**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 CANDICE  This 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,

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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](mailto: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 REPRESENTATIVE  Theodore Stuart Bernstein  Life Insurance Concepts  950 Peninsula Corporate Circle, Suite 3010  Boca Raton, Florida 33487  [tbernstein@lifeinsuranceconcepts.com](mailto:tbernstein@lifeinsuranceconcepts.com) | RESPONDENT INDIVIDUALLY, PROFESSIONALLY AND LAW FIRM and COUNSEL TO THEODORE BERNSTEIN IN VARIOUS CAPACITIES  Alan B. Rose, Esq.  Page, Mrachek, Fitzgerald & Rose, P.A.  505 South Flagler Drive, Suite 600  West Palm Beach, Florida 33401  (561) 355-6991  [arose@pm-law.com](mailto:arose@pm-law.com)  and  [arose@mrachek-law.com](mailto:arose@mrachek-law.com)  [mchandler@mrachek-law.com](mailto:mchandler@mrachek-law.com)  [cklein@mrachek-law.com](mailto:cklein@mrachek-law.com)  [lmrachek@mrachek-law.com](mailto:lmrachek@mrachek-law.com) [rfitzgerald@mrachek-law.com](mailto:rfitzgerald@mrachek-law.com) [skonopka@mrachek-law.com](mailto:skonopka@mrachek-law.com) [dthomas@mrachek-law.com](mailto:dthomas@mrachek-law.com) [gweiss@mrachek-law.com](mailto:gweiss@mrachek-law.com) [jbaker@mrachek-law.com](mailto:jbaker@mrachek-law.com) [mchandler@mrachek-law.com](mailto:mchandler@mrachek-law.com) [lchristian@mrachek-law.com](mailto:lchristian@mrachek-law.com)  [tclarke@mrachek-law.com](mailto:tclarke@mrachek-law.com) [gdavies@mrachek-law.com](mailto:gdavies@mrachek-law.com) [pgillman@mrachek-law.com](mailto:pgillman@mrachek-law.com) [dkelly@mrachek-law.com](mailto:dkelly@mrachek-law.com) [cklein@mrachek-law.com](mailto:cklein@mrachek-law.com) [lwilliamson@mrachek-law.com](mailto: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 PLLC  120 South Olive Avenue  7th Floor  West Palm Beach, FL 33401  (561) 514-0900  [courtfilings@pankauskilawfirm.com](mailto:courtfilings@pankauskilawfirm.com)  [john@pankauskilawfirm.com](mailto:john@pankauskilawfirm.com) | RESPONDENT INDIVIDUALLY, PROFESSIONALLY AND LAW FIRM AND AS FORMER COUNSEL TO THEODORE BERNSTEIN IN VARIOUS CAPACITIES  Robert L. Spallina, Esq.,  Tescher & Spallina, P.A.  Boca Village Corporate Center I  4855 Technology Way  Suite 720  Boca Raton, FL 33431  [rspallina@tescherspallina.com](mailto:rspallina@tescherspallina.com)  [kmoran@tescherspallina.com](mailto:kmoran@tescherspallina.com) [ddustin@tescherspallina.com](mailto:ddustin@tescherspallina.com) |
| RESPONDENT INDIVIDUALLY AND AS GUARDIAN AND TRUSTEE OF HER MINOR CHILD  Pamela Beth Simon  950 N. Michigan Avenue  Apartment 2603  Chicago, IL 60611  [psimon@stpcorp.com](mailto:psimon@stpcorp.com) | COUNSEL FOR LIMITED APPEARANCE representing Mr. Tescher in connection with his Petition for Designation and  Discharge as Co-Personal Representative of the Estate of Simon L. Bernstein, deceased.  Irwin J. Block, Esq.  The Law Office of Irwin J. Block PL  700 South Federal Highway  Suite 200  Boca Raton, Florida 33432  [ijb@ijblegal.com](mailto:ijb@ijblegal.com)  [martin@kolawyers.com](mailto:martin@kolawyers.com) | RESPONDENT INDIVIDUALLY, PROFESSIONALLY AND LAW FIRM and FORMER WITHDRAWN COUNSEL TO THEODORE BERNSTEIN IN VARIOUS CAPACITIES, NO NOTICES OF APPEARANCES  Mark R. Manceri, Esq., and  Mark R. Manceri, P.A.,  2929 East Commercial Boulevard  Suite 702  Fort Lauderdale, FL 33308  [mrmlaw@comcast.net](mailto:mrmlaw@comcast.net)  [mrmlaw1@gmail.com](mailto: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 I  4855 Technology Way  Suite 720  Boca Raton, FL 33431  [dtescher@tescherspallina.com](mailto:dtescher@tescherspallina.com) [dtescher@tescherspallina.com](mailto:dtescher@tescherspallina.com) [ddustin@tescherspallina.com](mailto:ddustin@tescherspallina.com) [kmoran@tescherspallina.com](mailto:kmoran@tescherspallina.com) |
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| RESPONDENT INDIVIDUALLY AND AS GUARDIAN AND TRUSTEE OF HER MINOR CHILD  Lisa Friedstein  2142 Churchill Lane  Highland Park, IL 60035  Lisa@friedsteins.com  [lisa.friedstein@gmail.com](mailto:lisa.friedstein@gmail.com)  [lisa@friedsteins.com](mailto:lisa@friedsteins.com) | COUNSEL FOR JILL IANTONI and LISA FRIEDSTEIN  William H. Glasko, Esq.  Golden Cowan, P.A.  1734 South Dixie Highway  Palmetto Bay, FL 33157  [bill@palmettobaylaw.com](mailto:bill@palmettobaylaw.com)  [eservice@palmettobaylaw.com](mailto:eservice@palmettobaylaw.com)  [tmealy@gcprobatelaw.com](mailto:tmealy@gcprobatelaw.com) | RESPONDENT – ADULT CHILD  Alexandra Bernstein  3000 Washington Blvd, Apt 424  Arlington, VA, 22201  [alb07c@gmail.com](mailto:alb07c@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 notes  Kimberly Moran  [kmoran@tescherspallina.com](mailto:kmoran@tescherspallina.com) |
| RESPONDENT – ADULT CHILD  Eric Bernstein  2231 Bloods Grove Circle  Delray Beach, FL 33445  [ebernstein@lifeinsuranceconcepts.com](mailto:ebernstein@lifeinsuranceconcepts.com) [edb07@fsu.edu](mailto:edb07@fsu.edu)  [edb07fsu@gmail.com](mailto:edb07fsu@gmail.com) | RESPONDENT – INITIALLY MINOR CHILD AND NOW ADULT CHILD  Michael Bernstein  2231 Bloods Grove Circle  Delray Beach, FL 33445  [mchl\_bernstein@yahoo.com](mailto:mchl_bernstein@yahoo.com) |  | COUNSEL TO ALEXANDRA, ERIC AND MICHAEL BERNSTEIN AND MOLLY SIMON  John P Morrissey. Esq.  John P. Morrissey, P.A. 330 Clematis Street  Suite 213  West Palm Beach, FL 33401  [john@jmorrisseylaw.com](mailto:john@jmorrisseylaw.com) |
| RESPONDENT – ADULT STEPSON TO THEODORE  Matt Logan  2231 Bloods Grove Circle  Delray Beach, FL 33445  [matl89@aol.com](mailto:matl89@aol.com) | RESPONDENTS – MINOR CHILREN OF PETITIONER  Joshua, Jacob and Daniel Bernstein, Minors  c/o Eliot and Candice Bernstein,  Parents and Natural Guardians  2753 NW 34th Street  Boca Raton, FL 33434  [iviewit@iviewit.tv](mailto:iviewit@iviewit.tv) | RESPONDENT – MINOR CHILD  Julia Iantoni, a Minor  c/o Guy and Jill Iantoni,  Her Parents and Natural Guardians  210 I Magnolia Lane  Highland Park, IL 60035  [jilliantoni@gmail.com](mailto:jilliantoni@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 NAME  Lindsay Baxley aka Lindsay Giles  [lindsay@lifeinsuranceconcepts.com](mailto:lindsay@lifeinsuranceconcepts.com) | RESPONDENT MINOR CHILDREN  Carley & Max Friedstein, Minors  c/o Jeffrey and Lisa Friedstein  Parents and Natural Guardians  2142 Churchill Lane  Highland Park, IL 6003  Lisa@friedsteins.com  lisa.friedstein@gmail.com | RESPONDENT – MINOR CHILD INITIALLY NOW ADULT CHILD  Molly Simon  1731 N. Old Pueblo Drive  Tucson, AZ 85745  [molly.simon1203@gmail.com](mailto:molly.simon1203@gmail.com) |  |