

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

IN RE:

CASE NO. 502012CP004391XXXXNBIH

ESTATE OF SIMON L. BERNSTEIN,
_____ /

**ORDER ON MOTION TO STRIKE ELIOT BERNSTEIN'S FILINGS AND TO BAR
ELIOT BERNSTEIN FROM OBJECTING TO ESTATE ADMINISTRATION**

THIS CAUSE came before the Court on Ted S. Bernstein, as Successor Trustee of the Simon L. Bernstein Amended and Restated Trust Agreement dated 7/25/12 ("Trustee"), Motion to Strike Eliot Bernstein's Filings and to Bar Eliot Bernstein from Objecting to Estate Administration (the "Motion"). The Court having reviewed the pleadings, having entertained argument of counsel and *pro se* parties, and being otherwise fully advised in the premises, does hereby ORDER AND ADJUDGE:

1. The Motion is GRANTED.
2. Based upon this Court's prior determination as to the validity of Simon Bernstein's Will, and the Personal Representative's distribution to Eliot Bernstein ("Eliot") of the full amount of his specific bequest from Simon's Will (into the Court Registry), Eliot is not longer recognized as a beneficiary of this Estate. See § 731.201 (23), Fla. Stat. (2019)(excluding from definition of Interested Person "a beneficiary who has received complete distribution.").
3. Therefore, Eliot lacks individual standing to participate in this proceeding, as he is not a beneficiary of either the Simon Bernstein Estate or the Simon Bernstein Trust.
4. Accordingly, Eliot is barred from any further participation, including filing objections or other papers in the court file, or arguing at any hearing, and to the extent necessary is removed

individually as a party. Any and all pending motions, claims, or other filings by Eliot in this case are hereby stricken from the record, and no further filings or argument will be permitted. Moreover, the Court notes that the Fourth District Court of Appeal has prohibited Eliot from any further *pro se* appeals (unless signed by a member in good standing of the Florida Bar).

DONE AND ORDERED in Palm Beach County on this 25th day of June, 2020.



HONORABLE DINA KEEVER-AGRAMA
Circuit Court Judge

SERVICE LIST - CASE NO. 502012CP004391XXXXNBIH

Eliot Bernstein
2753 NW 34th Street
Boca Raton, FL 33434
(561) 245-8588 - Telephone
(561) 886-7628 - Cell
(561) 245-8644 - Facsimile
Email: [Eliot I. Bernstein \(iviewit@iviewit.tv\)](mailto:iviewit@iviewit.tv)

John P. Morrissey, Esq.
330 Clematis Street, Suite 213
West Palm Beach, FL 33401
(561) 833-0766 - Telephone
(561) 833-0867 - Facsimile
Email: [John P. Morrissey \(john@jmorrisseylaw.com\)](mailto:john@jmorrisseylaw.com)
Counsel for Molly Simon, Alexandra
Bernstein, Eric Bernstein, Michael Bernstein

Pamela Beth Simon
303 E. Wacker Drive, Suite 2725
Chicago, IL 60601
Email: psimon@stpcorp.com

Lisa Friedstein
2142 Churchill Lane
Highland Park, IL 60035
lisa@friedsteins.com
Individually and as trustee for her children,
and as natural guardian for M.F. and C.F.,
Minors

Peter M. Feaman, Esq.
Peter M. Feaman, P.A.
3695 West Boynton Beach Blvd., Suite 9
Boynton Beach, FL 33436
(561) 734-5552 - Telephone
(561) 734-5554 - Facsimile
Email: service@feamanlaw.com;
mkoskey@feamanlaw.com
Counsel for William Stansbury

Gary R. Shendell, Esq.
Matthew A. Tornincasa, Esq.
Shendell & Pollock, P.L.
2700 N. Military Trail, Suite 150
Boca Raton, FL 33431
(561) 241-2323 - Telephone
(561) 241-2330 - Facsimile
Email: gary@shendellpollock.com
matt@shendellpollock.com
estella@shendellpollock.com
britt@shendellpollock.com
grs@shendellpollock.com
robyne@shendellpollock.com

Diana Lewis, Esq.
ADA & Mediations Services, LLC
2765 Tecumseh Drive
West Palm Beach, FL 33409
(561) 758-3017 - Telephone
Email: dzlewis@aol.com
Guardian *Ad Litem* for
Eliot Bernstein's minor children,
Jo.B., Ja.B., and D.B.

Jill Iantoni
2101 Magnolia Lane
Highland Park, IL 60035
jilliantoni@gmail.com
Individually and as trustee for her children,
and as natural guardian for J.I. a minor

Alan B. Rose, Esq.
MRACHEK, FITZGERALD, ROSE,
KONOPKA, THOMAS & WEISS, P.A.
505 South Flagler Drive, Suite 600
West Palm Beach, FL 33401
(561) 655-2250 Telephone
(561) 655-5537 Facsimile
arose@mrachek-law.com
mchandler@mrachek-law.com
Attorneys for Ted S. Bernstein

Brett Barner, Esq.
Barner & Barner, P.A.
11360 Jog Road, Suite 104
Palm Beach Gardens, FL 33418
service@barnerlaw.com
bbarner@barnerlaw.com
(561) 296-7771 Telephone
(561) 296-7771 Facsimile
Counsel for Ciklin Lubitz

Brian M. O'Connell, Esq.
Joielle A. Foglietta, Esq.
Ashley Crispin Ackal, Esq.
O'Connell & Crispin Ackal, PLLC
420 Royal Palm Way, Suite 300
Palm Beach, FL 33480
561-355-0403 - Telephone
561-355-5133 - Facsimile
Email: service@OCALawyers.com;
secondaryservice@OCALawyers.com

Paul D. Turner, Esq.
Perlman, Bajandas, Yvevoli & Albright, P. L.
200 South Andrews Ave., Suite 600
Ft. Lauderdale, FL 33301
(954) 566-7117 - Telephone
(954) 566-7115 - Facsimile
Email: pturner@pbyalaw.com
eserviceftl@pbyalaw.com
Counsel for Joshua Bernstein