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.: 4D16-3314

L.T. No.: 502014CP003698XXXXNB

ELIOT IVAN BERNSTEIN,

Appellant / Petitioner(s), **APPELLANT’S MOTION TO**

**ACCEPT LATE FILING**

V.  **(LESS THAN ONE DAY LATE )**

Ted Bernstein, acting as alleged Trustee

of the Shirley Bernstein Trust,

Appellee / Respondent(s).

COMES NOW ELIOT I. BERNSTEIN, APPELLANT, who respectfully pleads and prays as follows:

1. I am the Appellant Pro Se.
2. I make this Motion to Accept the Late Filing of my Initial Brief on the Merits less than one full day late being due May 4, 2017 after this Court granted a 7 day extension on April 27, 2017 and the Initial Brief now being e-filed with this Court by 5:00pm EST on May 5, 2017, prior to the closing of business.
3. Given the extensive history of fraud and misconduct set out in the Brief and the history of this case, no prejudice to the Appellees is present by such a short delay ( late period of less than one day ).
4. Any delay and late filing by Appellant is not intended to avoid the Orders of this Court and is a by-product of the fraud itself upon the Court and against Appellant in painstaking time to undo the fraud the Fiduciaries and Attorney Officers of the Court should be correcting.

**WHEREFORE**, it is respectfully prayed for an Order accepting the Initial Brief less than one day late and for such other and further relief as may be just and proper.

Respectfully submitted,

**Dated:** May 5th, 2017

**/s/ Eliot Ivan Bernstein**

Eliot Ivan Bernstein

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# **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the within has been served upon all parties on

the attached Service List by E-Mail Electronic Transmission, Court ECF on this

5th day of May, 2017.

**/s/ Eliot Ivan Bernstein**

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