

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

SIMON BERNSTEIN IRREVOCABLE)
INSURANCE TRUST DTD 6/21/95,)

Plaintiff,)

v.)

HERITAGE UNION LIFE INSURANCE)
COMPANY,)

Defendant,)

HERITAGE UNION LIFE INSURANCE)
COMPANY)

Counter-Plaintiff)

v.)

SIMON BERNSTEIN IRREVOCABLE)
INSURANCE TRUST DTD 6/21/95)

Counter-Defendant)

and,)

FIRST ARLINGTON NATIONAL BANK)
as Trustee of S.B. Lexington, Inc. Employee)
Death Benefit Trust, UNITED BANK OF)
ILLINOIS, BANK OF AMERICA,)
Successor in interest to LaSalle National)
Trust, N.A., SIMON BERNSTEIN TRUST,)
N.A., TED BERNSTEIN, individually and)
as purported Trustee of the Simon Bernstein)
Irrevocable Insurance Trust Dtd 6/21/95,)
and ELIOT BERNSTEIN,)

Third-Party Defendants.)

ELIOT IVAN BERNSTEIN,)

Cross-Plaintiff)

Case No. 13 cv 3643
Honorable John Robert Blakey
Magistrate Mary M. Rowland

**PROPOSED AGREED ORDER
ENTERING BRIEFING SCHEDULE**

Filer:

Brian O'Connell, as Personal
Representative of the Estate of
Simon L. Bernstein, Intervenor.

v.)
)
)
 TED BERNSTEIN, individually and)
 as alleged Trustee of the Simon Bernstein)
 Irrevocable Insurance Trust Dtd, 6/21/95)
)
 Cross-Defendant)
 and,)
)
 PAMELA B. SIMON, DAVID B.SIMON,)
 both Professionally and Personally)
 ADAM SIMON, both Professionally and)
 Personally, THE SIMON LAW FIRM,)
 TESCHER & SPALLINA, P.A.,)
 DONALD TESCHER, both Professionally)
 and Personally, ROBERT SPALLINA,)
 both Professionally and Personally,)
 LISA FRIEDSTEIN, JILL IANTONI)
 S.B. LEXINGTON, INC. EMPLOYEE)
 DEATH BENEFIT TRUST, S.T.P.)
 ENTERPRISES, INC. S.B. LEXINGTON,)
 INC., NATIONAL SERVICE)
 ASSOCIATION (OF FLORIDA),)
 NATIONAL SERVICE ASSOCIATION)
 (OF ILLINOIS) AND JOHN AND JANE)
 DOES)
)
Third-Party Defendants.)
)
 BRIAN M. O'CONNELL, as Personal)
 Representative of the Estate of)
 Simon L. Bernstein,)
)
)
Intervenor.)

[PROPOSED] AGREED ORDER ENTERING BRIEFING SCHEDULE

Before the Court is Plaintiffs' Motion for Summary Judgment (Dkt. No. 148)¹. This Court previously entered a briefing schedule granting Third-Party Defendant/Counter-claimant Eliot Bernstein an extension of time to file a response thereto on April 6, 2015 (Dkt. No. 158).

¹ Plaintiffs filed their Amended Motion for Summary Judgment (Dkt. No. 153) on March 27, 2015.

Counsel for Plaintiffs and Intervenor have conferred and have agreed to apply the same briefing schedule to Intervenor's response to Plaintiffs' Motion for Summary Judgment.

With respect to the current briefing schedule, the Court orders as follows:

- Intervenor shall file any response to Plaintiffs' Motion for Summary Judgment on or before May 15, 2015;
- Plaintiffs shall file their reply, if any, on or before May 27, 2015.

SO ORDERED.

Dated: April ___, 2015

Hon. John Robert Blakey
United States District Judge