

IN THE CIRCUIT COURT OF THE
FIFTEENTH JUDICIAL CIRCUIT, IN AND
FOR PALM BEACH COUNTY, FLORIDA.

CASE NO. 502012CP004391XXXXSB
CP - Probate

IN RE:

ESTATE OF SIMON L. BERNSTEIN,

_____ /

CASE MANAGEMENT ORDER AND REQUIREMENTS
FOR FILING OF NEW CLAIMS

THIS CAUSE came before the Court on its own initiative on September 15, 2014, at a hearing set on other matters involving these parties. The Court, having reviewed the record and having noted the voluminous number of filings and the size of various filings made in this case, hereby enters the following Order under Rule 5.025 of the Florida Rules of Probate Procedure which shall apply to and govern all estate or trust cases involving Simon or Shirley Bernstein.

1. From this point forward, if any party desires to file an adversary proceeding, which is anything other than the ordinary administration of the estate or the trust, they must do the following. First, the filing party has to set a hearing before the Court. The filing party can prepare the purported pleading but must bring the pleading, unfiled with the clerk, before the Court, and the Court will determine whether it is going to be allowed to be filed with the clerk, and start the process under the rule as an adversary proceeding. That is under Rule 5.025, but the court is modifying the rule because the proposed pleading may not be served in clerk's office because the clerk is getting bombarded here unnecessarily. The Court will look at the lawsuit and see how it is styled, and then

the Court will determine whether it meets the rules for an adversary proceeding by the petitioner versus the respondent in the particular case.

2. Second, the Court directs the parties to comply with Probate Rule 5.020, which provides: "When you plead something, the pleading, called the petition, shall contain a short and plain statement of the relief sought, short statement of the grounds, and short statement of the jurisdiction of the court." The Court also directs the parties avoid filing voluminous exhibits attached to petitions or motions.

3. The Court orders that all filings now pending shall be brought before the Court. The parties are directed not to file anything new in the way of lawsuits, petitions, counterpetitions, adversary proceedings without first bringing them in to the Court unfiled for the Court to review. To the extent anyone involved in this proceeding intends to file a new petition or claim for relief, such party shall first follow the dictates of this Order.

4. If the Court determines that the filing is appropriate, the Court will grant permission and the document thereafter may be filed with the Clerk of Court. Any document filed without compliance with this Order shall be stricken from the record.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this ___ day of August, 2014.

SIGNED & DATED
SEP 18 2014
MARTIN H. COLIN
CIRCUIT JUDGE

Martin H. Colin
CIRCUIT COURT JUDGE

cc: All parties on the attached service list

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