From: Foglietta, Joy A
To: "Eliot Ivan Bernstein"
Cc: O"Connell, Brian M.; McDowell, Sherri H.; Lobdell, Sharon R.
Subject: RE: Simon Bernstein Estate Reimbursement of Debts
Date: Friday, August 29, 2014 1:11:56 PM

Elliot- we are reviewing what you sent and will respond as soon as we can.

Have a great holiday weekend.

Best,

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From: Eliot Ivan Bernstein [mailto:iviewit@iviewit.tv]
Sent: Tuesday, August 26, 2014 4:58 PM
To: O'Connell, Brian M.; Foglietta, Joy A
Cc: Caroline Prochotska Rogers Esq.; Michele M. Mulrooney ~ Partner @ Venable LLP; Andrew R. Dietz @ Rock It Cargo USA; Marc R. Garber Esq. @ Flaster Greenberg P.C.; Marc R. Garber Esq.; Marc R. Garber Esq. @ Flaster Greenberg P.C.; tourcandy@gmail.com; 'Eliot Bernstein'
Subject: Simon Bernstein Estate Reimbursement of Debts

Brian and Joy, thank you both so much for your time today and working through some of these issues. As we discussed, under Article IV Section 5 "Reimbursement for Debts and Expenses" I am submitted this claim for debt my family has paid that were my father's estate obligation and were all paid Post Mortem. First, I paid for school that Simon was contracted to make payments for after he died and the balance was shifted to my family by the former fiduciaries and we paid instead. This switch was much ado of the proven and admitted frauds that occurred by the prior fiduciaries of the Estates and Trusts, Mr. Tescher, Esq. and Mr. Spallina, Esq. and there efforts to deprive me of my or my children's inheritance. More information regarding this debt is in the attached Creditor claim for school payment that I filed with the Court. I may have miscategorized that as a Creditor claim versus a Debt under IV that I paid on my father's behalf and if we agree I will withdraw that claim entirely if this is the more appropriate route as you have suggested. The second debt of Simon's estate is for household expenses my father was paying for me and my family that were a debt of the Estate that again were misdirected to my family by Spallina, as evidenced in the Oppenheimer letters in the attached Creditor Claim for household expenses. Oppenheimer in evidence that Spallina and Tescher turned over in their production requested Spallina to immediately return these funds to my family as they were a debt of the Estate and Spallina claimed he would pay back after using them. Spallina had told both Oppenheimer and me that he was just using these funds until he had liquid cash in the Estate and Trusts to pay them back. When demanded by Oppenheimer to be paid back because he had depleted the funds he refused but as I mentioned the Sheriff was already at his door and so he was not taking kindly to me as I was the

one who discovered the fraud and was pursuing him. Oppenheimer even states that if he does pay them back as debts of the Estate they will have to take action against the Estate on behalf of Eliot and Candice. If I miscategorized this as a Creditor claim versus a Debt under Article IV, with resolution I will withdraw this Creditor Claim in favorof the recommended Reimbursement for Debt payment. These debts have further cost my family greatly with a massive loss of monies. Therefore, if there are insufficient funds in the Estate please contact the alleged Trustee to seek any shortfall immediately and please pay them instantly, as the three minor beneficiaries and my family are in grave needs of these funds to survive. As you are aware we have been damaged financially by these events and these are for life continuing expenses that my father and mother paid for years and years while alive and had set aside enough to pay them for many years into the future.

As I mentioned, my children will not be returning to Saint Andrews for a number of reasons at this point, primarily as the monies set aside by my parents to pay for this very expensive school and their entire educations through college are not available due to the delays in inheritance directly attributable to the prior acts of the prior fiduciaries and the wholly reckless behavior of the current fiduciaries. As Alan stated in Court while you were present we have filed an Indigent Application that shows that we are in desperate needs of the monies we have been denied and those we have expended for my father's death Post Mortem through further fraud are now way overdue and causing serious hardship without them.

Please let me know your decision as soon as possible on the entire amount and what the turnaround time on picking up a check will be, as again basic living expenses are in jeopardy, not private school and thus are much more life critical at this time.
Again, thank you and Joy for your help and understanding. Eliot

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