IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT, 1525 PALM BEACH LAKES BLVD., WEST PALM BEACH, FL 33401

 CASE NO.: 4D16-1478

 L.T. No.: 2014CP003698XXXXNB

ELIOT IVAN BERNSTEIN,

Appellant / Petitioners, **Motion for Extension of Time;**

**Reply to Order to Show Cause**

v.

TED BERNSTEIN, AS TRUSTEE,

ET AL.

 Appellee / Respondent(s)

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Appellant-Petitioner Eliot I. Bernstein, respectfully says and moves this Court as follows:

1. I am the Appellant-Petitioner Pro Se and in indigent status.
2. While it may be an oversight, there appears to be some error in that a Notice of Appeal was filed on03/29/2016 11:04:05 AM ET and accepted by this Court on 3/21/16 in the underlying Order that found a need to appoint a Guardian Ad litem, however Appellant has not received any Notice of Case Number assigned by this Court for the underlying Order to be appealed.
3. Should Appellant be successful on Appeal in that underlying case, then this appeal becomes moot.
4. Further, the Initial Brief on the Merits for the underlying original Order appointing a Guardian Ad Litem in the related case with Oppenheimer is substantially completed and just about to be filed at this time under Appeal No. 4D16-1449 and is in substantially completed draft form.
5. In addition to almost completing the Initial brief in that case, an Initial Brief was also just filed recently within the last 10 days on the related “validity” of certain Trusts and Wills of Simon and Shirley Bernstein.
6. As this Court should be aware, the Records on Appeal on those cases produced went into the thousands of pages and as the Court may also recall, I recently had to request an extension also based upon medical-dental related issues necessitating prescription medicine and causing substantial pain and lack of sleep.
7. As the initial brief on the underlying Order finding a need for a Guardian Ad litem shows, there is merit to the appeal.
8. Additionally, I had virtually an entire day consumed on Court Ordered Mediation today that actually was somehow still “ongoing” as of almost 9 pm EST this evening as I was kept “in a hold pattern” waiting for the Mediator to call me.
9. Eliot has been under medical treatment and medications throughout this entire appeal process and parties have knowingly ignored this and further are damaging the Bernstein family and jeopardizing their health and safety where we are already victims to frauds on the court by court appointed counsel and fiduciaries and fraud by the court in this case and the related cases involving the Estates and Trusts of Simon and Shirley Bernstein that are yet resolved according to this Court’s own fraud policies and law.
10. I respectfully seek a reasonable time of no less than 30 days to submit the initial brief herein.

**WHEREFORE**, it is respectfully prayed for an Order for an Extension of Time in Reply to the Order to Show Cause issued July 13, 2016 and for such other and further relief as to this Court may seem just and proper.

Dated: July 25, 2016

**/s/Eliot Ivan Bernstein**

Eliot Ivan Bernstein

2753 NW 34th St

Boca Raton, FL 33434 561-245-8588

iviewit@iviewit.tv

**CERTIFICATE OF SERVICE**

I CERTIFY that a copy of the foregoing has been furnished to parties listed on attached Service List by E-mail Electronic Transmission; Court ECF; this 25th day of July, 2016.

 **/s/ Eliot Ivan Bernstein**

Eliot Ivan Bernstein

 2753 NW 34th St.

 Boca Raton, FL 33434

 561-245-8588

 iviewit@iviewit.tv

**SERVICE LIST - CASE NO. SC15-1077 & LOWER CASES DEFENDANTS, RESPONDENTS, COUNTER DEFENDANTS**

|  |  |
| --- | --- |
| John P. Morrissey, Esq.330 Clematis Street, Suite 213West Palm Beach, FL 33401(561) 833-0766-Telephone(561) 833-0867 -FacsimileEmail: John P. Morrissey(iohn@jrnoiTisseylaw.com)  | Lisa Friedstein2142 Churchill Lane Highland Park, IL 60035lisa@friedsteins.com  |
| Peter M. Feaman, Esq.Peter M. Feaman, P.A.3695 West Boynton Beach Blvd., Suite 9Boynton Beach, FL 33436(561) 734-5552 -Telephone(561) 734-5554 -FacsimileEmail: service@feamanlaw.com:mkoskey@feamanlaw.com | Jill Iantoni2101 Magnolia Lane Highland Park, IL 60035jilliantoni@gmail.com |
| Gary R. Shendell, Esq.Kenneth S. Pollock, Esq.Shendell & Pollock, P.L.2700 N. Military Trail,Suite 150Boca Raton, FL 33431(561)241-2323 - Telephone (561)241-2330-FacsimileEmail: gary@shendellpollock.comken@shendellpollock.comestella@shendellpollock.combritt@shendellpollock.comgrs@shendellpollock.com | Counter DefendantRobert Spallina, Esq.Donald Tescher, Esq.Tescher & Spallina925 South Federal Hwy., Suite 500Boca Raton, Florida 33432  |
| Brian M. O'Connell, Esq.Joielle A. Foglietta, Esq.Ciklin Lubitz Martens & O'Connell515 N. Flagler Dr., 20th FloorWest Palm Beach, FL 33401561-832-5900-Telephone561-833-4209 - FacsimileEmail: boconnell@ciklinlubitz.com;ifoglietta@ciklinlubitz.com;service@ciklinlubitz.com;slobdell@ciklinliibitz.com | Counter DefendantJohn J. Pankauski, Esq.Pankauski Law Firm PLLC120 South Olive Avenue7th FloorWest Palm Beach, FL 33401courtfilings@pankauskilawfirm.comjohn@pankauskilawfirm.com |
| Counter DefendantMark R. Manceri, Esq., andMark R. Manceri, P.A.,2929 East Commercial BoulevardSuite 702Fort Lauderdale, FL 33308mrmlaw@comcast.net | Counter DefendantDonald Tescher, Esq.,Tescher & Spallina, P.A.Wells Fargo Plaza925 South Federal Hwy Suite 500Boca Raton, Florida 33432dtescher@tescherspallina.com |
| Theodore Stuart Bernstein880 BerkeleyBoca Raton, FL 33487tbernstein@lifeinsuranceconcepts.com | Counter DefendantTESCHER & SPALLINA, *P.A.*.Wells Fargo Plaza925 South Federal Hwy Suite 500Boca Raton, Florida 33432dtescher@tescherspallina.com |
| Theodore Stuart BernsteinLife Insurance Concepts, Inc.950 Peninsula Corporate CircleSuite 3010Boca Raton, FL 33487tbernstein@lifeinsuranceconcepts.com | Counter DefendantAlan B. Rose, Esq.PAGE, MRACHEK, FITZGERALD, ROSE, KONOPKA, THOMAS & WEISS, P.A.505 South Flagler Drive, Suite 600West Palm Beach, Florida 33401561-355-6991arose@pm-law.comarose@mrachek-law.com |
| Pamela Beth Simon950 N. Michigan AvenueApartment 2603Chicago, IL 60611psimon@stpcorp.com | Counter DefendantL. Louis Mrachek, Esq.PAGE, MRACHEK, FITZGERALD, ROSE, KONOPKA, THOMAS & WEISS, P.A.505 South Flagler Drive, Suite 600West Palm Beach, Florida 33401561-355-6991lmrachek@mrachek-law.com |
| Jill Iantoni2101 Magnolia LaneHighland Park, IL 60035jilliantoni@gmail.com | Counter DefendantPankauski Law Firm PLLC120 South Olive Avenue7th FloorWest Palm Beach, FL 33401 |
| Lisa Sue Friedstein2142 Churchill LaneHighland Park, IL 60035lisa.friedstein@gmail.comlisa@friedsteins.com | Dennis McNamaraExecutive Vice President and General Counsel Oppenheimer & Co. Inc.Corporate Headquarters125 Broad StreetNew York, NY 10004800-221-5588Dennis.mcnamara@opco.cominfo@opco.com  |
| Dennis G. BedleyChairman of the Board, Director and Chief Executive OfficerLegacy Bank of FloridaGlades Twin Plaza2300 Glades RoadSuite 120 West – Executive OfficeBoca Raton, FL 33431info@legacybankfl.comDBedley@LegacyBankFL.com | Hunt Worth, Esq.PresidentOppenheimer Trust Company of Delaware405 Silverside RoadWilmington, DE 19809302-792-3500hunt.worth@opco.com |
| James DimonChairman of the Board and Chief Executive OfficerJP Morgan Chase & CO.270 Park Ave. New York, NY 10017-2070Jamie.dimon@jpmchase.com | Neil WolfsonPresident & Chief Executive OfficerWilmington Trust Company1100 North Market StreetWilmington, DE 19890-0001nwolfson@wilmingtontrust.com |
| William McCabeOppenheimer & Co., Inc.85 Broad St Fl 25New York, NY 10004William.McCabe@opco.com | STP Enterprises, Inc.303 East Wacker DriveSuite 210Chicago IL 60601-5210psimon@stpcorp.com |
| Charles D. RubinManaging PartnerGutter Chaves Josepher Rubin Forman Fleisher Miller PABoca Corporate Center2101 NW Corporate Blvd., Suite 107Boca Raton, FL 33431-7343crubin@floridatax.com | Ralph S. JanveyKrage & Janvey, L.L.P.Federal Court Appointed ReceiverStanford Financial Group2100 Ross Ave, Dallas, TX 75201rjanvey@kjllp.com |
| Kimberly MoranTescher & Spallina, P.A.Wells Fargo Plaza925 South Federal Hwy Suite 500Boca Raton, Florida 33432kmoran@tescherspallina.com | Lindsay Baxley aka Lindsay GilesLife Insurance Concepts950 Peninsula Corporate CircleSuite 3010Boca Raton, FL 33487lindsay@lifeinsuranceconcepts.com |
| Gerald R. LewinCBIZ MHM, LLC1675 N Military TrailFifth FloorBoca Raton, FL 33486 | CBIZ MHM, LLCGeneral Counsel6480 Rockside Woods Blvd. SouthSuite 330Cleveland, OH 44131ATTN: General Counselgeneralcounsel@cbiz.com(216)447-9000 |
| Albert Gortz, Esq.Proskauer Rose LLPOne Boca Place2255 Glades RoadSuite 421 AtriumBoca Raton, FL 33431-7360agortz@proskauer.com | Heritage Union Life Insurance CompanyA member of WiltonRe Group of Companies187 Danbury RoadWilton, CT 06897cstroup@wiltonre.com |
| Estate of Simon BernsteinBrian M O'Connell Pa515 N Flagler DriveWest Palm Beach, FL 33401boconnell@ciklinlubitz.com | Counter DefendantSteven Lessne, Esq.Gray Robinson, PA225 NE Mizner Blvd #500Boca Raton, FL 33432steven.lessne@gray-robinson.com |
| Byrd F. "Biff" Marshall, Jr.President & Managing DirectorGray Robinson, PA225 NE Mizner Blvd #500Boca Raton, FL 33432 biff.marshall@gray-robinson.com | Steven A. Lessne, Esq.Gunster, Yoakley & Stewart, P.A.777 South Flagler Drive, Suite 500 EastWest Palm Beach, FL 33401Telephone: (561) 650-0545Facsimile: (561) 655-5677E-Mail Designations:slessne@gunster.comjhoppel@gunster.comeservice@gunster.com |
| T&S Registered Agents, LLCWells Fargo Plaza925 South Federal Hwy Suite 500Boca Raton, Florida 33432dtescher@tescherspallina.com | David LanciottiExecutive VP and General CounselLaSalle National Trust NACHICAGO TITLE LAND TRUST COMPANY, as Successor10 South LaSalle StreetSuite 2750Chicago, IL 60603David.Lanciotti@ctt.com |
| Joseph M. LecceseChairmanProskauer Rose LLPEleven Times SquareNew York, NY 10036jleccese@proskauer.com | Brian MoynihanChairman of the Board and Chief Executive Officer100 N Tryon St #170, Charlotte, NC 28202Phone:(980) 335-3561 |