

I have a Prepared Statement on how the Scheduling Order should now be modified based on this Court's rulings and Order issued today. (IF she tries to move you to an Evidentiary hearing TODAY, jump to the Bottom)

This Court's Order which originally appears to be dated for April 3, 2017 but then written in dated today, April 27, 2017 and received today April 27, 2017 by its own Factual Finding in Paragraph 17 that I, Eliot Bernstein, am a Beneficiary of the Estate of Simon Bernstein is a Sufficient basis to now modify the Order and Scheduling of Hearings and proves the fraud and misconduct by Attorney Alan Rose and Fiduciary Ted Bernstein that has gone on for over a year and has been "gone along with" by PR Brian O'Connell. The Court need only review the Record of proceedings to find sufficient cause to now Order:

1. Discovery Compliance and related Discovery proceedings and there should be an Order issued placing an injunction against Alan Rose attorney individually, Ted Bernstein individually and Brian O'Connell individually, to Separately catalog, Identify and preserve All Discovery including the time of Receipt of such Discovery, the source and location such Discovery was derived from, whether the Discovery is an Original or copy, and related protective measures to preserve the integrity of these proceedings ;
2. This Court should further issue an immediate injunction prohibiting any and all further disposition of any asset of any kind of the Estate and Trusts;
3. Upon completion of Discovery compliance evidentiary Hearings and hearings on the Accountings and location, loss, theft, conversion and misappropriation of assets and discovery, the scheduling of further Evidentiary Hearings should occur.
4. All Evidentiary Hearings shall be Scheduled in accordance with Procedural and Substantive Due Process including but not limited to the exchange of Witness and Exhibit Lists and other procedures for the orderly presentation of evidence including proper allotment of time for all witnesses.
5. This Court has sufficient evidence before it now to Move on the Court's own Motion for the Removal of Fiduciaries Ted Bernstein and Brian O'Connell and the Reporting of Attorneys Alan Rose and Brian O'Connell for appropriate Discipline.

6. This Court should further transmit Notice of its Order issued today to the Illinois District Court where the same fraud claiming I am not a Beneficiary in the Estate of Simon Bernstein has occurred and the District Court of Illinois has even relied upon the false claim that I am not a Beneficiary in the Estate of Simon Bernstein in issuance of a Summary Judgment Order of Jan. 30, 2017.
7. With respect to the Order of Hearings, I would request 15 days based on Appellate calendars at the 4th DCA and actions necessary in Illinois at the 7th Circuit to file with this Court formal Motions to remove Ted Bernstein and Brian O'Connell as fiduciaries and removal of Alan Rose as any attorney for the Trusts and Estates based upon his direct misconduct against a named Beneficiary and extensive fraud in these proceedings.
8. After the removals of the Fiduciaries the next Order of hearings should be setting a time for formal motions to Vacate the Fraud in other Orders and Judgments including the Final Judgment from the Validity Trial.

IF SHE TRIES TO MOVE FOR WITNESS TESTIMONY TODAY, OBJECT THAT 30 MINUTES IS IMPROPER AND INSUFFICIENT AMOUNT OF TIME FOR AN EVIDENTIARY HEARING ON THE MOTION. NO WRITTEN OPPOSITION HAS BEEN FILED OR RECEIVED AND THE MOTION IS THEREFORE UNOPPOSED. FURTHER, CRITICAL WITNESSES OF PETER FEAMAN ATTORNEY AND WILLIAM STANSBURY ARE UNAVAILABLE TODAY. MR. STANSBURY IS OUT OF THE COUNTRY FOR AN UNKNOWN AMOUNT OF TIME BUT PRIOR TO DEPARTING HE HAD REPRESENTED THAT PETER FEAMAN WOULD IN FACT BE AVAILABLE AND AT TODAY'S HEARING. PETER FEAMAN HAS DIRECT KNOWLEDGE OR CLAIMED TO HAVE KNOWLEDGE OF A CONSPIRACY AMONGST THE PARTIES AGAINST MY RIGHTS PRE-DATING THE VALIDITY TRIAL AND KNOWLEDGE OF THE DUE PROCESS VIOLATIONS IN THE PROCEEDINGS AND HAS ALLEGEDLY FILED WITH FEDERAL AND STATE AUTHORITIES CRIMINAL COMPLAINTS INVOLVING MANY OF THE PARTIES HEREIN.

THEREFORE TODAY IS ONLY SUFFICIENT FOR SCHEDULING AN IN ANY EVENT DISCOVERY IS DEMANDED AND SHOULD BE ORDERED PRIOR TO ANY EVIDENTIARY HEARING. THERE ARE MULTIPLE OUTSTANDING DISCOVERY REQUESTS AND I WOULD REQUEST AT LEAST 15 DAYS TO SUPPLEMENT THESE REQUESTS.

*** IF ROSE BRINGS UP TODAY'S 4TH DCA AFFIRMANCE, REMIND HER THE ORDER IS NOT FINAL UNTIL AFTER RE-HEARING WHICH WILL BE FILED AND FURTHER REMIND HER THAT THIS COURT'S ORDER OF TODAY ITSELF IS PROOF THAT THE VALIDITY TRIAL WAS SCHEDULED IN FRAUD AND A MOTION TO VACATE THAT JUDGMENT IS BEING FILED AS WELL.