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March 14, 2014

Via U.S. Mail and Electronic Mail

Mr. Alan B. Rose Mrachek Fitzgerald Rose Konopka Thomas Weiss 505 South Flagler Drive, Suite 600 West Palm Beach, Florida 33401-5945

> Re: Estate of Shirley Bernstein ("Shirley's Estate"); Shirley Bernstein Trust Agreement dated May 20, 2008 ("Shirley's Trust"); Simon L. Bernstein Amended and Restated Trust Agreement dated July 25, 2012 ("Simon's Trust")

Dear Mr. Rose:

Please be advised that I am prepared to initiate legal proceedings individually and on behalf of my minor children that will seek the removal of Ted Bernstein as personal representative of Shirley's Estate, as trustee of Shirley's Trust and as trustee of Simon's Trust. As part of such proceedings, I will demand that the Court prohibit the payment of Ted's attorney's fees and costs from Shirley's Estate, Shirley's Trust and Simon's Trust given the duties that Ted has breached in his service as a fiduciary of Shirley's Estate, Shirley's Trust and Simon's Trust.

If Ted would like to avoid the time and expense of yet further proceedings against him, I propose that he voluntarily resign from his service in the above-referenced capacities and that Ben Brown (or someone designated by Ben Brown) be appointed as the successor fiduciary. As you know, Ben was recently appointed by the Court as curator of the Estate of Simon Bernstein (after Donald Tescher and Robert Spallina resigned in disgrace as personal representatives and the Court denied the request to have Ted appointed as successor personal representative). Given that the Court has already declined to appoint Ted as personal representative of Simon's Estate in light of his conduct, I am confident that, if asked, the Court will remove Ted as personal representative of Shirley's Estate, as trustee of Shirley's Trust and as trustee of Simon's Trust.

I will initiate the proceedings described above if Ted does not voluntarily resign as fiduciary of Shirley's Estate, Shirley's Trust and Simon's Trust by <u>5:00 p.m. on Friday, March 28, 2014</u>. I look forward to receiving Ted's resignation before then.

Mr. Alan B. Rose, Esq. March 14, 2014 Page 2

Thank you for your attention to this matter.

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