

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

June 02, 2017

CASE NO.: 4D17-1607

L.T. No.: 2012CP004391

ELIOT IVAN BERNSTEIN

v. ESTATE OF SIMON L BERNSTEIN, et. al.

Appellant / Petitioner(s)

Appellee / Respondent(s)

BY ORDER OF THE COURT:

The jurisdiction of this court was invoked by filing of a Notice of Appeal in the lower tribunal. The \$300.00 filing fee, or a circuit court clerk's determination of indigent status, did not accompany the Notice of Appeal as required in Florida Rules of Appellate Procedure 9.110(b) and 9.140(a). The filing fee is due and payable at the time of filing REGARDLESS OF WHETHER THE APPEAL IS LATER DISMISSED VOLUNTARILY OR ADVERSELY.

ORDERED, **appellant shall pay** the \$300.00 filing fee or file the circuit court clerk's determination of indigent status in this court within ten (10) days from the date of the entry of this order. Failure to comply within the time prescribed will result in dismissal of this cause and may result in the court sanctioning of any party, or the party's attorney, who has not paid the filing fee.

If appellant has already been found indigent for purposes of proceedings in the lower tribunal, in this case, appellant shall file a copy of that order in this court. If appellant does not have an order or a determination of indigent status and believes that he or she is insolvent, appellant shall complete the enclosed application and mail to the Clerk of the Circuit Court within fifteen (15) days from the date of this order. **A Notice of Compliance that you have applied for indigent status, must also be filed with this court.** The Clerk of the Circuit Court shall forward the Clerk's Determination to this court within ten (10) days of receipt. Failure of appellant to comply with this order will result in the dismissal of this appeal.

****NOTE:** This order does not toll the time for filing any pleadings necessary to prosecute this appeal and no extensions of time will be entertained. Once the fee is paid, it is not refundable. Except for dismissal, this court will take no action in this appeal until the filing fee is paid or until a circuit court clerk's determination of indigent status is filed.

Served:

cc:	Lorin Louis Mrachek	Brian M. O'Connell	Mark R. Manceri
	Gary R. Shendell	Steven A. Lessne	John P. Morrissey
	Kenneth S. Pollock	John Pankauski	Alan Benjamin Rose
	Peter Marshall Feaman	Irwin J. Block	Donald R. Tescher
	Joielle A. Foglietta	Albert Gortz	Robert Spallina
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	Bernstein	James Dimon	William McCabe
	Dennis G. Bedley	Gerald Lewin	Neil Wolfson
	Kimberly Moran	Ralph S. Janvey	Lindsay Baxley

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Clerk Palm Beach

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Brian Moynihan
J. I. , A Minor
Adr & Mediations
Services, Llc

kh

Lonnn Weissblum

LONN WEISSBLUM, Clerk
Fourth District Court of Appeal

