PAUL CURRAN in his official and individual capacities;
- 3708. MARTIN R. GOLD in his official and individual capacities;
- 3709. SUPREME COURT OF NEW YORK APPELLATE DIVISION FIRST DEPARTMENT;
- 3710. CATHERINE O'HAGIEN WOLFE in her official and individual capacities;
- 3711. HON. ANGELA M. MAZZARELLI in her official and individual capacities;
- 3712. HON. RICHARD T. ANDRIAS in his official and individual capacities;
- 3713. HON. DAVID B. SAXE in his official and individual capacities;
- 3714. HON. DAVID FRIEDMAN in his official and individual capacities;
- 3715. HON. LUIZ A. GONZALES in his official and individual capacities;
- 3716. SUPREME COURT OF NEW YORK APPELLATE DIVISION SECOND JUDICIAL DEPARTMENT;
- 3717. SUPREME COURT OF NEW YORK APPELLATE DIVISION SECOND DEPARTMENT DEPARTMENTAL DISCIPLINARY COMMITTEE;
- 3718. HON. A. GAIL PRUDENTI in her official and individual capacities;
- 3719. HON. JUDITH S. KAYE in her official and individual capacities;
- 3720. STATE OF NEW YORK COMMISSION OF INVESTIGATION;
- 3721. ANTHONY CARTUSCIELLO in his official and individual capacities;
- 3722. LAWYERS FUND FOR CLIENT PROTECTION OF THE STATE OF NEW YORK;
- 3723. OFFICE OF THE ATTORNEY GENERAL OF THE STATE OF NEW YORK;
- 3724. ELIOT SPITZER in his official and individual capacities, as both former Attorney General for the State of New York, and, as former Governor of the State of New York;
- 3725. ANDREW CUOMO in his official and individual capacities, as both former Attorney General for the State of New York, and, as current Governor of the State of New York;
- 3726. Steven M. Cohen in his official and individual capacities, as both former Chief of Staff to Attorney General Andrew Cuomo for the State of New York, and, as current Secretary to the Governor of the State of New York;
- 3727. Emily Cole, in her official and individual capacities, as an employee of Steven M. Cohen for the Governor Cuomo of the State of New York;
- 3728. COMMONWEALTH OF VIRGINIA;
- 3729. VIRGINIA STATE BAR;
- 3730. ANDREW H. GOODMAN in his official and individual capacities;
- 3731. NOEL SENDEL in her official and individual capacities;
- 3732. MARY W. MARTELINO in her official and individual capacities;
- 3733. LIZBETH L. MILLER, in her official and individual capacities;
- 3734. MPEGLA LLC; LAWRENCE HORN, in his professional and individual capacities;
- 3735. INTEL CORP.; LARRY PALLEY, in his professional and individual capacities;
- 3736. SILICON GRAPHICS, INC.;
- 3737. LOCKHEED MARTIN Corp.;
- 3738. EUROPEAN PATENT OFFICE;
- 3739. ALAIN POMPIDOU in his official and individual capacities;
- 3740. WIM VAN DER EIJK in his official and individual capacities;
- 3741. LISE DYBDAHL in her official and personal capacities;
- 3742. DIGITAL INTERACTIVE STREAMS, INC.;
- 3743. ROYAL O'BRIEN, in his professional and individual capacities;

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

3744. HUIZENGA HOLDINGS INCORPORATED, WAYNE HUIZENGA, in his professional and individual capacities;
3745. WAYNE HUIZENGA, JR., in his professional and individual capacities;
3746. BART A. HOUSTON, ESQ. in his professional and individual capacities;
3747. BRADLEY S. SCHRAIBERG, ESQ. in his professional and individual capacities;
3748. WILLIAM G. SALIM, ESQ. in his professional and individual capacities;
3749. BEN ZUCKERMAN, ESQ. in his professional and individual capacities;
3750. SPENCER M. SAX, in his professional and individual capacities;
3751. ALBERTO GONZALES in his official and individual capacities;
3752. JOHNNIE E. FRAZIER in his official and individual capacities;
3753. IVIEWIT, INC., a Florida corporation;
3754. IVIEWIT, INC., a Delaware corporation;
3755. IVIEWIT HOLDINGS, INC., a Delaware corporation (f.k.a. Uview.com, Inc.);
3756. UVIEW.COM, INC., a Delaware corporation;
3757. IVIEWIT TECHNOLOGIES, INC., a Delaware corporation (f.k.a. Iviewit Holdings, Inc.);
3758. IVIEWIT HOLDINGS, INC., a Florida corporation;
3759. IVIEWIT.COM, INC., a Florida corporation;
3760. I.C., INC., a Florida corporation;
3761. IVIEWIT.COM, INC., a Delaware corporation;
3762. IVIEWIT.COM LLC, a Delaware limited liability company;
3763. IVIEWIT LLC, a Delaware limited liability company;
3764. IVIEWIT CORPORATION, a Florida corporation;
3765. IBM CORPORATION;

**TO BE ADDED NEW DEFENDANTS IN THE RICO & ANTITRUST LAWSUIT THROUGH AMENDMENT OR IN ANY ANTICIPATED FUTURE LITIGATIONS AND CRIMINAL FILINGS:**

3766. Justice Richard C. Wesley in his official and individual capacities,
3767. Justice Peter W. Hall in his official and individual capacities,
3768. Justice Debra Ann Livingston in her official and individual capacities,
3769. Justice Ralph K. Winter in his official and individual capacities,
3770. P. Stephen Lamont, (Questions about Lamont's filings on behalf of others and more already filed with criminal authorities and this Court has already been notified in Motion of the alleged fraudulent activities of Lamont)
3771. Alan Friedberg, in his official and individual capacities,
3772. Roy Reardon, in his official and individual capacities,
3773. Martin Glenn, in his official and individual capacities,
3774. Warner Bros. Entertainment, (Already named in the lawsuit since the amended complaint filed)
3775. Time Warner Communications, (Already named in the lawsuit since the amended complaint filed)
3776. AOL Inc., (Already named in the lawsuit since the amended complaint filed)
3777. Ropes & Gray,
3778. Stanford Financial Group. (This Court has already been notified in Motion of the alleged fraudulent activities of Stanford Financial Group relating directly to Defendants in this Lawsuit)
3779. Bernard L. Madoff et al. (This Court has already been notified in Motion of the alleged fraudulent activities of Bernard L. Madoff et al. relating directly to Defendants in this Lawsuit)

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

3780. Marc S. Dreier, (Already named Defendant in the lawsuit since the amended complaint filed. This Court has already been notified in Motion of the alleged fraudulent activities of Marc S. Dreier relating directly to Defendants in this Lawsuit Bernard L. Madoff et al.)
3781. Sony Corporation, (Already named Defendant in the lawsuit since the amended complaint filed)
3782. AT&T Corp. (Already named Defendant in the lawsuit since the amended complaint filed)
3783. Ernst & Young, (Already named Defendant in the lawsuit since the amended complaint filed)
3784. Arthur Andersen, (Already named Defendant in the lawsuit since the amended complaint filed)
3785. Enron et al. (Already named Defendant in the lawsuit since the amended complaint filed)
3786. White and Case LLP,
3787. Obsidian Finance Group,
3788. Kevin D. Padrick, Esq., in his individual and professional capacities,
3789. David W. Brown, Esq., in his individual and professional capacities,
3790. Tonkon Torp LLP, any other John Doe ("John Doe") Tonkon Torp LLP partner, affiliate, company, known or not known at this time; including but not limited to Tonkon Torp LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Tonkon Torp LLP related or affiliated entities both individually and professionally;
3791. David S. Aman, Esq. in his individual and professional capacities,
3792. Steven M. Wilker, Esq. in his individual and professional capacities,
3793. Robyn R. Aoyagi, Esq. in her individual and professional capacities,
3794. Miller Nash LLP, any other John Doe ("John Doe") Miller Nash LLP partner, affiliate, company, known or not known at this time; including but not limited to Miller Nash LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Miller Nash LLP related or affiliated entities both individually and professionally;
3795. Perkins Coie Trust Company LLC, any other John Doe ("John Doe") Perkins Coie Trust Company LLC partner, affiliate, company, known or not known at this time; including but not limited to Perkins Coie Trust Company LLC; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Perkins Coie Trust Company LLC related or affiliated entities both individually and professionally;
3796. Sussman Shank LLP any other John Doe ("John Doe") Sussman Shank LLP partner, affiliate, company, known or not known at this time; including but not limited to Sussman Shank LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any Sussman Shank LLP related or affiliated entities both individually and professionally;
3797. DOJ Trustee Pamela Griffith,
3798. John and Jane Doe's 1-5000 inclusive, said names being fictitious, it being the intention of the Plaintiffs to designate any and all entities involved in the acts of malfeasance alleged herein, the true names of the fictitious Defendants are otherwise unknown at the present time and will be supplemented by amendment when ascertained,

**Defendants – Appellees**

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**ON APPEAL FROM THE UNITED STATES DISTRICT COURT**

**CONFLICT OF INTEREST DISCLOSURE FORM**  
**CIRCUIT COURT FOR PALM BEACH COUNTY, FL**

**FOR THE SOUTHERN DISTRICT OF NEW YORK**  
**CASE 07 CIV. 11196 (SHIRA ANNE SCHEINDLIN)**

**LEGALLY RELATED CASE BY FEDERAL JUDGE SHIRA A. SCHEINDLIN**  
**TO:**  
**(07 CIV. 9599) (SAS-AJP) CHRISTINE C. ANDERSON V. THE STATE OF NEW**  
**YORK, ET AL.**

**CASES SEEKING OR RELATED TO ANDERSON:**

1. 08-4873-CV UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT DOCKET - BERNSTEIN, ET AL. V APPELLATE DIVISION FIRST DEPARTMENT DISCIPLINARY COMMITTEE, ET AL. - TRILLION DOLLAR LAWSUIT
2. CAPOGROSSO V NEW YORK STATE COMMISSION ON JUDICIAL CONDUCT, ET AL.
3. ESPOSITO V THE STATE OF NEW YORK, ET AL.
4. MCKEOWN V THE STATE OF NEW YORK, ET AL.
5. RELATED CASES @ US DISTRICT COURT - SOUTHERN DISTRICT NY
6. 07CV09599 ANDERSON V THE STATE OF NEW YORK, ET AL. - WHISTLEBLOWER LAWSUIT WHICH OTHER CASES HAVE BEEN MARKED LEGALLY "RELATED" TO BY FED. JUDGE SHIRA A. SCHEINDLIN
7. 07CV11196 BERNSTEIN, ET AL. V APPELLATE DIVISION FIRST DEPARTMENT DISCIPLINARY COMMITTEE, ET AL.
8. 07CV11612 ESPOSITO V THE STATE OF NEW YORK, ET AL.
9. 08CV00526 CAPOGROSSO V NEW YORK STATE COMMISSION ON JUDICIAL CONDUCT, ET AL.
10. 08CV02391 MCKEOWN V THE STATE OF NEW YORK, ET AL.
11. 08CV02852 GALISON V THE STATE OF NEW YORK, ET AL.
12. 08CV03305 CARVEL V THE STATE OF NEW YORK, ET AL.
13. 08CV4053 GIZELLA WEISSHAUS V THE STATE OF NEW YORK, ET AL.
14. 08CV4438 SUZANNE MCCORMICK V THE STATE OF NEW YORK, ET AL.
15. 08 CV 6368 JOHN L. PETREC-TOLINO V. THE STATE OF NEW YORK
16. 06CV05169 MCNAMARA V THE STATE OF NEW YORK, ET AL.

**EXHIBIT 31 – TRIPP SCOTT BILL**

4731

Tripp Scott, P.A.  
110 Southeast 6th Street  
15th Floor  
Fort Lauderdale, Florida 33301  
Telephone (954) 625-7500 \* Fax (954) 761-8476  
Tax ID 59-2624630

Elliot Bernstein  
2753 NW 34th Street  
Boca Raton FL 33434

Account No: [REDACTED]  
Statement No: 1

E/O Shirley Bernstein & Estate Leon Bernstein

Duplicate

		Hours
11/07/2012	[REDACTED]	
JCJ	[REDACTED]	0.70
CTY	Call to Spallina re: documents.	0.20
11/08/2012		
CTY	Preparation of letter.	0.50
11/09/2012		
JCJ	Review correspondence from Elliot; Draft correspondence to R. Spallina, Esq.	1.30
11/27/2012		
CAK	Prepare follow up correspondence to Mr. Spallina.	0.40
12/12/2012		
JCJ	Preparation for telephone conference.	0.50
12/13/2012		
CTY	Further review of documents.	0.60
12/18/2012		
CTY	Further review of documents.	0.80
CTY	Conference call with Spallina regarding both Bernstein Estates; correspondence to client regarding same.	0.90
12/19/2012		
CTY	Review of correspondence regarding meeting.	0.20
12/21/2012		
CTY	Conference call with Spallina and family; call with [REDACTED] prior to call.	1.20
01/09/2013		
CTY	Conference with Spallina regarding status of documents; conference with [REDACTED] regarding status.	0.50



Elliot Bernstein

Account No:  
Statement No.

1

E/O Shirley Bernstein & Estate Leon Bernstein

Date	Initials	Description	Hours	Rate	Total
01/15/2013	CTY	Further review of documents.	1.10		
01/16/2013	CTY	Review of Docs from Spallina.	1.20		
01/22/2013	CTY	Preparation for meeting; research regarding property records and court records.	2.50		
01/23/2013	JCJ	Initial preparation of letters to R. Spallina; review dockets.	0.60		
	CTY		2.50		
01/24/2013	JCJ	Draft correspondence to R. Spallina regarding Waivers; draft correspondence to R. Spallina regarding requested documents; review Shirley Trust; review Simon Trust; review dockets for estate litigation.	2.20		
		For Current Services Rendered	17.90		5,849.00

Recapitulation

Timekeeper	Hours	Rate	Total
Christine T. Yates	12.20	\$475.00	\$4,270.00
Cindy A. Kronen	0.40	135.00	54.00
Jaqueline G. Johnson	5.30	250.00	1,325.00

Total Current Work 5,849.00

Balance Now Due 5,849.00

Due upon receipt



Elliot Bernstein  
 2753 NW 34th Street  
 Boca Raton FL 33434

Account No. [REDACTED]  
 Statement No. 2

E/O Shirley Bernstein & Estate Leon Bernstein



Duplicate

Previous Balance

\$5,649.00

Date	Initials	Description	Hours
02/01/2013	JCJ	[REDACTED]	0.80
02/04/2013	CTY	Correspondence for call; preparation for call with Spallina regarding insurance issues; [REDACTED]	1.00
02/05/2013	JCJ	[REDACTED]	0.40
	CTY	Conference with Spallina regarding Trust issues for children and mortgage; correspondence to Spallina regarding mortgage documents; [REDACTED]	1.20
02/06/2013	JCJ	Draft revised retainer; draft revised Conflict Letter and Limit Scope of Engagement; draft letter to Trustee requesting documents.	2.10
02/07/2013	JCJ	Further draft revised retainer; further draft conflict letter; further draft letter to trustee; further draft letter to Spallina.	2.50
	CTY	Review of correspondence from Spallina; conference call with Spallina regarding Mortgage issues; review of HUD and wire transfer.	1.20
02/08/2013	CTY	[REDACTED]	0.80
	SAM	[REDACTED]	0.10
02/11/2013	JCJ	[REDACTED]	0.60
02/12/2013	JCJ	Draft final revisions to letter.	0.20
	SAM	Review notes; correspondence; email.	0.50

Elliot Bernstein

Account No:  
Statement No:

[Redacted]

2

E/O Shirley Bernstein & Estate Leon Bernstein

02/13/2013

SAM Review notes; emails; correspondence.

Hours

02/14/2013

CTY Preparation of letter to Proskauer and Folley and Lardner regarding request for documents.

0.50

02/25/2013

CTY

[Redacted]

0.50

For Current Services Rendered

12.40

3,534.00

Recapitulation

Timekeeper

Christine T. Yates

Sharon A. Marks

Jaqueline C. Johnson

Hours

5.00

0.00

6.00

Rate

\$350.00

140.00

250.00

Total

\$1,750.00

84.00

1,700.00

Total Current Work

3,534.00

Balance Now Due

\$9,183.00

Past Due Amounts

0-30  
9,183.00

31-60  
0.00

61-90  
0.00

91-120  
0.00

121-180  
0.00

181+  
0.00

Due upon receipt

[Handwritten signature]

Final Statement; Run Totals 01/31/2013

Statements Printed:

1

Hours:

17.90

Fees:

5,649.00



**EXHIBIT 32 – LEGAL SERVICE RETAINER LETTER FOR PETITIONER  
REPRESENTATION PERSONALLY**

4-30

# CLARK || SKATOFF PA

JEFFREY H. SKATOFF\*  
ANYA M. VAN VEENT†  
D.W. "CRAIG" DREYER\*‡  
JORDAN R. HAMMER †

2925 PGA BLVD, SUITE 103  
PALM BEACH GARDENS, FL 33410  
TELEPHONE: 561-842-4868  
FAX: 561-842-6244

RETIRED  
RICHARD E. CLARK

\*MASTER OF LAWS IN TAXATION  
†ALSO ADMITTED IN CALIFORNIA  
‡ALSO ADMITTED IN OHIO  
†ALSO ADMITTED IN ILLINOIS

March 1, 2013

Sent via email: [iviewit@iviewit.tv](mailto:iviewit@iviewit.tv)

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

Re: Estate and Trusts of Simon L. Bernstein

Dear Mr. Bernstein:

Thank you for considering Clark Skatoff PA to represent you. This Engagement Agreement ("Agreement") will set forth the terms and conditions under which we will represent you. This Agreement also sets forth your responsibilities to Clark Skatoff PA.

1. **Identification of Parties.** This Agreement is made between Clark Skatoff PA (hereinafter referred to as "Attorney") and Eliot Bernstein (hereinafter referred to as "Client").
2. **Legal Services to Be Provided.** Attorney shall represent Client as a beneficiary with respect to the estate and trusts of Simon L. Bernstein. These services shall be referred to as the ("Matter").
3. **Responsibilities of Client.** Client will make full and complete disclosure to Attorney at all times of all of Client's activities as they relate to the Matter. Client will be truthful and cooperative with Attorney and will furnish Attorney with accurate information requested by Attorney. Client will make any payments required by this Agreement in a timely manner.
4. **Legal Fees.** Legal Fees shall be billed hourly, in increments of six minutes. For any day that a professional works on the Matter, the minimum time billed will be for

BOCA RATON OFFICE: 2385 NW EXECUTIVE CENTER DRIVE, SUITE 130-D, BOCA RATON, FLORIDA 33431  
STUART OFFICE: 900 SE OCEAN DRIVE, SUITE 130-D, STUART, FLORIDA

4. **Legal Fees.** Legal Fees shall be billed hourly, in increments of six minutes. For any day that a professional works on the Matter; the minimum time billed will be for twelve minutes. Jeffrey H. Skatoff, Esq. time shall be billed at \$400 per hour, associate attorney time shall be billed at \$350 per hour, and paralegal time shall be billed at \$150 per hour.

Given the complexity of maintaining case files in probate and/or trust matters, paralegals and legal clerks will be billing for a portion of the effort incurred in maintaining orderly files and indexing. Our office uses a team approach on our matters to staff any necessary projects appropriately and to deliver the best possible result. When possible, less experienced attorneys will work on the Matter, supervised by senior attorneys and partners. Therefore, you will be regularly billed for internal conferences between attorneys and between attorneys and paralegals, as well as for partner and senior attorney time spent reviewing work prepared by less experienced attorneys. This team approach ultimately results in reduced fees for the Client and a superior work product.

We bill for all time expended on your matter, including telephone calls and responding to emails. We also bill for travel time to and from court and depositions, unless arrangements are otherwise made.

5. **Retainer & Payment.** A retainer in the amount of \$25,000.00 shall be required. Client shall replenish the retainer as required so that it maintains a positive balance at all times. Attorney may withdraw from the Matter if a positive balance is not kept, in addition to all other reasons pursuant to which Attorney may withdraw. All outstanding Legal Fees and Costs and Expenses are due and payable upon receipt of an invoice. Unpaid balances shall accrue interest at the rate of One Percent (1%) per month. Should Attorney be required to pursue a collection action against Client, Client agrees to pay the reasonable costs of such collection, including attorney fees.
6. **Costs and Expenses.** Client shall bear full responsibility for all court costs and out-of-pocket expenses, including, but not limited to, travel, expert witness fees, copying, postage, and deposition and court transcription fees to be paid from Client's distribution. While we do not normally charge for copying letters and routine documents, we do charge for copying large documents, court filings, discovery, and for documents that need to be sent to multiple parties. Our current copying charge is \$0.30 per copy. We also charge Westlaw access (legal research service) for searches performed outside our standard subscription, which are Florida state cases.
7. **Collection and Lien Rights.** Client agrees to authorize and direct payment from the Estate of all Costs & Expenses as they are incurred in the event Client has not advanced such amounts to Attorney. Client agrees to sell property, including Estate property, as is reasonably necessary to allow Attorney to recover Legal Fees earned under this Agreement and other sums owing to Attorney under this Agreement. Client authorizes any recovery from the Matter payable to Client, whether it be an

BOCA RATON OFFICE: 2385 NW EXECUTIVE CENTER DRIVE, SUITE 130-D, BOCA RATON, FLORIDA 33431  
STUART OFFICE: 900 SE OCEAN DRIVE, SUITE 130-D, STUART, FLORIDA

inheritance, creditor claim, or other amount ("Gross Recovery") to be paid into Attorney's Trust Account to ensure payment to Attorney of unpaid Legal Fees and all other sums owing to Attorney under this Agreement. Client shall execute any documents reasonably necessary to allow the Gross Recovery to be paid into Attorney's Trust Account, including, but not limited to, a power of attorney or an assignment agreement. Client expressly grants to Attorney a lien on any portion of the Gross Recovery, whether or not paid into Attorney's Trust Account, in an amount necessary to allow Attorney to recover Legal Fees earned under this

Agreement and other sums owing to Attorney under this Agreement. These disposition, collection, and lien rights are cumulative to any other remedies that Attorney may have to collect Legal Fees and other amounts.

8. **Work Product.** During the course of this Agreement, Client may provide Attorney with documents or other items which will be maintained in Attorney's file. All of Attorney's work product will be owned by Attorney. However, Client will retain title to Client's original documents.
9. **Storage of Files.** Any and all documents or items received by Attorney in relation to the Matter will be maintained by Attorney for a period of two (2) years after the termination of representation or conclusion of the matter, whichever occurs first. After two (2) years, Client's file will be destroyed.
10. **Commencement of Representation.** Attorney will commence representation of Client with respect to the Matter immediately upon receipt of this signed agreement and receipt of any required retainer.

Client certifies that Client has read, understood and agreed to these terms as provided above.

If the terms set forth in this letter are acceptable, please sign, date and return this letter to the office along with any required retainer. Thank you and I look forward to working with you.

Very Truly Yours,

  
Jeffrey Skatoff, Esq.

AGREED: \_\_\_\_\_, 2013.  
(Please Date)

\_\_\_\_\_  
Eliot Bernstein

BOCA RATON OFFICE: 2385 NW EXECUTIVE CENTER DRIVE, SUITE 130-D, BOCA RATON, FLORIDA 33431  
STUART OFFICE: 900 SE OCEAN DRIVE, SUITE 130-D, STUART, FLORIDA

IN THE CIRCUIT COURT OF THE FIFTEENTH  
JUDICIAL CIRCUIT OF FLORIDA, IN AND  
FOR PALM BEACH COUNTY, FLORIDA

IN RE:

Case No. 502012CP004391XXXXNBIH

ESTATE OF SIMON BERNSTEIN,

Deceased.

\_\_\_\_\_/

**MOTION IN OPPOSITION TO PLAINTIFF'S MOTION TO (i) APPROVE  
COMPROMISE AND SETTLEMENT, (ii) APPOINT A TRUSTEE FOR THE TRUSTS  
CREATED FOR D.B., JA.B. AND JO.B., AND (iii) DETERMINE COMPENSATION  
FOR GUARDIAN AD LITEM (2) CASE MANAGEMENT CONFERENCE**

1. I am an "interested person" and named beneficiary in the Estate of Shirley Bernstein and Simon Bernstein and contrary to the filings and positions of Ted Bernstein and his attorney Alan Rose, I do in fact have "Standing" to be heard in all of these cases and am a named beneficiary in the dispositive documents and Object to all of these motions which require evidentiary hearings to be heard at a UMC hearing and respectfully request that proper Special Set Hearings be calendared after Dec. 15, 2016 as I remain under Medical Care as all the parties are aware. See attached Exhibit 1 - MD Note.
2. There is no Order issued on the "standing" issue in the case of the Estate of Shirley Bernstein and Simon Bernstein despite the misleading claims of Alan Rose to this Court in his pleading in further attempts to obstruct justice.
3. I file these Objections for all 3 cases in which Ted Bernstein and attorney Alan Rose have recently moved this Court for relief on November 22, 2016 improperly moved for relief at UMC Hearings under Case Numbers:
  - a. Case # 502012CP004391XXXXSB – Simon Bernstein Estate



- b. Case # 502011CP000653XXXXSB – Shirley Bernstein Estate
  - c. Case # 502014CP003698XXXXNB – Shirley Trust Construction
4. Both Ted Bernstein and his attorney Alan Rose are well aware of the Serious Medical conditions I am under and have been provided copies on multiple occasions from a Florida Licensed Doctor of Doctor's Instructions to Avoid Stress, which could result in life threatening injury. Ted Bernstein and Alan Rose have known this for many weeks now as this condition has been raised in filings at the 4th District Court of Appeals.
  5. I made a written request by email and asked attorney Alan Rose to voluntarily Reschedule these motions off the Nov. 22nd calendar based on the ongoing Medical treatment and instructions until after December 15th, 2016 but Mr. Rose has refused to do so. Proof of the Medical Treatment and Ongoing Care was attached to my request. See Attached Exhibit 2 - Email to Rose re Reschedule Hearings.
  6. I reserve the right to file more detailed Objections to all of the relief requested by Ted Bernstein and his attorney Alan Rose in these 3 cases and seek an Extension of Time and / Or Continuance to do so based upon Serious Medical conditions and the failure to be properly served in these matters.
  7. This Court is notified that virtually every Order in all of the cases of prior Judges Colin and Phillips are subject to being vacated under Florida Rules of Civil Procedure 1.540(b) on Fraud grounds but because of my medical conditions and the limited amount of time I can dedicate each day that it will take me 30 days to prepare and file proper motions for each case, which is subject to schedule change as in addition to repeated "sharp practices" by multiple attorneys including Alan Rose for Ted Bernstein and Steve Lessne for the Oppenheimer Trust case I am regularly faced with having to respond to

improperly Noticed motions and hearings and then subject to “tag teaming” motions in the 15th Judicial Court cases timed to coincide with Appeal deadlines at the 4th DCA. For example on this day, Nov. 22, 2016, I am hit with 3 hearings in this Court and 3 briefs due at the 4th DCA and all while all parties have full notice of the dangers of stress medically to me at this time.

8. Further, that both attorney Alan Rose and his client Ted Bernstein have mislead the prior Courts and are now misleading this Court under newly Assigned Judge Scher through an elaborate evolving “storyline” that changes over time but will not withstand proper Evidentiary hearings after proper Discovery.
9. Unraveling the multi-year elaborate scheme takes time which is further why I request an Extension and Continuance to file further Objections as in some instances there are contradictory statements from Ted Bernstein, Alan Rose and others from statements made to the PBSO, in some instances the statements are contradictory to prior Testimony in the cases, in other instances contradictory to other filings and so on.
10. In the Notice of Administration document filed in the Shirley Bernstein case, I am in fact listed as a Beneficiary and the 10 grandchildren are nowhere Noticed or listed in this Document. Attached Exhibit 3- Shirley Bernstein Estate Notice of Administration.
11. In the Notice of Administration document sworn to and filed by attorneys Tescher & Spallina in the Estate of Simon Bernstein under Case No. 502012CP004391XXXXSB, once again I am listed as a Beneficiary and the 10 grandchildren are never Noticed or mentioned. Attached Exhibit 4 - Simon Bernstein Estate Notice of Administration.
12. In addition to “Standing” having never been determined by any Order in the Shirley Bernstein Estate case, the “Standing” issues were never determined by Judge Phillips at

any Evidentiary Hearing or after any Construction hearing, as none has ever been held, but instead was determined at a Non-evidentiary UMC Hearing and my “standing” was removed in several of the cases based on the fact that I could not quote the proper Statute section during a UMC hearing despite my stating that I was a named beneficiary in the documents, an interested party and guardian for my children.

13. The alleged “Validity Trial” which is on Appeal to the 4th District Court of Appeals not only was Ordered in an improper case after Judge Phillips was misled or just went along with Alan Rose, but even the “Validity” trial hearings held were not hearings on the “construction” of the alleged documents and no standing hearing occurred nor any construction hearing.

14. This Court is Noticed that just one of the misleading acts of Ted Bernstein and his attorney Alan Rose is failing to notify Judge Phillips at an alleged Guardianship hearing conducted improperly without proper Recordings and procedure that the Dead body of one Mitchell Huhem, age 45, was found at one of the very properties from these Estate and Trust cases being the primary residence of my parents Simon and Shirley Bernstein at 7020 Lions Head Lane, Boca Raton, Fl shortly after moving into the home after a contested Probate Sale, being allegedly found on or around FEB. 23rd, 2015 after discovering likely Felony Fraud in the Incorporation and setup of a Land Trust to transfer this property by Ted Bernstein and Alan Rose and that the Dead body was allegedly from Gunshot wounds to the head so gruesome that allegedly Mitchell Huhem’s wife Debra Huhem did not even look at the body.

15. This improperly conducted Guardianship hearing with Judge Phillips came after a Motion Hearing the same day in the US District Court of Illinois in relation to litigation

over “missing” Life Insurance policies of Simon Bernstein and missing Trusts where I had filed a Motion for Injunctive relief under the All Writs Act in the federal Court due to the extensive and pervasive fraud in the cases, Missing Discovery, Missing Documents and Missing “Millions” unaccounted for in these cases where it was known several days before to parties involved with Mitch Huhem that I would be reporting the fraud discovered in the Incorporation of the Land Trust to federal authorities and into the federal court.

16. That home furnishings in the home where all property of Shirley Bernstein’s Estate when she died and none are listed on the Shirley Bernstein Inventory and therefore as it was her Personal Property it should have been inventoried at her death.
17. Despite the All Writs act Injunction Petition showing the Missing “Millions” and Missing documents and evidence in the related cases which also notified the Federal Court of the newly discovered fraud in the Incorporation of the Land Trust allegedly used to improperly transfer Trust and Estate property to Mitchell Huhem and his wife Deborah, neither Ted Bernstein nor the attorneys acting for him on this day notified the Federal Court that Mitchell Huhem’s dead body had just been found at the Lions Head lane property allegedly 2 days before the Court hearing in federal Court.
18. While the US District Court did not grant the immediate Injunctive relief sought in that Court, it also did not strike the Petition and issued a Minute Order denying to strike the Petition from the federal court proceeding.
19. Yet, later the same day, Ted Bernstein and Alan Rose show up at Judge Phillip’s Court for the improperly heard Guardianship proceeding failing to Notify the State Court that one of the parties that Ted Bernstein and Alan Rose were doing Estate and Trust property

business with alleged as fraudulent by myself was now Dead allegedly by Gun Wounds to the head at the very same property.

20. Attached as Exhibit 5 is the All Writs Act injunction Petition which I incorporate herein by reference and can be used as a roadmap to this Court on the extensive frauds, conflicts of interests, Missing Documents, Missing evidence, Missing records and Missing “Millions” such that all motions by Ted Bernstein and Alan Rose should be denied at this time and a continuance or extension granted to file completed motions with this Court and schedule necessary Evidentiary hearings after Discovery and even Depositions.
21. This Court is further notified that Ted Bernstein’s sworn Petition attempting to close this Estate conflicts in part with prior Hearings even with Judge Colin and an extension granted for further motions to be filed herein.
22. Upon information and belief, the source being documents and information obtained through the Freedom of Information laws of Florida from the Palm Beach County Sheriff’s Office (“PBSO”) and Palm Beach County Medical Examiner’s Office in the Mitch Huhem Death case at the Lions Head Lane property, Ted Bernstein is the **ONLY** **Central witness who apparently Refused** to have his Statement Recorded by the PBSO in the Huhem Investigation despite allegedly being Scheduled to Meet with Mitch Huhem on the day in question when the Dead body was Discovered with the gruesome Gun Shot wounds to the head.
23. In fact, despite being scheduled for a Business Meeting with Mitch Huhem on the very day in question, Ted Bernstein’s “statement” was not taken by the PBSO until several months after the body was found. See, Attached Exhibit 6 - Ted Bernstein Statement Huhem PBSO Homicide Investigation..

24. While thus far the PBSO has ruled the death a Suicide, there are Open Internal Affairs investigations not only relating to the crimes alleged in these Estate and Trust cases by Ted Bernstein and others but also an Open part in relation to the Huhem investigation where upon information and belief there are contradictory records and statements about when the body was first discovered and by who and the time of death and other.
25. This Court is also notified that Ted Bernstein has testified at the Validity Trial to never having seen or been in possession of any ORIGINALS of the Dispositive Documents in these cases while attorney Alan Rose is mixed up in the chain of custody of other certain “originals” and should be conflicted out as a Witness at this time. See Attached Exhibit 5 - All Writs.
26. The Court should further be aware that there have already been Admissions to fraud and forgery in the Shirley Estate case by Tescher & Spallina employee and Notary Kimberly Moran.
27. Further, that lead Partner Donald Tescher on the Simon and Shirley Estates and Trusts plans admitted in Depositions that other frauds were discovered in the case committed by his Partner Robert Spallina but his firm kept silent for nearly a year on their wrongdoing, Spallina even denying knowledge of further misconduct to this Court while knowing of frauds he committed. See Attached Exhibit 7 - Deposition Tescher<sup>1</sup>
- <http://iviewit.tv/Simon%20and%20Shirley%20Estate/20140709TescherDepositionAndExhibits.pdf>
28. This Court is further Notified that attorneys Tescher and Spallina entered into Consent Orders with the SEC in relation to improper Fiduciary conduct in an Insider Trading case which upon information and belief still has an Open FBI Investigation to one of the

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<sup>1</sup> Donald Tescher Deposition

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20140709%20Tescher%20Deposition%20and%20Exhibits.pdf>

central Fiduciaries from these Estate and Trust cases. See, Attached Exhibit 8 - SEC Consent Orders for Robert Spallina, Esq. and Donald Tescher, Esq.

29. Further, that serious Due process issues are also raised in relation to the improperly held “Validity” Trial which includes but is certainly not limited to Missing Discovery and absence of standard Pre-Trial and improperly limiting such Trial to preclude necessary Witnesses such as Donald Tescher and Kimberly Moran and others.

30. I make reference to a series of Filings that have not been properly heard in these proceedings and that related to the widespread fraud alleged and already proven in certain instances and that these should be considered for further Scheduling in all of these cases:

- a. May 2013 Emergency Hearing Fraud Simon and Shirley Estate and Trust Cases - Injunction

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20130506%20FINAL%20SIGNED%20Petition%20Freeze%20Estates%20Orginal%20Large.pdf>

- b. All Writs Motion on Judge Colin’s Disqualification and as a Necessary Material Fact Witness

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150630%20FINAL%20REDO%20All%20Writs%20Mandamus%20Prohibition%20and%20Restraining%20Order%20Stay%20re%20Martin%20Colin%20Disqualification%20ECF%20STAMPED%20COPY.pdf>

- c. Disqualification Motion Phillips

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20151204%20FINAL%20SIGNED%20NOTARIZED%20Disqualification%20of%20Florida%20Circuit%20Court%20Judge%20John%20L%20Phillips%20ECF%20STAMPED.pdf>

Notice of Corrections to Phillips Disqualification

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20141204%20FINAL%20SIGNED%20NOTICE%20OF%20CORRECTIONS%20DISQUALIFICATION%20JUDGE%20PHILLIPS.pdf>

Motion for New Trial Phillips

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20151231%20FINAL%20E-SIGNED%20MOTION%20FOR%20NEW%20TRIAL%20STAY%20INJUNCTION%20PHILLIPS%20ECF%20STAMPED%20COPY.pdf>

31. In the Dec 15, 2015 hearing Spallina admits further new frauds regarding the estate and trusts of Shirley Bernstein, including federal mail fraud and fraudulent creation of a Shirley Trust Agreement and dissemination of the document to my minor children's counsel, Christine C. Yates, Esq. of Tripp Scott law firm.
32. The April 09, 2012 Petition for Discharge is fraudulent and already exposed as fraudulent by Colin, who proffered at the time, in a September 13, 2013 hearing upon discovery that the April 09, 2012 document was deposited with the Court fraudulently POST MORTEM for Simon Bernstein by Ted Bernstein's counsel, Tescher & Spallina, PA and therefore was yet another not legally valid document, constituting enough evidence at the time of fraud on the court and fraud on the beneficiaries for Colin to state he had enough evidence from their admissions to read Ted Bernstein, Robert Spallina, Donald Tescher and Mark Manceri their Miranda rights.
33. Colin made this statement regarding Miranda's twice in that hearing, once in regard to the Moran six fraudulently notarized and forged filings for six separate parties, including my father Post Mortem and once in regard to the April 09, 2012 document fraud in attorney Spallina filing documents using my father's identity to close the estate of my mother at a long after he was dead, without noticing the Court or properly electing a successor PR to have filed closing documents legally. This was all part of an ongoing fraud that continues in this renewed effort to close the Shirley estate through further false and misleading pleadings where it was the frauds and forgeries that led to my mother's estate being reopened.
34. The estate cannot be reclosed at this time as no objections to accountings and inventories have been heard that are filed and it is now known that approximately \$1,000,000.00 or



more of assets was not included in Shirley's inventory (a fully paid for Bentley, a \$250,000.00 wedding ring and furnishings, art and more) and these items have not been amended to Shirley's inventory, despite Ted Bernstein and Alan Rose being made fully aware of their existence for several years.

35. Eliot Bernstein does not waive any rights to accountings in any of these 3 cases and believes a full audited Final Accounting starting from the date of death forward must be completed.
36. Eliot Bernstein was not properly noticed of this hearing and all parties could not have consented to the Motion proposed, as I, Eliot Ivan Bernstein have not, nor have my children.
37. No Guardian was appointed in this case and thus Diana Lewis acting as Guardian in this matter to give consent to the Motion filed by Ted Bernstein and Alan Rose is invalid and deserving of sanctions and criminal legal action for attempted financial exploitation of a minor. Diana Lewis should be instantly removed from this case and all cases and cease any illegal interference and obstruction.
38. On information and belief, Joshua Ennio Zander Bernstein is an adult and no legal guardianship has ever been obtained for him as such and therefore he also has not granted consent to any Motion filed to Reclose the Estate of his grandmother Shirley Bernstein. Diana Lewis is aware that Joshua was an adult when an improper guardianship was issued to her representing him falsely as a minor to the Court and again this may be further criminal misconduct.
39. That the Court has an obligation under Judicial Canons and Law to report these alleged serious felony acts of Obstruction, fraudulent and misleading pleadings of attorneys,

guardians and judges involved in these matters and more to the proper state ethical and criminal authorities.

40. It is respectfully submitted that a Case Management Conference is proper for each case so that Hearings can be scheduled after Discover is opened and Depositions of Ted Bernstein, Donald Tescher, Robert Spallina, Kimberly Moran, Alan Rose and others are completed,

Wherefore, it is respectfully prayed for an Order denying the Motions filed by Ted Bernstein and Alan Rose in each of these 3 cases and denying said relief at a UMC Hearing and granting and extension and or continuance as appropriate for Eliot Bernstein to file complete objections and motions to vacate as appropriate and who further seeks reimbursement of all court costs including \$120.00 for Court Call that they said could not be waived for indigent parties. Due to Fraud on the Court in these cases proven and further alleged, Pro Se Indigent Eliot Bernstein is seeking an Order of this Court to VideoTape or Audio Record and Transcript all hearings, UMC, Evidentiary, etc. to prevent and preclude further sharp practices and violations of law without record. Since the Fraud has taken place on and in the Court by Court Appointed Officers (Attorneys and Fiduciaries) it should be on the Court's own motion to ensure the preclusion of further fraud and protect the litigants.

**Dated: November 21th, 2016**

By: /S/ Eliot Ivan Bernstein  
Pro Se  
2753 NW 34th Street  
Boca Raton, FL 33434  
561.245.8588  
iviewit@iviewit.tv

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished to counsel of record and the proper parties on the attached Service List via the Court's e-portal system or Email Service on this 21st day of November, 2016.

By: /S/ Eliot Ivan Bernstein  
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## EXHIBITS

EXHIBIT 1 - MD NOTE

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JAMAL A. HALIM, M.D.  
WELLINGTON RESERVE  
1035 SOUTH STATE ROAD 7, SUITE 214  
WELLINGTON, FL 33414-6137

(561) 422-1006 TEL.  
(561) 422-1078 FAX

DEA # \_\_\_\_\_  
LIC. # ME85753

BATCH # MD16012603027791054

NAME Eliot Bernstein DOB \_\_\_\_\_  
ADDRESS \_\_\_\_\_ DATE \_\_\_\_\_

TAMPER-RESISTANT SECURITY FEATURES LISTED ON BACK OF SCRIPT

R

11/7/16

Patient should avoid  
all types of stress  
his ENT Evaluation  
on Dec 15, 16

Label

Refill NR 1 2 3 4 5

(Signature)

In order for the brand name product to be dispensed, the prescriber must write 'Medically Necessary' on the front of this prescription.

BATES NO. EIB 002471



002934

02/27/2017 ANE0302779



## MEDISCRIPTS – TAMPER-RESISTANT SECURITY FEATURES

### STANDARD FEATURES:

- ✓ SAFETY-BLUE ERASE-RESISTANT BACKGROUND
- ✓ "ILLEGAL" PANTOGRAPH
- ✓ REFILL INDICATOR
- ✓ SERIALIZATION
- ✓ ARTIFICIAL WATERMARK ON BACK
- ✓ MICROPRINTING

### ADDITIONAL FEATURES (where applicable):

- ✓ QUANTITY CHECK-OFF BOXES (optional in some states)
- ✓ UNIQUE TRACKING IDENTIFICATION NUMBER (FL)
- ✓ THERMOCHROMIC APPROVED STATE SEAL (WA)

WEST PALM BEACH RESCRIPT, P.A.  
JAMAL A. HALIM, M.D.  
WELLINGTON RESERVE  
1035 SOUTH STATE ROAD 7, SUITE 214  
WELLINGTON, FL 33414-6137

(561) 422-1006 TEL.  
(561) 422-1078 FAX  
BATCH # MD116012603027791054

DEA # \_\_\_\_\_  
LIC. # ME85753

NAME Glenn Bernstein DOB \_\_\_\_\_  
ADDRESS \_\_\_\_\_ DATE \_\_\_\_\_

TAMPER-RESISTANT SECURITY FEATURES LISTED ON BACK OF SCRIPT

**R**

10/24/16

Patient should avoid  
all type of stren over  
the next 2 wks pending  
GNT /small bowel  
evaluation for recurrent  
syncope

Label

Refill NR 1 2 3 4 5

(Signature)

In order for the brand name product to be dispensed, the prescriber must  
write 'Medically Necessary' on the front of this prescription.



002750

BATES NO. EIB 002473  
02/27/2017

6ANE0302779

EXHIBIT 2 - Email to Rose re Reschedule Hearings

## Eliot Bernstein

---

**From:** Eliot Bernstein <iviewit5@gmail.com>  
**Sent:** Friday, November 11, 2016 1:05 PM  
**To:** Alan B. Rose Esq. (mchandler@mrachek-law.com); Alan B. Rose Esq. @ Mrachek, Fitzgerald, Rose, Konopka, Thomas & Weiss, P.A. (arose@mrachek-law.com); Brian M. O'Connell PA ~ Partner @ Ciklin Lubitz Martens & O'Connell (boconnell@ciklinlubitz.com); Don Tescher; Donald R. Tescher ~ Attorney at Law @ Tescher & Spallina, P.A. (dtescher@tescherspallina.com); Eliot I. Bernstein, Inventor ~ Iviewit Technologies, Inc.; Joielle "Joy" A. Foglietta, Esquire @ Ciklin Lubitz Martens & O'Connell (jfoglietta@ciklinlubitz.com); Mark R. Manceri, Esquire @ Mark R. Manceri, P.A. (mrmlaw@comcast.net); Peter Feaman (mkoskey@feamanlaw.com); Peter Feaman, Esq. ~ Attorney at Law @ Peter M. Feaman, P.A. (pfeaman@feamanlaw.com); Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A. (rspallina@tescherspallina.com); Robert Spallina; Steven A. Lessne ~ Shareholder @ GrayRobinson, P.A. (steven.lessne@gray-robinson.com); Steven A. Lessne Esq. (eservice@gunster.com); Steven A. Lessne Esq. (jhoppel@gunster.com); Steven A. Lessne Esq. @ Gunster, Yoakley & Stewart, P.A. (slessne@gunster.com)  
**Cc:** 'Kevin R. Hall'; 'Barbara Stone'; 'JoAnne M. Denison Esq.'; 'Candice Schwager @ Schwager Law Firm'; 'William "Bill" Stansbury'; 'William "Bill" Stansbury'; 'Ted Bernstein (tbernstein@lifeinsuranceconcepts.com)'; 'Andrew Dietz @ Rock-It Cargo USA, Inc.'; 'CANDICE BERNSTEIN'; 'Caroline Prochotska Rogers Esq.'; 'iviewit@gmail.com'; 'Marc R. Garber Esq.'; 'Michele M. Mulrooney ~ Partner @ Venable LLP'  
**Subject:** Ted Bernstein and Alan Rose Reply - RE: CORRECTION OF DATE - Voluntary Request to Alan Rose to Reschedule Nov. 22, 2016 Hearing CASE NO. 502012CP004391XXXXNBH

Mr. Rose and Ted Bernstein,

Your fraud and the frauds of all of cases you both are involved in will be fairly heard and determined.

The Damages and Harm you and your Client and others have caused to the Estates and Trusts and proper Beneficiaries will be fairly heard and fully determined.

Your words are and have been basically meaningless, except of course where you have demonstrated fraud and other misconduct, those words will prove to have serious meaning.

Do you or your client currently Own any real property as I believe that Homestead will not be protected for fiducial violations, if so please attach the addresses of each?

I notice and make a record on this Friday, November 11, 2016, that you continue to FAIL to provide copies of any of the alleged Trusts and originals you speak about.

Thank you.

Eliot Bernstein, Individually

Eliot Bernstein as POA for Josh Bernstein Eliot Bernstein as Trustee for the Eliot Bernstein Family Trust

-----Original Message-----

From: Alan Rose [mailto:ARose@mrachek-law.com]

Sent: Thursday, November 10, 2016 11:45 PM

To: 'Eliot Ivan Bernstein'; Marie Chandler; 'Brian M. O'Connell PA ~ Partner @ Ciklin Lubitz Martens & O'Connell '; 'Don Tescher'; 'Donald R. Tescher ~ Attorney at Law @ Tescher & Spallina, P.A.'; 'Eliot I. Bernstein, Inventor ~ Iviewit Technologies, Inc.'; 'Joielle "Joy" A. Foglietta, Esquire @ Ciklin Lubitz Martens & O'Connell'; 'Mark R. Manceri, Esquere @ Mark R. Manceri, P.A.'; 'Peter Feaman'; 'Peter Feaman, Esq. ~ Attorney at Law @ Peter M. Feaman, P.A.'; 'Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A.'; 'Robert Spallina'; 'Steven A. Lessne ~ Shareholder @ GrayRobinson, P.A. '; 'Steven A. Lessne Esq.'; 'Steven A. Lessne Esq.'; 'Steven A. Lessne Esq. @ Gunster, Yoakley & Stewart, P.A.'

Cc: 'Kevin R. Hall'; 'Barbara Stone'; 'JoAnne M. Denison Esq.'; 'Candice Schwager @ Schwager Law Firm'; 'William "Bill" Stansbury'; 'William "Bill" Stansbury'; 'Ted Bernstein (tbernstein@lifeinsuranceconcepts.com)'; 'Andrew Dietz @ Rock-It Cargo USA, Inc.'; 'CANDICE BERNSTEIN'; 'Caroline Prochotska Rogers Esq.'; 'Eliot I. Bernstein'; 'iviewit@gmail.com'; 'Marc R. Garber Esq.'; 'Marc R. Garber Esq. @ Flaster Greenberg P.C.'; 'Michele M. Mulrooney ~ Partner @ Venable LLP'  
Subject: RE: CORRECTION OF DATE - Voluntary Request to Alan Rose to Reschedule Nov. 22, 2016 Hearing CASE NO. 502012CP004391XXXXNBIH

You have been determined to lack standing, and are in no position to object to a settlement between the trustees/beneficiaries of trusts, including the court-appointed Guardian ad Litem.

You have caused lengthy delays. I already reset this for Mr. Feaman, and we intend to proceed on the settlement motion as set.

I also am not inclined to move the status conference, but will confer with Mr. O'Connell and let you know if we are willing to move that hearing.

Alan B. Rose, Esq.  
arose@Mrachek-Law.com  
561.355.6991

505 South Flagler Drive  
Suite 600  
West Palm Beach, Florida 33401  
561.655.2250 Phone  
561.655.5537 Fax

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If there any documents attached to this email with the suffix ,pdf, those documents are in Adobe PDF format, If you have difficulty viewing these attachments, you may need to download the free version of Adobe Acrobat Reader, available at: <http://www.adobe.com>

-----Original Message-----

From: Eliot Ivan Bernstein [mailto:iviewit11@gmail.com]

Sent: Thursday, November 10, 2016 10:31 PM

To: Marie Chandler; Alan Rose; Brian M. O'Connell PA ~ Partner @ Ciklin Lubitz Martens & O'Connell ; Don Tescher; Donald R. Tescher ~ Attorney at Law @ Tescher & Spallina, P.A.; Eliot I. Bernstein, Inventor ~ Iviewit Technologies, Inc.; Joielle "Joy" A. Foglietta, Esquire @ Ciklin Lubitz Martens & O'Connell; Mark R. Manceri, Esquire @ Mark R. Manceri, P.A.; Peter Feaman; Peter Feaman, Esq. ~ Attorney at Law @ Peter M. Feaman, P.A.; Robert L. Spallina, Esq. ~ Attorney at Law @ Tescher & Spallina, P.A.; Robert Spallina; Steven A. Lessne ~ Shareholder @ GrayRobinson, P.A. ; Steven A. Lessne Esq.; Steven A. Lessne Esq.; Steven A. Lessne Esq. @ Gunster, Yoakley & Stewart, P.A.

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

Subject: CORRECTION OF DATE - Voluntary Request to Alan Rose to Reschedule Nov. 22, 2016 Hearing CASE NO. 502012CP004391XXXXNBIH

Please note the date in the subject line of the email had an incorrect date for the hearing at issue which is corrected to Nov 22, 2016. Thank You, Eliot

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Subject: Voluntary Request to Alan Rose to Reschedule Nov. 22, 2015 Hearing CASE NO. 502012CP004391XXXXNBIH

Mr. Alan Rose,

I am requesting that your office voluntarily reschedule and remove from the Nov. 22, 2016 calendar your Motion in CASE NO. 502012CP004391XXXXNBIH until after Dec. 15, 2016.

I have attached an updated Medical Instruction from a proper Dr. in Florida prescribing avoiding all stress until Dec. 15th, 2016 and follow-up care. Your office is more than aware of this situation from the motions filed at the 4th District Court of Appeals.

I am certain that Peter Feaman, Esq. will consent and agree on behalf of William Stansbury.

Your continued "sharp practices" in general were noted and observed in your recent actions in the presently separate William Stansbury case under Case NO. 50 2012 CA 013933 MB AN where you filed late and improper Notice on a Friday afternoon for a Hearing on the following Monday and proper corrective efforts for that case are underway as well.

A proper Motion in CASE NO. 502012CP004391XXXXNBIH will be made in the absence of your voluntary rescheduling. All acts of fraud will be addressed. Eventually the wheel always comes around.

Further, please provide copies of Any and All Trusts referred to in your recent motion together with a statement under oath as a currently licensed Florida attorney on the entire chain of custody leading to your office having possession of such Trust documents with an entire time line and each link in the chain of custody addressed.

Thank you.

Respectfully,

Eliot I. Bernstein, Individually  
Eliot I. Bernstein, POA Josh Bernstein

EXHIBIT 3 - Shirley Bernstein Estate Notice of Administration

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL

IN RE: ESTATE OF PROBATE DIVISION

SHIRLEY BERNSTEIN, File No. 502011 CP000653XXXXSB

Deceased.

**PETITION FOR ADMINISTRATION**  
(testate Florida resident)

Petitioner, SIMON L. BERNSTEIN, alleges:

1. Petitioner has an interest in the above estate as the named personal representative under the decedent's Will. The Petitioner's address is 7020 Lions Head Lane, Boca Raton, Florida 33496, and the name and office address of petitioners attorney are set forth at the end of this Petition.

2. Decedent, SHIRLEY BERNSTEIN, whose last known address was 7020 Lions Head Lane, Boca Raton, Florida 33496, whose age was 71, and whose social security number is xxx-xx-9749, died on December 8, 2010, at her home at 7020 Lions Head Lane, Boca Raton, Florida 33496, and on the date of death decedent was domiciled in Palm Beach County, Florida.

3. So far as is known, the names of the beneficiaries of this estate and of decedent's surviving spouse, if any, their addresses and relationship to decedent, and the dates of birth of any who are minors, are:

NAME	ADDRESS	RELATIONSHIP	BIRTH DATE (if Minor)
Simon L. Bernstein	7020 Lions Head Lane Boca Raton, FL 33496	husband	adult
Ted S. Bernstein	880 Berkeley Street Boca Raton, FL 33487	son	adult
Pamela B. Simon	950 North Michigan Avenue, Snite 2603 Chicago, IL 60606	daughter	adult
Eliot Bernstein	2753 NW 34 <sup>th</sup> St. Boca Raton, FL 33434	son	adult

2011 FEB 10 AM 8:10  
SHIRLEY BERNSTEIN  
PALM BEACH COUNTY  
SOUTH CITY FIN.





Jill Iantoni	2101 Magnolia Lane Highland Park, IL 60035	daughter	adult
Lisa S. Friedstein	2142 Churchill Lane highland Park, IL 60035	daughter	adult

4. Venue of this proceeding is in this county because decedent was a resident of Palm Beach County at the time of her death.

5. Simon L. Bernstein, whose address is listed above, and who is qualified under the laws of the State of Florida to serve as personal representative of the decedent's estate is entitled to preference in appointment as personal representative because he is the person designated to serve as personal representative under the decedent's Will.

6. The nature and approximate value of the assets in this estate are: tangible and intangible assets with an approximate value of less than \$ TBD.

7. This estate will not be required to file a federal estate tax return.

8. The original of the decedent's last will, dated May 20, 2008, is being filed simultaneously with this Petition with the Clerk of the Court for Palm Beach County, Florida.

9. Petitioner is unaware of any unrevoked will or codicil of decedent other than as set forth in paragraph 8.

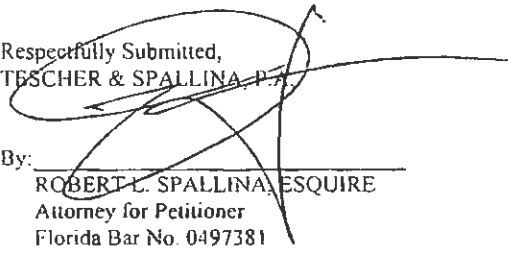
Petitioner requests that the decedent's Will be admitted to probate and that Simon L. Bernstein be appointed as personal representative of the estate of the decedent.

Under penalties of perjury, I declare that I have read the foregoing Petition for Administration, and the facts alleged are true, to the best of my knowledge and belief.

Signed on Feb 9, 2011.

  
SIMON L. BERNSTEIN, Petitioner

Respectfully Submitted,  
TESCHER & SPALLINA, P.A.

By:   
ROBERT L. SPALLINA, ESQUIRE  
Attorney for Petitioner  
Florida Bar No. 0497381  
4855 Technology Way, Ste. 720  
Boca Raton, FL 33431  
561-997-7008

\\NWPDATA\user\Gerrits, Shirley\Pending\Administration Pet.pdf



EXHIBIT 4 - Simon Bernstein Estate Notice of Administration

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL  
 IN RE: ESTATE OF \_\_\_\_\_ PROBATE DIVISION 12  
 SIMON L. BERNSTEIN, File No. \_\_\_\_\_  
 Deceased. 502012 CP00 4391 XXX SB

2012 OCT -2 AM 8:59  
 SHARON R. BURNS, CLERK  
 PALM BEACH COUNTY, FL  
 SOUTH CITY BRANCH-FILED

**PETITION FOR ADMINISTRATION**  
 (testate Florida resident)

Petitioners, ROBERT L. SPALLINA and DONALD R. TESCHER, allege:

1. Petitioners have an interest in the above estate as the named co-personal representatives under the decedent's Will. The Petitioner's addresses are 7387 Wisteria Avenue, Parkland, FL 33076 and 2600 Whispering Oaks Lane, Delray Beach, FL 33445, respectively, and the name and office address of petitioners' attorney is set forth at the end of this Petition.

2. Decedent, SIMON L. BERNSTEIN, whose last known address was 7020 Lions Head Lane, Boca Raton, Florida 33496, whose age was 76, and whose social security number is [REDACTED], died on September 13, 2012, at his home at 7020 Lions Head Lane, Boca Raton, Florida 33496, and on the date of death decedent was domiciled in Palm Beach County, Florida.

3. So far as is known, the names of the beneficiaries of this estate and of decedent's surviving spouse, if any, their addresses and relationship to decedent, and the dates of birth of any who are minors, are:

NAME	ADDRESS	RELATIONSHIP	BIRTH DATE (if Minor)
Ted S. Bernstein	880 Berkeley Street Boca Raton, FL 33487	son	adult
Pamela B. Simon	950 North Michigan Ave. Suite 2603 Chicago, IL 60606	daughter	adult
Eliot Bernstein	2753 NW 34 <sup>th</sup> St. Boca Raton, FL 33434	son	adult
Jill Iantoni	2101 Magnolia Lane Highland Park, IL 60035	daughter	adult



Lisa S. Friedstein

2142 Churchill Lane  
Highland Park, IL 60035

daughter adult

Robert L. Spallina and Donald R. Tescher,  
co-Trustees of the Simon L. Bernstein  
Amended and Restated Trust Agreement  
dated July 25, 2012

4855 Technology Way,  
Suite 720  
Boca Raton, FL 33431

Trust

4. Venue of this proceeding is in this county because decedent was a resident of Palm Beach County at the time of his death.

5. Robert L. Spallina and Donald R. Tescher, whose addresses are listed above, and who are qualified under the laws of the State of Florida to serve as co-personal representatives of the decedent's estate are entitled to preference in appointment as co-personal representatives because they are the persons designated to serve as co-personal representatives under the decedent's Will.

6. The nature and approximate value of the assets in this estate are: tangible and intangible assets with an approximate value of less than \$ Unknown.

7. This estate will not be required to file a federal estate tax return.

8. The original of the decedent's last will, dated July 25, 2012, is being filed simultaneously with this Petition with the Clerk of the Court for Palm Beach County, Florida.

9. Petitioner is unaware of any unrevoked will or codicil of decedent other than as set forth in paragraph 8.


Petitioner requests that the decedent's Will be admitted to probate and that Robert L. Spallina and Donald R. Tescher be appointed as co-personal representatives of the estate of the decedent.

Under penalties of perjury, we declare that we have read the foregoing Petition for Administration, and the facts alleged are true, to the best of our knowledge and belief.

Signed on Oct. 1, 2012.

Respectfully Submitted,  
TESCHER & SPALLINA, P.A.

By:  
ROBERT L. SPALLINA, ESQUIRE  
Attorney for Petitioner  
Florida Bar No. 0497381  
4855 Technology Way, Ste. 720  
Boca Raton, FL 33431  
561-997-7008  
Email: rspallina@tescherspallina.com

  
Robert L. Spallina, Petitioner

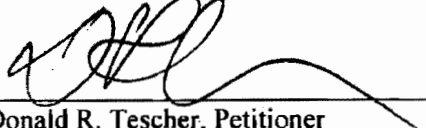
  
Donald R. Tescher, Petitioner



EXHIBIT 5 - All Writs Act Injunction Petition

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

**SIMON BERNSTEIN IRREVOCABLE )  
INSURANCE TRUST DTD 6/21/95, )**

**Plaintiff, )**

**v. )**

**HERITAGE UNION LIFE INSURANCE )  
COMPANY, Eliot I. Bernstein, )  
Individually, and on behalf of the Minor )  
Children JEZB, JNAB, and DEAOB, )  
ET AL. )**

**Case No. 13 cv 3643  
Honorable John Robert Blakey  
Magistrate Mary M. Rowland**

**PETITION-MOTION FOR  
INJUNCTION:  
Under the All Writs Act ( AWA ),  
Anti-Injunction Act ( AIA ) and Other  
relief**

**Third-Party Plaintiffs / Counter-  
Plaintiffs-Petitioners Eliot I. Bernstein,  
Individually and On behalf of Minor  
Children**

**Filers:  
Eliot Ivan Bernstein, Third-Party  
Defendant and Counter-Plaintiff.**

Comes now Eliot Ivan Bernstein, being duly sworn, declares and says under oath and penalties of perjury as follows, on information and belief:

## INTRODUCTION

1. I am over the age of 18 years and reside at 2753 NW 34th St, Boca Raton, Florida 33434, and am acting pro se herein.
2. I make this Affidavit-Petition in good faith in support of an Emergency Motion for Injunctive Relief against all parties this District Court presently has jurisdiction over and for at least temporarily restraining the Florida Probate Court of Judge John Phillips by an appropriately tailored Order under the Anti-Injunction Act and All Writs Act under 28 USC Sec. 2283 and 28 USC Sec. 1651(a) respectively until such time as this Court holds a Hearing and or Conference where Orderly Production of Discovery, Preservation of evidence, documents, records is obtained and where other issues such as the conflicts of interest and potential misconduct by the parties before this Court can be determined, determination of “side agreements” impacting the integrity of this Court’s litigation such as discussed in Winkler v Eli Lilly can be heard, and such other matters as to this Court seems just and proper.
3. As this Court will see, with the newly discovered fraudulent company Lions Head Land Trust, Inc., with at least Ted Bernstein and his counsel Alan Rose who appeared for Ted Bernstein at a Deposition held for this Court just being discovered last week Feb. 18, 2016 as another vehicle of fraud to hide and secret away the transfer of assets valued in the millions is present, along with a series of orchestrated proceedings in the parallel litigation in the State Court including but not limited to attorneys Alan Rose and Steven Lessne submitting motions at a 5 Minute UMC motion calendar for attorneys fees in the hundreds of thousands *without submitting any Billing statements to support*, and being a flurry of motions to “wrap up” the Probate cases despite literally millions of dollars in assets never being accounted for there is a very real and imminent danger that the critical evidence, documents, records and Discovery necessary in aid

of this Court's own jurisdiction and integrity of this Court's own proceedings will be permanently lost thus requiring this Court to now act with an appropriately tailored injunctive Order herein against parties already under this Court's jurisdiction.

4. I am specifically seeking to enjoin the parties under this Court's jurisdiction, Ted Bernstein, Brian O'Connell and the Estate of Simon Bernstein, Alan Rose as Ted Bernstein's attorney who represented him at a federal court Deposition herein and remains his Palm Beach attorney, Pamela Simon, David Simon, Adam Simon, Jill Iantoni, Lisa Friedstein and Florida State Probate Judge John Phillips of the North Branch of Palm Beach County temporarily pending further Order of this Court and at least until proper evidence, documents and Discovery are both preserved and produced, until this Court sorts out conflicts of interest as set out herein and exercises its inherent powers to probe "side deals" compromising the integrity of this Court's Jurisdiction and that such injunction should specifically include but not be limited to enjoining proceedings before Judge Phillips in Palm Beach County this Thursday, Feb. 25, 2016 at 3:15 PM Est and as this Court further deems proper.
5. I further assert in good faith that this Court should find sufficient cause for such extra-ordinary exercise of the injunctive powers at least by the time it reaches that part of this complaint that describes the new fraudulent company Ted Bernstein and Alan Rose are involved in secreting and hiding from the public record secreting multi-million dollar asset listed at \$3.4 million allegedly sold for \$1.1 Million by recent deed transfer to a false company titled Lions Head Land Trust, Inc, although there are further sections which describe with specificity and by "piece-meal" discovery the Millions in assets presently unaccounted for by these parties herein further justifying injunctive relief to schedule Orderly and proper discovery proceedings.



6. Just one “piece-meal” disclosed item of documentary evidence shown later herein documents approximately \$2.8 Million in just one of Simon Bernstein’s accounts at the time of his passing which *to this day has never been accounted for* which also does not include millions from other accounts and the millions of worth of Shirley Bernstein where *in 5 years there has never been an accounting* yet the core parties who brought this original action to your Court try to portray my parents as virtual paupers where all their records and financials and critical documents are “lost” which is a fraud itself.
7. As shown throughout this complaint, the Discovery Abuses in the parallel State proceedings which justify exercise of this Court’s injunctive powers at this time are such that there has never been any coherent, complete disclosure of “Original” Trusts, Wills and related instruments nor any coherent presentation of the Estates and how these were managed despite sophisticated lawyers working in these cases Billing hundreds of thousands of dollars a clip.
8. I submit that the *naked human eye* upon reviewing the piece-meal production of “copies” and magically timed surfacing of alleged “duplicate Originals” of the operative Trusts and other instruments herein can detect multiple signatures that appear “too identical”, “too evenly placed” on the page and multiple “identical” “Initials” such as “SB” that appear to be too perfectly aligned such that preservation of Original documents and all evidence becomes even more important in a case where proven, admitted to, documented fraud and forgery of important instruments in the Florida Court has already been established yet instead of the Court notifying any investigative authorities I am retaliated against for seeking truth and integrity in these proceedings.
9. Because the amount and level of fraud is so pervasive and complex that is alleged to take place in and upon the Florida Court by Court Officers, Fiduciaries and Counsel and can not be stated

in a few sentences and takes painstaking time to address, the remaining sections provide of this case while also supporting the motion for use of the Injunctive powers of this court also further provides background facts to the depth of the assets at stake, the depth of the fraud and claims and part of the basis upon which I will respectfully seek further Leave of this Court to amend my counter-cross complaints filed herein September 22, 2013 and further leave to Add parties but due to the continuing nearly daily distractions by the sharp, abuse of process practices in the Probate Court my proposed Amendments to my Cross-counterclaims are presently only in draft form and I respectfully seek leave of this Court to file and submit a proposed Amended Counter-cross complaint which not only seeks to add claims such as claims under 42 USC Sec. 1983 but also parties as well.

10. I ask this Court to note, however, that even in the process of submitting this Motion-Petition-Complaint herein, I have experienced significant “downtime” at my website where the host Service provider that always responded timely in the past now does not respond sometimes for days and where the basic internet services into my home have been “down” at critical times where deadlines are in play and thus even this submission has been significantly delayed.
11. I further point out that Ted Bernstein who is the one that suggested at the hospital that our father Simon Bernstein may have been poisoned and murdered also said he would be handling things with the authorities and had friend attorneys to do so and was on calls with a lawyer both from Greenberg Traurig and Robert Spallina and where Ted’s “storyline” of how and why he is “in charge” as “Trustee” has changed from day one while the delay denial of operative documents began day one in a case where my father’s body goes “missing” for a week allegedly out for autopsy at one location and where Simon Bernstein’s home computer containing years of valuable business records alone is found “wiped clean” on the night of his passing and where

the Coroner's Report comes back on a 113 yr old male while certainly Simon Bernstein was not that age at the time of passing. See, Email of Ted's Calls Sept 14, 2012<sup>1</sup>.

12. As referenced later in this complaint herein, Greenberg Traurig has been publicly identified as being in the middle of major lawsuits for involvement in the multi-Billion Stanford Ponzi scheme where Stanford monies and accounts exceeding a Million dollars for my parents is just one of many items Unaccounted for where Discovery abuse has further occurred.
13. I have attempted to organize this complex set of facts in the most logical and orderly manner under these emergency circumstances where my family grows in increasing imminent danger as described herein.
14. I have read the Local Rules and believe I have complied in good faith and provided advance Notice of this Emergency Application to the involved parties Electronically by Email on Friday, Feb. 19, 2016 as follows:

Service Case #13-cv-03643 - Notice per Local Rule of Application on Emergency Motion / Injunction US District Court Hon. John Robert Blakey  
CONFIDENTIAL:

Parties, Attorneys and To Whom It May Concern:

I am writing to give you all as current parties and / or attorneys and representatives for current parties in the Illinois federal court litigation and other parties to be added to the federal court litigation as much advance reasonable notice as possible that I intend to contact Judge Blakey's Courtroom Deputy, Gloria Lewis, at (312) 818-6699, to make a request to set a hearing on an emergency motion which will seek Injunctive relief against all parties currently under jurisdiction of the District Court of Illinois with a further request to enjoin at least temporarily all proceedings in the Court of Probate Judge John Phillips and also add other parties to the action and other relief.

I will be requesting that this application be heard no later than this Tuesday, Feb. 23, 2016 Motion Calendar in Judge Blakey's Court and since my actual filings may not be electronically uploaded until later today and over the weekend that such request be deemed an Emergency and thus appropriate to hear as soon as practical.

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<sup>1</sup>September 14, 2012 Emails Ted Tescher Spallina and Greenberg Traurig's Jon Swergold  
[www.iviewit.tv/20120914SpallinaTescherTedGreenbergTraurigSwergoldDayAfterSimonDies.pdf](http://www.iviewit.tv/20120914SpallinaTescherTedGreenbergTraurigSwergoldDayAfterSimonDies.pdf)

Please advise of your availability to hear this motion for this coming Tuesday, Feb. 23, 2016.

Eliot I. Bernstein  
Inventor  
Iviewit Holdings, Inc. – DL  
2753 N.W. 34th St.  
Boca Raton, Florida 33434-3459  
(561) 245.8588 (o)  
(561) 886.7628 (c)  
(561) 245-8644 (f)  
iviewit@iviewit.tv  
<http://www.iviewit.tv>

15. I assert in good faith that hearing this Motion on an Emergency basis is proper due to a series of extortive, abusive, orchestrated actions of continued abuse of process in the Florida Probate Courts and by the Florida Probate Courts in conspiracy and or acting in concert with fiduciaries, counsel and others that are interfering and threaten to further interfere with this Court's jurisdiction and the ability to orderly decide the claims before it as there is a real and serious imminent threat and danger that critical evidence, documents, records, Discovery and real and personal properties will be permanently lost imminently preventing this Court from properly adjudicating claims before it while these parties are simultaneously hiding millions of dollars of assets as shown later herein wholly Unaccounted for and retaliating against and threatening myself with the Baker Act, Jail, Contempt and now a Guardianship on my children simply for seeking my inheritance, seeking the truth, reporting crimes as discovered against the fiduciaries and counsel primarily and now the Florida Courts are in high gear retaliating against the exercise of my First Amendment rights to suppress my whistleblowing that has uncovered and proven massive frauds against me committed on and by the Florida courts and its officers, fiduciaries and others.

16. I respectfully remind this Court and Your Honor that it is my original fingerprint on the February 2009 Petition to the White House, White House Counsel's Office<sup>2</sup>. USAG, FBI and a other investigative agencies and further that I have been interviewed with federal agents including but not limited to now "missing" FBI Agent Stephen Luchessi originally out of West Palm Beach FBI in Florida who went missing with the Iviewit case files causing my case to be elevated to the former Inspector General of the Department of Justice Glenn A. Fine who assigned a Miami field agent to my case, Harry I, Moatz the former Director of the Office of Enrollment of the US Patent Office who had me file charges of Fraud on the US Patent Office committed by my IP counsel that were members of the Federal Patent Bar that have led to a multi year suspension of my Intellectual Properties while investigations continue) and other federal agents like Ron Gardella out of the US Attorney's Office in the SDNY ( now retired, I believe ), others in the SDNY US Attorney's offices and other investigative bodies as well.
17. The purpose for reminding Your Honor of these matters is to demonstrate that I have never been charged by any of these federal authorities for making a false frivolous statement or received adverse treatment yet in the Palm Beach County Probate proceedings I am being vilified and retaliated against just for pursuing my rights and those of my children of our inheritance herein and Technology rights while certain parties under this Court's jurisdiction have attempted to have CPS take my children on a false report that came back unfounded which was initiated on the same day I notified this Court last May 2015 of threats against my life and this Court referred me to 9/11 services, attempted through threat to Baker Act me for reporting/discussing fraud and crime to a "Mediator" out of Judge Phillips Court, and now are seeking to jail me and impose Guardianship against me this Thursday for topics like the Car bombing of my Mini-Van

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<sup>2</sup> February 13, 2009 Letter to Honorable President Barack Obama  
<http://www.scribd.com/doc/255176532/February-13-2009-Iviewit-Letter-to-Barrack-Obama-to-Join-US-Attorney-Eric-Holder-in-Iviewit-Federal-RICO-Shira-Scheindlin#scribd>

in 2005 which was reported to the FBI and other authorities and other matters that have been reported to federal authorities thus retaliating against me being a Whistleblower of the Fraud on the Court and Fraud by the Court and its officers et al. and exercising First Amendment rights.

18. There have also been threats to take the home that my parents provided for my wife and children under a specific agreement to relocate to Boca Raton, Fl from California to be close to my parents and thus it is not unreasonable to suggest if I am falsey Baker acted or jailed the likely next moves are to take the home while I am cast away leaving my wife and children alone while I somehow have lost my “standing” at a 5 Minute UMC hearing in the State Court where no Construction Hearing has ever occurred on any of the operative documents and has elevated to even being blocked from filing responses to the motions in the Florida Probate Court, meanwhile literally years of no Accountings and Abusive discovery and “lost” items from sophisticated parties continues.

**Emergency: Imminent Permanent Loss of Critical Evidence. Documents, Discovery  
Necessary in Aid of this Court’s Jurisdiction:  
Status in the District Court, New and Recent Discovery of Undisclosed Conflicts of  
Interest, Feb. 18, 2016 Discovery of Fraudulent “Shell” Company to Hide Assets-Owner  
etc.**

19. While the parties are awaiting determination from this Court on the Summary Judgement motions filed by Plaintiffs, at least 2 scheduled Court Conferences with this Court have been re-scheduled, yet still remaining before this Court even aside from the Summary Judgment motions are Petitioner Eliot Bernstein’s Answer and Counterclaims filed September 22, 2013 asserting causes of action in Fraud, Fraud upon the Beneficiaries and Court, Abuse of Legal Process, Civil Conspiracy and Breach of Fiduciary Duties amongst others.
20. On Jan. 13, 2014 in Docket Entry 71, prior Judge St. Eve issued a Minute Entry Order which provided in part as follows, “Discovery is hereby stayed until the proper Trustee is determined” thus acknowledging that determination of a “proper Trustee” is an issue in the case, which

remains disputed. The Trustee/Trust/Beneficiaries/Policy issues remains undetermined presently and this Court's jurisdiction is imminently threatened by the permanent loss of evidence, documents and discovery by the parties orchestrating proceedings in Florida where this evidence and the parties in possession of such evidence should be enjoined herein.

21. This Court itself, Hon. John G. Blakey, presiding, issued a Minute Entry Order on May 22, 2015 under Docket Entry 185 that further provided in part as follows, "Bernstein's representations to the contrary notwithstanding, at this time the Court is unable to say that anyone has a clear right to the proceeds deposited by Heritage Union Life Insurance Company, let alone what each interested party's share should be."
22. The same core parties and nucleus of operative facts are present in this US District Court litigation as the Probate matters in Florida and I further seek leave to file for Declaratory relief herein on the Trusts and Operating companies which are non-probate, and suggest judicial economy in this complex case with parties from multiple jurisdictions will ultimately be served by this Court taking jurisdiction over the Construction and validity of all the Trusts herein which are non-probate anyway and for Construction and Validity of the operative Wills as will be shown if I am granted leave to Amend my cross-counter complaint.
23. As will be shown, just on Discovery abuses alone where Discovery and the Denial of Discovery has been used as a "weapon" by the Plaintiffs and other parties in the related proceedings in the State Probate Court of Florida, there is a real and imminent danger that the Integrity of this Court's judgment and path to judgment will be fundamentally impaired by the permanent loss of evidence and discovery materials justifying the exercise of the extra-ordinary relief under the All Writs Act and Anti-Injunction Act.

24. This evidence and documents and Discovery which “should answer” the outstanding questions before this Court of where the Original Trusts are, where the Original Policies are, where the Original records and where business records are that go along with Simon Bernstein’s life who made millions per year in the Insurance industry for decades and all items are directly relevant to the Life Insurance claim and my counter-crossclaims.
25. Instead, in the Florida Probate Court Simon Bernstein is falsely being portrayed as nearly a “pauper” with virtually no assets left and “Missing” and “losing” all ( or substantially all ) Business documents and dispositive documents meticulously kept for Decades, at least according to Plaintiffs and the counsels working with Plaintiffs.
26. Yet proper Discovery and Depositions would and should prove the contrary which is why this Court must act to preserve this evidence in the hands of multiple parties and some unknown parties where Discovery is necessary to specify the appropriate party and entity.
27. Further, that sufficient evidence will be shown to justify this Court exercising its inherent powers to make inquiry of the parties and respective counsels about “side agreements” and other “agreements” outside the record of any proceedings impairing the integrity of proceedings in this Court similar to the inquiry discussed in Winkler v. Eli Lilly & Co., 101 F.3d 1196, 1202 (7th Cir. 1996).
28. This Court should be well aware of the “missing” and “lost” Trusts and Policies and business records which surround the original claim filed in this Court by the core party Plaintiffs and attorneys acting on their behalf which itself cut out Eliot Bernstein and his children as named, necessary parties tortiously attempting to deprive and deny rights of inheritance and expectancy to Eliot Bernstein and his children without their knowledge, which will be established as a pattern and practice that started the minute Simon Bernstein passed.



29. The need for proper Discovery and production and depositions should be plain and obvious to further aid this Court in it's own exercise of jurisdiction rendering a properly tailored Injunction under the All Writs Act and Anti-Injunction Act proper at this time.

**Florida Probate Proceedings Scheduled for Thursday, Feb. 25, 2016, Judge Phillips at 3:15 PM EST on Guardianship, Gag Orders, Jail-Contempt against Eliot etc Should be Temporarily Enjoined under All Writs Act, Anti-Injunction Act**

30. While I respectfully assert to this Court that ultimately the entirety and or virtual entirety of proceedings in the Florida Probate Courts are part of an orchestrated series of abusive and Constitutionally defective set of actions including continuing and ongoing Discovery abuse, this immediate appearance before Judge John L. Phillips in the North Branch of Palm Beach County should now be at least temporarily enjoined for all the reasons set forth herein until further Order of this Court.
31. As will be shown herein, the entirety of these parallel proceedings in the Florida State Probate Court has been ripe with Discovery Abuse each step of the way, where documents, discovery and evidence are either completely denied and ignored, substantially delayed for years, fraudulently altered and forged and entered into the record and turned over in a "piece-meal" orchestrated fashion thwarting and frustrating any fair justice where, like in this District Court with the same core parties where "magical" draft trust documents appear at critical times yet No Originals turned over for inspection or comparison and no law firms can be identified to have produced them.
32. It is further noted that the original Curator attorney Ben Brown of the Simon Bernstein Estate never received Original productions from resigning attorneys Tescher & Spallina except for documents on Eliot Bernstein's home and Ben Brown specifically complained about the piece-

meal fashion records were turned over such as records from JP Morgan etc. and unsigned tax returns. See, Ben Brown emails on Production and missing TPP.<sup>3</sup>

33. Tescher & Spallina did turn over 7,000+ ( seven-thousand ) plus pages Bate Stamped copies of alleged documents but these were copies on a Zip drive turned over to the Curator at least according to Spallina after Judge Colin orchestrated for them to have at least 10 months to create / fabricate/ forge, redact records and evidence after my original May 6, 2013 Emergency Motion<sup>4</sup> to seize all Records was filed after a series of fraudulent documents were discovered in the Estate of my mother Shirley Bernstein. The Emergency Motion of May 2013 was incorporated by reference in my September 2013 Answer and Cross-Counter claims in this District Court where I specifically pleaded for Discovery<sup>5</sup>.
34. Many of these documents were “fluff” pages where the actual Account Statements were missing, not in sequential order etc and where several instances of irregularities in the Bates Stamps numbers themselves exist.
35. Further, that Ben Brown had claimed to have obtained IRS Certified Returns he ordered months earlier for Simon Bernstein as Curator in 2014 and then suddenly died at a young age of 50 after resigning as Curator and to this day, successor PR Brian O’Connell’s office has Never obtained or Disclosed such IRS records from Ben Brown or independently obtained these from the IRS despite claiming they had ordered them months ago upon his getting his Letters as these records are critical as shown herein, just another example of Discovery Abuse throughout this case justifying use of the All Writs Act, Anti-Injunction Act at this time.

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<sup>3</sup>Ben Brown Emails Re TPP, JP Morgan and Production  
[www.iviewit.tv/BenBrownEmailsForFedInjunctionBlakey.pdf](http://www.iviewit.tv/BenBrownEmailsForFedInjunctionBlakey.pdf)

<sup>4</sup>May 06, 2013 Emergency Petition  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20130506%20FINAL%20SIGNED%20Petition%20Freeze%20Estates%20Orginal%20LOW.pdf>

<sup>5</sup>September 22, 2013  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20130922%20Eliot%20Answer%20and%20Cross%20Claim%20Northern%20District%20Illinois%20Simon%20v%20Heritage%20Jackson%20Insurance.pdf>

36. Such records are critical for a variety of reasons and it is asserted such Discovery will help show the manipulation and frauds upon even this District Court by the core parties herein under this Court's jurisdiction.

**New Conflicts of Interest emerge showing prior Judge Colin with substantial business interests with La Salle Bank-Trust who should be added to the District Court action and further Undisclosed Conflicts with PR Brian O'Connell for the Simon Bernstein Estate who is already under this Court's Jurisdiction**

37. New evidence has only recently been discovered in these last weeks January-February 2016 as a result of investigations by the Palm Beach Post and Investigative Reporter John Pacenti<sup>6</sup> into conflicts of interest and improper seizing of persons and property under Guardianship / Probate programs run by Palm Beach Judges Martin Colin and David French<sup>7</sup> in other cases also involving Brian O'Connell and a former attorney for Ted named John Pankauski alleging a host of criminal and civil misconduct, which have revealed Judicial Financial Disclosures of Judge Martin Colin demonstrating a long term financial business relationship during all relevant years herein and involving several hundred thousand dollars of Loans with LaSalle Bank / LaSalle Trust which were never Disclosed in the underlying Probate cases related herein.
38. La Salle Bank -Trust and-or whoever is the proper "successor" is directly implicated in the actions presently before this federal Court where I have raised in Summary Judgement that La Salle should be added as a party and Discovery is needed with respect to the original Life Insurance policy on the breach of contract action as La Salle is named as the Primary

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<sup>6</sup> January 14, 2016 "Judge's finances show history of unpaid debt, IRS liens, foreclosures" By John Pacenti - Palm Beach Post Staff Writer  
<http://www.mypalmbeachpost.com/news/news/judges-finances-show-history-of-unpaid-debt-irs-li/np4rH/>

<sup>7</sup> Guardianship Series - Guardianship a Broken Trust <http://www.mypalmbeachpost.com/guardianships-colin-savitt/>  
and Guardianship Probate Series Palm Beach Post Compiled PDF  
<http://www.iviewit.tv/Pacenti%20Articles%20Compiled%20as%20of%20Feb%2002%202016L.pdf> (Large and Sun Sentinel re Colin and wife Savitt  
<http://www.sun-sentinel.com/opinion/editorials/fl-editorial-guardianship-law-20160129-story.html#ifrndnlocgoogle>

Beneficiary of the alleged “lost” Life Insurance Policy owned by deceased Simon Bernstein brought to this Court by the same operative parties who have conveniently left LaSalle out of these federal proceedings in the same manner I and my minor children were left out as necessary parties in the action before this federal court. See, Summary Judgement Eliot Bernstein<sup>8</sup>.

39. I note that the carrier Jackson in this Court suggested that Bank of America was the proper “successor” in interest in this case and information shows Bank of America is the entity that acquired LaSalle Bank where Judge Colin is shown by his own Financial Disclosures to have hundreds of thousands in Loans with La Salle at least for years 2008 to the end of 2014 thus during all relevant times herein.
40. In the recent weeks leading up to the present, a series of Investigative Journal articles have been published by the Palm Beach Post showing a widespread abuse in the Palm Beach Court system specifically involving Judge Martin Colin where allegations of Double-billing by “inside” law firms, the “taking” of Guardian’s Assets “prior to Court approval”, and Undisclosed conflicts of interest are alleged.
41. The allegations by the Palm Beach Post are remarkably similar to claims I have made for years while orchestrated Discovery abuses have occurred from the first days after my father Simon Bernstein’s passing.

“The savings of incapacitated seniors flow into the household of Palm Beach County Circuit Judge Martin Colin. This occurs courtesy of Colin’s wife — Elizabeth “Betsy” Savitt. She serves as a professional guardian, appointed by judges to make decisions for adults who no longer can take care of themselves. . . . . Savitt has **taken money** from the elderly people whose lives she controls without first getting a judge’s approval as well as **double-billed** their accounts, a Palm Beach Post investigation has uncovered in court records.

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<sup>8</sup>20150608 Amended Redo Summary Judgement  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150608%20FINAL%20AMENDED%20REDO%20Response%20to%20Summary%20Judgement%20ECF%20STAMPED%20COPY.pdf>

Families of some of the seniors say the judge's wife and her attorneys drum up **unnecessary litigation** that runs up fees, benefiting herself, the judge and her lawyers. Savitt doesn't appear before her husband, but Judge Colin does oversee other guardianship cases where he is responsible for safeguarding the finances and well-being of these "wards" of the court. Colin's colleague, Circuit Judge **David French** who lunches with him regularly, has overseen almost two-thirds of Savitt's cases. Some lawyers who have opposed Savitt in Judge French's courtroom say he didn't disclose that Savitt is the wife of a fellow judge or his social connections to the couple. . . . . The lawyers Savitt has hired to represent her also practiced before her husband in other cases, where he had the power to approve their fees. A former Florida Supreme Court chief justice and a law professor say this constitutes, at minimum, an appearance of impropriety and should be investigated.

"This conflict puts the whole courthouse under a cloud because it raises so many questions and there are no answers forthcoming. And that is why we have a judicial canon on the appearance of impropriety, so there are no questions like this," Nova Southeastern law Professor Robert Jarvis said." See,

"His wife's job as a professional guardian leaves Judge Colin compromised, handcuffing him from fully doing his job, The Post found. He's recused himself from 115 cases that involve his wife's lawyers in the last six months of 2015 after The Post started asking questions in its investigation.

"When you have a judge suddenly recuse himself of so many cases, it certainly sends up a red flag," Jarvis said. "How did a judge allow himself to be put in such a position? I have never heard of a judge doing such a thing."

"Savitt often hires attorneys Hazeltine, **Ellen Morris** and **John Pankauski** prolific practitioners in elder law. They or members of their firms practiced in front of Colin before he began recusing himself from their cases last year. From 2009 to 2014, Colin's recusals totaled 30. Since the beginning of July, he's taken himself off 133 cases — 115 involving his wife's lawyers.

**Hazeltine, Morris** and Pankauski **or their firms** — as well as the guardians they represent — have had fees in non-Savitt cases repeatedly approved by Judge Colin, The Post found."

"Judge Colin and his wife have socialized with one of the judges she appears in front of regularly, The Post has learned.

Colin and Circuit Judge David French eat lunch together nearly every day. Colin and French co-hosted a **trivia night**<sup>9</sup> in May for the South Palm Beach Bar Association. The event was co-sponsored by Pankauski's firm. French did not return repeated attempts for comment.<sup>10,</sup>

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<sup>9</sup> Trivia Night Invatation <https://www.documentcloud.org/documents/2623271-trivia-night.html> and <http://www.bellersmith.com/blog/4th-annual-trivia-night>

<sup>10</sup> February 02, 2016 Palm Beach Post Series "Guardianship a Broken Trust" by Reporter John Pacenti <http://www.mypalmbeachpost.com/guardianships-martin-colin/>

<http://www.mypalmbeachpost.com/guardianships-martin-colin>

42. In this case, BOTH Judges Colin and French were involved in the underlying Estates with Judge Colin “assigned” to the Shirley Bernstein case and Judge French originally “assigned” to the Estate of Simon Bernstein case and where later the French case was improperly assigned to Colin by Colin with no necessary hearing to transfer had by French, as it was scheduled on the day before Christmas when the court was closed, leaving Eliot and Candice at an empty court building and then when rescheduled Colin appeared in French’s stead and ruled for French to transfer the case to himself.
43. In another blatant conflict, I consulted extensively with attorney Pankauski also mentioned in the Post articles as involved in cases with Judge Colin’s wife Savitt and her attorney Hazeltine regarding the estate and trust cases and was in the process of trying to raise a Retainer when Pankauski turned around and showed up at a Hearing with Ted Bernstein and continued to represent Ted Bernstein in front of Judge Colin for several months. Judge Colin had denied a motion to Disqualify attorney Pankauski written by attorney Peter Feaman, Pankauski being prominently mentioned above in the Palm Beach articles<sup>11</sup>.
44. Even more important is that when I first filed my original May 6, 2015 “Emergency Motion” after first learning of the extensive Fraudulent documents being used in the Shirley Bernstein Estate case involving attorneys Tescher & Spallina and their paralegal Kimberly Moran, Judge Colin who was only “assigned” to Shirley Bernstein’s case simultaneously came in and Denied the Motion as an Emergency in *both* the Shirley Bernstein case and then “stepped over” to

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<sup>11</sup> June 23, 2014 Motion Remove Pankauski

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20140623%20FINAL%20SINGED%20PRINTED%20MOTION%20to%20REMOVE%20Rose%20Theodore%20and%20Pankauski%20Low.pdf>

and

June 30, 2014 Motion to Remove Pankauski

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20140630%20FINAL%20SIGNED%20PRINTED%20MOTION%20TO%20REMOVE%20JOHN%20PANKAUSKI%20ESQ.pdf>

Judge French's case for Simon Bernstein and issued the Order denying this Motion<sup>12</sup> as an Emergency in the Simon Bernstein case.

45. Despite filing this Emergency Motion in May of 2013 in the State Probate Court in Florida to in part seize and obtain the DISCOVERY and DOCUMENTS in the case to be secured for forensic review, over 3.5 years later the Documents and Records and evidence have not been fully produced or seized or disclosed and to this day there are named Trusts in existing Trusts that I have never seen before and Trusts for my children created on the day my father died that I am being sued as Trustee of in the Shirley Trust case under which I have never seen nor have they ever been produced.
46. This Emergency Motion of May 2013 was incorporated by reference into my Answer and Counterclaims<sup>13</sup> filed with this US District Court in September of 2013 and the evidence and documents therein are necessary in aid of this Court's jurisdiction and my counter-cross claims expressly plead for Discovery in this Court which is in jeopardy of being permanently lost from the actions of the State actors and courts.
47. This relationship between Judge Colin and French and Judge Colin "stepping over" into Judge French's case to Deny my Emergency is directly relevant to proceedings herein as it relates to when Judge Colin had "knowledge" that Simon Bernstein was Deceased which relates to the Fraud exposed in his court committed by Tescher & Spallina and their legal assistant and notary public Kimberly Moran with Ted Bernstein involved with Tescher & Spallina at all times relevant therein and Spallina and Tescher acting as his counsel in his alleged roles as fiduciary

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<sup>12</sup>May 08, 2013 Order Denying Emergency in Simon Estate signed by wrong Judge Colin instead of French and Order Denying Emergency in Shirley Estate  
<http://www.iviewit.tv/Simon%20and%20Shirley%20Estate/20130508%20Order%20Denying%20Petition%20and%20Amended%20Order%20Denying%20Petit.pdf>

<sup>13</sup>September 21, 2013 Answer and Cross Claim Illinois Federal Court Judge Amy St, Eve  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20130921%20FINAL%20Eliot%20Answer%20Jackson%20Nat%20Simon%20Estate%20Heritage%20Spallina188287%20HIGH.pdf>



in Shirley's estate and trust and also being big clients of each other, where Ted brought Spallina and Tescher to Simon Bernstein in order to secure life insurance clients in return from Tescher and Spallina.

**Undisclosed Conflicts of PR Brian O'Connell, Joielle Foglietta involved in cases with Judge Colin's wife Elizabeth Savitt and Savitt's attorney Hazeltine at same time O'Connell is Recommended as Successor PR by Creditor Attorney Peter Feaman**

48. Recent records obtained as a result of the Palm Beach Post Investigation show that attorneys Brian O'Connell and Joielle Foglietta where Brian O'Connell became appointed in the Simon Bernstein Estate as the new PR upon recommendation of Creditor William Stansbury's attorney Peter Feaman on or around June of 2014 now show that Brian O'Connell and Joielle Foglietta were involved in that same time frame with at least one case involving Judge Martin Colin's wife Elizabeth Savitt and her attorney Hazeltine in the Probate Case of Albert Vasallo<sup>14</sup>, CASE NO.:502014MH001432XXXXSB .
49. Said conflicts of interest were never Disclosed by Judge Martin Colin, Brian O'Connell, Joielle Foglietta nor Creditor attorney Peter Feaman, Esq., IF Mr. Feaman knew of this which is presently unknown.
50. As this District Court is or should be aware, attorney Brian O'Connell is under this Court's jurisdiction having been granted Intervenor status in the Illinois Life Insurance Litigation on behalf of the Estate of Simon Bernstein.
51. Yet instead of taking diligent action to secure and obtain Original records, documents, evidence and Discovery by Brian O'Connell which was Ordered by Judge Colin Feb. 18, 2014, and despite the issues in the Illinois litigation involving the "Missing" Trusts, "Missing" Insurance policies, and "Missing" business records that would or should show or lead to the truth of

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<sup>14</sup> Palm Beach Post Articles and Court Filings Posted re Vassallo case.  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/Vassallo%20Case%20Palm%20Beach%20Post%20O'Connell%20Savitt%20Pankauski.pdf>



matters, the O'Connell office has sat silent obtaining virtually no Discovery and records while acting as PR, denying Eliot production requests and opposing motions for discovery and all the while stating he has been working on a voluminous production request to send from the day he was commissioned and which remains incomplete as of this day and never sent out to the parties.

52. O'Connell also failed to do a court ordered inventorying of Simon's office possessions at his office location and it was later learned that Ted had been evicted and was found loading trucks in the night by the landlord and nothing remains at that site and the items of Personal Property are now missing with Alan Rose turning over to O'Connell two boxes of plaques of Simon's claiming that was all there was after 3 years that no one had ever inventoried his businesses, his computer files, records and personal properties for multiple companies. I am aware of several items of personal property that are missing and were not inventoried that were in Simon's office, including but not limited to, gifts from me and William Stansbury to Simon.
53. Meanwhile, as shown in the Summary Judgment process before this Court, LaSalle Bank where it is now newly Discovered that Judge Colin has hundreds of thousands of dollars in business-mortgage loans, was allegedly never contacted in the Life Insurance process despite being named as Primary Beneficiary all the while Judge Martin Colin "controlled" actions in the Probate Court somehow forcing Creditor William Stansbury to pay for the costs of Illinois litigation on behalf of the Estate, which could or should be a Conflict situation from the start, while simultaneously playing some "sham" of a game that Stansbury otherwise has no "Standing" to be in the Florida Probate cases and file petitions to remove Ted as an unqualified not validly serving trustee based on alleged criminal misconduct, major breaches of fiduciary duties and more.

54. A flurry of motions were filed in the State Court to discontinue William Stansbury's obligation to pay for the Estate's federal Illinois counsel and enter into a new "top-loaded" retainer by the Estate for the federal Illinois litigation right around the times this Court's was about to hold a Scheduled conference reflective of some form of undisclosed "agreement" between the O'Connell firm, Peter Feaman, the Illinois counsel and likely Alan Rose-Ted Bernstein (again wholly excluding Eliot on any proposed settlements or other agreements) while the same attorneys were orchestrating other State Court proceedings so that a "Validity" Trial would proceed with no licensed attorney to challenge Alan Rose and Ted Bernstein despite the fact that Peter Feaman had written to O'Connell in Aug. 2014<sup>15</sup> advising him of his "absolute duty" to move the court to Remove Ted Bernstein as trustee for waste of assets, unaccounted for assets and other. See Feaman and O'Connell Motions on Payment of Illinois Litigation.
55. Yet, attorney Feaman never took any follow-up with O'Connell to this date some 19 Months later and O'Connell failed to participate in an orchestrated "one-day" "Validity" trial on Simon's Estate documents leaving the Estate without representation and failing to prosecute the already filed Answer to the Trust Construction/Validity Complaint stating Ted Bernstein. was not a validly serving Trustee under the Simon Trust, as stated,

**"AFFIRMATIVE DEFENSE"**

1. First Affirmative Defense- Lack of Standing- Ted Bernstein lacks the requisite standing as he is not validly serving as Trustee of the Simon Trust, is not a beneficiary of the Simon Trust, and is not representing any minor child that is a beneficiary of the Simon Trust.<sup>16</sup>

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<sup>15</sup> August 29, 2014, Feaman Letter to O'Connell Regarding Ted  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20140829%20Feaman%20Stansbury%20Letter%20to%20Brian%20O'Connell.pdf>

<sup>16</sup> February 17, 2015 O'Connell Answer Affirmative Defense Ted is not a validly serving Trustee  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150217%20Answer%20%20Affirmative%20Defenses%20O'Connell%20States%20Ted%20is%20NOT%20VALID%20TRUSTEE.pdf>

56. Ted was allegedly appointed Successor Trustee by Spallina and Tescher after they resigned after admitting fraudulently altering a Shirley Trust that benefited Ted directly and while acting as Ted's counsel and where the Shirley Trust Successor provision Tescher and Spallina drafted states that the Successor can not be related to the issuer Simon and where further the Trust states that TED IS PREDECEASED FOR ALL PURPOSES OF DISPOSITION OF THE TRUST.
57. These facts alone fundamentally compromise and call into question the actions of the parties and attorneys before this US District Court justifying use of the All Writs Act and Anti-Injunction Act injunctive powers and the Inherent Powers doctrine to at minimum Enjoin the parties and Florida case until Orderly proceedings and Conference and Inquiry made be made by this District Court.

**Discovery Abuse - Tescher & Spallina Records never properly turned over in excess of 2 years with no action taken by O'Connell, Foglietta**

58. Despite Judge Colin having actual knowledge of Fraud upon his Court involving Spallina and Tescher in the Shirley Bernstein case and having to have Actual knowledge that Simon Bernstein was Deceased at least as of May 2013 when Judge Colin "steps into" Judge French's shoes to Deny my Emergency Motion in the Simon Bernstein case where Judge French was the assigned Judge, Judge Colin **fails to Order for several months any Inquiry** of the Attorneys and parties before his Court and denies further motions by Eliot Bernstein until finally it becomes known that Tescher & Spallina paralegal and employee Kimberly Moran is under investigation and has made admissions about the forgery and fraud<sup>17</sup> and finally Orders a hearing for Sept. 13, 2013.

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<sup>17</sup>September 04, 2013 Motion to Freeze et al.

59. Yet the bulk of the Hearing is a sham where Judge Colin “dances” around the issue of when it becomes known that Simon Bernstein had been Deceased at the time the fraudulent filings were made, dances around who filed what and why and proceeds to let Robert Spallina off the hook from answering virtually any direct questions of his involvement in the fraud of using Deceased Simon Bernstein to act in the present to Close the Estate of Shirley Bernstein while simultaneously permitting Ted Bernstein to appear as a “Trustee” for Shirley Bernstein on this date.
60. Yet Judge Colin had to have knowledge that Ted Bernstein knew of the Fraud or learned of the fraud since Ted Bernstein had not signed ANY Waiver prior to the April 9, 2012 date when Robert Spallina fraudulently creates a Petition for Discharge allegedly signed by Simon Bernstein on that date which could not have been possible or true since the Petition references Waivers being obtained as Signed Waivers that clearly that had not yet been signed (one not until after Simon passed) and Ted also knew that he had never notarized the Waiver that Kimberly Moran had fraudulently notarized and forged in his name and yet Judge Colin took no action to even inquire of Ted Bernstein and permits him to continue to act as “Trustee” and even after stating he had enough evidence of fraud to read Ted and his counsel Tescher and Spallina their Miranda Warnings at the first hearing, and then promotes Ted after to Personal Representative in the Shirley Estate which was reopened by Colin due to the fraud committed by Ted’s counsel and which fraud benefited Ted and his family directly. Ted had been acting without Letters from the Court as PR at the time his mother’s estate was closed by his deceased father illegally and acting without letters from September 12, 2012 until October 2013 when Letters of Administration were issued and when he found out what his attorneys did in forging

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<http://www.iviewit.tv/Simon%20and%20Shirley%20Estate/20130904%20FINAL%20SIGNED%20PRINTED%20FILED%20Motion%20to%20Freeze%20Estates%20of%20Shirley%20Due%20to%20Admitted%20Notary%20Fraud.pdf>

and fraudulently notarizing documents and submitting them to the Court as part of a Fraud on the Court, Ted took no actions to report the matters or seize all pertinent and relevant documents for analysis and to this day claims never to have the original trusts and wills he operates under and that he did nothing to validate the authenticity of them. See Dec. 15, 2015 Transcript<sup>18</sup>.

61. Ted is close personal friends and business associates with Tescher and Spallina who brought his counsel Tescher and Spallina into the Bernstein family in order to get insurance business clients from them.
62. Yet all of this *begs the question and should have forced Judge Colin to question* that IF Ted Bernstein was in Fact the Trustee and PR of Shirley's Estate after Simon Bernstein passed shown by some proper Original operative document, then Why wasn't Ted Bernstein acting after Simon passed with the Tescher Spallina firm to "close" the Estate or take whatever action was necessary instead of fraudulently using Deceased Simon Bernstein on documents to do so?
63. It is noted for this US District Court that on or about Nov. 5, 2012, the same day an Ex Parte communication from Judge Colin is memorialized to attorney Robert Spallina's office regarding filings in the Shirley Bernstein Estate, my attorney Christine Yates was attempting to get Documents from Robert Spallina's Office relating to the Trusts, Wills, standard documents that Beneficiaries are entitled to<sup>19</sup> yet Christine Yates is told by Spallina's Office that there was no Bernstein case or client?

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<sup>18</sup> December 15, 2015 PHILLIPS VALIDITY HEARING TRANSCRIPT  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20151215%20Hearing%20Transcript%20Phillips%20Validity%20Hearing.pdf>

<sup>19</sup> November 06, 2012 Christine Yates Letter Stating Spallina claimed he did not know Bernstein despite several months of meetings with Bernstein family.  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20121106%20Yates%20letter%20re%20Spallina%20claiming%20he%20does%20not%20know%20Bernstein.pdf>

64. It is noted for this US District Court that this is an ongoing pattern and practice to deny me Eliot Bernstein and my children Counsel of our choice as each time I have had an attorney such as Yates there is Discovery Abuse in getting documents to review and handle the case with Yates being so bullied by the Spallina office that she later resigned or where such as Pankauski I end up consulting with an attorney that ends up working for and with Ted Bernstein or as with Branden Pratt who attends an evidentiary hearing regarding the fraudulent documents of Moran and states he and others do not want to put Moran on the stand despite her being present as they did not want to throw her under the bus, the exact opposite strategy Pratt had recommended immediately prior to and in preparation for the hearing.
65. A similar event happened with Steven Lessne himself who is now pursuing a Guardianship against me with Alan Rose before Judge Phillips on February 25, 2016 at 3:15pm where Lessne obtained confidential valuable information from myself when we first spoke without fully disclosing who he was really working for and in fact concealing and lying about his representation of my family and ended up being counsel to Janet Craig, Manager of BFR for Oppenheimer and Trustee for the children's trusts, all of these attorneys whom should be added to the District Court case on an amended complaint for good and just cause.
66. That part of the improper basis for Guardianship itself is the fact that I have refused for myself and children to take funds which are Part of a Fraud such as funds from the sale of the Shirley Condo when Ted Bernstein had not been approved as any Trustee at the time of sale and not only had Original documents never been turned over but no proper Validity hearing had ever occurred and still has never occurred and thus imposed reasonable conditions on any funds that I would accept that neither I nor my children would be immersed in nor further fraud nor would we be liable as a result for accepting such funds. Yet for this type of action the parties are now

trying to take further control and block me off from Any ability to file and get Discovery by seeking a Guardianship and denying me standing and attempting to now claim I am not a beneficiary with no hearings to determine such and where I am clearly a beneficiary in the Shirley IRREVOCABLE Trust.

67. This Ex Parte Communication of Nov. 5, 2012 was somehow not Docketed with Judge Colin's Court until Nov. 6, 2012 as prominently noted in my May 2015 Motion for Mandatory Disqualification of Judge Colin<sup>20</sup> and voiding of his Orders in part due to Fraud On and Fraud By his court, which was denied as legally insufficient by Colin but then leading to the sua sponte "Recusal" within 24 hours that further entails Judge Colin "steering" the Transfer and Re-Assignment of the case to the North Branch of Palm Beach County after his recusal.
68. As shown in the mandatory Disqualification Motion against Judge Colin, Colin had proceeded for 2 years since my original May 2013 Emergency Motion, never holding Validity hearings, never requiring Accountings which to this day have never occurred in the Shirley Bernstein case and are incomplete missing years of accounting in Simon, never addressing Ted Bernstein's involvement and knowledge in the Tescher Spallina frauds while meanwhile using what now appears as the Standard Modus Operandi by attempting to "Force" me to take Distributions from the improper Sale of Shirley's Condo sold by Ted Bernstein even before the Sept. 2013 hearing, thus the standard M.O. of "taking" and "disposing" of the assets first, then trying to retroactively "approve" by Court order. This occurred even where what is claimed as the Shirley Bernstein Trust specifically states that Ted is considered PREDECEASED FOR ALL PURPOSES OF DISPOSITIONS of the trust.

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<sup>20</sup> May 14, 2015 Mandatory Disqualification Motion Judge Martin Colin  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150514%20FINAL%20Motion%20for%20Disqualification%20Colin%20ECF%20STAMPED%20COPY.pdf>

69. I thereafter filed a Petition for All Writs in the nature of Prohibition and Mandamus<sup>21</sup> about these actions of Judge Colin in improperly “steering” the case as a Material Fact Witness and Potential Counter Defendant which ultimately lead to the case going to one Judge Coates who not only happened to be a former Proskauer Rose partner but later file review shows that as a Proskauer Partner Coates himself had “Billed<sup>22</sup>” as part of the original Iviewit - Proskauer “Billing case before Judge Labarga” whereby Coates billed to Eliot’s companies for time relating to SEC work after learning the Iviewit technologies had been deemed the “Holy Grail” and “Priceless” worth billions upon billions of dollars, claimed by by leading engineers at a company, Real 3D, Inc. (Intel, Lockheed and Silicon Graphics owned) that Proskauer introduced Iviewit to for a technology review.
70. Before this, however, several more months passed by after Colin held the sham Sept. 2013 hearings knowing of serious fraud in his court where six counts of forgery occur where Tescher & Spallina are allowed by Colin to remain in Custody and Control of all of the Documents, Originals, Evidence of Simon and Shirley Bernstein after Spallina claimed in the September 13, 2013 hearing that he knew of no other frauds in the estates and trusts than the forgeries and fraudulent notarizations that Moran did.

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<sup>21</sup> ORIGINAL ALL WRITS

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150609%20FINAL%20All%20Writs%20Mandamus%20Prohibition%20and%20Restraining%20Order%20Stay%20re%20Martin%20Colin%20DisqualificationECF%20STAMPED%20COPY.pdf>

REDO OF ALL WRITS

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150630%20FINAL%20REDO%20All%20Writs%20Mandamus%20Prohibition%20and%20Restraining%20Order%20Stay%20re%20Martin%20Colin%20Disqualification%20ECF%20STAMPED%20COPY.pdf>

<sup>22</sup> Judge Coates Billing Iviewit as Proskauer Rose Partner for Securities Work and Estate Planning of Stock

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/Coates%20Billing%20Iviewit%20Holdings%20as%20Proskauer%20Partner%20on%20Iviewit%20Clean.pdf>

and

Proskauer notes referring to Coates involvement with Iviewit

[www.iviewit.tv/ProskauerCoatesTriggs.pdf](http://www.iviewit.tv/ProskauerCoatesTriggs.pdf)



71. Yet Spallina concealed from the Hearing Record on Sept. 13, 2013 other frauds he had done and that were later admitted to by Spallina to the Palm Beach Sheriff's<sup>23</sup> where he admits having fraudulently altered Shirley's Trust to benefit Ted's family and for months moved the court and retaliated against Eliot in pleading after pleading and finally under PBSO investigation admitted his felony alteration and creation of a Fraudulent Shirley Trust.
72. Despite having admitted to fraudulently altering a Trust document and being directly involved with fraudulent documents filed in the Estate of Shirley Bernstein before Judge Colin through his law firm, ultimately in January of 2014 Judge Colin simply lets Tescher & Spallina "resign" after they admitted to the Bernstein family that they had fraudulently altered the Shirley Trust document and mailed it to Eliot's minor children's counsel<sup>24</sup> (making fraudulent changes to include Ted's children as beneficiaries despite Ted and his lineal descendants being considered Predeceased for all purposes of the Shirley Trust) .
73. On February 18, 2014 Judge Colin issues an Order for Tescher & Spallina as follows: "**By March 4, 2014 the resigning co-Personal Representatives shall deliver to the successor fiduciary all property of the Estate, real, personal, tangible or intangible, all of the documents and records of the Estate and all records associated with any property of the Estate.**"

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<sup>23</sup> PBSO Sheriff Report Page 1-8

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20140912%20Sheriff%20and%20Coroner%20Reports.pdf>

<sup>24</sup> Attorney Christine Yates, Esq. of Tripp Scott had to be hired by Eliot to get Estate and Trust Documents from Tescher and Spallina due to their refusal to give such documents to Beneficiaries or Interested Parties from day one and when they were finally forced months later by Yates to turn over records they sent documents that have been proven and admitted to be forged and fraudulently notarized by their offices and some of those submitted to the Florida probate court as part of an elaborate fraud on the court to seize Dominion and Control of the Estates and Trusts of Simon and Shirley, fraudulently alter documents and begin to loot the estates of millions upon millions of dollars, in complex legal frauds and all the while refusing documents, losing documents, stealing documents from the estate, no transparency and no accountings. .

**regardless of whether such property has been previously distributed, transferred, abandoned, or otherwise disposed of.**" ( emphasis added ) See, Feb. 18, 2014 Order of Judge Colin<sup>25</sup>.

74. It is clear from the Vasallo records herein<sup>26</sup> that Brian O'Connell was already working closely with Judge Colin's wife Elizabeth Savitt and attorney Hazeltine by the time Brian O'Connell was appointed successor PR by Judge Colin over Simon Bernstein's Estate in July of 2014 or at least on or about the same time.

**O'Connell, Foglietta Disqualified as Material Fact Witnesses intertwined with Alan Rose and Steven Lessne, also Disqualified as Material Fact Witnesses; Intertwined with Spallina, Colin fraud and the Stanford Ponzi fraud; Orchestration to avoid Discovery and Original Documents before Judge Phillips**

75. It is clear that compliance with the Feb. 2014 Order against Tescher & Spallina was never determined by the time O'Connell was appointed as PR and to this very day there still has been no Compliance hearing on this Discovery tantamount to continuing Discovery Abuse and Discovery as a Weapon justifying exercise of powers under the All Writs Act and Anti-Injunction Act.

76. I have made and filed multiple requests for Discovery<sup>27</sup> and production throughout the Florida State Court litigation which has been denied to such an extent as to be Abuse of Discovery.

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<sup>25</sup>February 18, 2014 Order Judge Colin Tescher and Spallina to turn over ALL records.

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20140218%20ORDER%20ON%20PETITION%20FOR%20DISCHARGE%20TESCHER%20SPALLINA%20Case%20502012CP004391XXXXSB%20SIMON.pdf>

<sup>26</sup> Palm Beach Post Articles and Court Filings Posted re Vassallo case.

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/Vassallo%20Case%20Palm%20Beach%20Post%20O'Connell%20Savitt%20Pankauski.pdf>

<sup>27</sup>November 01, 2013 Production Request

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20131101%20ELIOT%20BERNSTEIN%20FIRST%20REQUEST%20FOR%20PRODUCTION%20OF%20DOCUMENTS%20AND%20THINGS%20PROPOSED%20ON%20THEODORE%20S%20%20BERNSTEIN.pdf>

and

November 01, 2013 Interrogatories Request

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20131101%20ELIOT%20BERNSTEIN%20FIRST%20SET%20OF%20INTERROGATORIES%20PROPOSED%20ON%20THEODORE%20BERNSTEIN.pdf>

and

May 12, 2014 Production Request Benjamin Brown Curator

While the proceedings before this US District Court were in essentially a hold pattern with the submissions of the Summary Judgement motions and while my Petition for All Writs at the Florida Supreme Court was pending regarding Judge Colin as a Necessary and Material Fact witness which further sought a Stay by the Florida Supreme Court and preservation of evidence, documents and discovery, after Judge Coates who worked at Proskauer and had billed Iviewit on SEC matters Recused from the Florida case after the improper Transfer from Colin whereby he gained confidential court records while initially denying he had conflicts or knew of Eliot or Iviewit, the case was then assigned to the current Probate Judge John Phillips.

77. The Petition for All Writs<sup>28</sup> at the Florida Supreme Court further brought up for review the very process by which Judge Colin “poisoned” the transfer and steered the case to the North Branch

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<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20140512%20ELIOT%20BERNSTEIN'S%20FFIST%20REQUEST%20FOR%20PRODUCTION%20OF%20DOCUMENTS%20BENJAMIN%20BROWN.pdf>

and  
January 20, 2015 Motion for Production from Brian O'Connell

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150120%20FINAL%20SIGNED%20PRINTED%20Request%20for%20Production%20Brian%20O'Connell%20ECF%20COPY.pdf>

and

February 27, 2015 Motion in Opposition to Production

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150227%20Motion%20in%20Opposition%20to%20PR%20Motion%20to%20Strike%20Production%20ECF%20Copy.pdf>

and

November 09, 2012 Christine Yates, Esq. request to Spallina and Tescher for Production

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20120909%20Letter%20Yates%20to%20Spallina%20re%20Information%20Request.pdf>

and

December 21, 2012 Christine Yates, Esq. to Spallina

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20121221%20Yates%20Letter%20to%20Spallina%20re%20Simon%20Shirley%20Estate%20info.pdf>

and

June 13, 2013 Letter Marc Garber, Esq. to Christine Yates re Spallina and Tescher

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20130613%20Marc%20Garber%20Letter%20re%20Christine%20Yates%20termination%20Spallina%20etc.pdf>

<sup>28</sup> June 10, 2015 All Writ Filed with the Florida Supreme Court @

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150609%20FINAL%20All%20Writs%20Mandamus%20Prohibition%20and%20Restraining%20Order%20Stay%20re%20Martin%20Colin%20DisqualificationECF%20STAMPED%20COPY.pdf>

and

July 01, 2015 Amended All Writ Filed with the Florida Supreme Court @

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150630%20FINAL%20REDO%20All%2>

in his Sua Sponte Recusal<sup>29</sup> just one day after denying a Mandatory Disqualification based in part on Fraud on the Court and Fraud by the Court.

78. Joielle Foglietta of the O'Connell firm then filed for a Status Conference<sup>30</sup> which was held on July 15, 2015 during which time I raised the pending Writ with Judge Phillips who indicated twice on the record I would "be heard" on this at the next appearance.
79. While I had written to Joielle Foglietta by email to ascertain the proposed Schedule of proceedings, none was forthcoming however the O'Connell and Joielle Foglietta team filed for a Case Management Conference in the SIMON Bernstein Case which was scheduled and held Sept. 15, 2015.
80. After close of business hours on the Eve of the Conference, attorney Alan Rose on behalf of Ted Bernstein submitted a filing seeking to co-opt the Conference and impose a Guardianship on me before Judge Phillips at that time without disclosing that hearings had already been held and even Judge Colin had denied this repeated demand for guardians, contempt hearings, requests for gag orders and arrest of Eliot.
81. As shown by the Transcript of Conference of Sept. 15, 2015 and my subsequent Motions for Mandatory Disqualification of Judge Phillips, Phillips fundamentally denied me a Due Process Opportunity to be heard on this day despite saying my Writ application would be addressed cutting me off at each attempt to be heard yet allowing Alan Rose to begin moving Judge Phillips to schedule a Trial in the Shirley Bernstein case which was NOT Noticed for the Conference that day and ultimately Judge Phillips Ordered a Pre-determined, prejudged "One-

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[OWrits%20Mandamus%20Prohibition%20and%20Restraining%20Order%20Stay%20re%20Martin%20Colin%20Disqualification%20ECF%20STAMPED%20COPY.pdf](#)

<sup>29</sup>May 19, 2015 Colin Sua Sponte Recusal and Steering of the Cases

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150519%20Colin%20Recusals%20Clerk%20Reassigns.pdf>

<sup>30</sup>August 03, 2015 Case Management Conference Notice of Hearing in SIMON ESTATE ONLY

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150803%20Notice%20of%20Hearing%20for%20Sept%202015%202015%200930am%20Case%20Management.pdf>

day” Validity Trial for Dec. 15, 2015 in a case not even Noticed for Conference that day. See Sept. 15, 2015 Transcript<sup>31</sup>.

82. Licensed attorneys O’Connell acting as PR for Simon’s estate, Foglietta and Creditor attorney Peter Feaman sat by idly watching as this occurred without raising any questions on Discovery, production or standard pre-trial issues as the record reflects they barely said a word at a hearing both have vested interest in.
83. It should be noted that this occurred after Judge Phillips “pre-judged” any matters relating to Judge Colin expressing his “love” for Judge Colin on the Record and his friendships with all the attorneys and stating I was the only one he knew nothing of in an angry tone and indicating he would not find Colin had done anything wrong without even having the Due process Opportunity to make or state a case while falsely representing he had no powers to do so when Florida law allows for prior Orders to be vacated. See, Transcript of Case Management Conference Sept. 15, 2015<sup>32</sup>.
84. Florida Rules of Civil Procedure provide in part:

RULE 1.200. PRETRIAL PROCEDURE (a) Case Management Conference. At any time after responsive pleadings or motions are due, the court may order, or a party, by serving a notice, may convene, a case management conference. The matter to be considered shall be specified in the order or notice setting the conference. At such a conference the court may: (1) schedule or reschedule the service of motions, pleadings, and other papers; (2) set or reset the time of trials, subject to rule 1.440(c); (3) coordinate the progress of the action if the complex litigation factors contained in rule 1.201(a)(2)(A)–(a)(2)(H) are present; (4) limit, schedule, order, or expedite discovery; (5) consider the possibility of obtaining admissions of fact and voluntary exchange of documents and electronically stored information, and stipulations regarding authenticity of documents and electronically stored information; (6) consider the need for advance rulings from

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<sup>31</sup> September 15, 2015 Judge Phillips Status Conference Transcript  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150915%20Judge%20Phillips%20Hearing%20Transcript%20-%20Estate%20of%20%20Simon%20Bernstein.pdf>

<sup>32</sup> September 15, 2015 Judge Phillips Status Conference Transcript  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20150915%20Judge%20Phillips%20Hearing%20Transcript%20-%20Estate%20of%20%20Simon%20Bernstein.pdf>

the court on the admissibility of documents and electronically stored information; (7) discuss as to electronically stored information, the possibility of agreements from the parties regarding the extent to which such evidence should be preserved, the form in which such evidence should be produced, and whether discovery of such information should be conducted in phases or limited to particular individuals, time periods, or sources; (8) schedule disclosure of expert witnesses and the discovery of facts known and opinions held by such experts; (9) schedule or hear motions in limine; (10) pursue the possibilities of settlement; March 16, 2015 Florida Rules of Civil Procedure 36 (11) require filing of preliminary stipulations if issues can be narrowed; (12) consider referring issues to a magistrate for findings of fact; and (13) schedule other conferences or determine other matters that may aid in the disposition of the action.

85. Yet, despite knowing that this Rule provides, “**The matter to be considered shall be specified in the order or notice setting the conference**”, licensed attorneys O’Connell, Foglietta and Feaman took no action during or after to correct the pre-judged “one day” Validity Trial scheduled in the wrong case, Shirley Bernstein, which was Not noticed for Conference on this date.
86. Such attorneys further took No Action to raise DISCOVERY COMPLIANCE prior to to the Trial despite the outstanding Order of Judge Colin of Feb. 2014 nor was I allowed a Due Process opportunity to raise Discovery issues, the need for Experts due to the fraud already determined in dispositive documents nor the need for a longer trial period based upon multiple Witnesses needed nor the need for Pre-Trial Depositions and the record will reflect that as I tried to make claims I was rudely shut down repeatedly by rude and angry Judge Phillips.
87. To backtrack slightly which shows the continuing pattern of Discovery Abuse in the State Court, by the time of the Sept. 13, 2013 Hearing<sup>33</sup> after the fraud and forgeries in Judge Colin’s Court were Discovered, over 3 Years Ago now Judge Colin had been notified on the Record during that Sept. 2013 hearing that as of a Year After my father Simon Bernstein passed away I

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<sup>33</sup> September 13, 2013 (one year to the date of Simon’s passing Colin Hearing  
<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20130913%20TRANSCRIPT%20Emergency%20Hearing%20Colin%20Spallina%20Tescher%20Ted%20Manceri.pdf>

still had NO proper Documents on the Trusts and Wills including the Oppenheimer Trusts yet attorney Steven Lessne is now seeking a Guardianship against me before Phillips even though Lessne represents Oppenheimer who is a "Resigned" Trustee with no standing. I notified Judge Colin on the Record as follows from the September 13, 2013 hearing footnoted herein:

Page 06

12 THE COURT: Okay. So the bills that they

13 were paying for you were what bills?

14 MR. ELIOT BERNSTEIN: All of them.

15 THE COURT: All the bills.

16 MR. ELIOT BERNSTEIN: Health insurance,

17 electricity, water, food, clothing, everything,

18 100 percent.

19 THE COURT: When did the emergency take

20 place?

21 MR. ELIOT BERNSTEIN: On August 28th.

22 They told me if I didn't sign releases that

23 Robert wanted me to sign and turn the money

24 over to my brother, the remaining corpus of the

25 trust, that they were going to shut the funds

Page 7

1 off as of that day.

2 THE COURT: And they did?

3 MR. ELIOT BERNSTEIN: I'm not 100 percent

4 sure, because then I asked them for their

5 operating documents that Mr. Spallina had sent

6 them, and once again we've got unnotarized

7 documents □ □

8 THE COURT: We'll talk about the notary

9 thing in a second.

10 **MR. ELIOT BERNSTEIN: Okay. Then we have**

11 **new improperly notarized documents authorizing**

12 **the trust to operate, and they sent me**

13 **incomplete documents which are unsigned on**

14 **every page of the trust agreement, so they're**

15 **telling me and I've asked them three times if**

16 **they have signed copies and three times they've**

17 **sent me unsigned copies.**

18 THE COURT: Okay, but what bills today □ □

19 MR. ELIOT BERNSTEIN: All of them.



88. Previously in this Hearing Judge Colin is further shown how Spallina was Not Notifying certain banks such as Legacy that Simon Bernstein had passed away and is “moving” funds around from different accounts as follows;

Page 05

13 THE COURT: Okay. So tell me how that □□  
14 what evidence is there that this is an  
15 emergency along those lines?

16 MR. ELIOT BERNSTEIN: Okay, the estate  
17 representatives when my parents died told us  
18 that they were understanding the special  
19 circumstances me and my three children are in,  
20 and that funds had been set aside and not to  
21 worry, there would be no delay of paying their  
22 living costs and everything that my father and  
23 mother had been paying for years to take care  
24 of them, and then they were paying that out of  
25 a bank account at Legacy Bank.

1 THE COURT: Who is they?

2 MR. ELIOT BERNSTEIN: Mr. Spallina had  
3 directed Rachel Walker to pay the expenses of a  
4 Legacy bank account. It was being paid. And  
5 then Mr. Spallina stated that I should or that  
6 Rachel should □□ she was fired, she should now  
7 turn the accounts over to my wife to start  
8 writing checks out of an account we've never  
9 seen.

10 So I said I didn't feel comfortable  
11 writing checks out of an account, especially  
12 where it appeared my dad was the signer, so I  
13 called Legacy Bank with Rachel and they were  
14 completely blown away that checks had been  
15 being written out of a dead person's account.  
16 Nobody had notified them that Simon had  
17 deceased. And that no □□ by under no means  
18 shall I write checks out of that account, and  
19 so then Mr. Spallina told me to turn the  
20 accounts over to Janet Craig of Oppenheimer,  
21 and Oppenheimer was going to pay the bills as  
22 it had been done by Rachel in the past. And so  
23 we sent her the Legacy account. We thought all  
24 that was how things were being done and, you  
25 know, he doesn't give us any documents  
1 whatsoever in the estate, so we don't know, you



2 know, what he's operating out of, but  
3 Oppenheimer then started to pay the things   
4 first they said, wait a minute, these are  
5 school trust funds  well, they actually said  
6 that after they started paying, and they were a  
Page 06  
7 little hesitant that these funds were being  
8 used for personal living expenses of everybody,  
9 which the other Legacy account had been paying  
10 for through an agreement between and my  
11 parents. And then what happened was  
12 Mr. Spallina directed them to continue, stating  
13 he would replenish and replace the funds if he  
14 didn't get these other trusts he was in the  
15 process of creating for my children in place  
16 and use that money he would replenish and  
17 replace it.  
18 So the other week or two weeks or a few  
19 week ago Janet Craig said that funds are  
20 running low and she contacted Mr. Spallina who  
21 told her that he's not putting any money into  
22 those trusts and that there's nothing there for  
23 me, and that basically when that money runs out  
24 the kids' insurance, school, their home  
25 electricity and everything else I would  
1 consider an emergency for three minor children  
2 will be cut off, and that was not

**STEVEN LESSNE DISQUALIFIED AS MATERIAL FACT WITNESS**

89. Thus it is clear that the Oppenheimer Trusts are just another set of Trusts and Documents and evidence where Discovery Abuse has occurred and huge delays in getting Any proper Operative documents has occurred which continues to this day, yet Lessne is moving for Guardianship against me before Phillips for a second time after law of the case was established in virtually an identical filing whereby Guardianship was denied and it was determined that after Lessne finished an accounting, if the Successor Trustee wanted to bring such charges they could but that he had no standing.

90. Mr. Lessne becomes a Material Fact Witness in the Chain of Custody of documents and Originals involving various Trusts and what the Trusts should say or provide where he claims as an Attorney in a sworn Filing before Judge Colin filed June 20, 2014 as follows:

“Oppenheimer's Appointment, Service and Resignation As Trustee  
5. Gerald R. Lewin was the initial trustee of the Trusts. 6. On September 5, 2007, Mr. Lewin resigned as trustee and appointed Stanford Trust Company as his successor pursuant to Section 5 .3 of the Trusts. “  
Lessne filing June 20, 2014<sup>34</sup>.

91. This sworn Statement, however, is contradicted by Multiple other documents and filings herein, however, demonstrating exactly why Injunctive relief for preservation and Orderly Production of Discovery is Necessary for this US District Court in furtherance of its jurisdiction.

92. In what was Allegedly Filed in the Palm Beach County Courthouse by Robert Spallina claimed to be filed on July 7, 2010 is an alleged Petition to Appoint Successor Trustee dated June 18, 2010<sup>35</sup> which claims one TRACI KRATISH *and not Gerry Lewin as Lessne claims* was the TRUSTEE of the Children’s Trusts who allegedly Resigned Sept. 12, 2007 whereupon it claims the STANFORD TRUST took over and then purports to be a Petition of me and my wife Candice authorizing OPPENHEIMER to take over as Trustee from Stanford yet this document appears to have Robert Spallina’s signature on it yet where my wife and Candice Bernstein have Reported this Document as Fraud and a Forgery to the Court and Palm Beach County Sheriff’s as not only had we never signed this document but had never even met Robert Spallina as of 2010 and this was Reported to Judge Colin during the June 2014 hearings with Oppenheimer

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<sup>34</sup>June 20, 2014 Oppenheimer Complaint

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20140620%20Oppenheimer%20v.%20Eliot%20Candice%20Joshua%20Jacob%20and%20Daniel%20Case%20No%20502104cp00281xxxxsb%20Summons%20and%20Complaint%20Eliot%20Service%20Low.pdf>

<sup>35</sup>June 19, 2010 Petition

<http://iviewit.tv/Simon%20and%20Shirley%20Estate/20100619AllegedForgedEliotCandicePetitiontoAppointSuccessorTrusteeJoshuaJacobandDaniel.pdf>

and Lessne, yet fell on deaf ears. See, Petition under Spallina's Signature in 2010 alleged as Fraud to Palm Beach Sheriff and Court by Eliot and Candice Bernstein.

93. Thus Lessne is a material fact witness as to who the Real Trustee is and what the operative documents actually say.
94. Further, there is a significant issue as to whether Trusts were Transferred from Oppenheimer to JP Morgan where Lessne, Oppenheimer and Janet Craig of Oppenheimer all should be witnesses thus making the Discovery Abuse as a Weapon even more harmful since there is never any clear, orderly picture of what is taking place when and by who.

#### **ALAN ROSE AS MATERIAL FACT WITNESS**

95. To further complicate the frauds in what should make Alan Rose a Material Fact Witness, in May of 2015 Alan Rose magically comes out with an alleged ORIGINAL of the Trusts which he allegedly "Finds" left at the 7020 Lions Head Lane Boca Raton, Fl St. Andrew's Home of Simon Bernstein after his passing yet by this point in time the ENTIRETY of the St. Andrews's Home had already been Seized and Inventoried by Brian O'Connell and Joielle Foglietta's Offices as of March 2015, several months before and before that by Benjamin Brown the Curator.
96. Alan Rose somehow amazingly tries to claim after allegedly finding and removing from the Estate without authorization from O'Connell who has custody over them, 3 "Originals" of my Children's Trusts that somehow these were Unimportant and Discounted and "Overlooked" by the O'Connell Foglietta team who are fully aware of the problems with the trusts in the Oppenheimer case and who Already had allegedly Fully Inventoried and seized Custody of all these items at the St. Andrews Home in March 2015 two months before in a case where