

Eliot Bernstein

From: Eliot Bernstein <iviewit@gmail.com>
Sent: Wednesday, September 18, 2013 4:31 PM
To: 'Myra'
Cc: Caroline Prochotska Rogers Esq. (caroline@cprogers.com); Michele M. Mulrooney ~ Partner @ Venable LLP (mmulrooney@Venable.com); Andrew R. Dietz @ Rock It Cargo USA
Subject: RE: Estate of Shirley Bernstein - Draft Agreed Order
Attachments: Estate of Shirley Bernstein - Draft Agreed Order, etc.pdf

Mr. Manceri and Myra,

First, Ted Bernstein should not be appointed as Successor Trustee or Personal Representative as there are conflicts of interest and more with Ted and myself and beneficiaries of the estate. The judge should determine who will be the new Personal Representative and it should be left open for him to decide after the evidentiary hearing. Hopefully, after he reviews the gross negligence and misconduct and more by Tescher & Spallina, Robert Spallina, Donald Tescher & Ted Bernstein discovered in the hearing, he will also demand new estate counsel. After stating he should read you all your Miranda Rights now at the hearing due to the fraud on the court in having dead men sign and notarize documents to close the estate and then failing to contact the court to notify him he was deceased when filing them, well I am not sure we can rely on your client's advice or services any longer. Ted has several other conflicts which are well defined in my 7 Petitions/Motions. I am surprised to learn after Ted claimed in court that he was there as 'trustee for the estate' that Ted who misrepresented himself at the hearing as already appointed would be someone you would elect as a fiduciary, especially after learning there was no Personal Representative or Successor Trustee approved by the Court for months after Simon died, while the estate was still open and then the estate was closed with Simon's and others fraudulently notarized documents after Simon's death. Simon's admittedly fraudulent and allegedly forged signature was used on a recreated document after his death and where these felonious documents were learned at the hearing to have been sent from your client Tescher & Spallina's office all the beneficiaries have cause for concern. Your clients are responsible for the acts of their Notary Public Kimberly Moran under Florida law. I also think your client Tescher & Spallina, P.A. should resign immediately as estate counsel and you should ask the judge to appoint new estate counsel as well. In fact, from the following statement of the judge at the hearing, I am not sure if you too should be seeking personal and professional representative counsel. The court testimony regarding my comments above below,

6 THE COURT: So let me tell you because I'm

7 going to stop all of you folks because I think

8 you need to be read your Miranda warnings.

9 MR. MANCERI: I need to be read my Miranda

10 warnings?

11 THE COURT: Everyone of you [Tescher, Spallina, Tescher & Spallina, P.A., Ted Bernstein and you Mr. Manceri] might have to

12 be.

13 MR. MANCERI: Okay."

And then

5 MR. MANCERI: Okay.

6 THE COURT: All right, so stop, that's
7 enough to give you Miranda warnings. Not you
8 personally --
9 MR. MANCERI: Okay.
10 THE COURT: Are you involved? Just tell
11 me yes or no.
12 MR. SPALLINA: I'm sorry?
13 THE COURT: Are you involved in the
14 transaction?

15 MR. SPALLINA: I was involved

We should leave all these items open for the Judge to approve and appoint after the Evidentiary Hearing and after the determination if he will read your Miranda Rights to you and your clients and then arrest you. If you would like me to edit your draft more appropriately let me know but those are my comments thus far. Please let me know your response before any draft is sent to the court. I do not approve of Ted for any fiduciary capacity, nor do I think Spallina & Tescher P.A. should be nominating anyone at this time and resigning and if you would like to put someone in this document you can feel free to elect me Personal Representative. Is Ted your client yet, as you mentioned at the hearing you may be representing him in the proceedings too?

Thanks

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>

NOTICE: Due to Presidential Executive Orders, the National Security Agency may have read this email without warning, warrant, or notice. They may do this without any judicial or legislative oversight and it can happen to ordinary Americans like you and me. You have no recourse nor protection save to vote against any incumbent endorsing such unlawful acts.

CONFIDENTIALITY NOTICE:

This message and any attachments are covered by the Electronic Communications Privacy Act, 18 U.S.C. SS 2510-2521.

This e-mail message is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message or call (561) 245-8588. If you are the intended recipient but do not wish to receive communications through this medium, please so advise the sender immediately.

*The Electronic Communications Privacy Act, 18 U.S.C. 119 Sections 2510-2521 et seq., governs distribution of this "Message," including attachments. The originator intended this Message for the specified recipients only; it may

contain the originator's confidential and proprietary information. The originator hereby notifies unintended recipients that they have received this Message in error, and strictly proscribes their Message review, dissemination, copying, and content-based actions. Recipients-in-error shall notify the originator immediately by e-mail, and delete the original message. Authorized carriers of this message shall expeditiously deliver this Message to intended recipients. See: Quon v. Arch.

Wireless Copyright Notice. Federal and State laws govern copyrights to this Message. You must have the originator's full written consent to alter, copy, or use this Message. Originator acknowledges others' copyrighted content in this Message. Otherwise, Copyright © 2011 by originator Eliot Ivan Bernstein, iviewit@iviewit.tv and www.iviewit.tv. All Rights Reserved.

From: Myra [<mailto:mrmlaw1@gmail.com>]
Sent: Wednesday, September 18, 2013 2:03 PM
To: iviewit@gmail.com
Subject: Re: Estate of Shirley Bernstein - Draft Agreed Order

Eliot,

Pursuant to Judge Colin's instructions, attached is a draft Agreed Order from the Hearing on September 13, 2013. Please provide any Objection(s), comments to me by 12:00 p.m. tomorrow. If I do not receive anything from you, I will forward the Agreed Order to Judge Colin for signature.

Thank you.

Mark R. Manceri, Esq.

Mark R. Manceri, P.A.
2929 E. Commercial Blvd., Suite 702
Fort Lauderdale, Florida 33308
E-mail: mrmlaw@comcast.net
(954) 491-7099
(954) 771-0545 (fax)



FREE Animations for your email

Click Here!

