## SUCCESSOR TRUSTEE'S NOTICE OF ACCOUNTING OF THE SIMON BERNSTEIN REVOCABLE TRUST

From: February 3, 2014 through March 15, 2015

Ted S. Bernstein, as Successor Trustee, hereby gives notice of serving upon all interested persons an accounting of the Simon L.Bernstein Amended and Restated Trust u/a/d 7-25-2012. This accounting is rendered from the date on which the Trustee became accountable, February 3, 2014.

## LIMITATION NOTICE

Pursuant to Florida Statute Section 736.1008, this Limitation Notice is provided with respect to the enclosed trust accounting for the Simon L.Bernstein Amended and Restated Trust u/a/d 7-25- 2012, for the period from February 3, 2014 and ending March 15, 2015.

**ANACTION FOR BREACH BASED ONMATTERS DISCLOSED** IN A **TRUST ACCOUNTING OR OTHER WRITTEN REPORT OF THE TRUSTEE MAY BE SUBJECT TO** A SIX **(6) MONTH STATUTE OFLIMITATIONS FROMTHE RECEIPT OF THE TRUST ACCOUNTING**

**OR OTHER WRITTEN REPORT. IF YOU HA**VE ANY **QUESTIONS, PLEASE CONSULT YOUR ATTORNEY.**

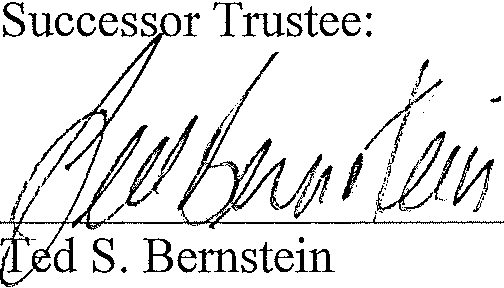
## SUMMARY INFORMATION FOR ATTACHED ACCOUNTING

This summary information is provided pursuant to Florida Statute 736.08135:

Trust name: Simon L. Bernstein Amended and Restated Trust Agreement u/a/d 7-25-2012 Trustee: Ted S. Bernstein

Time Period: February 3, 2014 through March 15, 2015

Signed on Marchi\_, 2015



## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to all interested persons on the Service List set fort below by: iiiil E-mail Electronic Transmission; D Facsimile **and** U.S. Mail; D U.S. Mail this ay of March, 2015.

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Attorneys for Ted S. Bernstein, as Successor Trustee

By: *Isl* Alan B. Rose

Alan B. Rose (Fla. Bar No. 961825)

## SERVICE LIST

Eliot Bernstein, individually

and Eliot and Candice Bernstein,

as Parents and Natural Guardians of D.B., Ja. B. and Jo. B, Minors

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Individually and as trustee for her children, and as natural guardian for M.F. and C.F., Minors

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Individually and as trustee for her children, and as natural guardian for J .I. a minor

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# ACCOUNTING OF SIMON BERNSTEIN TRUST BY TED S. BERNSTEIN, SUCCESSOR TRUSTEE

Trust: Simon L. Bernstein Amended and Restated Trust Agreement u/a/d 7-25-2012 Trustee: Ted S. Bernstein

Time Period: February 3, 2014 through March 15, 2015

# Starting Balance

Assets per Inventory or on Hand at Close of Last Accounting Period

Income Principal

$30,177.17 $30,177.17

# Receipts

$0 $0 $0

# Disbursements

$0 ($7,250.00) ($7,250.00)

# Distributions

$0 $0 $0

# Capital Transactions and

Adjustments $0 $0 $0

# Assets of Hand at Close of

Accounting Period $0 $22,927.17 $22,927.17

## During Tenure of Ted Bernstein as Successor Trustee

Total Assets in existence at time of acceptance of appointment: Feb. 3, 2014

|  |  |  |
| --- | --- | --- |
| 1. | Interest in Bernstein Family Investments, LLLP | $illiquid/undetermined |
| 2. | JP Morgan Account | $30,177.17 |
| 3. | Expectancy - sole beneficiary of Simon Bernstein Estate | $ unknown |

Accounting:

1. Interest in Bernstein Family Investments, LLLP

No known activity

Value: maximum would be 49% of total value (BFI, LLLP assets = approx. $436,275

less tax liabilities, expenses)

1. Funds from JP Morgan Account:

$illiquid/undetermined

Est. range: $150,000-200,000

|  |  |
| --- | --- |
| Starting balance: | $30,177.17 |
| Additions: | $0 |
| Expenses: |  |
| 11/19/2014  Expert Witness Fee: Bruce Stone | ($ 7,250.00) |

Ending balance 3-18-15

\* Balance at JP Morgan

Balance in Mrachek-Law IOTA

$22,927.17\*

$10,000.00

$12,927.17

## Additional Informtion

The prior trustees have not done any accounting, formal or informal.

The Successor Trustee has investigated and makes the following report (which does not constitute any accounting required of the prior trustees, including Simon Bernstein, as Settlor/Trustee (initial trustee), or Donald Tescher and Robert Spallina, as Successor Co-Trustees.

## Transactions during trusteeship of Simon Bersntein, Settlor/Trustees

No knowlegde. Settlor-Trustee deceased.

## Transactions during trusteeship of

**Donald Tescher and Robert Spallina, as Successor Co-Trustees**

Total Assets in existence at time of appointment:

|  |  |  |
| --- | --- | --- |
| 1. | Interest in Bernstein Family Investments, LLLP | $ illiquid/undetermined |
| 2. | Bank Accounts or other assets: | $ none |
| 3. | Expectancy - sole beneficiary of Simon Bernstein Estate | $ unknown |

Accounting:

1. Transactions involving Bernstein Family Investments, LLLP

Outflows: Several cash distributions made to limited partner, Simon Bernstein Restated Trust u/a/d 7/25/12:

|  |  |
| --- | --- |
| 10/23/12 | 60,000.00 |
| 11/2/12 | 39,000.00 |
| 12/20/13 | 100,000.00 |
| Total | 199,000.00 |

Ending Value: see above

1. Bank Accounts:

JP Morgan Account (newly opened account)

Starting Balance: $0

Transactions

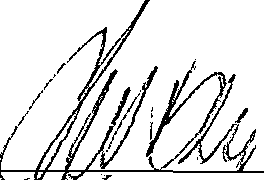
|  |  |  |  |
| --- | --- | --- | --- |
| DATE  10/23/12 | DESCRIPTION  Deposit from LLLP | DEPOSIT  60,000.00 | W I T H D R A W A L |
| 1112/12 | Deposit from LLLP | 39,000.00 |  |
| 12/26/2012 | Fees - CBIZ  (tax return Jill Trust) |  | (500.00) |
|  | Fees - CBIZ |  |  |
|  | (tax return Lisa Trust) |  | (500.00) |
|  | Fees - CBIZ  (tax return Eliot Trust) |  | (500.00) |
|  | Fees - CBIZ  (Bernstein Holdings, LLC) |  | (595.05) |
|  | Fees - CBIZ  (Bernstein Holdings, LLC) |  | (8,237.60) |
| 10/1/2013 | Fees - T&S Professional Fees |  | (15,146.12) |
| 10/16/2013 | Fees - Mark Manceri (Stansbmy litigation) |  | (8,277.00) |
| 11/25/2013 | Fees - T&S Professional Fees |  | (15,067.06) |
| 12/20/13 | Deposit from LLLP | 100,000.00 |  |
| 01/15/2014 | Internal Revenue Service |  | (120,000.00) |
|  | TOTALS Receipts Payments | 199,000.00 | (168,882.83) |

## Ending balance @ Tescher Resignation $30,177.17

Under penalties of perjury, the undersigned Tmstee declares that I have read and examined this accounting and that the facts and figures set forth in are tme, to the best of my knowledge and belief, and that it is a complete report of all cash and property transactions and of all receipts and disbursements by me as Tmstee from Febmary 3, 2014 to March 15, 2015.

Signed on March.24., 2015

Successor Tmstee:



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*Ted* S. Bernstein