

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

November 01, 2016

**CASE NO.: 4D16-0222, 4D15-3849,
4D16-64, 4D16-1449 4D16-
1476, 4D16-1478, 4D16-
2249, 4D16-3162, 4D16-
3314**

L.T. No.: 502011CP00653XXXXSB
502014CA014637XXXXMB
502014CP002815XXXXSB
502015CP001162XXXXNB
502015CP002717XXXXNB,
2014CP003698XXXXNB,
502012CA013933XXXXMB

ELIOT IVAN BERNSTEIN

v. TED BERNSTEIN, AS TRUSTEE, ET AL.

Appellant / Petitioner(s)

Appellee / Respondent(s)

BY ORDER OF THE COURT:

ORDERED that Eliot Bernstein's October 31, 2016 motion for disclosure from court as to judges' names to be disclosed for every order in each case listed herein is granted in part and denied in part.

Mr. Bernstein is advised that pursuant to Section 3.11 of this Court's Manual of Internal Operating Procedures, "The Clerk shall issue unpublished orders of the Court under his or her signature unless otherwise directed by the judge or judges who approved the order. The Court may, at its discretion, include in any order the names of the panel members who approved the issuance of the order." The Clerk's signature appears on all orders issued by this Court, and, in the case of dispositive motions endorsed by a three-judge panel, the three-judge panel who authorized the order is listed. Finally, Mr. Bernstein is advised that as to this Court's October 27, 2016 order in Case No. 16-3162, the Court sua sponte recognized a potential conflict immediately after the order issued, and the case was sent to a different member of the Court for consideration. After a different member of the Court considered the case, the amended order as to the panel was issued; further,

ORDERED, to the extent Mr. Bernstein requests that all orders sent to him be exemplified and requests that "the Clerk of this Court no longer rule and make orders in these matters and all pleadings be ruled on by Judges who place their names on the orders," the motion is denied, as the Court will continue to follow its Internal Operating Procedures as set forth above; further,

ORDERED, to the extent Mr. Bernstein requests that the Court identify the judges who signed off on certain orders, the orders which were endorsed by judges are as follows, with all other orders having been issued on the Clerk's authority:

Case No. 4D15-3849

Judges Stevenson, Levine, and Conner endorsed the November 30, 2015, December 17, 2015, and January 7, 2016 orders.

Case No. 4D16-0064

Judges Warner, Taylor, and Damoorgian endorsed the February 29, 2016 order.

Case No. 4D16-0222

Judges Taylor and May endorsed the April 21, 2016 order. Judge Gerber endorsed the May 13, 2016 order. Judge Conner endorsed the June 9, 2016 and June 21, 2016 orders. Judges May and Gerber endorsed the July 7, 2016 order. Judges Gross, Levine, and Klingensmith endorsed the July 28, 2016 order. Judge Conner endorsed the September 22, 2016 order. Judge Levine endorsed the October 18, 2016 order. Judge Forst endorsed the October 27, 2016 order.

Case No. 4D16-1449

Chief Judge Ciklin and Judge Gerber endorsed the July 8, 2016 order. The Court concludes that the assignment of Chief Judge Ciklin was inadvertent and that the Appellant suffered no prejudice as the Appellee's motion to dismiss was denied. Judge Conner endorsed the August 25, 2016 order. Judge Conner endorsed the September 22, 2016 order.

Case No. 4D16-1476

Judge Conner endorsed the August 25, 2016 order. Judge Conner endorsed the September 22, 2016 order.

Case No. 4D16-1478

Judge Conner endorsed the August 26, 2016 order. Judge Conner endorsed the September 22, 2016 order.

Case No. 4D16-2249

No orders endorsed by the judges to date.

Case No. 4D16-3314

No orders endorsed by the judges to date.

Case No. 4D16-3162

Judges Taylor, Levine, and Forst endorsed the October 27, 2016 order, which was amended as to the panel only on October 28, 2016.

DAMOORGIAN and CONNER, JJ., concur.

Served:

cc: Brian M. O'Connell	Gary R. Shendell	Alan Benjamin Rose
Lorin Louis Mrachek	Mark R. Manceri	Steven A. Lessne
John P. Morrissey	Kenneth S. Pollock	John Pankauski
Peter Marshall Feaman	Donald R. Tescher	Joielle A. Foglietta
Kimberly Moran	Hunt Worth	Albert Gortz
Eliot Ivan Bernstein	Charles D. Rubin	Lisa Friedstein
Jill Iantoni	Theodore Stuart Bernstein	Theodore Stuart Bernstein
Pamela Beth Simon	Dennis McNamara	Dennis G. Bedley
James Dimon	William McCabe	Gerald Lewin
Neil Wolfson	Stp Enterprises, Inc.	Ralph S. Janvey
Lindsay Baxley	T & S Registered Agents	Joseph M. Leccese
Heritage Union Life Ins.	David Lanciotti	Brian Moynihan
Hunt Worth		

dl



LONN WEISSBLUM, Clerk
Fourth District Court of Appeal

