

The Law Offices  
of  
**PETER M. FEAMAN, P.A.**  
Strategic Counselors. Proven Advocates.™

Peter M. Feaman, Esq.  
Nancy E. Guffey, Esq.  
Jeffrey T. Royer, Esq.



[www.FeamanLaw.com](http://www.FeamanLaw.com)

3695 W. Boynton Beach Blvd.  
Suite 9  
Boynton Beach, FL 33436  
Telephone: 561-734-5552  
Facsimile: 561-734-5554

August 29, 2014

**PERSONAL and CONFIDENTIAL**  
[bocconnell@ciklinlubitz.com](mailto:bocconnell@ciklinlubitz.com)

Brian M. O'Connell, Esq.  
Ciklin Lubitz Martens & O'Connell  
515 N. Flagler Drive, 20<sup>th</sup> Floor  
West Palm Beach, FL 33401

**Re: Estate of Simon Bernstein**

Dear Brian:

Earlier this week the Order came in denying my client, William Stansbury's Motion to Remove Theodore Bernstein as Successor Trustee of the Simon Bernstein Trust based on lack of standing. The purpose of this letter is to urge you, in no uncertain terms, to pick up the baton in Mr. Stansbury's stead and file to remove Mr. Theodore Bernstein as Successor Trustee.

The grounds for his removal are set forth in some detail in his Motion, a copy of which I attach for your review. Mr. Stansbury is of the firm conviction that assets of the Trust have been and will continue to be wasted under the trusteeship of Ted Bernstein.

The grounds for removal are numerous and removal is urgently needed to preserve the Trust assets, some or all of which may be called upon to satisfy Mr. Stansbury's claim if and when it turns out that the assets of the Simon Bernstein probate estate are insufficient to satisfy his claim. No accounting has been provided since the passing of Shirley Bernstein with regard to the Shirley Bernstein Trust, and no accounting has been provided since the passing of Simon Bernstein in the Simon Bernstein Trust. We believe that assets of the Simon Bernstein Trust in addition to not having been accounted for are being wasted. In the absence of an accounting, one cannot know for sure. For example, the personal property at the residence of Simon Bernstein has never been accounted for.

There are probably tens of thousands of dollars of assets which, upon information and belief, have been converted or unaccounted for by the Successor Trustee. An insurance schedule prior to Mr. Bernstein's death scheduled certain personal property to be insured. Yet this property has never been accounted for, either by the Trust or in the inventory filed on behalf of the Estate.

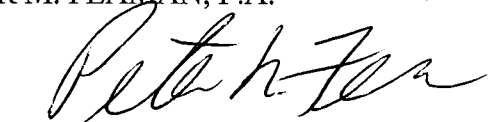
Brian O'Connell, Esq.  
August 29, 2014  
Page 2

Further, as set forth in Mr. Stansbury's motion, Mr. Theodore Bernstein is facially unqualified by the very terms of the Trust to be the Successor Trustee. As a result of the foregoing, Mr. Stansbury requests that the Estate file its own petition to remove Ted Bernstein as Successor Trustee to the Simon Bernstein Trust.

Very truly yours,

PETER M. FEAMAN, P.A.

By:



Peter M. Feaman

PMF/mk  
Enclosure