



# The Florida Bar

Lakeshore Plaza II  
1300 Concord Terrace, Suite 130  
Sunrise, Florida 33323

John F. Harkness, Jr.  
Executive Director

(954) 835-0233  
[www.FLORIDABAR.org](http://www.FLORIDABAR.org)

August 1, 2017

## PERSONAL/FOR ADDRESSEE ONLY

Mr. Eliot Ivan Bernstein  
2753 N.W. 34th St.  
Boca Raton, FL 33409

Re: Unlicensed Practice of Law Investigation of Eliot Ivan Bernstein  
File No. 20181005(15B)

Dear Mr. Bernstein:

Please give us your written position concerning the enclosed correspondence from Adam M. Simon, Esq. I would appreciate receiving your written response no later than September 5, 2017. Responses should not exceed 25 pages and may refer to any additional documents or exhibits that are available on request. A reply from you will assist my office in determining whether this is a matter which should be referred to an unlicensed practice of law committee. Any response by you will become a part of the UPL record in this matter and become accessible to the public upon closure of the case. Therefore, the names of your children and personal identity items such as fingerprints or birthdates have been redacted.

Thank you for your cooperation.

Sincerely,

Algeisa Vazquez, Esq.  
Branch UPL Counsel

AV/drk  
Enclosure

cc: Adam M. Simon, Esq.

THE FLORIDA BAR  
Unlicensed Practice of Law  
Complaint Form

There is a requirement for you to execute the oath at the end of this form. False statements made in bad faith or with malice may subject you to civil or criminal liability. A copy of your complaint may be sent to the nonlawyer during the course of the investigation. Additionally, if the nonlawyer asks who complained, your name will be provided. Further information may be found in the pamphlet "Filing an Unlicensed Practice of Law Complaint."

Your Name:	<u>ADAM M. SIMON</u>	Nonlawyer's Name:	<u>ELIOT IVAN BERNSTEIN</u>
Address:	<u>303 E. WACKER DR. - STE. 2725</u>	Address:	<u>2753 NW 34th ST.</u>
City:	<u>CHICAGO, IL</u>	City:	<u>BOCA RATON</u>
State & Zip:	<u>ILLINOIS, 60601</u>	State & Zip:	<u>FL, 33409</u>
Telephone:	<u>312-819-0730</u>	Telephone:	<u>561-245-8588</u>
Email:	<u>asimon21@att.net</u>	Email:	<u>iViewIt@iViewIt-TV iViewIt@gmail.com</u>

Describe your complaint and attach a copy of relevant documents. Please limit complaint and attachments to 25 pages. See mailing instructions on second page.

Note that this input box allows for approximately 1650 characters.

SEE ATTACHED SCHEDULE 1  
AND EXHIBITS 1 TO 11

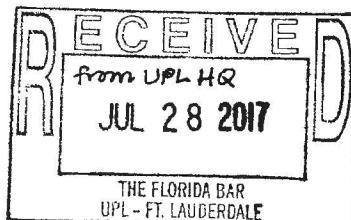
Under penalty of perjury, I declare that I have read the foregoing document and that to the best of my knowledge and belief the facts stated in it are true.

Signature

7/21/17

Date

\*\*\*\*\*SEE MAILING INSTRUCTIONS ON SECOND PAGE\*\*\*\*\*



**SCHEDULE 1 TO FLORIDA BAR COMPLAINT AS TO  
NON-LAWYER, ELIOT IVAN BERNSTEIN**

This complaint consists of the following seven sections:

- 1. COMPLAINANT.**
- 2. PENDING LITIGATION.**
- 3. NON-LAWYER HOLDS HIMSELF OUT AS AN INTELLECTUAL PROPERTY LAWYER ON FACEBOOK.**
- 4. NON-LAWYER ACTIVELY ENGAGES IN THE PRACTICE OF LAW IMPACTING HIS TWO ADULT SONS, A COURT-APPOINTED GUARDIAN AD LITEM, AND OPPOSING LITIGANTS IN THE NORTHERN DISTRICT AND PROBATE ACTIONS.**
- 5. ACCORDING TO BLOGPOSTS ATTRIBUTED TO ELIOT IVAN BERNSTEIN AND/OR ELIOT BERNSTEIN, NON-LAWYER HAS BEEN SOLICITING AND/OR CONSPIRING WITH OTHERS TO (i) ENGAGE IN THE UNAUTHORIZED PRACTICE OF LAW AND (ii) IS SEEKING TO RAISE FUNDS AND MAY HAVE RAISED FUNDS IN THE PAST IN FURTHERANCE OF THOSE EFFORTS UTILIZING A TAX EXEMPT 501(C)3 ACCOUNT REFERRED TO IN A POST AS “SAMS 501(C)(3) ACCOUNT”.**
- 6. THERE IS EVIDENCE – BOTH CIRCUMSTANTIAL AND DIRECT—THAT “SAM’S 501(C)(3)” REFERENCED BY NON-LAWYER IN BLOG POSTS AS A FUND RAISING VEHICLE FOR UNAUTHORIZED PRACTICE OF LAW IS IN FACT THE KASEM CARES FOUNDATION ESTABLISHED FOLLOWING THE PROBATE CONTESTS IN THE FINAL DAYS OF THE LIFE OF CELEBRITY, KASEY KASSEM.**
- 7. ADDITIONAL INFORMATION RELEVANT TO THE COMPLAINT.**

## **I. COMPLAINANT: Adam M. Simon, Attorney at Law, Chicago, IL**

Complainant is an attorney licensed to practice in the State of Illinois since 1990.

Complainant has no direct familial relationship to the Non-Lawyer. However, Complainant is the brother-in-law of one of the Non-Lawyer's sisters.

## **II. PENDING LITIGATION:**

Complainant is representing Non-Lawyer's siblings and a 1995 Bernstein Insurance Trust as Plaintiffs in litigation where Non-Lawyer has appeared pro se' as an opposing party. That litigation is an Interpleader Action pending in the Northern District of Illinois ("Northern District") that relates to life insurance proceeds from an insurance policy that insured the life of Complainant's father whom passed away in 2012. *Simon Bernstein Irrv. Ins. Trust Dtd 6/21/95 v. Heritage Union Ins., et. al*, No. 13-cv-03643 pending in front of Honorable John R. Blakey in the U.S. District Court for the Northern District of Illinois.

Non-Lawyer is also appearing pro se' in a series of Probate Actions relating to the passing of both his mother in 2010 and his father in 2012. (the "Probate Actions"). The Probate Actions are pending in Palm Beach County Probate Court, Judge Scher presiding. Non-Lawyer's Pro Se' representation – though vexatious – is not the subject of this Complaint which relates solely to the Unauthorized Practice of Law. (See **Exh. 1**, Order entered on July 18, 2014 by the Court of Appeals for the State of Florida, 4<sup>th</sup> Dist.).

## **III. NON-LAWYER ELIOT IVAN BERNSTEIN HOLDS HIMSELF OUT AS AN INTELLECTUAL PROPERTY LAWYER ON FACEBOOK**

Non-Lawyer, ELIOT BERNSTEIN also uses the name ELIOT IVAN BERNSTEIN. Non-Lawyer is holding himself out as an "Intellectual Property Lawyer" through the following means:

- a. Non-Lawyer has a Facebook homepage under the name ELIOT BERNSTEIN, and a separate Facebook Page under the name ELIOT IVAN BERNSTEIN. The second Facebook page is posted on-line and available to the general public and identifies himself as an "Intellectual Property Lawyer". This Facebook Page prominently displays a photo of Eliot Bernstein dressed in a suit standing in front of a Courthouse with the following line appearing below or alongside the photograph:

**"Eliot seeking Justice in NY the beginning of the end for the bad guys"**

This same Facebook page includes links to group Facebook pages entitled the “Intellectual Property Lawyers of Boca Raton” and “Copyright, Patent & Trademark Lawyers of Boca Raton, Florida”. (See **Exh. 2** which is a Screen Shot of the Eliot Ivan Bernstein Facebook Homepage as of 7/18/17 and **Exh. 3**, a Screen Shot of the Eliot Ivan Bernstein)

- b. **Exh. 2:** Exhibit 2 is a screenshot of a group Facebook page entitled “Intellectual Property Lawyers of Boca Raton”. This Facebook page is also available to the general public, and includes photographs and links to attorneys holding themselves out to members of the general public who utilize the internet and Facebook as intellectual property lawyers whose practice is located in the Boca Raton area. Included on this Facebook Page is a link to Eliot Ivan Bernstein’s Facebook Page. On **Exh. 2**, Eliot Ivan Bernstein is identified as an Intellectual Property Lawyer, and again this is on a group Facebook page which contains links to numerous other Facebook pages whom also hold themselves out to be intellectual property lawyers in Boca Raton.
- c. **Exh 3:** Exhibit 3 is very similar in nature to **Exh. 2**, except this group Facebook page is entitled “Patent, Copyright & Trademark Law in Boca Raton, FL”.
- d. See also Non-Lawyer’s actions described in **Section V** below.

#### **IV. NON-LAWYER ELIOT IVAN BERNSTEIN ACTIVELY ENGAGES IN THE PRACTICE OF LAW IMPACTING HIS TWO ADULT SONS, A COURT-APPOINTED GUARDIAN AD LITEM, AND OPPPOSING LITIGANTS IN THE NORTHERN DISTRICT AND PROBATE ACTIONS.**

Eliot Bernstein has recently been actively engaged in the unlawful practice of law and in so doing has placed two of his adult children in potentially serious legal jeopardy. In advising and assisting his sons in making unlawful contacts to a court-appointed guardian ad litem who is also a citizen of Palm Beach County, Eliot Ivan Bernstein has also negatively impacted the general public. The goal as stated in his multiple pleadings and on-line postings is to derail pending settlements of certain issues by other parties in both the Probate Actions and the Northern District.

Eliot Bernstein has been appearing pro-se’ in a plethora of lawsuits that he has initiated for well over a decade involving alleged stolen intellectual property. Since the death of his mother and father in 2010 and 2012 respectively, Eliot Bernstein has also appeared pro se’ in the Probate Actions pertaining to the administration of his father’s and

mother's estates. The Probate Actions remain pending in Palm Beach County, FL and are referenced in part in the Appellate Court Order, **Exh. 1**.

In addition, since 2013, Eliot Bernstein has appeared pro se' in litigation pending in the U.S. District Court for the Northern District of Illinois. This litigation is an Interpleader Action involving a single life insurance policy that insured his father's life. Again, Eliot Bernstein's pro se' activities — that are actually on his own behalf -- are NOT an issue in this complaint.

In the Probate Litigation, Judge John Phillips entered Orders appointing a guardian ad litem for Eliot's children for the purposes of protecting their interests and assets in certain trusts. In his Orders, Judge Phillips found that Eliot Bernstein's activities in the Probate litigation were in conflict with the interests of his own children. In appointing the guardian ad litem, Judge Phillips admonished Eliot Bernstein in the order that he, and anyone acting in concert with him, were not to contact the Guardian Ad Litem for any reason and shall not harass or interfere with the Guardian Ad Litem. The Orders also directed the guardian ad litem to contact the Probate Court if she did receive any threats or harassment from Eliot Bernstein, or anyone acting in concert with him. The Orders stated that any violation of by Eliot Bernstein of the Orders would result in the Court having to employ its "coercive measures" against the perpetrators in order to put a stop to it. The Orders also stated that the guardian ad litem's limited guardianship would remain *under court supervision*. (emphasis added).

Recently, Eliot Bernstein has been raising issues — which he has no standing to raise -- in both the Probate Litigation and the Northern District Litigation regarding the propriety and validity of the guardian ad litem's appointment because two of his children had reached the age of majority and one was allegedly not a minor at the time of the appointment. The validity of the appointment is not an issue in this complaint, but the Orders are important because clearly under the Orders if an emancipated adult wanted to modify or terminate the guardian ad litem's appointment, the proper recourse would have been a motion to the court supervising the guardian ad litem to terminate or modify the guardianship.

Instead of pursuing a motion to the Probate Judge, two letters were prepared which -- in the opinion of the complainant and some of Eliot's family members the author is Eliot himself and not his children -- but authorship remains to be determined. Eliot's two adult children reside with Eliot and the address on the letterhead is Eliot's home address. The letters were signed by the two adult children using a method of signature that, Complainant has only seen one other person use in 27 years of practice, and that other person is Eliot Bernstein. On many of the documents Eliot files in court he signs the document and places a fingerprint on each page and/or by his signature.

The only other two people I have ever seen use this modus operandi for their signatures are Eliot's two adult children when they signed the unlawful letters to the guardian ad litem. Two letters were prepared one for each adult child. The letters are unlawful in that their very transmission to the guardian ad litem – not to mention the disturbing content – was a violation of the Probate Court's orders that Eliot Bernstein and those acting in concert were to have no contact with the guardian ad litem unless initiated by the guardian ad litem.

Eliot Bernstein has admitted to transmitting those letters to the guardian ad litem via email on behalf of his children both verbally on the record in the Northern District and in an email to the courtroom deputy for the Northern District. Copies of the Probate Orders are attached hereto as **Exh. 4** and **Exh. 5**. A copy of the transcript of a status hearing in front of Judge Blakey in the Northern District is attached hereto as **Exh. 11**.

According to Complainant's review of Florida case law, the "threat of litigation" is an act that constitutes the "practice of law". *Florida v. York*, 689 So.2d 1037 (1996).

Non-Lawyer admittedly transmitted two letters to a court-appointed guardian that are replete with threats of litigation and criminal prosecution. Non-Lawyer's reckless act in transmitting the two threatening letters to the guardian ad litem on behalf of his two ***newly adult*** children is by no means a pro se' act. Non-Lawyer's Act was on behalf of his two **ADULT** sons. Since they were emancipated adults, Non-Lawyer is prohibited from representing them in the practice of law.

But, Non-Lawyer did much more than merely transmit the letters to the guardian ad litem. Above the signature lines of each of the signatures on the two Cease and Desist Letters is the following clause:

"I authorize this Statement and Cease and Desist Request to be filed in any and all state and federal proceedings ***as relevant and necessary***". (*emphasis added*).

Eliot Ivan Bernstein has not yet admitted to being the author of the letter, but he has admitted being the "email transmitter" of the letter to the guardian ad litem and a host of others. (See **Exh. 6**, the cover email transmitted to the guardian ad litem which accompanied the threatening letters) which is the email transmitting the letter to the guardian ad litem.

All evidence, direct and circumstantial, indicates that it was Non-Lawyer who determined which “state and federal proceedings” were “relevant and necessary” and where the cease and desist letters should be filed. It is important to note that Non-Lawyer’s children have never been parties to the Northern District Action. Non-Lawyer both on the record and in an email admitted it was he who filed the threatening letters in the Northern District. Bar investigators reviewing this complaint should easily be able to determine who filed the threatening letters in the Probate Actions pending in West Palm Beach County.

The filings in the Northern District were not made by his two adult sons, as neither had any Electronic Filing privileges in the Northern District at the time the filings were made. Further in emails to the court and on the record, Eliot Bernstein admitted to being the one who made those filings.

In fact, in filing in the Northern District Eliot Bernstein took another unauthorized action when he filed the cease and desist letters NOT under his own name but under an opposing parties’ name--the clients that I represent. On that same day in court, Eliot had complained on the record about his inability to file electronically in the Northern District. Instead of rectifying that issue through the court or clerk of the court, Eliot apparently logged on to the Northern District’s ECF filing system using his own ECF Credentials but selected an opposing party—my clients—as the filing party on the Docket.

When Complainant opened the ECF Filed documents, Complainant first discovered that this Non-Lawyer’s unauthorized ECF Filing under my client’s name included the threatening letters to the court appointed official. Since the letters (i) included intimidating and harassing statements (ii) to a court appointed official in Florida (iii) in violation of the Probate Court orders which were included with the letters and also filed in the Northern District, Complainant was *extremely* and justifiably agitated and concerned.

Complainant promptly notified the Courtroom Deputy in the Northern District, the Clerk of the Court of the Northern District and the U.S. Marshall Service alerting them that neither complainant nor complainant’s clients had any part in filing the cease and desist letters to the guardian ad litem in any court proceedings including the Northern District. The Actions taken by Eliot relating to his sons’ unlawful letters to the Guardian Ad Litem were in furtherance of his campaign to disrupt the pending settlements in both the Northern District Actions and the Probate Actions as well as the efficient administration of his parents’ estates. This activity is an unauthorized practice of law and is one of the subjects of this Complaint.

**V. ACCORDING TO BLOGPOSTS ATTRIBUTED TO ELIOT IVAN BERNSTEIN AND/OR ELIOT BERNSTEIN, NON-LAWYER HAS BEEN SOLICITING AND/OR CONSPIRING WITH OTHERS TO ENGAGE IN THE UNAUTHORIZED PRACTICE OF LAW AND IS SEEKING TO RAISE FUNDS AND LIKELY HAS RAISED IN FURTHERANCE OF THOSE EFFORTS UTILIZING A TAX EXEMPT 501(C)3 ACCOUNT REFERRED TO IN A POST AS “SAMS 501(C)(3) ACCOUNT”.**

Eliot Ivan Bernstein has made posts on a blog entitled “Scanned Retina-A Resource for the People!”. His “Scanned retina” posts feature his Facebook profile and a link to his Eliot Ivan Bernstein Facebook page. The author of the blogpost is listed as Eliot Ivan Bernstein and it is dated April 23, 2016 at 5:41 a.m. This post is headed “Teleconference-Sunday 6pm EST – Moving into Phase 2.”

The post appears to be appear either a summary of a conference call with a plan for another, or an agenda for a future conference call. Virtually the entire post touts advice on filing complaints both civil and criminal, disqualifying judges and other legal tactics. The post also contains a solicitation to others for contributions of funds to a purported 501(c)3, referred to as “Sam’s 501(c)3”, and states that the funds will be used in part to “*hire disbarred attorneys, PI and others* to create sample forms and research criminal statutes and procedures (Procedures are critical to hold their feet to the fire) and *counsel individuals.* (emphasis added). (See **Exh. 7**).

With regard to the funds sought to be raised, the post continues as follows:

“The funds will also be used to create a legal strategy to start to demand VICTIM RETRIBUTION and file pleadings seeking such relief from courts and state  
a \$ relief  
b Get guardianships removed  
c Get bonding in cases where fraud is involved in the court  
d File liens on parties and their properties  
e State relief funds”

**VI. THERE IS SIGNIFICANT EVIDENCE – BOTH CIRCUMSTANTIAL AND DIRECT—THAT “SAM’S 501(C)(3)” REFERENCED BY NON-LAWYER IN BLOG POSTS AS A FUND RAISING VEHICLE FOR UNAUTHORIZED PRACTICE OF LAW IS IN FACT THE KASEM CARES FOUNDATION ESTABLISHED FOLLOWING THE PROBATE CONTESTS IN THE FINAL DAYS OF THE LIFE OF CELEBRITY, KASEY KASSEM.**

According to its website, the Kasem Cares Foundation was established following the death of celebrity disc jockey and television personality Kassey Kasem and is dedicated primarily to the prevention of elder abuse.

The evidence that indicates that the “Sam’s 501(c)(3)” referenced in Non-Lawyer’s Blog posts and the Kasem Cares Foundation are in fact one in the same is as follows:

- A. Non-Lawyer referenced “Sam’s 501(c)(3) as a fundraising vehicle in his blog post. In the same blog post, Non-Lawyer expresses gratitude for a prior successful fundraising.
- B. Non-Lawyer’s Blog Post referenced a conference call of up to ten people.
- C. Non-Lawyers Blog Posts referenced Sam Sugar.
- D. Sam Sugar’s Facebook page contain posts that he shared on Facebook regarding the Kasem Cares Foundation.
- E. Non-Lawyer’s Facebook page contains posts regarding the Kasem Cares Foundation.
- F. Non-Lawyer and Sam Sugar are Facebook friends.
- G. The Kasem Cares website identifies itself as a 501(c)(3) non-profit organization whose donations are tax deductible to the donator.

**VII. ADDITIONAL INFORMATION RELEVANT TO THE COMPLAINT**

- A. Non-Lawyer has repeatedly filed in pauperis petitions in all of his pro se’ litigations referenced herein wherein he represents that he is unemployed.
- B. Upon information and belief, Non-Lawyer’s web posts and other internet activity including his ECF Filings are conducted from a computer or computers located at Non-Lawyer’s home. Eliot’s emails and letterhead contains only his home address and no other office address appears.

- C. Non-Lawyer has recently had multiple appeals either affirmed or dismissed in the Appellate Courts and Florida Supreme Courts. Non-Lawyer has also had an appeal in the Northern District recently dismissed. Family members of Non-Lawyer who are also my clients have expressed concerns to me about Non-Lawyer's well-being, that of his spouse and especially his three sons (Ages 19, 18 and a minor) whom all reside in his home. Family members of the Non-Lawyer have been in contact with local and federal law enforcement regarding these concerns.
- D. The information provided by Complainant regarding Sam Sugar, Sam's 501(c)(3) and the Kasem Cares Foundation is solely for informational purposes as this is not intended as a Complaint against anyone other than Non-Lawyer. Complainant is concerned that Sam Sugar, Sam's 501(c)(3) and the Kasem Foundation may have been impacted by Non-Lawyer's activities. Complainant at this time has no evidence that any monies were actually funneled through Sam Sugar, Sam's 501(c)(3) or Kasem Cares to Non-Lawyer or anyone acting in concert. Complainant has provided such information out of concern that Sam Sugar, Sam's 501(c)(3) and Kasem Cares may in-fact be unwitting victims of the Non-Lawyer's activities to fund his Unauthorized Practice of Law.
- E. In lieu of full Exhibits and pursuant to the Mailing Instructions for Bar Complaints, Complainant has in certain instances provided excerpts of the Exhibits. More complete versions of the Exhibits are available upon request. Complainant has used best efforts to protect confidentiality by redactions on Exhibits of information pertaining to others not involved in this Complaint or whose identities are not publicly available on the respective web posts referenced herein.
- F. An additional post by Non-Lawyer on Scanned Retina relating to UPL is attached as **Exh. 8.**

7/21/17  
  
Complainant

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT, 1525 PALM BEACH LAKES BLVD., WEST PALM BEACH, FL 33401

July 19, 2017

CASE NO.: 4D17-1932

L.T. No.: 502014CP003698XXXXNB

ELIOT IVAN BERNSTEIN

v. TED BERNSTEIN, AS TRUSTEE, ET AL.

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Appellant / Petitioner(s)

Appellee / Respondent(s)

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BY ORDER OF THE COURT:

ORDERED that appellee's June 26, 2017 motion to dismiss is granted. This appeal is dismissed. Further,

ORDERED that appellant has initiated numerous meritless and improper pro se proceedings in this court and has abused the court system. See, eg.: 15-3849 - petition denied; 16-0064 - petition denied; 16-0222 - affirmed; 16-1449, 16-1476, 16-1478 (consolidated) - dismissed for lack of prosecution; 16-2249 - dismissed for lack of standing; 16-3162 - dismissed for lack of jurisdiction; 16-4120 - dismissed for lack of jurisdiction; 17-1607 - dismissed; 17-1608 - dismissed for nonpayment of filing fee. Appellant is ORDERED to show cause, within ten (10) days, why this court should not impose the sanction of no longer accepting his pro se filings. See *Johnson v. Bank of New York Mellon Trust Co.*, 136 So. 3d 507, 508 (Fla. 2014); *Lomax v. Taylor*, 149 So. 3d 1135, 1137 (Fla. 2014); *Riethmiller v. Riethmiller*, 133 So. 3d 926 (Fla. 2013); *May v. Barthet*, 934 So. 2d 1184, 1186 (Fla. 2006).

TAYLOR, DAMOORGIAN and KUNTZ, JJ., concur.

Served:

cc: Lorin Louis Mrachek  
Gary R. Shendell  
Kenneth S. Pollock  
Donald R. Tescher  
Clerk Palm Beach

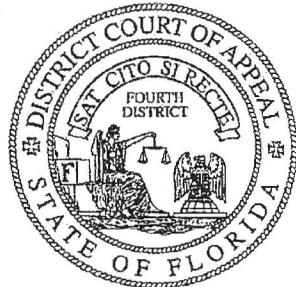
Brian M. O'Connell  
Steven A. Lessne  
Alan Benjamin Rose  
Joielle A. Foglietta  
Hon. Rosemarie Scher

Mark R. Manceri  
John P. Morrissey  
Peter Marshall Feaman  
Eliot Ivan Bernstein

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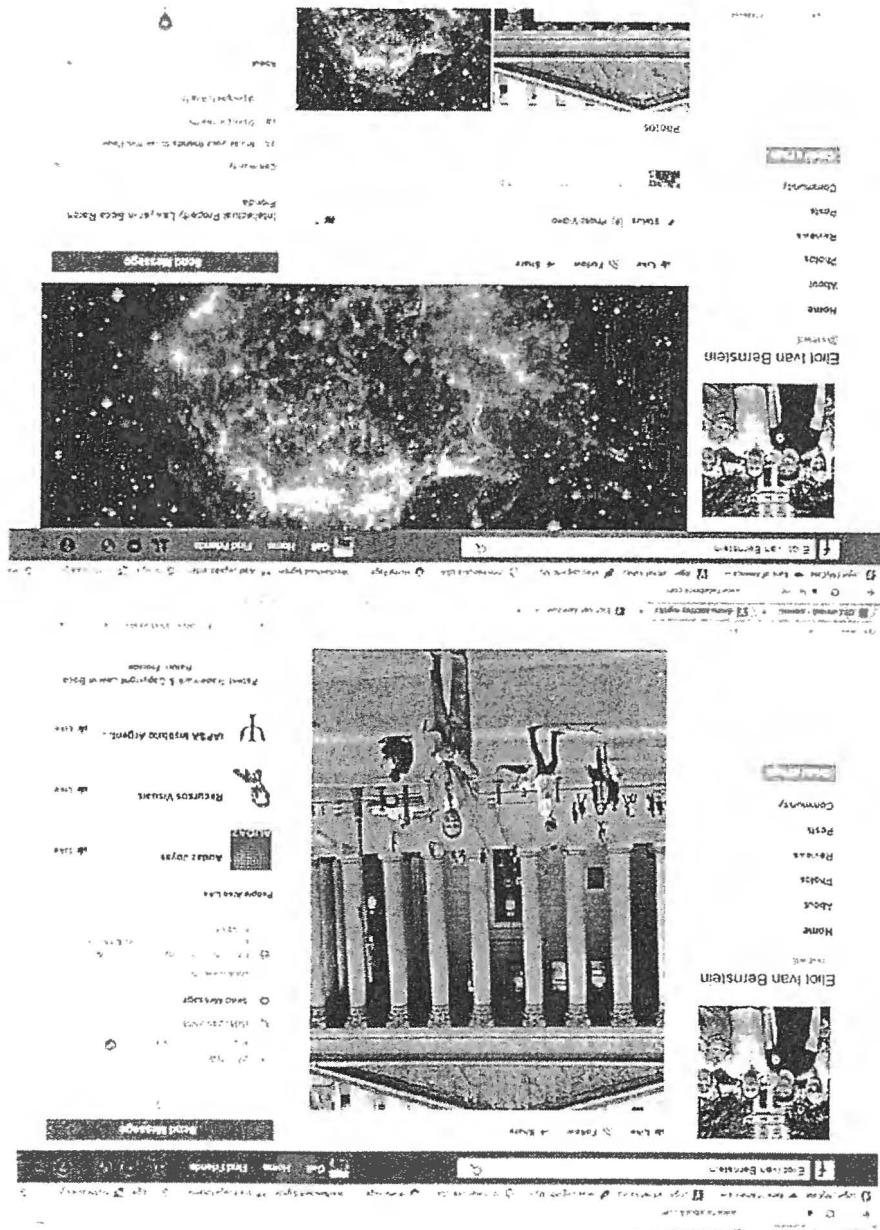
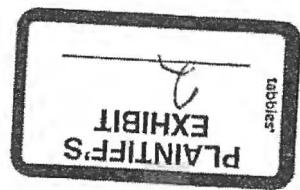
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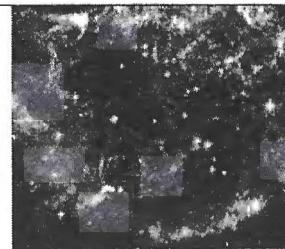
LONN WEISSBLUM, Clerk  
Fourth District Court of Appeal



PLAINTIFF'S  
EXHIBIT

1



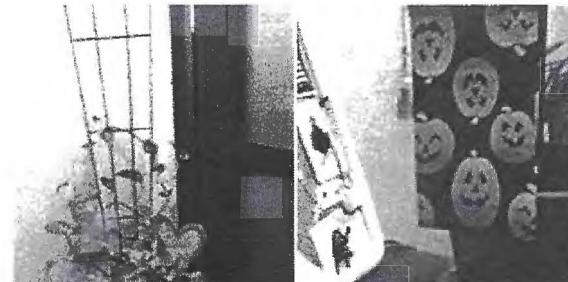


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**Eliot Ivan Bernstein**

Patent Trademark & Copyright Law  
2753 NW 34th St · (561) 245-8588

Like



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photos

7

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Chat (4)

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT  
IN AND FOR PALM BEACH COUNTY, FLORIDA

TED BERNSTEIN, as Trustee  
of the Shirley Bernstein Trust Agreement  
dated May 20, 2008, as amended,

Probate Division  
Case No.: 502014CP003698XXXXNBIH

Plaintiff,

v.

ALEXANDRA BERNSTEIN; ERIC BERNSTEIN;  
MICHAEL BERNSTEIN; MOLLY SIMON;  
PAMELA B. SIMON; Individually and as Trustee  
f/b/o Molly Simon under the Simon L. Bernstein  
Trust Dtd 9/13/12; ELIOT BERNSTEIN,  
individually, as Trustee f/b/o [REDACTED], [REDACTED] and [REDACTED]  
under the Simon L. Bernstein Trust Dtd 9/13/12, and  
on behalf of his minor children [REDACTED], [REDACTED] and [REDACTED];  
JILL IANTONI, Individually, as Trustee f/b/o [REDACTED]  
under the Simon L. Bernstein Trust Dtd 9/13/12, and  
on behalf of her Minor child [REDACTED]; MAX  
FRIEDSTEIN; LISA FRIEDSTEIN, Individually, as  
Trustee f/b/o Max Friedstein and [REDACTED] under the  
Simon L. Bernstein Trust Dtd 9/13/12, and on behalf  
of her minor child, [REDACTED],

Defendants.

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ORDER APPOINTING DIANA LEWIS AS GUARDIAN AD LITEM FOR  
ELIOT BERNSTEIN's CHILDREN. [REDACTED]; [REDACTED]; and [REDACTED]

THIS CAUSE came before the Court at an evidentiary hearing held on February 25, 2016,  
on Successor Trustee's Motion for Appointment of a Guardian Ad Litem to Represent the Interests  
of Eliot Bernstein's Children etc. (the "Motion"). Having considered the Motion and the arguments  
of the parties, taken judicial notice of the matters requested in the Motion, and being otherwise duly  
advised in the premises, the Court entered an Order in this matter, and a companion order in Case  
No. 502014CP002815XXXXNB, granting motions to appoint a guardian ad litem for Eliot's

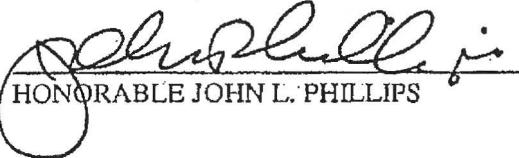


for an award of attorneys' fees to be paid out of the gross proceeds of any recovery, distributions or inheritance to be received by [REDACTED], [REDACTED] and/or [REDACTED].

6. To protect the integrity and independence of the guardian, Eliot Bernstein and all persons acting in concert with him; (a) shall not contact, email or otherwise communicate with the Guardian Ad Litem except at the request of the Guardian Ad Litem; and (b) shall not in any way threaten or harass the guardian. This Court alone shall supervise the guardian. Any violation of this order may subject the violator to severe sanctions for contempt of court. The Court will use the full measure of its coercive powers to ensure compliance with this Order.

7. The guardian ad litem shall notify this Court and Trustee of any actions taken by Eliot and/or Candice Bernstein which interfere with the guardian ad litem's duties hereunder.

DONE and ORDERED in Chambers, North County Courthouse on 4-4-, 2016.



HONORABLE JOHN L. PHILLIPS

cc: Attached service list

IN THE CIRCUIT COURT OF THE  
FIFTEENTH JUDICIAL CIRCUIT, IN AND  
FOR PALM BEACH COUNTY, FLORIDA

PROBATE DIVISION

CASE NO.: 502014CP002815XXXXNB (IH)

OPPENHEIMER TRUST COMPANY  
OF DELAWARE, in its capacity as  
Resigned Trustee of the Simon Bernstein  
Irrevocable Trusts created for the benefit  
of [REDACTED]

Petitioner,

vs.

ELIOT AND CANDICE BERNSTEIN,  
in their capacity as parents and natural  
guardians of [REDACTED] AND  
[REDACTED] minors,

Respondents.

ORDER APPOINTING GUARDIAN AD LITEM FOR MINORS,

THIS CAUSE came before the Court at an evidentiary hearing held on February 25, 2016  
upon the *Omnibus Motion (I) To Appoint A Guardian Ad Litem For The Minor Beneficiaries Of  
The "Grandchildren Trusts;" (II) To Hold Eliot And Candice Bernstein In Contempt Of Court  
For Their Continued Violation Of A Court Order And Repeated Statements Assaulding The  
Dignity Of The Court; And (III) To Establish A Schedule And Protocol For Accounting And  
Turnover Proceedings* (the "Motion") filed by Petitioner, Oppenheimer Trust Company Of  
Delaware ("Oppenheimer"), in its capacity as the resigned trustee of three Irrevocable Trusts  
settled by Simon Bernstein on September 7, 2006 for the benefit of his grandchildren, minors,  
[REDACTED] (the "Grandchildren Trusts"). Having considered the Motion

PLAINTIFF'S  
EXHIBIT

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and the arguments of the parties, taken judicial notice of the matters requested in the Motion, and being otherwise duly advised in the premises, the Court rules as follows:

1. The sole beneficiaries of the Grandchildren Trusts, and the only real parties in interest in this litigation (other than Oppenheimer), are [REDACTED] (the "Minor Beneficiaries"). Neither Eliot nor Candice Bernstein (the "Bernsteins") were sued in their individual capacities by Oppenheimer, nor have they moved for, or been granted, permission to intervene in their individual capacities. They have been afforded standing in these proceedings, to date, solely as the parents and natural guardians of the Minor Beneficiaries.

2. The Bernsteins have been shown to have multiple conflicts of interest with the Minor Beneficiaries. For example, in their pleadings, they repeatedly allege that the trusts created for the Minor Beneficiaries' benefit are fraudulent and that they, and not their children, are the true beneficiaries. *Counter-Complaint*, ¶¶ 44-50, 52-60, 65, 109-110, 186 and 253; *Objection to Oppenheimer Accountings*, pp. 1 and 20. In addition, the Bernsteins insist that their overarching goal in this litigation "is to bring about a change in the legal system in efforts to root out systemic corruption at the highest levels by a rogue group of criminals disguised as attorneys at law, judges, politicians and more." *Counter-Complaint*, ¶ 212. No reasonable inference can be drawn that the Minor Beneficiaries have a similar interest or agenda, or that pursuing such an agenda at the risk of dissipating their own inheritance is in their best interest.

3. Eliot Bernstein also has a history of vexatious litigation and public disrespect for and disobedience to the judicial system and its officers, as detailed in Oppenheimer's Motion. Eliot Bernstein was adjudicated a vexatious litigant by the United States District Court for the Southn Distreict of New York and enjoined from filing further specified claims in any court without its prior permission. Yet, Eliot Bernstein asserted those enjoined claims in his Counter-

Complaint in apparent violation of the injunction. The Bernsteins are in continued violation of a May 4, 2015 Order entered by Judge Martin Colin, which required compliance over nine months ago, and in recent filings with Florida appellate courts, the Bernsteins insist that all orders entered in this case “are void as a matter of law, and are of no legal force and effect.” *Petition for All Writs (dated January 29, 2016)*, ¶ 101. Further, the Bernsteins have repeatedly alleged that multiple judges have committed fraud in their official capacities in these proceedings and that all Florida judges have conflicts of interest which prohibit them from presiding over these proceedings. *Id.*, ¶ 106-107. All of the above, and certainly in combination, render the Bernsteins inappropriate and inadequate representatives for the Minor Beneficiaries in this litigation.

4. For the above reasons, the guardian *ad litem* appointed in Case No.: 502014CP003698XXXXNB shall be deemed appointed simultaneously as the guardian *ad litem* for the Minor Beneficiaries in this case, with sole and exclusive authority to represent the Minor Beneficiaries’ interests in this case. The guardian *ad litem* shall be entitled to petition for reasonable compensation for his/her services, to be paid out of the gross proceeds of any recovery, distributions or inheritance to be received by the Minor Beneficiaries from the Shirley Bernstein Trust u/a/d May 20, 2008, as amended, the Simon Bernstein Trust, and/or the Estates of Simon or Shirley Bernstein.

5. The Answer and Counter-Complaint filed by Eliot and Candice Bernstein (which they purport to file (i) “Individually, PRO SE;” (ii) “as the Natural Guardians of [the Minor Beneficiaries];” (iii) “as Guardians of the members of Bernstein Family Realty, LLC;” and (iii) “as beneficiaries of [sixteen (16) Trusts, two (2) Estates, and multiple] Corporate Entities set up by Simon and Shirley Bernstein”), and the “Objection to Final Accounting; Petition for Formal, Detailed Audited and Forensic Accounting and Document Production” (the “Objection”) filed by

Eliot and Candice Bernstein, "individually and on behalf of [their] minor children, who are alleged qualified beneficiaries of Settlor's Estate and Trusts," are hereby stricken.

6. The guardian *ad litem* shall have 45 days from his/her appointment within which to file a response to Oppenheimer's Petition and objections, if any, to Oppenheimer's accountings.

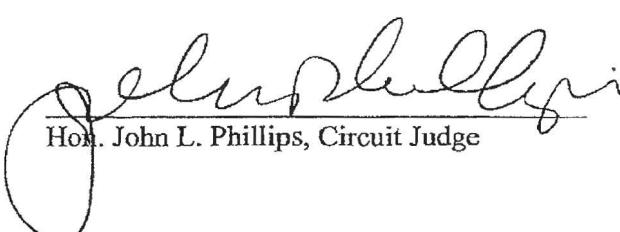
7. Oppenheimer and the guardian *ad litem* shall confer in good faith regarding a resolution of this matter and/or a timeframe within which to try any unresolved issues.

8. Neither Eliot nor Candice Bernstein shall take any action which interferes with the guardian *ad litem*'s duties.

9. *The pending Motion for Contempt as to Eliot and Candice Bernstein are also held to be in contempt of court for their willful violation of Judge Martin Colin's May 4, 2015 Order. The Court withholds coercive sanctions based upon the appointment of a guardian ad litem and striking of the Bernsteins' pleadings, which renders the Bernsteins' compliance moot.*

DONE AND ORDERED in Chambers, Palm Beach County, Florida on

3-1-, 2016.

  
Hon. John L. Phillips, Circuit Judge

Copies furnished to:

Steven A. Lessne, Esq.  
Gunster, Yoakley & Stewart, P.A.  
4855 Technology Way, Suite 630  
Boca Raton, FL 33431

Eliot and Candice Bernstein  
2753 N.W. 34<sup>th</sup> Street  
Boca Raton, FL 33434

From: Eliot Ivan Bernstein iviewit10@gmail.com  
Subject: SIGNED LETTER DEMAND TO DIANA LEWIS  
TO CEASE AND DESIST ILLEGAL GUARDIAN  
AD LITEM - FROM [REDACTED]  
Date: Jul 11, 2017, 10:06:33 AM  
To: Diana Lewis @ ADR & MEDIATIONS  
SERVICES, LLC - Fla. Bar No. 351350  
dzlewis@aol.com  
Cc: <joon.kim@usdoj.gov> joon.kim@usdoj.gov,  
FBI Philadelphia  
philadelphia.complaints@ic.fbi.gov,  
<tom.wheeler@usdoj.gov>  
tom.wheeler@usdoj.gov, William Stansbury  
wesgator@msn.com, Crystal L. Cox, in Love  
and Light savvybroker@yahoo.com, Sam  
Sugar MD drsam@aaapg.net, Natalie Andre  
natandre44@gmail.com, Skender Hoti  
skendertravel@gmail.com, Richard Black  
richard.black1159@gmail.com, John Pacenti  
~ Reporter @ Palm Beach Post  
jpacenti@pbpost.com, Adam Simon Esq.  
asimon@chicago-law.com, Alexander Alex  
David Marks, Esq. ~ Partner @ Burke, Warren,  
MacKay & Serritella, P.C.  
amarks@burkelaw.com, Brian M. O'Connell  
PA ~ Partner @ Ciklin Lubitz Martens &  
O'Connell boconnell@ciklinlubitz.com, David  
B. Simon dsimon@stpcorp.com, David  
Lanciotti ~ Executive Vice President and  
General Counsel @ LaSalle National Trust.

PLAINTIFF'S  
EXHIBIT

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NA / Chicago Title Land Trust Company  
David.Lanciotti@ctt.com, Don Tescher  
dtescher@tescherlaw.com, Frederic A.  
Mendelsohn fmendelsohn@burkelaw.com,  
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jilliantoni@gmail.com, John M. O'Halloran  
joh@mcveyparsky-law.com, Joielle Joy A.  
Foglietta, Esquire @ Ciklin Lubitz Martens &  
O'Connell jfoglietta@ciklinlubitz.com, Kevin P.  
Horan ~ Associate @ Stamos & Trucco LLP  
khoran@stamostrucco.com, Lisa Friedstein  
lisa@friedsteins.com, Michael Duane Sanders  
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P.A. pfeaman@feamanlaw.com, Robert  
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Bernstein  
tberNSTEIN@lifeinsuranceconcepts.com,  
Thomas B. Underwood ~ Partner @ Pucell &  
Wardrobe CHTD. tbu@pw-law.com

Diana Lewis, please see the attached SIGNED CEASE AND DESIST letter from my ADULT son  
[REDACTED] to you. If you have any questions please feel free to contact me.

Eliot I. Bernstein  
Inventor, really cool shit that changed your world!



# Scanned Retina – A Resource for the People!

For the adults in the room!

## Eliot Ivan Bernstein: Calling out the BAD GUYS -IMPOSTORS – playing roles of impersonators in Black Robes

Posted on April 20, 2016

On Apr 20, 2016, at 6:26 AM, Eliot Ivan Bernstein wrote:

I want to thank everyone for their help and support in achieving our Phase 1 goal of a Newspaper AD calling for Federal Monitor and Federal Investigation of Court Corruptions and 3 letters to DOJ offices of Preet Bharara, Loretta Lynch and the FBI.

We are now moving into Phase 2 of the plan and this will again take another Fund Raising Effort to achieve all of the following:

1. Filing of State Level Criminal Complaints with the Sheriff and/or PD
  - a. How to samples created with Criminal Codes that are applicable to most court corruption cases, ie
    - i. fraudulent billing schemes,
    - ii. Criminal actions under color of law or through use of simulated legal process,
    - iii. offenses by public officers,
    - iv. criminal fraud,
    - v. accessory after the fact,
  - b. How to file criminal complaints without getting thrown out and walk out with bona fide CASE NUMBER
  - c. How to move complaints forward to DA and AG once criminal complaints are filed and sworn to
  - d. How to remove judges or lawyers for conflicts and adversity this creates
  - e. How to respond to premature dismissals and elevate to IA etc.
2. How to Disqualify Judges and Attorneys (not recuse Disqualify)
  - a. Create standard forms for civil case filings
  3. Contacting State Reps to Pursue Corruption Stalled Criminal Complaints Against Judges and Attorneys
  4. Contacting Fed if state fails, which we did in Phase 1 already but this would be on individual state complaints filed
  5. How to respond to retaliation
  6. How to file FOIA for both Criminal Agencies and Civil Courts
  7. Fundraising to hire disbarred attorneys, PI and others to create sample forms and research criminal statutes and procedures (Procedures are critical to hold their feet to fire) and counsel individuals
    - a. Looking to raise 15k through Sam's 501C3 and if we can find large donors to support our efforts this would be great as most of the funding for the AD's came from people financially ruined by the Court corruptions against them which is the typical way the corrupt courts disable the victims ability to defend themselves.
    - b. Getting commitments from Disbarred Attorneys to help at a HIGHLY REDUCED fee

# Scanned Retina – A Resource for the People!

*For the adults in the room!*



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  - iv. criminal fraud,
  - v. accessory after the fact,
- b. How to file criminal complaints without getting thrown out and walk out with bona fide CASE NUMBER

## ***From the Desk of:***

2753 NW 34th Street, Boca Raton, FL 33434

July 11, 2017

ADR & MEDIATIONS SERVICES, LLC

Diana Lewis

2765 Tecumseh Drive  
West Palm Beach, FL 33409  
(561) 758-3017 Telephone  
dzlewis@aol.com  
(Fla. Bar No. 351350)

**RE: DIANA LEWIS DEMAND TO CEASE AND DESIST ILLEGAL GUARDIAN AD LITEM OF** **CORRECT ALL FRAUD, OTHER RELIEF**

Attention Diana Lewis, Esq.,

My name is [REDACTED] and it has come to my attention that you are an attorney and former Judge in Palm Beach County and Officer of the Court, allegedly continuing to act as Guardian Ad Litem for me since April 07, 2016 allegedly as a "minor child" of Eliot Ivan Bernstein and Candice Michelle Bernstein.

While I understand that there is likely major legal problems with the proceedings leading up to your Appointment and Acceptance as Guardian ad Litem on my behalf, I turned 18 on [REDACTED] [REDACTED] 2017 and have not been a "Minor" for over 6 months and yet you have failed to Discharge the Guardianship and knowingly continue to purport to act on my behalf as a minor and make Court appearances for me and tender "Consents" on my behalf which were never provided to you and you have done this at all times knowing that there has never been any "incapacity" or

PLAINTIFF'S  
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RE: **DIANA LEWIS DEMAND TO CEASE AND DESIST ILLEGAL GUARDIAN AD**  
**LITEM OF [REDACTED] CORRECT ALL FRAUD, OTHER RELIEF**

---

other law enforcement officials, as well as judges, care providers in public health facilities, and others who are acting as public officials. It is not necessary that the crime be motivated by animus toward the race, color, religion, sex, handicap, familial status or national origin of the victim.

The offense is punishable by a range of imprisonment up to a life term, or the death penalty, depending upon the circumstances of the crime, and the resulting injury, if any." See, <https://www.justice.gov/crt/deprivation-rights-under-color-law>.

I have never spoken with you, met with you, granted you any authority over me and in any way enabled or allowed your acting in any capacity and in any matter on my behalf as an adult. This is a Cease and Desist demand to stop all further illegal acts on my behalf.

I am unaware of any Guardian Ad Litem Orders entered in the Simon and Shirley Probate Cases ( Case # 502012CP004391XXXXSB – Simon Bernstein Estate and Case # 502011CP000653XXXXSB – Shirley Bernstein Estate) giving you any guardianship powers over me to make any representations or take any actions on my behalf in those cases.

[REDACTED] AND [REDACTED] IN THE ABOVE STYLED CASE" [emphasis added]

The Shirley Bernstein Trust Order Appointing Guardianship is similarly limited to legal authority of the guardianship in that case only and only for MINOR CHILDREN.

The 2016 Florida Statutes - Title XLIII - DOMESTIC RELATIONS - Chapter 744 - GUARDIANSHIP  
744.521 Termination of guardianship.—When a ward becomes ***sui juris*** or is restored to capacity, when the guardian has been unable to locate the ward the [REDACTED] search, or, for a guardian

RE: **DIANA LEWIS DEMAND TO CEASE AND DESIST ILLEGAL GUARDIAN AD**  
**LITEM OF [REDACTED] CORRECT ALL FRAUD, OTHER RELIEF**

---

I authorize this Statement and Cease and Desist Request to be filed in any and all state and federal proceedings as relevant and necessary.

Sincerely,

X: [REDACTED]

2753 NW  
Boca Raton

Dated:

7-11-17

Witness:

X: [REDACTED]

Name: [REDACTED]  
2753 NW 34th Street  
Boca Raton, FL 33434

Dated:

7/11/17

P:

J:

## ***From the Desk of :***

**2753 NW 34th Street, Boca Raton, FL 33434**

July 11, 2017

**ADR & MEDIATIONS SERVICES, LLC**

Diana Lewis

2765 Tecumseh Drive

West Palm Beach, FL 33409

(561) 758-3017 Telephone

dzlewis@aol.com

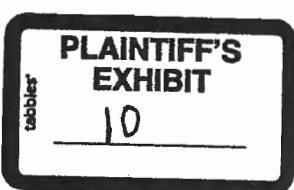
(Fla. Bar No. 351350)

**RE: DIANA LEWIS DEMAND TO CEASE AND DESIST ILLEGAL GUARDIAN AD**  
**LITEM OF [REDACTED], CORRECT ALL FRAUD, OTHER RELIEF**

Attention Diana Lewis, Esq.,

My name is [REDACTED] and it has come to my attention that you are an attorney and former Judge in Palm Beach County and Officer of the Court, allegedly acting as Guardian Ad Litem for me since April 07, 2016 allegedly as a "minor child" of Eliot Ivan Bernstein and Candice Michelle Bernstein.

I make this voluntary request for you to now Cease and Desist all actions allegedly as my Guardian Ad Litem, turn over all records, discovery and information obtained in the course of your actions as my alleged Guardian and correct any and all frauds in all Courts or elsewhere impacted by this illegal Guardianship, including but not limited to, the Estate and Trust cases of my deceased grandparents, Simon and Shirley Bernstein.



IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

SIMON BERNSTEIN IRREVOCABLE ) Docket No. 13 C 03643  
INSURANCE TRUST DTD 6/21/95, )  
et al., )  
Plaintiffs, ) Chicago, Illinois  
v. ) July 13, 2017  
HERITAGE UNION LIFE INSURANCE ) 9:44 a.m.  
CO., )  
Defendant. )

TRANSCRIPT OF PROCEEDINGS - Status  
BEFORE THE HONORABLE JOHN ROBERT BLAKEY

11 APPEARANCES:

12 For the Plaintiff: THE SIMON LAW FIRM, by  
13 MR. ADAM M. SIMON  
14 303 East Wacker Drive  
Suite 210  
Chicago, IL 60601

15 For the Intervenor Plaintiff:

16 STAMOS & TRUCCO LLP, by  
17 MR. THEODORE H. KUYPER  
18 One East Wacker Drive  
Suite 300  
Chicago, IL 60601

19 || Also Present via conference call:

20 MR. ELIOT BERNSTEIN  
21 MS. JILL IANTONI  
21 MS. LISA FRIEDSTEIN

22 Court Reporter: LISA H. BREITER, CSR, RMR, CRR  
23 Official Court Reporter  
24 219 S. Dearborn Street, Room 1728  
Chicago, IL 60604  
(312) 818-6683  
lisa\_breiter@ilnd.uscourts.gov



1           The reason they did this was to deny my due process  
2 rights and try to get collateral estoppel to block my rights in  
3 your case, which worked. And that's a rush to settle up with  
4 all the fraud and President Donald Trump's friend found in my  
5 dad's home that we brought to you about the probate fraud of  
6 the sale of that home.

7           And so this is all a big, old fraud. And, you know,  
8 when he -- to start with your summary judgment order being  
9 corrected and all of these people knew this months ago and  
10 haven't brought it to your court. And I can't even get filings  
11 in because somehow you've removed me, you know, today, where  
12 before from filing things in the court. So I don't even know  
13 how to notice your court anymore. And it's based on the fact  
14 that I'm not a beneficiary with standing in my father's estate.

15           So everything stopped with my all writs ask for -- I'm  
16 going to ask for you to let me file papers and review that all  
17 this injunction and stop this. Because there's so much fraud,  
18 it's layers upon layers.

19           And they are using minor children inappropriately, and  
20 that whole nonsense you just heard, I tried to upload it into  
21 the court just now, but I think I picked the wrong filer. But  
22 on my side on the left, but it picked a different person on the  
23 right.

24           But so anyway, you know, all of those facts are now  
25 before your court and you can review them and determine if your

