

IN THE CIRCUIT COURT IN AND FOR THE 15TH JUDICIAL CIRCUIT IN AND FOR
PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF:

PROBATE DIVISION

SIMON L. BERNSTEIN,

FILE NO: 502012CP4391XXXXNB/IH

Deceased.

_____ /

**PETITION FOR AUTHORIZATION AND RATIFICATION FOR THE PAYMENT OF
THE MOVING AND STORAGE OF, AND FOR AUTHORIZATION TO SELL, THE
TANGIBLE PERSONAL PROPERTY PREVIOUSLY LOCATED AT 7020 LIONS
HEAD LANE, BOCA RATON, FL**

BRIAN M. O'CONNELL, as Successor Personal Representative of the Estate of SIMON L. BERNSTEIN ("Mr. O'Connell" or "Successor Personal Representative"), petitions this Court for authorization and ratification for the payment of the moving and storage of, and for authorization to sell, the tangible personal property previously located at 7020 Lions Head Lane, Boca Raton, FL ("TPP" and "House," respectively), and as grounds, therefore, states as follows:

1. On June 24, 2014, Mr. O'Connell was appointed as the Successor Personal Representative of the Estate of Simon L. Bernstein ("Estate" and "Decedent", respectively).
2. The Successor Personal Representative, pursuant to an Order of this Court, dated March 30, 2015, hired Hall & Hall Appraisals to complete an inspection and appraisal of the Estate's TPP located at the House, which has been previously circulated to all parties. See Amended Order attached hereto as Exhibit "A."
3. On March 31, 2015, the Court approved the sale of the House where the TPP had been stored. Upon information and belief, the House was scheduled to close on June 10, 2015.
4. As such, the Successor Personal Representative found it necessary and in the best interest of the Estate to take possession of, move and store, the TPP located at the House. The

TPP consisted of items located in a residence of 5 bedrooms, 10 bathrooms, and two 2-car garages.


5. Accordingly, the Successor Personal Representative requests this Court to authorize and ratify the payment to White Lion Moving Systems of South Florida, Inc. in the amount of \$11,886.60 for the final cost to pack and move the TPP, and storage cost for two (2) months. See copy of Invoice attached hereto as Exhibit "B".

6. The Successor Personal Representative also requests ratification and authorization to pay the monthly storage fees of \$840.00 for the tangible personal property, until further order of this Court.

7. Finally, the Successor Personal Representative requests authority to sell the TPP, in bulk and/or by hiring an estate sale, liquidation or auction company to sell the TPP.

WHEREFORE, the Successor Personal Representative respectfully requests the Court enter an Order granting the relief set forth above, and for his attorneys' fees and costs, and such other relief as the Court deems just and proper.

I HEREBY CERTIFY that a true and correct of the foregoing was sent by e-mail service or U.S. Postal Service on the 29th day of July, 2015 to the parties on the attached Service List.



BRIAN M. O'CONNELL
Florida Bar No: 308471
ASHLEY N. CRISPIN
Florida Bar No: 37495
JOELLE A. FOGLIETTA
Florida Bar No: 94238
Ciklin Lubitz & O'Connell

In Re: Estate of Simon L. Bernstein
File No: 502012CP004391XXXXSB

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SERVICE LIST

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<p>Peter Feaman, Esq. Peter M. Feaman, P.A. 3695 Boynton Beach Blvd., Suite 9 Boynton Beach, FL 33436 pfeaman@feamanlaw.com</p>	<p>Shendell & Pollock, P.L. 2700 N. Military Trail, suite 150 Boca Raton, FL 33431 241-2323 Fax: 241-2330 Gary R. Shendell, Esq. gary@shendellpollock.com estella@shendellpollock.com grs@shendellpollock.com Kenneth S. Pollock, Esq. ken@shendellpollock.com britt@shendellpollock.com grs@shendellpollock.com Attorney for Tescher and Spallina</p>	<p>Max Friedstein 2142 Churchill Lane Highland Park, IL 60035 Beneficiary</p>
<p>Eliot Bernstein and Joshua, Jacob and Daniel Bernstein, Minors c/o Eliot and Candice Bernstein, Parents and Natural Guardians 2753 N.W. 34th St. Boca Raton, FL 33434 iviewit@iviewit.tv</p>	<p>Pamela Beth Simon 950 N. Michigan Ave., Apt. 2603 Chicago, IL 60611 psimon@stpcorp.com</p>	<p>Lisa Friedstein and Carley Friedstein, Minor c/o Jeffrey and Lisa Friedstein Parent and Natural Guardian 2142 Churchill Lane Highland Park, IL 60035 Lisa@friedsteins.com Lisa.friedstein@gmail.com Beneficiary</p>
<p>Jill Iantoni and Julia Iantoni, a Minor c/o Guy and Jill Iantoni, her Parents & Natural Guardians 2101 Magnolia Lane Highland Park, IL 60035 jilliantoni@gmail.com</p>		

IN THE CIRCUIT COURT IN AND FOR THE 15TH JUDICIAL CIRCUIT IN AND FOR
PALM BEACH COUNTY, FLORIDA

SHM
BMO
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JAF
SRL

IN RE: ESTATE OF:

PROBATE DIVISION

SIMON L. BERNSTEIN,

FILE NO: 502012CP4391XXXXSB

Deceased.

AMENDED ORDER ON PETITION TO TAKE POSSESSION, STORE, INSPECT AND
APPRAISE ESTATE TANGIBLE PERSONAL PROPERTY

(Amending Order on Petition to Take Possession, Store, Inspect and Appraise Estate Tangible
Personal Property entered March 25, 2015)

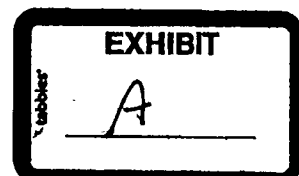
THIS CAUSE coming before the Court on Brian M. O'Connell's, as Successor Personal Representative of the Estate of Simon L. Bernstein ("Mr. O'Connell"), Petition to Take Possession, Store, Inspect and Appraise Estate Tangible Personal Property, the Court having heard argument of counsel, and being otherwise fully advised, it is thereupon

ORDERED AND ADJUDGED as follows:

1. The Petition to Take Possession, Store, Inspect and Appraise Estate Tangible Personal Property is GRANTED, in part, as follows:

2. Mr. O'Connell is authorized to:

a) Hire Hall & Hall Appraisers, Inc. in order to complete an inspection and appraisal of the Estate's tangible personal property, located at 7020 Lions Head Lane, Boca Raton, FL ("House"), at a rate of \$125.00 per hour, and to hire an assistant(s) for the appraiser which is necessitated by the boxed condition of many of the tangible personal property items for an amount not to exceed \$100.00 per hour, to be paid from the Simon L. Bernstein Amended and Restated Trust Agreement, dated July 25, 2012 ("Simon Trust");



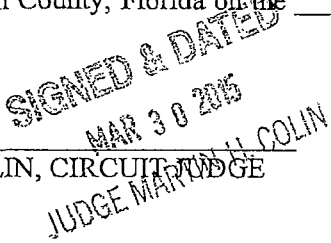
b) Inspect, and, if tangible personal property of Simon L. Bernstein is present, then appraise the additional items of tangible personal property located at 950 Peninsula Corporate Circle, Suite 3010, Boca Raton, Florida 33487; the expenses associated with same are to be paid from the Simon Trust.

c) Ted Bernstein and Elliot Bernstein may be present on the day of the inspection and appraisal of the House, but may not enter the House while Hall & Hall conducts such inspection and appraisal.

d) The Simon Trust shall distribute \$500.00 to the Estate to pay the required initial deposit for the above, by 5:00 pm on Thursday, March 26, 2015.

e) The Court authorizes and approves the making of the payments referenced in paragraphs 2 (a), (b), and (d) above.

DONE AND ORDERED in Delray Beach, Palm Beach County, Florida on the _____ day of _____, 2015.



MARTIN H. COLIN, CIRCUIT JUDGE

Copies furnished to all on the Service List attached

SERVICE LIST

<p>Alan B. Rose, Esq. Page, Mrachek, Fitzgerald & Rose, PA. 505 S. Flagler Dr., Suite 600 West Palm Beach, FL 33401 (561) 355-6991 arose@mrachek-law.com mchandler@mrachek-law.com Attorney for Ted S. Bernstein</p>	<p>John P. Morrissey, Esq. 330 Clematis St., Suite 213 West Palm Beach, FL 33401 john@jmorrisseylaw.com Attorney for Molly Simon et al</p>	<p>Irwin J. Block, Esq. Law Office of Irwin J. Block, PL 700 South Federal Hwy. Ste 200 Boca Raton, FL 33432 ijb@ijblegal.com Attorney for Tescher and Spallina</p>
<p>Peter Feaman, Esq. Peter M. Feaman, P.A. 3695 Boynton Beach Blvd., Suite 9 Boynton Beach, FL 33436 pfeaman@feamanlaw.com</p>	<p>Gary R. Shendell, Esq. Shendell & Pollock 2700 N. Military Trail, Suite 150 Boca Raton, FL 33431 gary@shendellpollock.com ken@shendellpollock.com britt@shendellpollock.com grs@shendellpollock.com Attorney for Tescher and Spallina</p>	<p>Max Friedstein 2142 Churchill Lane Highland Park, IL 60035 Beneficiary</p>
<p>Eliot Bernstein and Joshua, Jacob and Daniel Bernstein, Minors c/o Eliot and Candice Bernstein, Parents and Natural Guardians 2753 N.W. 34th St. Boca Raton, FL 33434 iviewit@iviewit.tv</p>	<p>Pamela Beth Simon 950 N. Michigan Ave., Apt. 2603 Chicago, IL 60611 psimon@stpcorp.com</p>	<p>Lisa Friedstein and Carley Friedstein, Minor c/o Jeffrey and Lisa Friedstein Parent and Natural Guardian 2142 Churchill Lane Highland Park, IL 60035 Lisa@friedsteins.com Lisa.friedstein@gmail.com Beneficiary</p>
<p>Jill Iantoni and Julia Iantoni, a Minor c/o Guy and Jill Iantoni, her Parents & Natural Guardians 2101 Magnolia Lane Highland Park, IL 60035 jilliantoni@gmail.com</p>		

White Lion Moving Systems of South Florida, Inc.
Boca Raton FL 33487
800-WHITE LION
US DOT: 2148696 Mover Register #: FL Im 1939 PBC
MV984
info@whitelion.com

Company Invoice - G6270322

Customer Name:	* Brian O`connell Law Office	Customer Rep:	KEVIN F
From Address:	St. Andrews Country Club 7020 Lions Head Ln	Move Date:	06/04/2015
City/State/Zip:	Boca Raton, FL 33496	Total Job Volume:	1200 cf.
Address To:	Self Storage		
City/State/Zip:	Deerfield Beach, FL 33442		
Phone:	Cindy 561-820-0385		
Email:	smcdowell@ciklinlubitz.com		

Charges

Labor Time: 11 movers 9.00 hrs \$650.00 per hrs	\$5850.00
Travel Time: 0 movers 0.00 hrs \$0.00 per hrs	\$0.00
Labor for Packing	\$4140.00
Packing Materials	\$3097.50
Materials Sales Tax: 6.00%	\$185.85
Additional Services: Trips, truck, travel, and fuel	\$360.00
Additional Services: June Storage (2 units) per JF	\$840.00
Discount: 25 % Mat Disc and 25% labor disc +2000 disc per JF	-\$4236.75
Labor Delivery: 6 movers 5.5 hrs \$300.00 per hrs	\$1650.00
Total Job	\$11886.60
Total Job Balance	\$11886.60

Packing Material Used on Job

Qty	Material	Unit Price \$
35	1.5 Small	3.50
22	3.0 Medium	4.50
24	4.5 Large	7.00
2	6.0 XI	6.50
6	Bubble Wrap Roll	80.00
33	Dish/china	18.00
5	Mirror Carton Large	22.00
2	Mirror Carton Small	11.00
34	Mirror Glass/cardboard Piece	5.75
1	Picture Box Lg	32.00
3	Picture Box Sm	25.00
5	Shrink Wrap	45.00
58	Tape	3.75
2	Tv Box	25.00

EXHIBIT

B

9	Wardrobe	16.00
10	White Paper	55.00

Remarks

Day 1 packing and Loading: No charge for trucks on day 1; 9.5 hrs (9:00-6:30) x 9 packers at discount rate of \$360.00 per hour: \$3420.00 ; 3 packers 6hrs x 120.00 = 720; ** Day 1 packing and loading labor total: \$4140.00 **
 No charge for extra trucks on day 2*** Day 2: 845- 615 (deduct half hour)***
 Day 3: 5.5 hours for 6 movers and 2 trucks** *****Total of \$13,046.60 for move into storage. Monthly storage is \$840.00 for 24 x 24 AC unit and 12 x 20 unit. Total due is \$14, 396.60. Additional discount of \$2,000.00 approved by JF. Total due \$11, 886.60***Payable to White Lion Moving Systems of South Florida, Inc. 3350 NW 2nd Ave #A28, Boca Raton, FL 33431

Customer Name	Customer Signature	Date
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