

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

ELIOT BERNSTEIN, Individually; ELIOT BERNSTEIN as a Beneficiary of the 2008 SIMON L. BERNSTEIN TRUST AGREEMENT, as Amended and Restated in the SIMON L. BERNSTEIN AMENDED AND RESTATED TRUST AGREEMENT Dated July 25, 2012 and as Legal Guardian of JOSHUA BERNSTEIN, JACOB BERNSTEIN, and DANIEL BERNSTEIN,

Plaintiffs,

v.

THEODORE STUART BERNSTEIN, Individually; THEODORE STUART BERNSTEIN, as Successor Trustee of the 2008 SIMON L. BERNSTEIN TRUST AGREEMENT, as Amended and Restated in the SIMON L. BERNSTEIN AMENDED AND RESTATED TRUST AGREEMENT Dated July 25, 2012; ALEXANDRA BERNSTEIN; ERIC BERNSTEIN; MICHAEL BERNSTEIN; MOLLY SIMON; JULIA IANTONI; MAX FRIEDSTEIN; CARLY FRIEDSTEIN; JOHN AND JANE DOE 1-5000,

Defendants.

\_\_\_\_\_ /

**SECOND AMENDED NOTICE OF HEARING**

*Special-Set 30 Minutes Reserved<sup>1</sup>*

YOU ARE HEREBY NOTIFIED that the undersigned has called up for an evidentiary hearing on the following:

**DATE:** Friday, April 8, 2016

**TIME:** 10:15 a.m.

\_\_\_\_\_  
<sup>1</sup> See also *Notice of Hearing on Successor Trustee's Motion to Appoint Guardian Ad Litem* filed in Case Number: 2012CP004391

**JUDGE:** Honorable John L. Phillips

**PLACE:** Palm Beach North County Courthouse, 3188 PGA Blvd., Courtroom 3,  
Palm Beach Gardens, FL 33410

**MATTER(S) TO BE HEARD:**

**SUCCESSOR TRUSTEE'S MOTION FOR APPOINTMENT OF A  
GUARDIAN AD LITEM TO REPRESENT THE INTERESTS OF ELIOT  
BERNSTEIN'S CHILDREN**

**SUCCESSOR TRUSTEE'S AMENDED MOTION TO DISMISS FOR LACK  
OF STANDING OR, ALTERNATIVELY, TO APPOINT A GUARDIAN AD  
LITEM TO REPRESENT THE INTERESTS OF ELIOT BERNSTEIN'S  
CHILDREN**

**CERTIFICATE OF SERVICE**

I CERTIFY that a copy of the foregoing has been furnished to parties listed on attached

Service List by:  Facsimile;  U.S. Mail;  Email Electronic Transmission;  FedEx;  Hand

Delivery this 9<sup>th</sup> day of March, 2016.

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