**IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT IN AND FOR**

**PALM BEACH COUNTY, FLORIDA**

**PROBATE DIVISION**

**IN RE: CASE NO. 502012CP004391XXXXSB**

**ESTATE OF SIMON L. BERNSTEIN**

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**NOTICE OF HEARING**

PLEASE TAKE NOTICE that the undersigned will call up for hearing the matters designated below before Judge Martin Colin at the Palm Beach South County Courthouse, 200 West Atlantic Avenue, Delray Beach, Florida 33444:

**Date:** July 1, 2014

**Time:**  8:45 a.m.

**Judge:**  The Honorable Martin Colin

**Matters:** Per Judge Colin’s Judicial Assistant Sherrie Norton, due to Alan Rose’s continuous attempts to alter the motions to be heard at ELIOT BERNSTEIN’S SCHEDULED HEARING for July 11, 2014 and the spillover hearing for July 16, 2014 and replace Eliot’s Motions with his own and others, she requested that a UMC hearing be scheduled for Honorable Judge Colin to determine which Motions will be heard at Eliot’s hearing, Eliot or Alan’s as indicated below.

**ELIOT’S REQUESTED AND PRIOR SCHEDULED MOTIONS TO BE HEARD AT ELIOT’S HEARING**

1. EVIDENTARY HEARING AS REQUESTED BY JUDGE COLIN RE: PRIVLEGE MATTER
2. REFILED MOTION TO REMOVE ALAN ROSE, ESQ. FILED ON JUNE 24, 2014 AND NOT YET ON DOCKET, THIS IS THE MOTION JUDGE COLIN WAS TO HEAR IN THIS HEARING AS HE ALREADY DENIED JUNE 23, 2014 FILING AS AN EMERGENCY. SHOULD BE AS FOLLOWS

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| DOCKET #? | MOT – MOTION TO REMOVE ALAN B. ROSE, ESQ.NOT YET DOCKETED BUT FILED AND SERVED |  |  |

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| **Filing Date:** | 24-JUN-2014 |
| **Filing Party:** | BERNSTEIN, ELIOT IVAN |
| **Docket Text:** | MOTION TO REMOVE ALAN B ROSE, ESQ. (REFILED AS REQUESTED BY JUDGE COLIN ON JUNE 24, 2014.  |

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| 1. DOCKET # 97
 | PET – PETITION |  |  |

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| **Filing Date:** | 07-APR-2014 |
| **Filing Party:** | BERNSTEIN, ELIOT IVAN   |
| **Docket Text:** | PETITION FOR CONSTRUCTION OF TESTAMENTARY TRUST, FOR REMOVAL OF TRUSTEE'AND FOR TRUST ACCOUNTING BY ELIOT IVAN BERNSTEIN (JUDGE COLIN STATED IN HEARINGS THAT HE ABSOLUTELY WANTED TO HEAR THIS AND ALAN FOR SECOND TIME HAS CHANGED IT WITHOUT ELIOT CONSENT OR NOTICE) |

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| 1. DOCKET #126
 | NOF - NOTICE OF FILING |  |  |

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| **Filing Date:** | 22-MAY-2014 |
| **Filing Party:** |  PETER FEAMAN |
| **Docket Text:** | JOINDER IN PETITION FILED BY ELIOT IVAN BERNSTEIN FOR REMOVAL OF TRUSTEE AND FOR TRUST ACCOUNTING F/B WILLIAM E. STANSBURY, CREDITOR OF THE E/O SIMON BERNSTEIN E-FILED |

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| 1. DOCKET #31
 | MOT – MOTION |  |  |

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| **Filing Date:** | 26-JUN-2013 |
| **Filing Party:** | ELIOT IVAN BERNSTEIN   |
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| **Docket Text:** | MOTION TO: CONSIDER IN ORDINARY COURSE THE EMERGENCY PETITION TO FREEZE ESTATE ASSETS, APPOINT NEW PERSONAL REPRESENTATIVES, INVESTIGATE FORGED AND FRAUDULENT DOCUMENTS SUBMITTED TO THIS COURT AND OTHER INTERESTED PARTIES, RESCIND SIGNATURE OF ELIOT BERNSTEIN IN ESTATE OF SIMON BERNSTEIN AND MORE FILED BY PETITIONERS, F/B: ELIOT BERNSTEIN |

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| 1. DOCKET #75
 | MOT – MOTION |  |  |

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| **Filing Date:** | 24-FEB-2014 |
| **Filing Party:** | ELIOT IVAN BERNSTEIN  |
| **Docket Text:** | MOTION TO: (1) HALT "YE OLE HAT TRICK"' FOR DESIGNATION OF SUCCESSOR PERSONAL REPRESENTATIVES. APPOINT CURATOR IN INTERIM, APPOINT CORPORATE TRUSTEE AND PR AND PETITIONER AS CO- CURATOR, CO-PERSONAL REPRESENTATIVE AND CO- TRUSTEE IN ESTATES AND TRUSTS (II) EXTEND TIME TO CHOOSE SUCCESSORS. AND (III) MOTION FOR EMERGENCY HEARING FOR EMERGENCY DISTRIBUTIONS TO THREE MINOR CHILDREN IN COURT'S CUSTODIAL CARE AND PETITIONER AND' HIS WIFE CANDICEThis motion to be Heard in Particular to III |

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| 1. DOCKET #61
 | RESP - RESPONSE TO: |  |  |

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| **Filing Date:** | 12-FEB-2014 |
| **Filing Party:** |  PETER FEAMAN  |
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| **Docket Text:** | IN OPPOSITION TO MOTION FOR APPOINTMENT OF TED BERNSTEIN AS CURATOR AND MOTION FOR THE APPOINTMENT OF ELIOT BERNSTEIN AS CURATOR OR SUCCESSOR PERSONAL REPRESENTATIVE OR, IN THE ALTERNATIVE, FOR APPOINTMENT OF AN INDEPENDENT THIRD PARTY AS SUCCESSOR PERSON |

1. Status Conference on All Pending Matters

**ALAN ROSE PROPOSED MOTIONS TO BE HEARD AT ELIOT’S HEARING AS STATED IN HIS NOTICE OF HEARING SENT 6/24/2014 WITHOUT CONSENT OF ELIOT**

1. Eliot Bernstein's Emergency Motion to: Remove Alan B. Rose, Page, Mrachek, Fitzgerald & Rose, P.A., John Pankauski and Pankauski Law Firm PLLC from All Legal Capacities in the Estates and Trusts of Simon and Shirley Bernstein and Theodore Bernstein from All Fiduciary Capacities Immediately for Conflicts of Interests. Adverse Interests and Their Direct Involvement in the Prior Frauds on this Court, Frauds on the Beneficiaries, Interested Parties, Creditors and More and Report the Felon Misconduct of Officers and Fiduciaries of this Court in these Matters to the Proper and Necessary Authorities as Legally Required Under Judicial Cannons and Law as Evidence Contained Herein Shows there are Threats to be "Aggressive" Tactics and "Forceful" Acts Against Petitioner Eliot Bernstein that May Be Life Threatening or Cause Bodily Harm. **\*\*\*\*\*THIS MOTION WAS ALREADY DENIED BY JUDGE COLIN AS AN EMERGENCY AND REFILED ON 6/24/2014PER JUDGE COLIN’S ORDER**
2. Ted Bernstein's Petition for Appointment of Successor Personal Representative
3. Eliot Bernstein's Emergency Petition to: Freeze Estate Assets, Appoint New Personal Representatives, Investigate Forged and Fraudulent Documents Submitted to This Court and Other Interested Parties, Rescind Signature of Eliot Bernstein in Estate of Shirley Bernstein and More.  **\*\*\*\*\*THIS MOTION WAS ALREADY DENIED BY JUDGE COLIN AS AN EMERGENCY AND REFILED AS INDICATED IN ELIOT’S VERSION ABOVE.**
4. Status Conference on All Pending Matters

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by e-mail upon the attached service list on June 25, 2014 by email.

Respectfully submitted,

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By: ELIOT BERNSTEIN, individually and on behalf of his minor children, who are qualified beneficiaries of Settlor's Trust,

Petitioner (pro se)

2753 N.W. 34th St.

Boca Raton, Florida 33434-3459

 (561) 245.8588 (telephone)

 Email address: iviewit@iviewit.tv

**EMAIL SERVICE LIST**

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| RESPONDENT PERSONALLY, PROFESSIONALLY, AS A GUARDIAN AND TRUSTEE FOR MINOR/ADULT CHILDREN, AS AN ALLEGED TRUSTEE AND ALLEGED PERSONAL REPRESENTATIVETheodore Stuart BernsteinLife Insurance Concepts950 Peninsula Corporate Circle, Suite 3010Boca Raton, Florida 33487tbernstein@lifeinsuranceconcepts.com | RESPONDENT INDIVIDUALLY, PROFESSIONALLY AND LAW FIRM and COUNSEL TO THEODORE BERNSTEIN IN VARIOUS CAPACITIESAlan B. Rose, Esq.Page, Mrachek, Fitzgerald & Rose, P.A.505 South Flagler Drive, Suite 600West Palm Beach, Florida 33401(561) 355-6991arose@pm-law.com andarose@mrachek-law.com mchandler@mrachek-law.comcklein@mrachek-law.com lmrachek@mrachek-law.com rfitzgerald@mrachek-law.com skonopka@mrachek-law.com dthomas@mrachek-law.com gweiss@mrachek-law.com jbaker@mrachek-law.com mchandler@mrachek-law.com lchristian@mrachek-law.comtclarke@mrachek-law.com gdavies@mrachek-law.com pgillman@mrachek-law.com dkelly@mrachek-law.com cklein@mrachek-law.com lwilliamson@mrachek-law.com | RESPONDENT INDIVIDUALLY, PROFESSIONALLY AND LAW FIRM and COUNSEL TO THEODORE BERNSTEIN IN VARIOUS CAPACITIES John J. Pankauski, Esq.Pankauski Law Firm PLLC120 South Olive Avenue 7th Floor West Palm Beach, FL 33401(561) 514-0900courtfilings@pankauskilawfirm.comjohn@pankauskilawfirm.com  | RESPONDENT INDIVIDUALLY, PROFESSIONALLY AND LAW FIRM AND AS FORMER COUNSEL TO THEODORE BERNSTEIN IN VARIOUS CAPACITIESRobert L. Spallina, Esq., Tescher & Spallina, P.A.Boca Village Corporate Center I4855 Technology WaySuite 720Boca Raton, FL 33431rspallina@tescherspallina.com kmoran@tescherspallina.com ddustin@tescherspallina.com |
| RESPONDENT INDIVIDUALLY AND AS GUARDIAN AND TRUSTEE OF HER MINOR CHILDPamela Beth Simon950 N. Michigan AvenueApartment 2603Chicago, IL 60611psimon@stpcorp.com  | COUNSEL FOR LIMITED APPEARANCE representing Mr. Tescher in connection with his Petition for Designation andDischarge as Co-Personal Representative of the Estate of Simon L. Bernstein, deceased.Irwin J. Block, Esq.The Law Office of Irwin J. Block PL700 South Federal HighwaySuite 200Boca Raton, Florida 33432ijb@ijblegal.com martin@kolawyers.com  | RESPONDENT INDIVIDUALLY, PROFESSIONALLY AND LAW FIRM and FORMER WITHDRAWN COUNSEL TO THEODORE BERNSTEIN IN VARIOUS CAPACITIES, NO NOTICES OF APPEARANCESMark R. Manceri, Esq., andMark R. Manceri, P.A., 2929 East Commercial BoulevardSuite 702Fort Lauderdale, FL 33308mrmlaw@comcast.net mrmlaw1@gmail.com | RESPONDENT INDIVIDUALLY, PROFESSIONALLY AND LAW FIRM AND AS FORMER COUNSEL TO THEODORE BERNSTEIN IN VARIOUS CAPACITIES Donald Tescher, Esq., Tescher & Spallina, P.A.Boca Village Corporate Center I4855 Technology WaySuite 720Boca Raton, FL 33431dtescher@tescherspallina.com dtescher@tescherspallina.com ddustin@tescherspallina.com kmoran@tescherspallina.com |
| RESPONDENT INDIVIDUALLY AND AS GUARDIAN AND TRUSTEE OF HER MINOR CHILDJill Iantoni2101 Magnolia LaneHighland Park, IL 60035jilliantoni@gmail.com | COUNSEL TO CREDITOR WILLIAM STANSBURYPeter Feaman, EsquirePeter M. Feaman, P.A.3615 Boynton Beach Blvd.Boynton Beach, FL 33436pfeaman@feamanlaw.com service@feamanlaw.com mkoskey@feamanlaw.com | COURT APPROVED CURATOR TO REPLACE THE REMOVED FORMER PERSONAL REPRESENTATIVES/CO-TRUSTEES/COUNSEL TO THEMSELVES AS FIDUCIARIES TESCHER AND SPALLINABenjamin Brown, Esq.,Thornton B Henry, Esq., andPeter MatwiczykMatwiczyk & Brown, LLP625 No. Flagler DriveSuite 401West Palm Beach, FL 33401bbrown@matbrolaw.com attorneys@matbrolaw.combhenry@matbrolaw.com pmatwiczyk@matbrolaw.com  | COUNSEL FOR JILL IANTONI and LISA FRIEDSTEINWilliam M. Pearson, Esq.P.O. Box 1076Miami, FL 33149wpearsonlaw@bellsouth.net |
| RESPONDENT INDIVIDUALLY AND AS GUARDIAN AND TRUSTEE OF HER MINOR CHILDLisa Friedstein2142 Churchill LaneHighland Park, IL 60035Lisa@friedsteins.comlisa.friedstein@gmail.com lisa@friedsteins.com  | COUNSEL FOR JILL IANTONI and LISA FRIEDSTEINWilliam H. Glasko, Esq.Golden Cowan, P.A.1734 South Dixie HighwayPalmetto Bay, FL 33157bill@palmettobaylaw.com eservice@palmettobaylaw.com tmealy@gcprobatelaw.com  | RESPONDENT – ADULT CHILDAlexandra Bernstein3000 Washington Blvd, Apt 424Arlington, VA, 22201alb07c@gmail.com  | RESPONDENT/ARRESTED AND CONVICTED OF FRAUD AND ADMITTED TO FORGERY OF SIX SIGNATURES, INCLUDING POST MORTEM FOR SIMON/HAS HAD NOTARY PUBLIC LICENSE REVOKED BY FLORIDA GOVERNOR RICK SCOTT NOTARY PUBLIC DIVISION. \*See notesKimberly Morankmoran@tescherspallina.com  |
| RESPONDENT – ADULT CHILDEric Bernstein2231 Bloods Grove CircleDelray Beach, FL 33445ebernstein@lifeinsuranceconcepts.comedb07@fsu.eduedb07fsu@gmail.com  | RESPONDENT – INITIALLY MINOR CHILD AND NOW ADULT CHILDMichael Bernstein2231 Bloods Grove CircleDelray Beach, FL 33445mchl\_bernstein@yahoo.com  |   | COUNSEL TO ALEXANDRA, ERIC AND MICHAEL BERNSTEIN AND MOLLY SIMONJohn P Morrissey. Esq. John P. Morrissey, P.A.330 Clematis StreetSuite 213 West Palm Beach, FL 33401john@jmorrisseylaw.com  |
| RESPONDENT – ADULT STEPSON TO THEODOREMatt Logan2231 Bloods Grove CircleDelray Beach, FL 33445matl89@aol.com  | RESPONDENTS – MINOR CHILREN OF PETITIONERJoshua, Jacob and Daniel Bernstein, Minorsc/o Eliot and Candice Bernstein,Parents and Natural Guardians2753 NW 34th StreetBoca Raton, FL 33434iviewit@iviewit.tv  | RESPONDENT – MINOR CHILDJulia Iantoni, a Minorc/o Guy and Jill Iantoni,Her Parents and Natural Guardians210 I Magnolia LaneHighland Park, IL 60035jilliantoni@gmail.com |  |
| RESPONDENT/REPRIMANDED BY FLORIDA GOVERNOR RICK SCOTT NOTARY PUBLIC DIVISION FOR FAILING TO NOTARIZE AN ALLEGED 2012 WILL AND TRUST OF SIMON AND SIGNING NOTARY UNDER FALSE NAMELindsay Baxley aka Lindsay Gileslindsay@lifeinsuranceconcepts.com  | RESPONDENT MINOR CHILDRENCarley & Max Friedstein, Minorsc/o Jeffrey and Lisa FriedsteinParents and Natural Guardians2142 Churchill LaneHighland Park, IL 6003Lisa@friedsteins.com lisa.friedstein@gmail.com | RESPONDENT – MINOR CHILD INITIALLY NOW ADULT CHILDMolly Simon1731 N. Old Pueblo DriveTucson, AZ 85745molly.simon1203@gmail.com |  |