

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

TED BERNSTEIN, as Trustee  
of the Shirley Bernstein Trust Agreement  
dated May 20, 2008, as amended,

Probate Division  
Case No.: 502014CP003698XXXXSB

Plaintiff,

v.

ALEXANDRA BERNSTEIN; ERIC BERNSTEIN;  
MICHAEL BERNSTEIN; MOLLY SIMON;  
PAMELA B.SIMON, Individually and as Trustee  
f/b/o Molly Simon under the Simon L. Bernstein  
Trust Dtd 9/13/12; ELIOT BERNSTEIN, individually,  
as Trustee f/b/o D.B., Ja. B. and Jo. B. under the  
Simon L. Bernstein Trust Dtd 9/13/12, and on  
behalf of his minor children D.B., Ja. B. and Jo. B.;  
JILL IANTONI, Individually, as Trustee f/b/o J.I.  
under the Simon L. Bernstein Trust Dtd 9/13/12, and  
on behalf of her Minor child J.I.; MAX FRIEDSTEIN;  
LISA FRIEDSTEIN, Individually, as Trustee f/b/o  
Max Friedstein and C.F., under the Simon L.  
Bernstein Trust Dtd 9/13/12, and on behalf of her  
minor child, C.F.,

Defendants.

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**ORDER ON AMENDMENTS TO PLEADINGS AND STAY  
UNTIL FURTHER ORDER OF THE COURT**

THIS CAUSE came before the Court at a hearing held on September 24, 2014, to consider various matters and to conduct a status conference. The Court, based upon the status conference and the oral motion of the Trustee's counsel to amend, and having heard argument and being fully advised in the premises, hereby ORDERS AND ADJUDGES:

1. The Trustee's counsel is granted leave to amend the existing Complaint, and shall amend the existing Complaint solely to add a second count, which count shall seek a determination

as to the validity or invalidity of the trust and estate documents of Simon Bernstein and Shirley Bernstein.

2. Eliot Bernstein and other Defendants shall serve a response to Count II of the Amended Complaint within 10 days of service. No additional counterclaims or amendments to counterclaims shall be filed at this time, other than the Court has granted permission for Eliot Bernstein to amend his counterclaim solely to remove references to judges being involved in the style of the case. Otherwise, the Counterclaim remains stayed.

3. Upon the filing of answers to Count II of the Amended Complaint, the Court hereby severs Count II from the remaining claims in this action; will set Count II for a hearing or trial consistent with the Court's schedule; and hereby stays all other proceedings, including the other counts of the complaint and any counterclaim, pending further order of this Court.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this \_\_\_ day of September, 2014.

\_\_\_\_\_  
Martin H. Colin  
CIRCUIT COURT JUDGE

SIGNED & DATED  
OCT 06 2014  
JUDGE MARTIN H. COLIN

cc: All parties on the attached service list

## SERVICE LIST

Eliot Bernstein, individually  
and Eliot and Candice Bernstein,  
as Parents and Natural Guardians of  
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for M.F. and C.F., Minors; Jill Marla Iantoni,  
individually and as trustee for her children, and as  
natural guardian for J.I. a minor

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