

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

CASE NO: **502015CP001162XXXXSB**
PROBATE DIVISION: IY

ELIOT BERNSTEIN, individually;
ELIOT BERNSTEIN as a beneficiary of the
2008 SIMON L. BERNSTEIN TRUST
AGREEMENT, as amended and restated in the
SIMON L. BERNSTEIN AMENDED AND
RESTATED TRUST AGREEMENT dated
July 25, 2012 and as Legal Guardian of
JOSHUA BERNSTEIN, JACOB BERNSTEIN,
and DANEIL BERNSTEIN,
Plaintiffs,

v.

THEODORE STUART BERNSTEIN, individually;
THEODORE STUART BERNSTEIN, as Successor
Trustee of the 2008 SIMON L. BERNSTEIN TRUST
AGREEMENT, as amended and restated in the
SIMON L. BERNSTEIN AMENDED AND RESTATED
TRUST AGREEMENT dated July 25, 2012; ALEXANDRA
BERNSTEIN; ERIC BERNSTEIN; MICHAEL BERNSTEIN;
MOLLY SIMON; JULIA IANTONI; MAX FRIEDSTEIN;
CARLY FRIEDSTEIN; JOHN AND JANE DOE 1-5000,
Defendants.

_____ /

ORDER OF RECUSAL

SUA SPONTE, This Court hereby recuses itself in connection with the above styled case. In that this Court has discussed this case and related cases with the other two Judges in South County, it is requested that the Clerk not reassign this case to a

South County Court Judge, but to randomly do so to another Probate Judge in North County.

DONE and ORDERED in chambers, at Delray Beach, Palm Beach County, Florida, this 19th day of May, 2015.



MARTIN H. COLIN
Circuit Judge

Copies furnished:

Eliot Bernstein
2753 NW 34th Street
Boca Raton, Fl. 33434

John P. Morrissey, Esquire
330 Clematis Street, Suite 213
West Palm Beach, Fl. 33401

Alan Rose, Esquire
505 South Flagler Drive, Suite 600
West Palm Beach, Fl. 33401

Brian M. O'Connell, Esquire
515 North Flagler Drive, 20th Floor
West Palm Beach, Fl. 33401

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

CASE NO: **502014CP002815XXXXSB**
PROBATE DIVISION: IY

**OPPENHEIMER TRUST COMPANY
OF DELAWARE, in its capacity as
Resigned Trustee of the Simon Bernstein
Irrevocable Trusts created for the benefit
of Joshua, Jake and Daniel Bernstein,**
Petitioner,

vs.


**ELIOT AND CANDICE BERNSTEIN,
in their capacity as parents and natural
guardians of JOSHUA, JAKE AND
DANIEL BERNSTEIN, minors,**
Respondents.

_____ /

ORDER OF RECUSAL

SUA SPONTE, This Court hereby recuses itself in connection with the above styled case. In that this Court has discussed this case and related cases with the other two Judges in South County, it is requested that the Clerk not reassign this case to a South County Court Judge, but to randomly do so to another Probate Judge in North County.

DONE and ORDERED in chambers, at Delray Beach, Palm Beach County, Florida, this 19th day of May, 2015.



MARTIN H. COLIN
Circuit Judge

Copies furnished:

Eliot and Candice Bernstein
2753 NW 34th Street
Boca Raton, Fl. 33434

Steven A. Lessne, Esquire
777 South Flagler Drive, Suite 500 East
West Palm Beach, Fl. 33401

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

CASE NO: **502012CP004391XXXXSB**
PROBATE DIVISION: IY

**THE ESTATE OF
SIMON L. BERNSTEIN,**
Deceased.

_____ /

ORDER OF RECUSAL

SUA SPONTE, This Court hereby recuses itself in connection with the above styled case. In that this Court has discussed this case and related cases with the other two Judges in South County, it is requested that the Clerk not reassign this case to a South County Court Judge, but to randomly do so to another Probate Judge in North County.

DONE and ORDERED in chambers, at Delray Beach, Palm Beach County, Florida, this 19th day of May, 2015.



MARTIN H. COLIN
Circuit Judge

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John P. Morrissey, Esquire
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Pamela Beth Simon
950 North Michigan Avenue, #2603
Chicago, IL 60611

Brian M. O'Connell, Esquire
515 North Flagler Drive, 20th Floor
West Palm Beach, Fl. 33401

Lisa Friedstein and Carley
Friedstein, Minors
c/o Jeffrey and Lisa Friedstein
2142 Churchill Lane
Highland Park, IL 60035

Joshua, Jacob and Daniel
Bernstein, Minors
c/o Eliot Bernstein
2753 NW 34th Street
Boca Raton, Fl. 33434

Irwin J. Block, Esquire
700 S. Federal Highway, Suite 200
Boca Raton, Fl. 33432

Gary Shendell, Esquire
2700 N. Military Trail, Suite 150
Boca Raton, Fl. 33431

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

CASE NO: **502012CP004391XXXXSB**
PROBATE DIVISION: IY

**THE ESTATE OF
SIMON L. BERNSTEIN,**
Deceased.

ORDER OF RECUSAL

SUA SPONTE, This Court hereby recuses itself in connection with the above styled case. In that this Court has discussed this case and related cases with the other two Judges in South County, it is requested that the Clerk not reassign this case to a South County Court Judge, but to randomly do so to another Probate Judge in North County.

DONE and ORDERED in chambers, at Delray Beach, Palm Beach County, Florida, this 19th day of May, 2015.



MARTIN H. COLIN
Circuit Judge

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2700 N. Military Trail, Suite 150
Boca Raton, Fl. 33431

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

CASE NO: **502014CP003698XXXXSB**
PROBATE DIVISION: IY

**TED BERNSTEIN, AS TRUSTEE
OF THE SHIRLEY BERNSTEIN
TRUST AGREEMENT DATED
MAY 20, 2008, AS AMENDED,**
Plaintiff,

v.

ALEXANDER BERNSTEIN; ET AL.,
Defendants.

_____ /

ORDER OF RECUSAL

SUA SPONTE, This Court hereby recuses itself in connection with the above styled case. In that this Court has discussed this case and related cases with the other two Judges in South County, it is requested that the Clerk not reassign this case to a South County Court Judge, but to randomly do so to another Probate Judge in North County.

DONE and ORDERED in chambers, at Delray Beach, Palm Beach County, Florida, this 19th day of May, 2015.



MARTIN H. COLIN
Circuit Judge

Copies furnished:
Eliot Bernstein, individually
and Eliot and Candice Bernstein,
2753 NW 34th Street
Boca Raton, Fl. 33434

John P. Morrissey, Esquire
330 Clematis Street, Suite 213
West Palm Beach, Fl. 33401

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Pamela Beth Simon
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Chicago, IL 60601

Brian M. O'Connell, Esquire
515 North Flagler Drive, 20th Floor
West Palm Beach, Fl. 33401

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

CASE NO: **502011CP000653XXXXSB**
PROBATE DIVISION: IY

**IN RE: SHIRLEY BERNSTEIN
ESTATE**

_____ /

ORDER OF RECUSAL

SUA SPONTE, This Court hereby recuses itself in connection with the above styled case. In that this Court has discussed this case and related cases with the other two Judges in South County, it is requested that the Clerk not reassign this case to a South County Court Judge, but to randomly do so to another Probate Judge in North County.

DONE and ORDERED in chambers, at Delray Beach, Palm Beach County, Florida, this 19th day of May, 2015.



MARTIN H. COLIN
Circuit Judge

Copies furnished:
Eliot Bernstein
2753 NW 34th Street
Boca Raton, Fl. 33434

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West Palm Beach, Fl. 33401

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c/o Jeffrey and Lisa Friedstein
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Highland Park, IL 60035

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Jill Iantoni
2101 Magnolia Lane
Highland Park, IL. 60035

Peter Feaman, Esquire
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Boynton Beach, Fl. 33436

John J. Pankauski, Esquire
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West Palm Beach, Fl. 33401

Mark R. Manceri, Esquire
2929 East Commercial Blvd., Suite 702
Fort Lauderdale, Fl. 33308

Robert Spallina, Esquire
Boca Village Corporate Center I
4855 Technology Way, Suite 720
Boca Raton, Fl. 33431

Donald Tescher, Esquire
Boca Village Corporate Center I
4855 Technology Way, Suite 720
Boca Raton, Fl. 33431

Julia Iantoni, a Minor
c/o Guy and Jill Iantoni
2101 Magnolia Lane
Highland Park, IL 60035

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

PROBATE DIVISION ²⁰¹¹
CASE NUMBER: ~~502012~~CP000653XXXXNB
DIVISION: IJ

IN RE: ESTATE OF

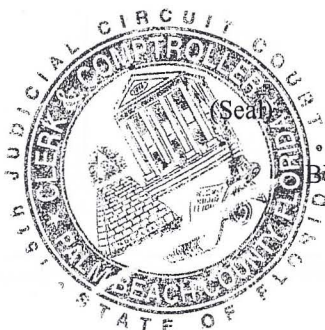
SHIRLEY BERNSTEIN, Deceased

CLERK'S NOTICE OF REASSIGNMENT

Pursuant to Court order of the Honorable **JUDGE MARTIN H COLIN** dated *05/19/15*, the above styled case is reassigned to Division *IJ*, Judge(s) **JUDGE HOWARD K COATES** for all further proceedings.

WITNESS my hand and seal of this Court this 19 day of May, 2015.

Sharon R. Bock
Clerk & Comptroller



BY: _____

Sharon R. Bock
Deputy Clerk

cc:
CC: ALL PARTIES

2015 MAY 19 PM 4:27
SHARON R. BOCK, CLERK
PALM BEACH COUNTY, FL
SOUTH CITY BRANCH FILED

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

PROBATE DIVISION
CASE NUMBER: 502014CP003698XXXXNB
DIVISION: IJ

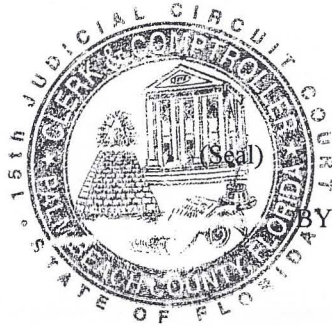
IN RE: SHIRLEY BERNSTEIN TRUST AGREEMENT

DTD MAY 20, 2008, AS AMENDED

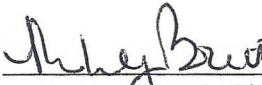
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Sharon R. Bock
Clerk & Comptroller

BY: 
Deputy Clerk

2015 MAY 19 PM 4:27
SHARON R. BOCK, CLERK
PALM BEACH COUNTY
SOUTH CITY BRANCH - FILED

cc:
CC: ALL PARTIES

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

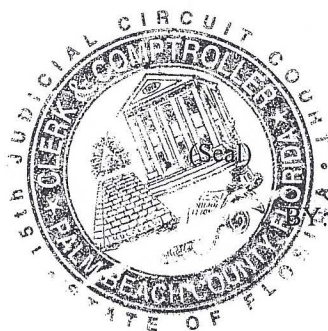
PROBATE DIVISION
CASE NUMBER: **502015CP001162XXXXNB**
DIVISION: IJ

IN RE: THE 2008 SIMON L. BERNSTEIN TRUST AGREEMENT

CLERK'S NOTICE OF REASSIGNMENT

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WITNESS my hand and seal of this Court this 19 day of May, 2015.



Sharon R. Bock
Clerk & Comptroller



Deputy Clerk

2015 MAY 19 PM 4:26
SHARON R. BOCK, CLERK
PALM BEACH COUNTY, FL
SOUTH CITY BRANCH FILED

cc:
CC: ALL PARTIES

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

PROBATE DIVISION
CASE NUMBER: 502014CP003698XXXXNB
DIVISION: IJ

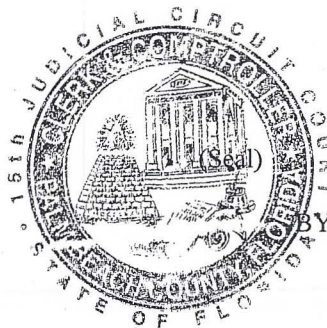
IN RE: SHIRLEY BERNSTEIN TRUST AGREEMENT

DTD MAY 20, 2008, AS AMENDED

CLERK'S NOTICE OF REASSIGNMENT

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WITNESS my hand and seal of this Court this 19 day of May, 2015.



Sharon R. Bock
Clerk & Comptroller

BY: Sharon R. Bock
Deputy Clerk

2015 MAY 19 PM 4:27
SHARON R. BOCK, CLERK
PALM BEACH COUNTY, FL
SOUTH CITY BRANCH-FILED

cc:
CC: ALL PARTIES

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

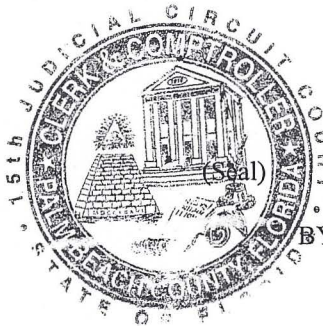
PROBATE DIVISION
CASE NUMBER: **502014CP002815XXXXNB**
DIVISION: IJ

IN RE: SIMON BERNSTEIN IRREVOCABLE TRUSTS CREATED FOR
THE BENEFIT OF JOSHUA, JAKE & DANIEL BERNSTEIN

CLERK'S NOTICE OF REASSIGNMENT

Pursuant to Court order of the Honorable **JUDGE MARTIN H COLIN** dated **05/19/15**, the above styled case is reassigned to Division **IJ**, Judge(s) **JUDGE HOWARD K COATES** for all further proceedings.

WITNESS my hand and seal of this Court this 19 day of May, 2015.



Sharon R. Bock
Clerk & Comptroller

BY:

Sharon R. Bock

Deputy Clerk

2015 MAY 19 PM 4:27
SHARON R. BOCK, CLERK
PALM BEACH COUNTY, FL
SOUTH CITY BRANCH - FILED

cc:
CC: ALL PARTIES

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

PROBATE DIVISION
CASE NUMBER: 502012CP004391XXXXNB
DIVISION: IJ

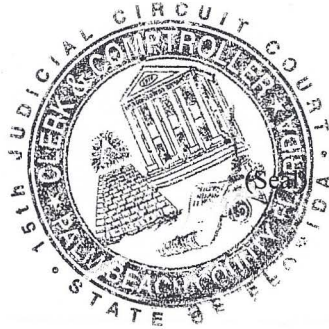
IN RE: ESTATE OF

SIMON L BERNSTEIN, Deceased

CLERK'S NOTICE OF REASSIGNMENT

Pursuant to Court order of the Honorable **JUDGE MARTIN H COLIN** dated *05/19/15*, the above styled case is reassigned to Division *IJ*, Judge(s) **JUDGE HOWARD K COATES** for all further proceedings.

WITNESS my hand and seal of this Court this 19 day of May, 2015.



Sharon R. Bock
Clerk & Comptroller

BY: *Mahey Bock*
Deputy Clerk

SHARON R. BOCK, CLERK
PALM BEACH COUNTY, FL
SOUTH CITY BRANCH FILED

2015 MAY 19 PM 4:27

cc:
CC: ALL PARTIES

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

PROBATE DIVISION
CASE NO. 5021012CP004391XXXXSB

IN RE: ESTATE OF SIMON L. BERNSTEIN

ORDER ON CURATOR'S MOTION FOR INSTRUCTIONS REGARDING
MAY 1, 2014 ACCOUNTING

THIS MATTER came before the Court on the Curator's Motion for Instructions Regarding May 1, 2014 Accounting dated May 13, 2014 ("Motion"), the Court having reviewed the Motion, and the Court being otherwise fully advised in the premises, it is hereby:

ORDERED and ADJUDGED as follows:

Court instructs that *required or*
The ~~Motion is granted.~~ The Curator is not authorized to file objections to the May 1, 2014 Final Accounting ("Accounting") filed by Donald R. Tescher and Robert L. Spallina, former Co-Personal Representatives of this Estate, or to otherwise undertake any investigation into the Accounting, absent further order of this Court amending the March 11, 2014 Letters of Curatorship to grant such authority.

DONE AND ORDERED in Chambers, Delray Beach, Palm Beach County, Florida, on
May _____, 2014.

Circuit Court Judge

Copies furnished to the parties on the attached service list

ESTATE OF SIMON L. BERNSTEIN

File No. 502012CP004391XXXXSB

Service List

Alan Rose, Esq.
Mrachek, Fitzgerald, Rose, et al.
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West Palm Beach, FL 33401
arose@mrachek-law.com
mchandler@mrachek-law.com

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Pankauski Law Firm
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courtfilings@pankauskilawfirm.com

Peter M. Feaman, Esq.
Peter M. Feaman, P.A.
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William H. Glasko, Esq.
Golden Cowan
Palm Palmetto Bay Law Center
17345 South Dixie Highway
Palmetto Bay, FL 33157
bill@palmettobaylaw.com

Benjamin P. Brown
Matwiczuk & Brown, LLP
625 N. Flagler Drive, Suite 401
West Palm Beach, FL 33401

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF SHIRLEY BERNSTEIN,

PROBATE DIVISION

Deceased.

CASE NO: 502011CP000653XXXXSB

ELIOT IVAN BERNSTEIN, PRO SE

DIVISION: COLIN (IY)

Petitioner

vs.

TESCHER & SPALLINA, P.A., (and all parties associates and of counsel); ROBERT L. SPALLINA (both personally & professionally); DONALD R. TESCHER (both personally & professionally); THEODORE STUART BERNSTEIN (as alleged personal representative, trustee, successor trustee) (both personally and professionally); and JOHN and JANE DOE'S (1-5000),

Respondents.
_____ /

ORDER ON MOTION TO WITHDRAW AS COUNSEL OF RECORD

THIS CAUSE came before the Court on January 23, 2014 on the Motion to Withdraw as Counsel of Record for Ted Bernstein, as Successor Personal Representative; Donald R. Tescher and Robert L. Spallina, filed by MARK R. MANCERI, P.A. and MARK R. MANCERI, ESQ., and the Court having reviewed the file, heard argument of counsel and being otherwise fully advised in the premises, it is hereupon ORDERED AND ADJUDGED, as follows:

1. The Motion is granted.
2. MARK R. MANCERI, P.A. and MARK R. MANCERI, ESQ. are hereby relieved as counsel of record for Ted Bernstein, as Successor Personal Representative; Donald R. Tescher and Robert L. Spallina.
3. All future pleadings or documents shall be served upon Ted Bernstein, as Successor

Personal Representative; Donald R. Tescher and Robert L. Spallina, at their last known address:

Ted Bernstein, Successor Personal Representative
950 Peninsula Corporate Circle, Suite 3010
Boca Raton, Florida 33487
E-mail: tberstein@lifeinsuranceconcepts.com

Donald R. Tescher
4855 Technology Way, Suite 720
Boca Raton, Florida 33431
E-mail: dtescher@tescherspallina.com

Robert L. Spallina
4855 Technology Way, Suite 720
Boca Raton, Florida 33431
E-mail: rspallina@tescherspallina.com

DONE AND ORDERED in Chambers, at Delray Beach, Palm Beach County, Florida,

this _____ day of January, 2014.

MARTIN H. COLIN
CIRCUIT COURT JUDGE

Copies furnished to:
Mark R. Manceri, Esq.
Ted Bernstein, Successor Per. Rep.
Donald R. Tescher
Robert L. Spallina
All Interested Persons

SIGNED & DATED
JAN 23 2014
JUDGE MARTIN H. COLIN

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
PROBATE /GUARDIANSHIP DIVISION "IZ"

CASE NO. 502011CP000653XXXXSB

IN RE: THE ESTATE OF
SHIRLEY BERNSTEIN,
Deceased.

ORDER DENYING ELIOT I. BERNSTEIN'S MOTION TO DISQUALIFY
JUDGE MARTIN H. COLIN

UPON CONSIDERATION of Eliot I. Bernstein's Motion to Disqualify Judge
Martin H. Colin, it is hereby

ORDERED AND ADJUDGED that Eliot I. Bernstein's Motion to Disqualify is
hereby **Denied** as legally insufficient.

DONE AND ORDERED in chambers, at Delray Beach, Palm Beach County,
Florida this 8th day of January, 2014.

MARTIN H. COLIN
Circuit Court Judge

SIGNED & DATED
JAN 8 8 2014
JUDGE MARTIN H. COLIN

Copies furnished:

Robert L. Spallina, Esquire
Boca Village Corporate Center 1
4855 Technology Way, Suite 720
Boca Raton, Fl. 33431

Donald Tescher, Esquire
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Boca Raton, Fl. 33431

Theodore Stuart Bernstein
Life Insurance Concepts
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Jill Marla Iantoni
2101 Magnolia Lane
Highland Park, Il 60035

Pamela Beth Simon
950 North Michigan Avenue, Suite 2603
Chicago, Il 60611

Eliot Ivan Bernstein
2753 NW 34th Street
Boca Raton, Fl. 33434

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL

IN RE: ESTATE OF

PROBATE DIVISION

SHIRLEY BERNSTEIN,

File No. 5D2011CP000053XXXX

Deceased.

2011 FEB 10 AM 9:14
SHIRLEY BERNSTEIN
PALM BEACH COUNTY
SOUTH CTY

**ORDER ADMITTING WILL TO PROBATE
AND APPOINTING PERSONAL REPRESENTATIVE**

The instrument presented to this court as the Last Will of Shirley Bernstein, deceased, having been executed in conformity with law, and made self-proved by the acknowledgment of the decedent and the affidavits of the witnesses, each made before an officer authorized to administer oaths and evidenced by the officer's certificate attached to or following the will in the form required by law, and no objection having been made to its probate, and the court finding that the decedent died on December 8, 2010, and that Simon L. Bernstein is qualified under the laws of the State of Florida to serve as personal representative, it is

ADJUDGED that the Will dated May 20, 2008, and attested by Robert L. Spallina and Diana Banks as subscribing and attesting witnesses, is admitted to probate according to law as the Last Will of the decedent, and it is further

ADJUDGED that Simon L. Bernstein is appointed as personal representative of the estate of the decedent, and that upon taking the prescribed oath, filing designation of resident agent and acceptance, and entering into bond in the sum of \$ 200,000, Letters of Administration shall be issued.

ORDERED on 2/10/11

"Estate must be closed 12
Months from the date of order"



Circuit Judge

cc: Robert L. Spallina, Esquire



IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL
IN RE: ESTATE OF
SHIRLEY BERNSTEIN, Probate Division
Deceased. File No. 502011CP000653XXXXSB

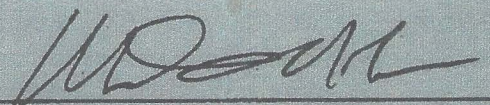
2013 SEP 25 AM 10:20
STANLEY R. BOCK, CLERK
PALM BEACH COUNTY, FL
SOUTH CTY BRANCH-FILED

**AGREED ORDER TO REOPEN ESTATE
AND APPOINT SUCCESSOR PERSONAL
REPRESENTATIVES**

On the motion of Tescher & Spallina, PA for administration of the Estate of Shirley Bernstein, deceased, and pursuant to an agreement announced in open Court on the record by the persons in attendance at a hearing on September 13, 2013 regarding the estate of the decedent, the Court finding that the decedent died on December 8, 2010, that the personal representative of the estate, Simon Bernstein, died on September 13, 2012, and that Ted S. Bernstein is entitled to appointment as personal representative by reason of being named in the decedent's Will dated May 20, 2008 as successor personal representatives, it is:

ADJUDGED that the estate shall be reopened and that Ted S. Bernstein is appointed as successor personal representative of the estate of the decedent, and that upon taking the prescribed oaths, filing designations and acceptances of resident agent, and entering into bond in the sum of \$, Successor Letters of Administration shall be issued.

DONE and ORDERED in Delray Beach, Palm Beach County, FL, on 9/24/13,
2013.



Circuit Judge

cc: Mark Manceri, Esq.
Eliot I. Bernstein
All Interested Persons

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
PROBATE /GUARDIANSHIP DIVISION "1Y"

CASE NO. 502011CP000653XXXXSB

IN RE: THE ESTATE OF:
SHIRLEY BERNSTEIN,
Deceased

ELIOT IVAN BERNSTEIN, PRO SE
Petitioner,

v.

TESCHER & SPALLINA, P.A., (AND ALL PARTNERS,
ASSOCIATES AND OF COUNSEL); ROBERT L. SPALLINA
(BOTH PERSONALLY & PROFESSIONALLY); DONALD
R. TESCHER (BOTH PERSONALLY & PROFESSIONALLY);
THEODORE STUART BERNSTEIN (AS ALLEGED PERSONAL
REPRESENTATIVE, TRUSTEE, SUCCESSOR TRUSTEE) (BOTH
PERSONALLY AND PROFESSIONALLY); AND JOHN AND JANE
DOE'S (1-5000),
Respondents.

ORDER SETTING HEARING

THIS MATTER came before the Court on the Notice of Emergency Motion to Freeze Estates.

Upon consideration, it is hereby

ORDERED AND ADJUDGED that:

This case is hereby set for a hearing on **Friday, September 13, 2013 @ 1:30 p.m. for 30 minutes before Judge Martin H. Colin** in Courtroom 8, 200 W. Atlantic Avenue, Delray Beach, FL 33444. This matter is set for a 30 minute oral argument only (1) whether this matter is an Emergency and (2) what type of evidentiary hearing, if any, needs to be held.

DONE AND ORDERED in chambers, at Delray Beach, Palm Beach County, Florida this 4th day of September, 2013.



MARTIN H. COLIN
Circuit Court Judge

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

IN RE THE ESTATE OF:
SIMON BERNSTEIN,

CASE NO.: 2012CP004391 IX

Deceased,

ELIOT IVAN BERNSTEIN, PRO SE,
Petitioner,

And

TESCHER & SPALLINA, P.A., (AND ALL PARTNERS,
ASSOCIATES AND OF COUNSEL); ROBERT L.
SPALLINA (BOTH PERSONALLY & PROFESSIONALLY);
DONALD R. TESCHER (BOTH PERSONALLY &
PROFESSIONALLY); THEODORE STUART BERNSTEIN
(AS ALLEGED PERSONAL REPRESENTATIVE,
TRUSTEE, SUCCESSOR TRUSTEE) (BOTH
PERSONALLY AND PROFESSIONALLY); AND JOHN
AND JANE DOE'S (1-5000)
Respondents,

ORDER DENYING PETITIONER'S EMERGENCY MOTION
FILED SEPTEMBER 4, 2013

THIS CAUSE submitted to the Court on September 4, 2013, the Petitioner's Emergency Motion, filed September 4, and the Court having carefully considered said Motion and the Court file, finds:

The Court hereby determines only that the Motion is legally insufficient. Accordingly, it is

ORDERED AND ADJUDGED that the Motion is **DENIED**.

DONE AND ORDERED in Chambers this ____ day of September, 2013 at West Palm Beach, Palm Beach County, Florida.

SIGNED & DATED
SEP 06 2013

DAVID FRENCH, CIRCUIT JUDGE
DAVID E. FRENCH

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
PROBATE /GUARDIANSHIP DIVISION "IY"

CASE NO. 502012CP004391XXXXSB

IN RE: THE ESTATE OF
SIMON BERNSTEIN,
Deceased.

**ORDER DENYING EMERGENCY PETITION TO: FREEZE ESTATE ASSETS,
APPOINT NEW PERSONAL REPRESENTATIVES, INVESTIGATE FORGED
AND FRAUDULENT DOCUMENTS SUBMITTED TO THIS COURT AND
OTHER INTERESTED PARTIES, RESCIND SIGNATURE OF ELIOT
BERNSTEIN IN ESTATE OF SHIRLEY BERNSTEIN AND MORE**

UPON CONSIDERATION of the Emergency Petition to: Freeze Estate Assets, Appoint New Personal Representatives, Investigate Forged and Fraudulent Documents Submitted to the Court and other Interested Parties, Rescind Signature of Eliot Bernstein in Estate of Shirley Bernstein and More, it is hereby

ORDERED AND ADJUDGED that the Emergency Petition is hereby Denied as an emergency. This matter may be set in the ordinary course.

DONE AND ORDERED in chambers, at Delray Beach, Palm Beach County, Florida this 8th day of May, 2013.


MARTIN H. COLIN
Circuit Court Judge

Copies furnished:
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3615 W. Boynton Beach Blvd.
Boynton Beach, Fl. 33436

Robert L. Spallina, Esquire
4855 Technology Way, Suite 720
Boca Raton, Fl. 33431

13 MAY - 8 PM 3:21
SHIRLEY B. BERNSTEIN, ET AL
PALM BEACH COUNTY, FL
PROBATE / GUARDIANSHIP DIVISION
FILED

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
PROBATE /GUARDIANSHIP DIVISION "TY"

CASE NO. 502012CP004391XXXXSB

IN RE: THE ESTATE OF
SIMON BERNSTEIN,
Deceased.

**AMENDED ORDER DENYING EMERGENCY PETITION TO: FREEZE
ESTATE ASSETS, APPOINT NEW PERSONAL REPRESENTATIVES,
INVESTIGATE FORGED AND FRAUDULENT DOCUMENTS SUBMITTED
TO THIS COURT AND OTHER INTERESTED PARTIES, RESCIND
SIGNATURE OF ELIOT BERNSTEIN IN ESTATE OF SHIRLEY BERNSTEIN
AND MORE**

(This Amended Order replaces the original order entered by this court on May 8, 2013)

UPON CONSIDERATION of the Emergency Petition to: Freeze Estate Assets, Appoint New Personal Representatives, Investigate Forged and Fraudulent Documents Submitted to the Court and other Interested Parties, Rescind Signature of Eliot Bernstein in Estate of Shirley Bernstein and More, it is hereby

ORDERED AND ADJUDGED that the Emergency Petition is hereby **Denied** as an emergency. The Respondent, Eliot Bernstein, is required to serve his petition properly and in accordance with the Rules of Procedure on all interested parties/persons to whom his petition is directed. No further action will be taken on this matter until the foregoing is complied with.

DONE AND ORDERED in chambers, at Delray Beach, Palm Beach County, Florida this 8th day of May, 2013.

MARTIN H. COLIN
Circuit Court Judge

Copies furnished:

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Eliot Bernstein, Pro Se

2753 NW 34th Street

Boca Raton, Fl. 33434

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

CASE NUMBER: 2012CP004391 IX

**IN RE: THE ESTATE OF
SIMON BERNSTEIN,**
Deceased,

**ORDER DENYING RENEWED EMERGENCY PETITION TO: FREEZE ESTATE
ASSETS, APPOINT NEW PERSONAL REPRESENTATIVES, INVESTIGATE
FORGED AND FRAUDULENT DOCUMENTS SUBMITTED TO THIS COURT AND
OTHER INTERESTED PARTIES, RESCIND SIGNATURE OF ELIOT BERNSTEIN IN
ESTATE OF SHIRLEY BERNSTEIN AND MORE**

THIS CAUSE submitted to the Court on May 30, 2013 the Renewed Emergency Petition to:
Freeze Estate Assets, Appoint New Personal Representatives, Investigate Forged and Fraudulent
Documents Submitted to the Court and other Interested Parties, Rescind Signature of Eliot
Bernstein in Estate of Shirley Bernstein and More, filed May 29, 2013, and the Court having
fully reviewed said Motion, and the Court file, it is hereby

ORDERED AND ADJUDGED that said Motion is hereby DENIED as an Emergency, the
moving party is directed to address said Motion in the ordinary course.

DONE AND ORDERED in West Palm Beach, Palm Beach County, Florida this 30th day
of May, 2013.

CIRCUIT JUDGE DAVID E. FRENCH

**SIGNED & DATED
MAY 30 2013**

**CIRCUIT JUDGE
DAVID E. FRENCH**

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IN THE CIRCUIT COURT IN AND FOR THE 15TH JUDICIAL CIRCUIT IN AND FOR
PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF:

PROBATE DIVISION

SIMON L. BERNSTEIN,

FILE NO: 502012CP4391XXXXSB

Deceased.
_____ /

SUCCESSOR LETTERS OF ADMINISTRATION
(single personal representative)

TO ALL WHOM IT MAY CONCERN

WHEREAS, SIMON L. BERNSTEIN, a resident of Palm Beach County, Florida died on September 12, 2012, owning assets in the State of Florida, and

WHEREAS, BRIAN M. O'CONNELL has been appointed successor personal representative of the estate of decedent and has performed all acts prerequisite to issuance of Successor Letters of Administration in the estate,

NOW, THEREFORE, I, the undersigned circuit judge, declare BRIAN M. O'CONNELL duly qualified under the laws of the State of Florida to act as successor personal representative of the estate of SIMON L. BERNSTEIN, deceased, with full power to administer the estate according to law; to ask, demand, sue for, recover and receive the property of the decedent; to pay the debts of the decedent as far as the assets of the estate will permit and the law directs; and to make distribution of the estate according to law.

DONE and ORDERED in chambers in Delray Beach, Florida on the _____ day of _____, 2014.

MARTIN H. COLIN, CIRCUIT JUDGE

SIGNED & DATED
JUL 24 2014
JUDGE MARTIN H. COLIN

Copies furnished to all on the Service List attached

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<p>Lisa Friedstein 2142 Churchill Lane Highland Park, IL 60035 Lisa@friedsteins.com Lisa.friedstein@gmail.com</p>	<p>Jill Iantoni 2101 Magnolia Lane Highland Park, IL 60035 jilliantoni@gmail.com</p>	<p>Julia Iantoni, a Minor c/o Guy and Jill Iantoni, her Parents & Natural Guardians 2101 Magnolia Lane Highland Park, IL 60035 jilliantoni@gmail.com</p>	<p>Eliot Bernstein 2753 N.W. 34th St. Boca Raton, FL 33434 iviewit@iviewit.tv</p>
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IN THE CIRCUIT COURT IN AND FOR THE 15TH JUDICIAL CIRCUIT IN AND FOR
PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF:

PROBATE DIVISION

SIMON L. BERNSTEIN,

FILE NO: 502012CP4391XXXXSB

Deceased.

ORDER APPOINTING SUCCESSOR PERSONAL REPRESENTATIVE

The instrument presented to this court as the last will of SIMON L. BERNSTEIN deceased, having been executed in conformity with law, and made self-proved by the acknowledgement of the decedent and the affidavits of the witnesses, made before an officer authorized to administer oaths and evidenced by the officer's certificate attached to or following the will in the form required by law, the Court having admitted the Will to probate on (or about) October 2, 2012, the parties having agreed to the appointment of BRIAN M. O'CONNELL, as successor personal representative, it is

ADJUDGED that BRIAN M. O'CONNELL is appointed successor personal representative of the estate of the decedent, and that upon taking the prescribed oath, filing designation and acceptance of resident agent, and entering into bond in the sum of -0- (bond waived) letters of administration shall be issued.

DONE and ORDERED in chambers in Delray Beach, Florida on the _____ day of

_____, 2014.

MARTIN H. COLIN, CIRCUIT JUDGE

SIGNED & DATED
JUL 24 2014
JUDGE MARTIN H. COLIN

Copies furnished to all on the Service List attached

SERVICE LIST

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<p>Lisa Friedstein 2142 Churchill Lane Highland Park, IL 60035 Lisa@friedsteins.com Lisa.friedstein@gmail.com</p>	<p>Jill Iantoni 2101 Magnolia Lane Highland Park, IL 60035 jilliantoni@gmail.com</p>	<p>Julia Iantoni, a Minor c/o Guy and Jill Iantoni, her Parents & Natural Guardians 2101 Magnolia Lane Highland Park, IL 60035 jilliantoni@gmail.com</p>	<p>Eliot Bernstein 2753 N.W. 34th St. Boca Raton, FL 33434 iviewit@iviewit.tv</p>
<p>Joshua, Jacob and Daniel Bernstein, Minors c/o Eliot and Candice Bernstein, Parents and Natural Guardians 2753 N.W. 34th St. Boca Raton, FL 33434 iviewit@iviewit.tv</p>	<p>Pamela Beth Simon 950 N. Michigan Ave., Apt. 2603 Chicago, IL 60611 psimon@stpcorp.com</p>	<p>Benjamin P. Brown, Esq. Matwiczuk & Broaw LLP 625 N. Flagler Dr., #401 West Palm Beach, FL 33401 bbrown@matbrolaw.com</p>	

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.

**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

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and Eliot and Candice Bernstein,
as Parents and Natural Guardians of
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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.

ORDER ENTERING DEFAULT AGAINST PAMELA B. SIMON,
LISA FRIEDSTEIN, MAX FRIEDSTEIN, AND JILL IANTONI

THIS CAUSE came before the Court upon the Plaintiff's Motion for Entry of Default Against certain defendants. The Court, having reviewed the Motion and the record, having heard argument of counsel, and being otherwise fully advised in the premises, hereby ORDERS and ADJUDGES:

1. Default is entered against **Pamela B. Simon**, Individually, and as Trustee f/b/o Molly Simon under the Simon L. Bernstein Trust Dtd 9/13/12; **Lisa Friedstein**, Individually, and 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.; **Max Friedstein**; and **Jill Iatoni**, 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.

2. The Court enters default because none of the above Defendants have timely answered or responded to the Complain filed in this case.

3. The Court finds that each of the Defendants has either been properly served or has waived service of process. Moreover, the Court finds that each Defendant was given notice of the motion and notice of the hearing.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this ___ day of December, 2014.

SIGNED & DATED

DEC 03 2014

Martin H. Colin **MARTIN H. COLIN**
CIRCUIT JUDGE
CIRCUIT COURT JUDGE

cc: All parties on the attached service list

SERVICE LIST

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and Eliot and Candice Bernstein,
as Parents and Natural Guardians of
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Jill Iantoni, individually and as trustee for her
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IN THE CIRCUIT COURT OF THE
FIFTEENTH JUDICIAL CIRCUIT, IN AND
FOR PALM BEACH COUNTY, FLORIDA

PROBATE DIVISION

CASE NO.: 502014CP002815XXXXSB (IY)

OPPENHEIMER TRUST COMPANY
OF DELAWARE, in its capacity as
Resigned Trustee of the Simon Bernstein
Irrevocable Trusts created for the benefit
of Joshua, Jake and Daniel Bernstein,

Petitioner,

vs.

ELIOT AND CANDICE BERNSTEIN,
in their capacity as parents and natural
guardians of JOSHUA, JAKE AND
DANIEL BERNSTEIN, minors,

Respondents.

ORDER PARTIALLY STAYING CASE

THIS CAUSE came before the Court *sua sponte*. Based upon the Court's review of the record, it is hereupon ORDERED AND ADJUDGED as follows:

1. The following motions will be heard on October 20, 2014 at 10:30 A.M.:
 - (i) Oppenheimer Bank of Delaware's Motion for Summary Judgment As To Count I Of Its Petition;
 - (ii) Oppenheimer Bank of Delaware's Motion To Appoint Guardian *Ad Litem* For Minor Beneficiaries; and
 - (iii) Oppenheimer Bank of Delaware's Motion To Strike Or Sever Counterclaim.

2. Except as expressly provided above, the Petition and Counterclaim filed in this action are stayed, and all parties are prohibited from taking any action in connection with the Petition or Counterclaim, pending further Order of this Court.

DONE AND ORDERED in Chambers, Palm Beach County, Florida, this ___ day of October, 2014.

Hon. Martin H. Colin, Circuit Judge

SIGNED & DATED
OCT 06 2014
JUDGE MARTIN H. COLIN

cc: Steven A. Lessne, Esq.
Eliot and Candice Bernstein
Alan Rose, Esq.

IN THE CIRCUIT COURT IN AND FOR THE 15TH JUDICIAL CIRCUIT IN AND FOR
PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF:

PROBATE DIVISION

SIMON L. BERNSTEIN,

FILE NO: 502012CP4391XXXXSB

Deceased.

AGREED ORDER AUTHORIZING PAYMENT OF ATTORNEY'S FEES AND
EXPENSES OF THE PERSONAL REPRESENTATIVE

On the petition of BRIAN M. O'CONNELL, as personal representative of the Estate of Simon L. Bernstein and as attorney for the Personal Representative (collectively "Personal Representative") for an order authorizing payment of attorney's fees and expenses for the Personal Representative, the court having reviewed the petition and examined the file in this matter, and after being fully advised, it is

ORDERED AND ADJUGED that:

1. The Personal Representative's hourly rates and the number of hours expended by attorneys and paralegals of Ciklin Lubitz Martens & O'Connell, as set forth in the petition, are reasonable and the sum of \$ 15,416.50 is a reasonable fee for the services of the Personal Representative for the period from July 8, 2014 through August 31, 2014.
2. The Personal Representative is entitled to reimbursement for expenses in the amount of \$1,145.98.
3. The Personal Representative is hereby award fees and costs totaling \$16,128.48.

4. The Personal Representative of the Estate is authorized and directed to pay the amount of \$16,128.48 to Ciklin Lubitz Martens & O'Connell from the assets of the estate.

DONE AND ORDERED in Delray Beach, Palm Beach County, Florida, this _____ day of _____, 2014.

MARTIN H. COLIN, CIRCUIT JUDGE

Copies furnished to: See attached

SIGNED & DATED
SEP 26 2014
JUDGE MARTIN H. COLIN

SERVICE LIST

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<p>Lisa Friedstein 2142 Churchill Lane Highland Park, IL 60035 Lisa@friedsteins.com Lisa.friedstein@gmail.com</p>	<p>Jill Iantoni 2101 Magnolia Lane Highland Park, IL 60035 jilliantoni@gmail.com</p>	<p>Julia Iantoni, a Minor c/o Guy and Jill Iantoni, her Parents & Natural Guardians 2101 Magnolia Lane Highland Park, IL 60035 jilliantoni@gmail.com</p>	<p>Eliot Bernstein 2753 N.W. 34th St. Boca Raton, FL 33434 iviewit@iviewit.tv</p>
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IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
PROBATE /GUARDIANSHIP DIVISION "IZ"

CASE NO. 502012CP004391XXXXSB

IN RE: THE ESTATE OF
SHIRLEY BERNSTEIN,
Deceased.

**ORDER DENYING EMERGENCY MOTION TO COMPEL ALLEGED
TRUSTEE OF THE SHIRLEY TRUST TO MAKE EMERGENCY WELFARE
PAYMENT AS PROVIDED FOR UNDER THE TRUST; MOTION FOR
REMOVAL OF TRUSTEE ON THE COURT'S OWN INITIATIVE- FLORIDA
TITLE XLII 736.0706**

UPON CONSIDERATION of Emergency Motion to Compel Alleged Trustee of the Shirley Trust to make Emergency Welfare Payment as Provided for Under the Trust; Motion for Removal of Trustee on the Court's Own Initiative – Florida Title XLII 736.0706, it is hereby

ORDERED AND ADJUDGED that the Emergency Motion to Compel is **Denied** as an emergency. This Court has already entered an Order that directs Trustee to make private school tuition and related payments for minor children of Elliot.

DONE AND ORDERED in chambers, at Delray Beach, Palm Beach County, Florida this 22nd day of August, 2014.

MARTIN H. COLIN
Circuit Court Judge

SIGNED & DATED
AUG 22 2014
JUDGE MARTIN H. COLIN

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

CASE NO. 502012CP004391XXXXSB
CP - Probate

IN RE:

ESTATE OF SIMON L. BERNSTEIN,

ORDER ON TRUSTEE'S MOTION TO DISMISS
PETITION TO REMOVE TED S. BERNSTEIN AS SUCCESSOR TRUSTEE
OF THE SIMON BERNSTEIN REVOCABLE TRUST

THIS CAUSE having come before the Court on August 19, 2014, upon Trustee's, Ted S. Bernstein, Motion to Dismiss Petition to Remove Ted S. Bernstein as Successor Trustee of the Simon Bernstein Revocable Trust ("The Motion"), and after being fully advised in the premises, it is hereby,

ORDERED AND ADJUDGED that

1. The Motion is ~~denied~~. *GRANTED. STANBURY IS A CLAIMANT TO DECEASED'S ESTATE. HE IS NOT A BENEFICIARY OF THE TRUST AND **

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this 22 day of August, 2014.



Martin H. Colin
CIRCUIT COURT JUDGE

cc: All parties on the attached service list

* (CONTINUED) AND ITUS LACKS
STANDING TO BRING AN ACTION
FOR REMOVAL OF TRUSTEE
F.S. 736.0706(1).

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

PROBATE DIVISION
CASE NO. 5021012CP004391XXXXSB

IN RE: ESTATE OF SIMON L. BERNSTEIN
_____ /

**AMENDED ORDER ON CURATOR'S MOTION FOR INSTRUCTIONS REGARDING
AUTHORITY TO LIQUIDATE IRA**

THIS MATTER came before the Court on the Curator's Motion for Instructions Regarding Authority to Liquidate IRA dated June 10, 2014 ("Motion") and such Motion was granted by Order dated June 19, 2014 ("Order"). For the reasons stated below, and the Court being otherwise fully advised in the premises, it is hereby:

ORDERED and ADJUDGED as follows:

The Order shall be amended as provided herein. Curator is authorized and directed to take any and all actions necessary to liquidate, sell and/or otherwise convert to cash or its equivalent all investments held in JP MORGAN CHASE BANK NA ACF SIMON BERNSTEIN-DECEASED IRA R/O, Account No.: W32585007 ("5007"). JP Morgan Chase Bank NA has advised Curator that the investments held in 5007 must be transferred to new EST. OF SIMON BERNSTEIN INHERITED IRA Account No. M55828004 ("8004"), in order for JP Morgan Chase Bank NA to liquidate, sell and/or otherwise convert to cash or its equivalent all such investments. JP Morgan Chase Bank NA is authorized and directed to comply with instructions from the Curator in order to effectuate the liquidation, sale and/or conversion to cash

of all investments held in 5007 and 8004. The funds in 5007 and 8004 shall not be distributed nor withdrawn absent a Court Order.

DONE AND ORDERED in Chambers, Delray Beach, Palm Beach County, Florida, on June _____, 2014.

Circuit Court Judge

Copies furnished to the parties on the attached service list

SERVICE LIST

Estate of Simon L. Bernstein
Palm Beach County Case No. 502012CP004391XXXXSB

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

CASE NO. 502012CP004391XXXXSB
CP - Probate

IN RE:

ESTATE OF SIMON L. BERNSTEIN,

_____/

**ORDER ON MOVANT'S, TED S. BERNSTEIN, AS SUCCESSOR TRUSTEE OF THE
SIMON BERNSTEIN TRUST, MOTION TO HOLD ELIOT BERNSTEIN IN
CONTEMPT OF COURT AND FOR SANCTIONS, AND TO COMPEL COMPLIANCE
WITH PRIOR ORDERS AND SERVICE RULES**

THIS CAUSE having come before the Court on September 15, 2014, upon Movant's, Ted S. Bernstein, as Successor Trustee of the Simon Bernstein Trust, Motion to Hold Eliot Bernstein in Contempt of Court and for Sanctions, and to Compel Compliance with Prior Orders and Service Rules ("The Motion"), the Court, having heard argument on the Motion and being fully advised in the premises hereby ORDERS AND ADJUDGES that as to the four issues raised:

1. The Court is not holding Eliot Bernstein in contempt for violating the July 18th Order, but is deferring ruling until a later hearing whether to strike those allegations that the Trustee claims violate the intent of the privileged communication law. The Court will consider at the separate hearing whether to strike references to the privileged e-mail in any court filings or pleadings.
2. The Court has entered a separate order compelling the deposition of Eliot Bernstein.
3. The Court defers ruling on the motion to compel production of documents, which may be renoticed for a later hearing.

4. The Court has stated a ruling on the record addressing the service of pleadings by e-mail in this case.

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

Martin H. Colin
CIRCUIT COURT JUDGE

cc: All parties on the attached service list

SERVICE LIST

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1 **THE COURT:** Because if you'll listen to me,
2 you'll hear it.

3 **MR. BERNSTEIN:** Okay.

4 **THE COURT:** So here's the problem: The e-mail
5 from Eliot seems like he did what 9A, B, and C did.
6 What I see he's done also is he puts reference to
7 that e-mail in the pleadings, correct?

8 **MR. ROSE:** Correct.

9 **THE COURT:** And that's what I want to be able
10 to see because here's the -- so technically, Eliot,
11 you're correct that I didn't put in my e-mail not
12 to publish anything about that communication in
13 other media --

14 **MR. BERNSTEIN:** I didn't publish that.

15 **THE COURT:** No, no. Publishing meaning
16 referred to it in your pleadings, which you did. I
17 read it.

18 **MR. BERNSTEIN:** No, that I agree, right.

19 **THE COURT:** So I didn't -- because it's not
20 always easy to think about, when I style an order
21 like this, every possible way someone might stretch
22 this rule.

23 So I'm going to -- here's my ruling: I'm
24 deferring on the contempt ruling on violation of
25 the July 18th order. But I'm going to take up

1 through what would be at the next hearing that we
2 have on this matter, a consideration of a motion to
3 strike those allegations that you say violate the
4 intent of the privileged communication law. And I
5 may have to remove them, okay? And that's the idea
6 here. So we're going to have to kind of cleanse
7 it, okay, a little bit to do this the right way.

8 But now, Eliot, one final word. That's my
9 ruling. I don't need any other evidence. You can
10 have a seat. Go ahead.

11 **MR. ROSE:** Your Honor --

12 **MR. BERNSTEIN:** Do I get --

13 **THE COURT:** No, because I'm done.

14 **MR. BERNSTEIN:** But I've got a side that
15 hasn't been --

16 **THE COURT:** I didn't hold you in contempt. Do
17 you want me to consider your side and reconsider?

18 **MR. BERNSTEIN:** Yeah.

19 **THE COURT:** I didn't hold you in contempt.

20 **MR. BERNSTEIN:** No, I know, but I've got a
21 counter to this that I want to ask him some
22 questions. I just want to put him on the stand.

23 **THE COURT:** A counter to what?

24 **MR. BERNSTEIN:** Well, I don't think this
25 was -- this filing was contempt. I think it was

1 filed. File the motion to strike and remove, and
2 I'll put it into perspective there. But nothing
3 else filed in the form of pleadings. Don't --

4 **MR. BERNSTEIN:** I have to --

5 **THE COURT:** -- until you come before me. I
6 have time. You need to do it. I'll get you in
7 right away. Okay, bye.

8 **MR. BERNSTEIN:** Wait, wait. I filed things in
9 response to these lawsuits.

10 **THE COURT:** I'm not undoing what's been filed,
11 but no more action on them. I've stayed
12 everything.

13 **MR. BERNSTEIN:** Even in Oppenheimer?

14 **THE COURT:** Even the Oppenheimer.

15 **MR. BERNSTEIN:** Everything?

16 **THE COURT:** I'm staying --

17 **MR. BERNSTEIN:** So should we notify that guy?

18 **THE COURT:** Notify what you want. Yeah,
19 notify everybody on that stuff.

20 **MR. BERNSTEIN:** That everything is stayed?

21 **THE COURT:** Everything is stayed. We can look
22 more carefully at the pleadings in the case.

23 **MR. ROSE:** Is he prohibited from e-mailing
24 everyone in my firm?

25 **THE COURT:** Yeah, yeah. No more e-mailing.

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

IN RE:

Case No. 502011CP000653XXXXSB

ESTATE OF SHIRLEY BERNSTEIN,

Deceased.

Division: IY

**ORDER DENYING PETITION TO
RE-CLOSE ESTATE AND SETTING HEARINGS**

THIS CAUSE came before the Court for hearing on November 14, 2014, upon the *Petition to Re-Close Estate Based upon Prior Signed Waivers and for Discharge of Successor Personal Representative* ("Petition") filed by Ted S. Bernstein, as Successor Trustee of the Simon L. Bernstein Trust ("Trustee"). The Court, having reviewed the Petition and the record, having heard argument, and being fully advised in the premises, hereby ORDERS AND ADJUDGES that:

1. The Petition is denied. *TO RECLOSE THE ESTATE.* MHC
2. The Court will schedule an evidentiary hearing for Eliot Bernstein to challenge the

Inventory of Shirley, *THAT WILL BE ADJUDICATED PURSUANT TO FLA. PROCEDURAL AND SUBSTANTIVE RULES & LAW.* MHC

3. The Court will set a hearing to address the outstanding discovery requests made by

Eliot Bernstein to which objections were raised.

MHC 4. *ALSO TO BE SET WITHIN AT ISSUE HEARING, IS THE PETITION TO DISCHARGE TED BERNSTEIN AS SUCCESSOR*
DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this 4 day of Nov.

November, 2014.

Dec.



Martin H. Colin
CIRCUIT COURT JUDGE

cc: All parties on the attached service list

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
PROBATE /GUARDIANSHIP DIVISION "TY"

CASE NO. 502014CP003698XXXXSB

TED BERNSTEIN, AS TRUSTEE
OF THE SHIRLEY BERNSTEIN
TRUST AGREEMENT DATED
MAY 20, 2008, AS AMENDED,
Plaintiff,

v.

ALEXANDER BERNSTEIN; ET AL.,
Defendants.

ORDER DENYING VERIFIED SWORN EMERGENCY PETITION AND
AFFIDAVIT FOR IMMEDIATE DISQUALIFICATION OF JUDGE MARTIN
COLIN

THIS CAUSE came before the Court on Eliot Bernstein's Verified Sworn
Emergency Petition and Affidavit for Immediate Disqualification of Judge Martin
Colin. It is hereby,

ORDERED AND ADJUDGED that the Eliot Bernstein Verified Sworn
Emergency Petition and Affidavit for Immediate Disqualification is **Denied** as legally
insufficient.

DONE AND ORDERED in chambers, at Delray Beach, Palm Beach County,
Florida this 18th day of May, 2015.

MARTIN H. COLIN
Circuit Court Judge

SIGNED & DATED
MAY 18 2015
JUDGE MARTIN H. COLIN

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

CASE NO: **502012CP004391XXXXSB**
PROBATE DIVISION: IY

**THE ESTATE OF
SIMON L. BERNSTEIN,**
Deceased.

ORDER OF RECUSAL

SUA SPONTE, This Court hereby recuses itself in connection with the above styled case. In that this Court has discussed this case and related cases with the other two Judges in South County, it is requested that the Clerk not reassign this case to a South County Court Judge, but to randomly do so to another Probate Judge in North County.

DONE and ORDERED in chambers, at Delray Beach, Palm Beach County, Florida, this 19th day of May, 2015.



MARTIN H. COLIN
Circuit Judge

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Boca Raton, Fl. 33431

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

PROBATE DIVISION
CASE NO. 5021012CP004391XXXXSB

IN RE: ESTATE OF SIMON L. BERNSTEIN

ORDER ON CURATOR'S MOTION TO INSPECT AND TAKE POSSESSION OF ESTATE TANGIBLE PERSONAL PROPERTY

THIS MATTER came before the Court on the Curator's Motion to Inspect and Take Possession of Estate Tangible Personal Property dated June 10, 2014 ("Motion"), the Court having reviewed the Motion, and the Court being otherwise fully advised in the premises, it is hereby:

ORDERED and ADJUDGED as follows:

The Motion is granted in part. Curator is authorized and directed to use Estate funds to retain Robert Hittel in order to inspect the tangible personal property at described on the January 22, 2013 Fair Market Value Appraisal of the Personal Property of Simon L. Bernstein (effective date September 13, 2012) ("Appraisal") located at 7020 Lions Head Lane, Boca Raton, FL

("House") and prepare a written report regarding whether such property is located at the House and its condition (if different than described on the Appraisal). The Court defers decision on the remainder of the Motion.

Mr. Hittel's fee shall not exceed \$500.00, Ted Bernstein and Eliot Bernstein may be present on the day Mr. Hittel conducts his inspection, but may not enter the house while Mr. Hittel conducts such inspection.

DONE AND ORDERED in Chambers, Delray Beach, Palm Beach County, Florida, on

June _____, 2014.

Circuit Court Judge

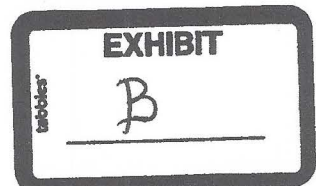
Copies furnished to the parties on the attached service list

{00026974.DOC}

SIGNED & DATED

JUN 19 2014

**MARTIN H. COLIN
CIRCUIT JUDGE**



SERVICE LIST

Estate of Simon L. Bernstein
Palm Beach County Case No. 502012CP004391XXXXSB

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1 **Q. Back at the time when an interim**
2 **distribution was being considered, what were your**
3 **thoughts as to the merits of the lawsuit by Mr.**
4 **Stansbury against the Shirley Bernstein estate or**
5 **the Shirley Bernstein Trust?**

6 MR. FEAMAN: Objection to the form.

7 A. I thought it was ludicrous, frankly.

8 They continued to keep naming Mr. Spallina
9 and myself as the trustees of that trust, which we
10 never were in -- in all of the pleadings.

11 That trust had -- Shirley never owned any
12 interest in the business. And I could see no
13 reason why Mr. Stansbury was attempting to reach
14 into that trust, other than the fact that it had
15 some assets.

16 **Q. Now, there is an issue -- there is an**
17 **issue on the Shirley side about whether the**
18 **distribution should have been made to all 10**
19 **grandchildren or to only six.**

20 **Were you aware at the time of the interim**
21 **distribution that there was a question about**
22 **distributions to six versus 10?**

23 A. Not at that time; no.

24 **Q. As far as you know, was Ted aware of the**
25 **issue of six versus 10?**

1 MR. FEAMAN: Objection to the form.

2 A. To the best of my knowledge, I don't think
3 he was at that time.

4 Q. One second, please.

5 Do you recall when the Shirley Bernstein
6 Trust sold the condominium that, among the contents
7 of the condominium would be property that would
8 have then been owned by the estate of Simon
9 Bernstein?

10 A. Well, under -- under Shirley's documents,
11 all the tangible personal property passed to Simon.

12 Q. I thought -- at the time that Shirley's
13 condo was sold, whatever contents were in it would
14 have been owned by Simon's estate.

15 A. Correct.

16 Q. At the time you were the personal
17 representative or copersonal representative of
18 Simon's estate; is that correct?

19 A. At the time that the sale occurred; yes.

20 Q. Did you and the other copersonal
21 representative agree that the -- that the property
22 should be sold with the condominium; and that if
23 there was ever a time in the future when there
24 needed to be some allocation, it could be handled
25 in the future, rather than either interfering with

1 the sale of the condo, or requiring the furniture
2 to be to be removed from the condo?

3 MR. FEAMAN: Objection to the form.

4 A. I don't recall if I was directly involved
5 in that discussion.

6 Q. Does it make sense to you that if the
7 beneficiaries of the Shirley trust are the same as
8 the beneficiaries of the Simon estate should not
9 undergo an expense to move furniture or undertake
10 an allocation if the money is going to the same
11 people?

12 A. Correct.

13 Q. And if at some later point in time it
14 makes a difference, couldn't somebody then go back
15 and allocate some portion of the purchase price
16 from the Shirley condo and give the money to the
17 Simon estate for the value of the -- of his
18 personal property that was included in the sale?

19 A. Yes, it could true up.

20 Q. Does that make more sense to you, that an
21 estate with limited resources -- to true it up at
22 the end, if it matters, rather than undertake that
23 expense at the time of the sale?

24 MR. FEAMAN: Form.

25 A. From a practical standpoint, given the

IN THE CIRCUIT COURT IN AND FOR THE 15TH JUDICIAL CIRCUIT IN AND FOR
PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF:

PROBATE DIVISION

SIMON L. BERNSTEIN,

FILE NO: 502012CP4391XXXXSB

Deceased.
_____ /

**ORDER ON THE PERSONAL REPRESENTATIVE'S "PETITION FOR
INSTRUCTIONS ON ELIOT BERNSTEIN'S STATEMENTS OF CLAIM AND
RELATED REQUEST FOR REIMBURSEMENT" AND ELIOT BERNSTEIN'S
REQUEST FOR EXTENSION TO FILE STATEMENTS OF CLAIM**

THIS CAUSE coming before the Court on ELIOT BERNSTEIN's request for an extension to file Statements of Claim, and the Personal Representative's "Petition for Instructions on Eliot Bernstein's Statements of Claim and Related Request for Reimbursement", the Court having heard wargument of counsel regarding the requested extension, and being otherwise fully advised, it is thereupon

ORDERED AND ADJUDGED as follows:

1. ELIOT BERNSTEIN's request for an extension of time to file the Statements of Claim dated August 22, 2014, docket entries 234 and 235, ("Claims") is GRANTED, and the Claims are deemed filed as of March 31, 2015.
2. Any objections to the Claims must be filed no later than, on or before April 30, 2015.
3. In all other respects, Florida Statute §733.702 shall apply to the Claims and any objections filed.

DONE AND ORDERED in Delray Beach, Palm Beach County, Florida on the _____
day of _____, 2015.

SIGNED & DATED
MAY 14 2015
JUDGE MARTIN H. COLIN

In Re: Estate of Simon L. Bernstein
File No: 502012CP004391XXXXSB

MARTIN H. COLIN, CIRCUIT JUDGE

Copies furnished to all on the Service List attached

SERVICE LIST

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<p>Jill Iantoni and Julia Iantoni, a Minor c/o Guy and Jill Iantoni, her Parents & Natural Guardians 2101 Magnolia Lane Highland Park, IL 60035 jilliantoni@gmail.com</p>		

Eliot Bernstein
Pro Se
2753 NW 34th Street
Boca Raton FL 33434

**UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 6,1
Eastern Division**

Simon Bernstein Irrevocable Insurance Trust Dtd
6/21/95, et al.

Plaintiff,

v.

Case No.:
1:13-cv-03643
Honorable John
Robert Blakey

Eliot Bernstein

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Tuesday, May 12, 2015:

MINUTE entry before the Honorable John Robert Blakey: Status hearing held on 5/12/2015 and continued to 7/20/2015 at 9:45 AM in Courtroom 1725. Schedule for Plaintiff's motion for summary judgment to stand: Defendant's response is due on or before 6/5/2015; reply, if any, is due on or before 6/26/2015. Mailed notice(gel,)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

For scheduled events, motion practices, recent opinions and other information, visit our web site at www.ilnd.uscourts.gov.

**UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 6,1
Eastern Division**

Simon Bernstein Irrevocable Insurance Trust Dtd
6/21/95, et al.

Plaintiff,

v.

Case No.: 1:13-cv-03643
Honorable John Robert
Blakey

Eliot Bernstein

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Wednesday, May 6, 2015:

MINUTE entry before the Honorable John Robert Blakey: Pursuant to LR 7.1, Third Party Defendant Eliot Bernstein's omnibus motion [173] is hereby stricken. Third Party Defendant Bernstein may re-file his motion so long as it is in compliance with LR 7.1 and does not exceed 15 pages double spaced. The Court encourages Third Party Defendant Bernstein to confine his motion to matters over which this Court has jurisdiction including time limits for discovery and summary judgment briefing. Because the omnibus motion [173] has been stricken, Third Party Defendant Bernstein's May 5, 2015 motion [176] is denied as moot. The local rules are available at <http://www.ilnd.uscourts.gov/>. Mailed notice(gel,)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

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**UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 6,1
Eastern Division**

Simon Bernstein Irrevocable Insurance Trust Dtd
6/21/95, et al.

Plaintiff,

v.

Case No.:
1:13-cv-03643
Honorable John
Robert Blakey

Eliot Bernstein

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Monday, April 20, 2015:

MINUTE entry before the Honorable John Robert Blakey: Third-party defendant Eliot Bernstein's motion for additional extension of time [163] and amended motion for additional extension of time [165] are granted. Third-party defendant's response to plaintiffs' summary judgment motion is now due 6/5/15, and plaintiffs' reply is now due 6/26/15. The Court is unlikely to grant additional extensions on this briefing schedule. The 4/21/15 Notice of Motion date is stricken; the parties need not appear. Mailed notice(gel,)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

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**UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 6,1
Eastern Division**

Simon Bernstein Irrevocable Insurance Trust Dtd
6/21/95, et al.

Plaintiff,

v.

Case No.: 1:13-cv-03643
Honorable John Robert
Blakey

Eliot Bernstein

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Monday, April 6, 2015:

MINUTE entry before the Honorable John Robert Blakey: Intervenor's motion to stay discovery [154] is denied, as discovery closed on 1/9/15 (see [123], [133]). Motion by Third-Party Defendant/Counter-claimant Eliot Bernstein for an extension of time to file a response to Plaintiffs' motion for summary judgment [155] is granted. Third-Party Defendant/Counter-claimant Eliot Bernstein shall file his response on or before 5/15/15. Plaintiffs shall file their reply on or before 5/27/15. The notice of motion date set for 4/9/15 is stricken, the parties need not appear. The case is already set for a status hearing on 4/13/15 at 9:45 a.m. in Courtroom 1725, and that date stands. Mailed notice(gel,)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

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UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 6,1
Eastern Division

150007841

Simon Bernstein Irrevocable Insurance Trust Dtd
6/21/95, et al.

Plaintiff,

v.

Case No.:
1:13-cv-03643
Honorable John
Robert Blakey

Eliot Bernstein

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Monday, May 4, 2015:

MINUTE entry before the Honorable John Robert Blakey: Third Party Defendant Eliot Bernstein's emergency omnibus motion [173] is taken under advisement. If Third Party Defendant Bernstein feels that he is in immediate life threatening danger he is advised to contact 911 emergency officials as needed.(rbf,)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

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**UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 6,1
Eastern Division**

Simon Bernstein Irrevocable Insurance Trust Dtd
6/21/95, et al.

Plaintiff,

v.

Case No.:
1:13-cv-03643
Honorable John
Robert Blakey

Eliot Bernstein

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Monday, March 16, 2015:

MINUTE entry before the Honorable John Robert Blakey: Plaintiffs' motion for leave to file a brief in excess of fifteen pages [145] is granted. The 3/19/15 Notice of Motion date is stricken; the parties need not appear. Mailed notice(gel,)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

For scheduled events, motion practices, recent opinions and other information, visit our web site at www.ilnd.uscourts.gov.

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.

**ORDER ON TRUSTEE'S MOTION TO DISMISS ELIOT BERNSTEIN'S PETITION
TO REMOVE TED S. BERNSTEIN, MOTION TO STRIKE AND MOTION TO STAY**

THIS CAUSE came before the Court for hearing on April 23, 2015, upon Trustee's Motion to Dismiss Eliot Bernstein's Petition to Remove Ted S. Bernstein as Successor Trustee of the Shirley Bernstein Trust, Motion to Strike and Motion to Stay Proceedings (the "Motion"). The Court, having reviewed the Motion and the record, having heard argument of counsel and/or the parties, and being otherwise fully advised in the premises, hereby ORDERS AND ADJUDGES:

Motion to Dismiss

1. As to paragraph 1, the Court orally instructed as to which parties are properly named and which should not have been named. The proper Respondents are:

- a. TED S. BERNSTEIN, as Successor Trustee;
- b. ALEXANDRA BERNSTEIN;
- c. ERIC BERNSTEIN;
- d. MICHAEL BERNSTEIN;
- e. MOLLY SIMON;
- f. PAMELA B. SIMON, Individually and as Trustee f/b/o Molly Simon under the Simon L. Bernstein Trust Dtd 9/13/12;
- g. 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.;
- h. MAX FRIEDSTEIN; and
- i. 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.,

(collectively, the "Respondents"). No other person or entity is properly named as a party to this Petition. The Court has determined that because each of the above Respondents already has been served with process in connection with the Complaint by the Successor Trustee, no further formal service is required upon the Respondents. Except as noted above, paragraph 1 of the Motion is denied.

2. As to paragraphs 2 - 7, for the same reason as the Court ruled in the related case involving the Simon Bernstein Trust, the Court denies the Motion to Dismiss as to these paragraphs.

Motion to Strike

3. As to paragraphs 8, 9, 12 and 13 of the Motion to Strike, for the same reasons as the Court struck portions of the Petition in the related case involving the Simon Bernstein Trust, the Court grants the Motion to Strike as to paragraphs 8, 9, 12, and 13 of the pending Motion.

4. As to paragraph 10, the Motion to Strike is denied.

5. As to paragraph 11, the Court strikes all references to an email which the Court previously has determined to be privileged, and otherwise denies the Motion.

Motion to Stay

6. For the same reasons as expressed in the Simon Bernstein Trust proceeding, the Court denies the Motion to Stay.

Further Proceedings

7. The Court has determined that the Petition shall be treated as an adversary proceeding.

8. The Petition is deemed modified by the rulings set forth above, without the need for Eliot Bernstein to file an amended pleading.

9. Ted S. Bernstein and any other Respondent desiring to plead shall have 20 days from the date of this order to respond to the allegations of the Petition which were not stricken by this Order.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this day of April, 2015.

Martin H. Colin
CIRCUIT COURT JUDGE

SIGNED & DATED
MAY 04 2015
JUDGE MARTIN H. COLIN

cc: All parties on the attached service list

SERVICE LIST

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and Eliot and Candice Bernstein,
as Parents and Natural Guardians of
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Eric Bernstein, Michael Bernstein

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C.F., Minors; and Max Friedstein
lisa.friedstein@gmail.com

Jill Iantoni, individually and as trustee for her
children, and as natural guardian for J.I. a minor
jilliantoni@gmail.com

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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.

ORDER ON MOTION TO HOLD
ELIOT BERNSTEIN IN CONTEMPT OF COURT

THIS CAUSE came before the Court for hearing for evidentiary hearings on April 23, 2015, upon Ted S. Bernstein's, Successor Trustee of the Shirley Bernstein Trust (the "Trustee"), *Motion to Motion to Hold Eliot Bernstein in Contempt of Court and for Sanctions* (the "Motion"). The Court, having reviewed the Motion and the record, having heard argument of counsel and/or the parties, and being otherwise fully advised in the premises, hereby ORDERS AND ADJUDGES:

1. The Motion is denied.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this ____ day of April, 2015.

Martin H. Colin

CIRCUIT COURT JUDGE

SIGNED & DATED
MAY 04 2015
JUDGE MARTIN H. COLIN

cc: All parties on the attached service list

SERVICE LIST

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and Eliot and Candice Bernstein,
as Parents and Natural Guardians of
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Eric Bernstein, Michael Bernstein

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children, and as natural guardian for M.F. and
C.F., Minors; and Max Friedstein
lisa.friedstein@gmail.com

Jill Iantoni, individually and as trustee for her
children, and as natural guardian for J.I. a minor
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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.

**ORDER DETERMINING THAT ELIOT BERNSTEIN'S PETITION
TO REMOVE TED S. BERNSTEIN IS AN ADVERSARY PROCEEDING**

THIS CAUSE came before the Court during hearings held on April 23, 2015, upon consideration of Eliot Bernstein's Petition to Remove Ted S. Bernstein as Successor Trustee of the Shirley Bernstein Trust, Motion to Strike and Motion to Stay Proceedings (the "Petition"). The Court, having reviewed the Petition and the record, having heard argument of counsel and/or the parties, and being otherwise fully advised in the premises, hereby ORDERS AND ADJUDGES:

1. The Petition, seeking the removal of a trustee, is determined to be an adversary proceeding as specified in Florida Probate Rule 5.025(c).

2. These proceedings, as nearly as practicable, must be conducted similar to suits of a civil nature. Interested persons must serve written defenses, if any, within 20 days from the date of the order.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this ____ day of April, 2015.

Martin H. Colin
CIRCUIT COURT JUDGE

SIGNED & DATED
MAY 04 2015
JUDGE MARTIN H. COLIN

cc: All parties on the attached service list

SERVICE LIST

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and Eliot and Candice Bernstein,
as Parents and Natural Guardians of
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Eric Bernstein, Michael Bernstein

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children, and as natural guardian for M.F. and
C.F., Minors; and Max Friedstein
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Jill Iantoni, individually and as trustee for her
children, and as natural guardian for J.I. a minor
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IN THE CIRCUIT COURT OF THE
FIFTEENTH JUDICIAL CIRCUIT, IN AND
FOR PALM BEACH COUNTY, FLORIDA

PROBATE DIVISION

CASE NO.: 502014CP002815XXXXSB (IY)

OPPENHEIMER TRUST COMPANY
OF DELAWARE, in its capacity as
Resigned Trustee of the Simon Bernstein
Irrevocable Trusts created for the benefit
of Joshua, Jake and Daniel Bernstein,

Petitioner,

vs.

ELIOT AND CANDICE BERNSTEIN,
in their capacity as parents and natural
guardians of JOSHUA, JAKE AND
DANIEL BERNSTEIN, minors,

Respondents.

**ORDER FROM APRIL 20, 2015 CONTINUED HEARING ON
RESPONDENTS' OBJECTION TO FINAL ACCOUNTING**

On March 17, 2015, the Court conducted a one-hour evidentiary hearing on Respondents' "Objection to Final Accounting; Petition for Formal, Detailed Audited and Forensic Accounting" (the "Objection") and considered and overruled objections numbered 1 through 5. On April 20, 2015, the Court conducted an additional 2 ½ hour evidentiary hearing on the Objection. At the April 20, 2015 hearing, the Court ~~verbally~~^{auto} ordered as follows:

1. Objections 6 through 9 are overruled.
2. Objection 10 is overruled based upon the testimony of Petitioner's President, Hunt Worth, that the statements produced by Petitioner for accounts titled (i) "Simon Bernstein Irrevocable Trust U/A 9/7/06 FBO Daniel Bernstein" (OPP0011-0036), (ii) "Simon Bernstein

Irrevocable Trust U/A 9/7/06 FBO Jake Bernstein” (OPP0037-0062), and (iii) “Simon Bernstein Irrevocable Trust U/A 9/7/06 FBO Joshua Z Bernstein” (OPP0063-0089) relate solely to the three irrevocable trusts settled by Simon Bernstein, entitled “Daniel Bernstein Irrevocable Trust Dated September 7, 2006,” “Jake Bernstein Irrevocable Trust Dated September 7, 2006,” and “Joshua Bernstein Irrevocable Trust Dated September 7, 2006,” respectively.¹

3. Objection 11 fails to state a legally-recognized objection.
4. Objections 14 through 17 are overruled.
5. Objection 18 fails to state a legally-recognized objection.
6. Objections 19 through 22 are overruled.
7. Objections 24 and 25 are overruled.

8. With regard to objection 27, Petitioner shall file a supplement to the Final Accountings to clarify: (i) that Petitioner has not conducted a forensic accounting of, or independently valued, LIC Holdings, Inc. (“LIC”), (ii) that Petitioner is not purporting to assign a value to the 1.33% interest of LIC that each trust owns, (iii) that there have been no transactions related to the shares of LIC held by the trusts (sale of shares, dividends, etc.) during Petitioner’s trusteeship, and (iv) that Petitioner intends to transfer the shares of LIC held by the

trusts, in kind, to the person or entity designated by the Court to receive the trusts’ assets. *NOTWITHSTANDING, THE SUBSTITUTION OF “0” IN THE ACCOUNTING IS STIPULATED AS NOT AN APPROPRIATE VALUE OF THE LIC SHARES.*

9. With regard to objections 12, 13, 23, 26, and 28 through 90, in light of Respondents’ claim that they have had insufficient time to review the backup documents produced by Petitioner, Respondents shall file a notice with this Court, on or before June 1,

Wk

¹ Documents Bates-stamped OPP0001-1521 were admitted into evidence as Petitioner’s Exhibit 1 at the March 17, 2015 hearing, without objection. The three above-described trust documents were admitted into evidence at the March 17, 2015 hearing as Exhibits 6 through 8, respectively.

Copies furnished to:

Steven A. Lessne, Esq.
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Eliot and Candice Bernstein
2753 N.W. 34th Street
Boca Raton, FL 33434

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

PROBATE DIVISION

IN RE: ESTATE OF

SIMON L. BERNSTEIN,

FILE NO.: 502012CP004391XXXXSB

Deceased.

AMENDED

ORDER APPOINTING ADMINISTRATOR AD LITEM

THIS MATTER came before the Court on May 23, 2014 upon the Curator's Amended Motion for Instructions/Determination regarding Estate Entitlement to Life Insurance Proceeds and upon William Stansbury's Petition for Appointment of Administrator Ad Litem, to intervene in the U.S. District Court case styled *Simon Bernstein Irrevocable Insurance Trust DTD 6/21/95 v. Heritage Union Life Insurance*, Case No. 13-cv-03643, currently pending in the United States District Court for the Northern District Court of Illinois, and the Court having heard argument of counsel and being otherwise duly advised in the premises, it is

ORDERED and ADJUDGED as follows:

1. The Court appoints Benjamin Brown, Esquire, who is currently serving as Curator, as the Administrator Ad Litem on behalf of the Estate of Simon L. Bernstein to ~~make a~~ *ASSERT* ~~determination concerning~~ the interests of the Estate in the Illinois Litigation involving life insurance proceeds on the decedent's life in the U.S. District Court case styled *Simon Bernstein Irrevocable Insurance Trust DTD 6/21/95 v. Heritage Union Life Insurance*, Case No. 13-cv-03643, currently pending in the United States District Court for the Northern District Court of Illinois.

2. For the reasons and subject to the conditions stated on the record during the May 23, 2014 hearing, all attorney's fees and costs incurred, including for the Curator in connection with his work as Administrator Ad Litem and any counsel retained by the Administrator Ad Litem, will ^{INITIALLY} be borne by William Stansbury.

3. The Court will consider any subsequent Petition for Fees and Costs by William Stansbury; however, Mr. Stansbury shall not be reimbursed for any fees or costs incurred from either the decedent's estate or trust unless there is a recovery in the Illinois Litigation on behalf of the estate which results in a net benefit (after any such fees and costs are paid) to the estate.

DONE AND ORDERED at Delray Beach, Palm Beach County, Florida, this _____ day of June, 2014.

The Honorable Martin H. Colin
Circuit Court Judge

SIGNED & DATED
JUN 12 2014
MARTIN H. COLIN
CIRCUIT JUDGE

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

CASE #502011CP000653XXXXSB
Probate

IN RE: ESTATE OF

 SHIRLEY BERNSTEIN,

 Deceased,

_____ /

**ORDER ON PANKAUSKI LAW FIRM PLLC'S MOTION TO WITHDRAW
AS COUNSEL FOR TED BERNSTEIN**

THIS CAUSE came before the Court on the Pankauski Law Firm PLLC's Motion to Withdraw as Counsel for Ted Bernstein dated August 29, 2014 ("Motion"). The Court, having reviewed the file, the Motion, and being otherwise advised of the premises, it is

ORDERED AND ADJUDGED that:

1. Pankauski Law Firm PLLC's Motion is GRANTED.
2. Pankauski Law Firm PLLC is hereby permitted to withdraw as attorneys for Ted Bernstein in all matters and is relieved of all further obligations, responsibilities, and liability, including all orders of this court.
3. All further pleadings, notices and other papers in the matter on behalf of

Ted Bernstein shall be served c/o Alan B. Rose, Esq., Mrachek, Fitzgerald, Rose, Konopka, Thomas & Weiss, P.A., 505 South Flagler Drive, Suite 600, West Palm Beach, FL 33401 (arose@mrachek-law.com); telephone number: (561) 655-2250, fax number (561) 655-5537.

DONE AND ORDERED in chambers at Delray Beach, Palm Beach County, Florida, this _____ day of _____, 2014.

THE HONORABLE MARTIN H. COLVIN
CIRCUIT JUDGE

SIGNED & DATED
SEP 24 2014
JUDGE MARTIN H. COLVIN

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His Parents and Natural Guardians
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IN THE CIRCUIT COURT OF THE
FIFTEENTH JUDICIAL CIRCUIT, IN AND
FOR PALM BEACH COUNTY, FLORIDA.

CASE NO. 502012CP004391XXXXSB
CP - Probate

IN RE:

ESTATE OF SIMON L. BERNSTEIN,

**ORDER ON MOVANT'S, TED S. BERNSTEIN, AS SUCCESSOR TRUSTEE OF THE
SIMON BERNSTEIN TRUST, MOTION TO HOLD ELIOT BERNSTEIN IN
CONTEMPT OF COURT AND FOR SANCTIONS, AND TO COMPEL COMPLIANCE
WITH PRIOR ORDERS AND SERVICE RULES**

THIS CAUSE having come before the Court on September 15, 2014, upon Movant's, Ted S. Bernstein, as Successor Trustee of the Simon Bernstein Trust, Motion to Hold Eliot Bernstein in Contempt of Court and for Sanctions, and to Compel Compliance with Prior Orders and Service Rules ("The Motion"), the Court, having heard argument on the Motion and being fully advised in the premises hereby ORDERS AND ADJUDGES that as to the four issues raised:

1. The Court is not holding Eliot Bernstein in contempt for violating the July 18th Order, but is deferring ruling until a later hearing whether to strike those allegations that the Trustee claims violate the intent of the privileged communication law. The Court will consider at the separate hearing whether to strike references to the privileged e-mail in any court filings or pleadings.
2. The Court has entered a separate order compelling the deposition of Eliot Bernstein.
3. The Court defers ruling on the motion to compel production of documents, which may be renoticed for a later hearing.

4. The Court has stated a ruling on the record addressing the service of pleadings by e-mail in this case.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this 4th day of September, 2014.



Martin H. Colin
CIRCUIT COURT JUDGE

cc: All parties on the attached service list

SERVICE LIST

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and Eliot and Candice Bernstein,
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as trustee for her children, and as natural guardian
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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IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

ADMINISTRATIVE ORDER 5.204-5/09*

IN RE: PREPARATION OF JUDGMENTS
AND ORDERS

Pursuant to the authority conferred by Florida Rule of Judicial Administration 2.215, it is **ORDERED** as follows:

A. PREPARATION OF ORDERS AND JUDGMENTS

1. When instructed by the court to prepare an order or judgment, the designated attorney or *pro se* party shall submit the proposed order or judgment within 5 business days unless ordered otherwise.
2. A copy of the proposed order or judgment shall be mailed, hand-delivered, emailed or faxed to the opposing attorney or *pro se* party for review.
3. The proposed order or judgment submitted to the court shall be accompanied by a transmittal letter or memo confirming that opposing counsel or *pro se* party approved the contents thereof or alternatively, confirming that 5 business days have expired since the proposed order or judgment has been submitted to the opposing attorney or *pro se* party and that no response was received objecting to same.

B. OBJECTIONS TO PROPOSED ORDERS OR JUDGMENTS

1. Should the opposing attorney or *pro se* party object to a proposed order or judgment prepared by the designated attorney or *pro se* party, the objection letter or memo from the designated attorney or *pro se* party shall issue immediately and indicate that:
 - a. there is an objection;
 - b. identify the objection; and
 - c. submit an alternate proposed order or judgment within 5 business days.
2. If the objecting attorney or *pro se* party fails to submit the alternated proposed order within that time frame, then, the court may in its discretion construe the objection as abandoned and proceed to enter the proposed order.

3. Alternatively, the court may, in its discretion, enter the order or judgment it deems accurately reflects the *ore tenus* ruling; require the parties to share the initial cost of furnishing a transcript or record of the hearing {but reserving jurisdiction to reassess as appropriate between the parties} to the court to help reconcile the conflict within 10 business days and/or schedule a hearing on the objection to resolve the dispute. This is the exclusive remedy to address the objection.
4. In no event may an attorney or *pro se* party schedule a hearing during the U.M.C. Calendar to determine the correct form of the disputed proposed order or judgment.

C. TITLE – REPRESENTATION AS TO ACCURACY

1. The title of every order or judgment submitted shall identify the subject matter thereof pursuant to Florida Rules of Civil Procedure, Rule 1.100.
2. The submission of a proposed order or judgment to a Circuit Judge or General Magistrate shall constitute a representation that the submitting attorney or *pro se* party has read it, and that it accurately sets forth the findings and ruling of the court.


D. PAGES

1. Each page of the proposed order judgment shall contain a header reflecting the style of the case, the case number as well as the page number.
2. No order or judgment shall contain a signature page that does not include a portion of the text of the order or judgment.

E. COPIES AND ENVELOPES

1. The designated attorney or *pro se* party preparing the proposed order or judgment shall include the names **and** addresses of the opposing attorney or if none, the *pro se* party.
2. The designated attorney or *pro se* party preparing the proposed order or judgment shall also furnish the court with a sufficient number of copies and stamped, pre-addressed envelopes for service of the order or judgment.

21 **DONE and SIGNED** in Chambers at West Palm Beach, Palm Beach County, Florida, this day of May, 2009.


Kathleen J. Kroll, Chief Judge

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
PROBATE /GUARDIANSHIP DIVISION "1Y"

CASE NO. 502012CP004391XXXXSB

IN RE: THE ESTATE OF
SIMON BERNSTEIN,
Deceased.

2013 MAY -9 AM 10:28
SHARON R. HUGG, CLERK
PALM BEACH COUNTY
SOUTH CITY BRANCH-FL 10

**AMENDED ORDER DENYING EMERGENCY PETITION TO: FREEZE
ESTATE ASSETS, APPOINT NEW PERSONAL REPRESENTATIVES,
INVESTIGATE FORGED AND FRAUDULENT DOCUMENTS SUBMITTED
TO THIS COURT AND OTHER INTERESTED PARTIES, RESCIND
SIGNATURE OF ELIOT BERNSTEIN IN ESTATE OF SHIRLEY BERNSTEIN
AND MORE**

(This Amended Order replaces the original order entered by this court on May 8, 2013)

UPON CONSIDERATION of the Emergency Petition to: Freeze Estate Assets, Appoint New Personal Representatives, Investigate Forged and Fraudulent Documents Submitted to the Court and other Interested Parties, Rescind Signature of Eliot Bernstein in Estate of Shirley Bernstein and More, it is hereby

ORDERED AND ADJUDGED that the Emergency Petition is hereby **Denied** as an emergency. The Respondent, Eliot Bernstein, is required to serve his petition properly and in accordance with the Rules of Procedure on all interested parties/persons to whom his petition is directed. No further action will be taken on this matter until the foregoing is complied with.

DONE AND ORDERED in chambers, at Delray Beach, Palm Beach County, Florida this 8th day of May, 2013.



MARTIN H. COLIN
Circuit Court Judge

Copies furnished:

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4855 Technology Way, Suite 720
Boca Raton, Fl. 33431

Eliot Bernstein, Pro Se
2753 NW 34th Street
Boca Raton, Fl. 33434

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
PROBATE /GUARDIANSHIP DIVISION "IY"

CASE NO. 502011CP000653XXXXSB

IN RE: THE ESTATE OF
SHIRLEY BERNSTEIN,
Deceased.

ORDER DENYING EMERGENCY PETITION TO: FREEZE ESTATE ASSETS,
APPOINT NEW PERSONAL REPRESENTATIVES, INVESTIGATE FORGED
AND FRAUDULENT DOCUMENTS SUBMITTED TO THIS COURT AND
OTHER INTERESTED PARTIES, RESCIND SIGNATURE OF ELIOT
BERNSTEIN IN ESTATE OF SHIRLEY BERNSTEIN AND MORE

UPON CONSIDERATION of the Emergency Petition to: Freeze Estate Assets, Appoint New Personal Representatives, Investigate Forged and Fraudulent Documents Submitted to the Court and other Interested Parties, Rescind Signature of Eliot Bernstein in Estate of Shirley Bernstein and More, it is hereby

ORDERED AND ADJUDGED that the Emergency Petition is hereby **Denied** as an emergency. The Respondent, Eliot Bernstein, is required to serve his petition properly and in accordance with the Rules of Procedure on all interested parties/persons to whom his petition is directed. No further action will be taken on this matter until the foregoing is complied with.

DONE AND ORDERED in chambers, at Delray Beach, Palm Beach County, Florida this 8th day of May, 2013.

MARTIN H. COLIN
Circuit Court Judge

Copies furnished:
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IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
PROBATE /GUARDIANSHIP DIVISION "1Y"

CASE NO. 502011CP000653XXXXSB

IN RE: THE ESTATE OF
SHIRLEY BERNSTEIN,
Deceased

13 MAY 31 AM 9:53
SHARON R. BOCK, CLERK
PALM BEACH COUNTY, FL
SOUTH CITY BRANCH-FILED

ELIOT IVAN BERNSTEIN, PRO SE
Petitioner,

v.

TESCHER & SPALLINA, P.A., (AND ALL PARTNERS,
ASSOCIATES AND OF COUNSEL), ROBERT L. SPALLINA
(BOTH PERSONALLY & PROFESSIONALLY), DONALD R.
TESCHER (BOTH PERSONALLY & PROFESSIONALLY),
THEODORE STUART BERSTEIN, AS PERSONAL
REPRESENTATIVES ET AL., TRUSTEES, SUCCESSOR
TRUSTEES AND ESTATE COUNSEL AND JOHN AND JANE
DOES,
Respondents.

**ORDER DENYING RENEWED EMERGENCY PETITION TO: FREEZE
ESTATE ASSETS, APPOINT NEW PERSONAL REPRESENTATIVES,
INVESTIGATE FORGED AND FRAUDULENT DOCUMENTS SUBMITTED
TO THIS COURT AND OTHER INTERESTED PARTIES, RESCIND
SIGNATURE OF ELIOT BERNSTEIN IN ESTATE OF SHIRLEY AND MORE-
PROOF OF SERVICE TO ALL INTERESTED PARTIES SERVED IN
ACCORDANCE WITH THIS COURT ORDER**

UPON CONSIDERATION of the Renewed Emergency Petition to: Freeze
Estate Assets, Appoint New Personal Representatives, Investigate Forged and
Fraudulent Documents Submitted to this Court and Other Interested Parties, Rescind
Signature of Eliot Bernstein in Estate of Shirley and More-Proof of Service to all
Interested Parties Served in Accordance with this Court Order, it is hereby

ORDERED AND ADJUDGED that Renewed Emergency Petition is hereby

Rec'd
Eliot
6/13/13

Denied as an emergency. This matter may be set in the ordinary course.

DONE AND ORDERED in chambers, at Delray Beach, Palm Beach County, Florida this 31st day of May, 2013.



MARTIN H. COLIN
Circuit Court Judge

Copies furnished:

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Pamela Beth Simon
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Chicago, IL. 60611

*Eliot Bernstein, Pro Se,
2753 NW 34th Street
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IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL
CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF

File No.502011CP000653XXXXSB

SHIRLEY BERNSTEIN
_____ /

Division: IY

ORDER GRANTING MOTION TO WITHDRAW

THIS CAUSE having come before the Court on the Motion to Withdraw As Counsel filed by **Huth & Pratt**, counsel for **Eliot Bernstein**, the Court having reviewed the file and being otherwise duly advised in the premises, it is hereby:

ORDERED and ADJUDGED that the motion is granted. The law firm **Huth & Pratt** is herewith withdrawn as counsel for **Eliot Bernstein** in this matter. Copies of all documents filed in this action shall be served on Eliot Bernstein, 2753 N.W. 34th St., Boca Raton, Florida 33434-3459, 561-886-7628, iviewit@gmail.com.

DONE AND ORDERED in Delray Beach, Palm Beach County, Florida on this ____ day of November, 2013.

Circuit Court Judge

Copies furnished to:
Brandan J. Pratt, Esq.
Mark Manceri, Esq.
Robert Spallina, Esq.
Eliot Bernstein

SIGNED & DATED
NOV 19 2013
JUDGE MARTIN H. COLIN

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF SHIRLEY BERNSTEIN,

PROBATE DIVISION

Deceased.

CASE NO: 502011CP000653XXXXSB

ELIOT IVAN BERNSTEIN, PRO SE

DIVISION: COLIN

Petitioner

vs.

TESCHER & SPALLINA, P.A., (and all parties
associates and of counsel); ROBERT L. SPALLINA
(both personally & professionally); DONALD R.
TESCHER (both personally & professionally);
THEODORE STUART BERNSTEIN (as alleged
personal representative, trustee, successor trustee)
(both personally and professionally); and JOHN
and JANE DOE'S (1-5000),

Respondents.

ORDER

THIS CAUSE came before the Court on October 28, 2013 pursuant to the Order of the Court dated September 24, 2013, and the Court having reviewed the file, having heard argument of Brandan Pratt, Esq.; Mark R. Manceri, Esq. and David Roth, Esq., and being otherwise fully advised on the premises it is hereby, ORDERED AND ADJUDGED, as follows:

- note*
1. The Estate shall remain open pending the filing of a Petition for Discharge by Ted Bernstein, as Successor Personal Representative *AND ANY DISPOSITION THEREOF PURSUANT TO PROBATE RULES + STATUTES.*
 2. The Court has determined that it will take no action regarding the form of the pleadings or other documents that were submitted to the Court to close the Estate while Simon

Bernstein was serving as Personal Representative.

3. The Court reserves ruling on and retains jurisdiction to tax attorney's fees and costs and any other possible sanction upon the filing of a Motion and proper notice.

DONE AND ORDERED in Chambers, at Delray Beach, Palm Beach County, Florida, this 14 day of November, 2013.

Copies furnished to:
Mark R. Manceri, Esq.
Brandan J. Pratt, Esq.
David Roth, Esq.
All Interested Persons



HONORABLE MARTIN H. COLIN
CIRCUIT COURT JUDGE

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF SHIRLEY BERNSTEIN,

PROBATE DIVISION

Deceased.

CASE NO: 502011CP000653XXXXSB

ELIOT IVAN BERNSTEIN, PRO SE

DIVISION: COLIN

Petitioner

vs.

TESCHER & SPALLINA, P.A., (and all parties associates and of counsel); ROBERT L. SPALLINA (both personally & professionally); DONALD R. TESCHER (both personally & professionally); THEODORE STUART BERNSTEIN (as alleged personal representative, trustee, successor trustee) (both personally and professionally); and JOHN and JANE DOE'S (1-5000),

Respondents.

ORDER

THIS CAUSE came before the Court on October 28, 2013 pursuant to the Order of the Court dated September 24, 2013, and the Court having reviewed the file, having heard argument of Brandan Pratt, Esq.; Mark R. Manceri, Esq. and David Roth, Esq., and being otherwise fully advised on the premises it is hereby, ORDERED AND ADJUDGED, as follows:

- mk*
1. The Estate shall remain open pending the filing of a Petition for Discharge by Ted Bernstein, as Successor Personal Representative *AND ANY DISPOSITION THEREOF PURSUANT TO PROBATE RULES & STATUTES.*
 2. The Court has determined that it will take no action regarding the form of the pleadings or other documents that were submitted to the Court to close the Estate while Simon

Bernstein was serving as Personal Representative.

3. The Court reserves ruling on and retains jurisdiction to tax attorney's fees and costs and any other possible sanction upon the filing of a Motion and proper notice.

DONE AND ORDERED in Chambers, at Delray Beach, Palm Beach County, Florida, this 14 day of November, 2013.

Copies furnished to:
Mark R. Manceri, Esq.
Brandan J. Pratt, Esq.
David Roth, Esq.
All Interested Persons



HONORABLE MARTIN H. COLIN
CIRCUIT COURT JUDGE

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

IN RE: ESTATE OF

File No.502011CP000653XXXXSB

SHIRLEY BERNSTEIN
_____ /

Division: IY

ORDER GRANTING MOTION TO WITHDRAW

THIS CAUSE having come before the Court on the Motion to Withdraw As Counsel filed by **Huth & Pratt**, counsel for **Eliot Bernstein**, the Court having reviewed the file and being otherwise duly advised in the premises, it is hereby:

ORDERED and ADJUDGED that the motion is granted. The law firm **Huth & Pratt** is herewith withdrawn as counsel for **Eliot Bernstein** in this matter. Copies of all documents filed in this action shall be served on Eliot Bernstein, 2753 N.W. 34th St., Boca Raton, Florida 33434-3459, 561-886-7628, iviewit@gmail.com.

DONE AND ORDERED in Delray Beach, Palm Beach County, Florida on this ____ day of November, 2013.

Circuit Court Judge

Copies furnished to:
Brandan J. Pratt, Esq.
Mark Manceri, Esq.
Robert Spallina, Esq.
Eliot Bernstein

SIGNED & DATED
NOV 19 2013
JUDGE MARTIN H. COLIN

9/24/13

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FL
IN RE: ESTATE OF PROBATE DIVISION
SHIRLEY BERNSTEIN, File No. 502011CP000653XXXXSB
Deceased.

**AGREED ORDER TO REOPEN ESTATE
AND APPOINT SUCCESSOR PERSONAL
REPRESENTATIVES**

On the motion of Tescher & Spallina, PA for administration of the Estate of Shirley Bernstein, deceased, and pursuant to an agreement announced in open Court on the record by the persons in attendance at a hearing on September 13, 2013 regarding the estate of the decedent, the Court finding that the decedent died on December 8, 2010, that the personal representative of the estate, Simon Bernstein, died on September 13, 2012, and that Ted S. Bernstein is entitled to appointment as personal representative by reason of being named in the decedent's Will dated May 20, 2008 as successor personal representatives, it is:

ADJUDGED that the estate shall be reopened and that Ted S. Bernstein is appointed as successor personal representative of the estate of the decedent, and that upon taking the prescribed oaths, filing designations and acceptances of resident agent, and entering into bond in the sum of \$ 70, Successor Letters of Administration shall be issued.

DONE and ORDERED in Delray Beach, Palm Beach County, FL, on _____, 2013.

Circuit Judge

cc: Mark Manceri, Esq.
Eliot I. Bernstein
All Interested Persons

SIGNED & DATED
SEP 24 2013
JUDGE MARTIN H. COLIN

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF SHIRLEY BERNSTEIN,

PROBATE DIVISION

Deceased.

CASE NO: 502011CP000653XXXXSB

ELIOT IVAN BERNSTEIN, PRO SE

DIVISION: COLIN

Petitioner

vs.

TESCHER & SPALLINA, P.A., (and all parties
associates and of counsel); ROBERT L. SPALLINA
(both personally & professionally); DONALD R.
TESCHER (both personally & professionally);
THEODORE STUART BERNSTEIN (as alleged
personal representative, trustee, successor trustee)
(both personally and professionally); and JOHN
and JANE DOE'S (1-5000),

Respondents.
_____ /

ORDER ON NOTICE OF EMERGENCY MOTION TO FREEZE ESTATES

THIS CAUSE came before the Court on September 13, 2013, on the Emergency Motion to Freeze Estates filed by Eliot Bernstein and the interested persons having been duly noticed and in attendance at the Hearing were Eliot Bernstein; Candice Bernstein; Mark R. Manceri, Esq., as counsel for Robert L. Spallina and Donald R. Tescher; Robert L. Spallina and Theodore S. Bernstein, and the Court having heard the argument(s) of the parties and being otherwise fully advised in the premises, it is hereupon, ORDERED AND ADJUDGED, as follows:

1. The Court finds that no emergency currently exists. As such, the Emergency Motion is denied.
2. The Hearing time currently reserved for October 28, 2013 will be conducted as an evidentiary Hearing solely regarding the Estate of Shirley Bernstein.

3. The purpose of the evidentiary Hearing shall be for the Court to address any alleged improprieties or defects in the form of the pleadings or other documents submitted to the Court in furtherance of closing the Estate of Shirley Bernstein.

4. Pursuant to the request of Counsel for Robert L. Spallina and Donald R. Tescher the time of the evidentiary Hearing on October 28, 2013 has been moved from 10:00 a.m. to _____ p.m. One hour has been reserved.

DONE AND ORDERED in Chambers, at Delray Beach, Palm Beach County, Florida, this ____ day of September, 2013.

Copies furnished to:
Mark R. Manceri, Esq.
Eliot Bernstein
All Interested Persons



HONORABLE MARTIN H. COLIN
CIRCUIT COURT JUDGE

9/23/13

RECEIVED

2013 SEP 23 PM 11: 23

COURT ADMINIS



"Surf with Vision"

Eliot I. Bernstein
Founder & Inventor
Direct Dial: (561) 245-8588 (o)
(561) 886-7628 (c)

Sent: Hand Delivered to Chambers

Monday, September 23, 2013

The Honorable Martin H. Colin
CIRCUIT COURT OF THE FIFTEEN JUDICIAL
CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA
South County Courthouse
Second Floor, Courtroom 8
200 West Atlantic Ave.,
Delray Beach, FL 33444

Re: SHIRLEY BERNSTEIN ESTATE CASE NO. 50 2011CP000653 - ORDERS

Dear Honorable Judge Martin H. Colin,

I hand delivered on Friday, September 20, 2013, a copy of the attached herein letter but believe that some of the exhibited correspondences regarding the Orders between opposing counsel and myself was left out inadvertently and therefore I have enclosed them all herein for your review in drafting your Orders from the hearing.

I will submit this letter to opposing counsel.

Re: SHIRLEY BERNSTEIN ESTATE CASE NO. 50 2011CP000653 - ORDERS

Respectfully Yours,



Eliot I. Bernstein
Founder & Inventor

- Iviewit Holdings, Inc. – DL
- Iviewit Holdings, Inc. – DL
- Iviewit Holdings, Inc. – FL
- Iviewit Technologies, Inc. – DL
- Uview.com, Inc. – DL
- Iviewit.com, Inc. – FL
- Iviewit.com, Inc. – DL
- I.C., Inc. – FL
- Iviewit.com LLC – DL
- Iviewit LLC – DL
- Iviewit Corporation – FL
- Iviewit, Inc. – FL
- Iviewit, Inc. – DL
- Iviewit Corporation

cc/ec:

Enclosure(s)/Attachment(s)/URL's

9/24/13

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF SHIRLEY BERNSTEIN,

PROBATE DIVISION

Deceased.

CASE NO: 502011CP000653XXXXSB

ELIOT IVAN BERNSTEIN, PRO SE

DIVISION: COLIN

Petitioner

vs.

TESCHER & SPALLINA, P.A., (and all parties associates and of counsel); ROBERT L. SPALLINA (both personally & professionally); DONALD R. TESCHER (both personally & professionally); THEODORE STUART BERNSTEIN (as alleged personal representative, trustee, successor trustee) (both personally and professionally); and JOHN and JANE DOE'S (1-5000),

2013 SEP 25 AM 10:20
SHARON R. BOER, CLERK
PALM BEACH COUNTY, FL
SOUTH CITY BRANCH-FILED

Respondents.

ORDER ON NOTICE OF EMERGENCY MOTION TO FREEZE ESTATES

THIS CAUSE came before the Court on September 13, 2013, on the Emergency Motion to Freeze Estates filed by Eliot Bernstein and the interested persons having been duly noticed and in attendance at the Hearing were Eliot Bernstein; Candice Bernstein; Mark R. Manceri, Esq., as counsel for Robert L. Spallina and Donald R. Tescher; Robert L. Spallina and Theodore S. Bernstein, and the Court having heard the argument(s) of the parties and being otherwise fully advised in the premises, it is hereupon, ORDERED AND ADJUDGED, as follows:

1. The Court finds that no emergency currently exists. As such, the Emergency Motion is denied.
2. The Hearing time currently reserved for October 28, 2013 will be conducted as an evidentiary Hearing solely regarding the Estate of Shirley Bernstein.

3. The purpose of the evidentiary Hearing shall be for the Court to address any alleged improprieties or defects in the form of the pleadings or other documents submitted to the Court in furtherance of closing the Estate of Shirley Bernstein.

4. Pursuant to the request of Counsel for Robert L. Spallina and Donald R. Tescher the time of the evidentiary Hearing on October 28, 2013 has been moved from 10:00 a.m. to 4:00 p.m. One hour has been reserved.

DONE AND ORDERED in Chambers, at Delray Beach, Palm Beach County, Florida, this 29 day of September, 2013.

Copies furnished to:
Mark R. Manceri, Esq.
Eliot Bernstein
All Interested Persons


HONORABLE MARTIN H. COLIN
CIRCUIT COURT JUDGE

Eliot Ivan Bernstein
2753 NW 34th Street
Boca Raton, FL 33434

IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF SHIRLEY BERNSTEIN,

PROBATE DIVISION

Deceased.

CASE NO: 502011CP000653XXXXSB

ELIOT IVAN BERNSTEIN, PRO SE

DIVISION: COLIN

Petitioner

vs.

TESCHER & SPALLINA, P.A., (and all parties associates and of counsel); ROBERT L. SPALLINA (both personally & professionally); DONALD R. TESCHER (both personally & professionally); THEODORE STUART BERNSTEIN (as alleged personal representative, trustee, successor trustee) (both personally and professionally); and JOHN and JANE DOE'S (1-5000),

Respondents.

ORDER ON STATUS CONFERENCE

THIS CAUSE came before the Court on January 2, 2014, on the Status Conference set pursuant to the instructions of the Court and the Court having reviewed the file and heard the argument(s) of the interested persons or their counsel and being otherwise fully advised in the premises, it is hereupon, ORDERED AND ADJUDGED, as follows:

1. The motion to Transfer the Estate of Simon Bernstein currently pending before Judge French to Judge Colin is granted.
2. The Estate of Simon Bernstein shall retain


It's separate case number and the Estate of Shirley Feaman shall retain it's separate case number.

3. All future pleadings or papers in both Estates shall be filed in Judge Colin's court who shall ^{have} exclusive jurisdiction over both Estates from the date of this order.

DONE AND ORDERED in Chambers, at Delray Beach, Palm Beach County,

Florida, this 2 day of January, 2014.

Copies furnished to:
Mark R. Manceri, Esq.
Peter Feaman, Esq.
Eliot Ivan Bernstein
All Interested Persons


HONORABLE MARTIN H. COLIN
CIRCUIT COURT JUDGE

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

IN RE:

Case No. 502011CP000653XXXXSB

ESTATE OF SHIRLEY BERNSTEIN,

Deceased.

Division: IY

**AGREED ORDER ON ELIOT BERNSTEIN'S
MOTION FOR EMERGENCY INTERIM DISTRIBUTIONS**

THIS CAUSE having come before the Court on August 19, 2014, upon Eliot Bernstein's Motion for Emergency Interim Distributions ("the Motion"), to pay the private school tuition costs for his children. The Court, having reviewed the Motion and heard argument of counsel and/or the parties, having been advised of the terms of the parties' Confidential Agreement for Receipt of Partial Distribution (the "Agreement"), having taken testimony from Ted Bernstein and from Eliot and Candice Bernstein, and otherwise being fully advised in the premises, hereby ORDERS AND ADJUDGES that

1. The Emergency Motion is CONDITIONALLY GRANTED in part, on the terms set forth below.

2. The Trustee is authorized, directed and compelled to make payments to the St. Andrew's School on behalf of each of Eliot's three children in the amounts specified in the Agreement, to cover the 2013-2014 arrearages, and the full cost of tuition for 2014-2015 school year. If for any reason any of the children withdraw from or no longer attend the St. Andrews School, said school may not disburse any monies in the children's accounts (excess payments, refunds if applicable, or otherwise) to anyone absent an order from this Court.

3. The Trustee is authorized and directed to make such payment upon receipt from Eliot and Candice Bernstein of a signed copy of the Agreement.

4. In addition, based upon this order directing the Trustee to make such payment, the Court rules that the Trustee shall be held harmless and cannot be sued for the act of making these required, court-ordered distributions. Neither Eliot or Candice Bernstein, individually; Eliot Bernstein and Candice Bernstein, as guardians and natural parents of Daniel, Jacob and Joshua; nor any other beneficiary of The Shirley Bernstein Trust shall commence, prosecute or participate in any litigation against the Trustee concerning these payments.

5. Eliot Bernstein and Candice Bernstein, individually; Eliot Bernstein and Candice Bernstein, as guardians and natural parents of Daniel, Jacob and Joshua; and any other beneficiary of The Shirley Bernstein Trust are enjoined and precluded from filing or pursuing any action against the Trustee in connection with the Trustee's distributions provided under the Agreement for the payment to St. Andrews School and this Order.

6. The Court finds that no beneficiary objected to the requested distribution, and finds that it is in the best interests of Eliot Bernstein and his children that these distributions be made directly to the St. Andrew's School. Because the Agreement relates to minor children, the Court orders that the Agreement be treated as confidential, to be provided solely to the parties (parties may share on a confidential basis a copy of the Agreement with counsel advising them in this matter). In addition, to the extent that it would be necessary, the Court waives any requirement for the appointment of a guardian ad litem and further finds that, in respect to the Agreement and this Order, the Agreement is in the best interests of the minor children and that Eliot and Candice Bernstein adequately represent the interests of their minor children.

7. The Court retains jurisdiction to enforce the terms of this order, including enforcement of the injunction relief provided for herein.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this ___ day of August, 2014.

Martin H. Colin
CIRCUIT COURT JUDGE

cc: All parties on the attached service list

SERVICE LIST

Eliot Bernstein, individually
and Eliot and Candice Bernstein,
as Parents and Natural Guardians of
D.B., Ja. B. and Jo. B, Minors
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)

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)
Counsel for Molly Simon, Alexandra Bernstein,
Eric Bernstein, Michael Bernstein

William H. Glasko, Esq.
Golden & Cowan, P.A.
17345 S. Dixie Highway
Palmetto Bay, FL 33157
(305) 856-5440 - Telephone
(305) 856-9388 - Facsimile
Email: eservice@palmettobaylaw.com;
bill@palmettobaylaw.com;
tmealy@gcprobatelaw.com
Counsel for Lisa Sue Friedstein, individually and
as trustee for her children, and as natural guardian
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

Alan Rose, Esq.
Mrachek Fitzgerald Rose Konopka Thomas &
Weiss, P.A.
505 S Flagler Drive, Suite 600
West Palm Beach, FL 33401
(561) 655-2250 - Telephone
(561) 655-5537 - Facsimile
Email: arose@mrachek-law.com

John J. Pankauski, Esq.
Pankauski Law Firm P.L.L.C.
120 South Olive Avenue, Suite 701
West Palm Beach, FL 33401
email: courtfilings@pankauskilawfirm.com

August 19, 2014

**CONFIDENTIAL AGREEMENT FOR
RECEIPT OF PARTIAL DISTRIBUTION**

The undersigned, ELIOT and CANDICE BERNSTEIN, individually, and ELIOT BERNSTEIN AND CANDICE BERNSTEIN, as parents and natural guardians of Daniel Bernstein, Jacob Bernstein and Joshua Bernstein, hereby acknowledge that they (either Eliot or his children or both, as determined by the Court at later date) will receive from the Trustee of the above Trust the following:

Distribution in the amount of:

Payable to St. Andrews School, for the benefit of Daniel:	\$ 42,000.00
Payable to St. Andrews School, for the benefit of Jacob:	\$ 46,000.00
Payable to St. Andrews School, for the benefit of Joshua:	<u>\$ 45,500.00</u>
 TOTALS	 \$133,500.00

The Court has ordered that, if for any reason any of the children withdraw from or no longer attend the St. Andrews School, said school may not disburse any monies (excess payments or refunds if applicable) to anyone absent court order.

A condition of this distribution is the agreement by the undersigned to return to the Trustee, upon demand, any property determined by the Court to have been improperly received and its income since distribution or, if the undersigned not have the property, to return to the said Trustee the value of the property at the date of disposition and its income and gain received. The undersigned shall have no obligation to return the property unless it is determined by a Court to have been improperly distributed.

Further, if the Court determines that these payments to St. Andrews School should be treated as a distribution to Eliot's children, then payment for the benefit of the respective child will constitute part of any distribution to which each such child would be entitled. If the Court determines that these payments to St. Andrews School should be treated as a distribution to Eliot Bernstein individually, Eliot agrees that he would have used this money for the benefit of his children and he agrees the \$133,500.00 payment would constitute part of any distribution to which he would be entitled.

Eliot and Candice Bernstein individually, and Eliot and Candice as parents and natural guardians, on behalf of Daniel, Jacob and Joshua, agree that the Trustee and his professional shall have absolutely no liability to anyone for making the above-listed payments to St. Andrews School and shall be indemnified and held harmless from suit by Eliot and Candice, and Eliot and Candice as parents and natural guardians of Daniel, Jacob and Joshua.

Initial: ELIOT _____ CANDICE _____

*For these payments
outgo*

August 19, 2014

If the Court determines that Daniel, Jacob and Joshua are beneficiaries of the Shirley Trust, the above-listed payments will constitute a partial distribution to the respective child in the amount set forth above.

If the Court determines that Eliot is a beneficiary of the Shirley Trust, the full amount of \$133,500 will constitute a partial distribution to Eliot and will count against any distribution to Eliot.

The fact that Eliot and Candice Bernstein have entered into this Agreement does not constitute an admission, concession or waiver by Eliot and Candice that any prior distributions to any parties other than Eliot or his children were proper, nor does entering this Agreement waive any other claims.

This Agreement was made voluntarily and not under any duress, pressure or coercion by the Trustee.

The distributions contemplated hereunder are subject to approval by the Probate Court, and have been approved by the Court at a hearing held August 19, 2014.

Pursuant to Order of the Court, the terms of this Agreement shall remain confidential and may not be provided to anyone other than the parties (parties may share on a confidential basis a copy of the Agreement with counsel advising them in this matter).

Dated this 19th day of August, 2014.

ELIOT BERNSTEIN, individually and as parent and natural guardian of Daniel Bernstein, Jacob Bernstein and Joshua Bernstein

CANDICE BERNSTEIN, individually and as parent and natural guardian of Daniel Bernstein, Jacob Bernstein and Joshua Bernstein

IN THE CIRCUIT COURT OF THE FIFTEENTH
JUDICIAL CIRCUIT OF FLORIDA, 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.

AGREED ORDER ON ELIOT BERNSTEIN'S
MOTION FOR EMERGENCY INTERIM DISTRIBUTIONS

THIS CAUSE having come before the Court on August 19, 2014, upon Eliot Bernstein's Motion for Emergency Interim Distributions ("the Motion"), to pay the private school tuition costs for his children. The Court, having reviewed the Motion and heard argument of counsel and/or the parties, having been advised of the terms of the parties' Confidential Agreement for Receipt of Partial Distribution (the "Agreement"), having taken testimony from Ted Bernstein and from Eliot and

Candice Bernstein, and otherwise being fully advised in the premises, hereby ORDERS AND ADJUDGES that

1. The Emergency Motion is CONDITIONALLY GRANTED in part, on the terms set forth below.

2. The Trustee is authorized, directed and compelled to make payments to the St. Andrew's School on behalf of each of Eliot's three children in the amounts specified in the Agreement, to cover the 2013-2014 arrearages, and the full cost of tuition for 2014-2015 school year. If for any reason any of the children withdraw from or no longer attend the St. Andrews School, said school may not disburse any monies in the children's accounts (excess payments, refunds if applicable, or otherwise) to anyone absent an order from this Court.

3. The Trustee is authorized and directed to make such payment upon receipt from Eliot and Candice Bernstein of a signed copy of the Agreement.

4. In addition, based upon this order directing the Trustee to make such payment, the Court rules that the Trustee shall be held harmless and cannot be sued for the act of making these required, court-ordered distributions. Neither Eliot or Candice Bernstein, individually; Eliot Bernstein and Candice Bernstein, as guardians and natural parents of Daniel, Jacob and Joshua; nor any other beneficiary of The Shirley Bernstein Trust shall commence, prosecute or participate in any litigation against the Trustee concerning these payments.

5. Eliot Bernstein and Candice Bernstein, individually; Eliot Bernstein and Candice Bernstein, as guardians and natural parents of Daniel, Jacob and Joshua; and any other beneficiary of The Shirley Bernstein Trust are enjoined and precluded from filing or pursuing any action against

the Trustee in connection with the Trustee's distributions provided under the Agreement for the payment to St. Andrews School and this Order.

6. The Court finds that no beneficiary objected to the requested distribution, and finds that it is in the best interests of Eliot Bernstein and his children that these distributions be made directly to the St. Andrew's School. Because the Agreement relates to minor children, the Court orders that the Agreement be treated as confidential, to be provided solely to the parties (parties may share on a confidential basis a copy of the Agreement with counsel advising them in this matter). In addition, to the extent that it would be necessary, the Court waives any requirement for the appointment of a guardian ad litem and further finds that, in respect to the Agreement and this Order, the Agreement is in the best interests of the minor children and that Eliot and Candice Bernstein adequately represent the interests of their minor children.

7. The Court retains jurisdiction to enforce the terms of this order, including enforcement of the injunction relief provided for herein.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this ___ day of August, 2014.

Martin H. Colin
CIRCUIT COURT JUDGE

cc: All parties on the attached service list

SERVICE LIST

Eliot Bernstein, individually
and Eliot and Candice Bernstein,
as Parents and Natural Guardians of
D.B., Ja. B. and Jo. B, Minors
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)

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)
Counsel for Molly Simon, Alexandra Bernstein,
Eric Bernstein, Michael Bernstein

William H. Glasko, Esq.
Golden & Cowan, P.A.
17345 S. Dixie Highway
Palmetto Bay, FL 33157
(305) 856-5440 - Telephone
(305) 856-9388 - Facsimile
Email: eservice@palmettobaylaw.com;
bill@palmettobaylaw.com;
tnealy@gcprobatelaw.com
Counsel for Lisa Sue Friedstein, individually and
as trustee for her children, and as natural guardian
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

Alan Rose, Esq.
Mrachek Fitzgerald Rose Konopka Thomas &
Weiss, P.A.
505 S Flagler Drive, Suite 600
West Palm Beach, FL 33401
(561) 655-2250 - Telephone
(561) 655-5537 - Facsimile
Email: arose@mrachek-law.com

John J. Pankauski, Esq.
Pankauski Law Firm P.L.L.C.
120 South Olive Avenue, Suite 701
West Palm Beach, FL 33401
email: courtfilings@pankauskilawfirm.com

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

IN RE:

Case No. 502011CP000653XXXXSB

ESTATE OF SHIRLEY BERNSTEIN,

Deceased.

Division: IX

**AGREED ORDER ON ELIOT BERNSTEIN'S
MOTION FOR EMERGENCY INTERIM DISTRIBUTIONS**

THIS CAUSE having come before the Court on August 19, 2014, upon Eliot Bernstein's Motion for Emergency Interim Distributions ("the Motion"), to pay the private school tuition costs for his children. The Court, having reviewed the Motion and heard argument of counsel and/or the parties, having been advised of the terms of the parties' Confidential Agreement for Receipt of Partial Distribution (the "Agreement"), having taken testimony from Ted Bernstein and from Eliot and Candice Bernstein, and otherwise being fully advised in the premises, hereby ORDERS AND ADJUDGES that

1. The Emergency Motion is CONDITIONALLY GRANTED in part, on the terms set forth below.

2. The Trustee is authorized, directed and compelled to make payments to the St. Andrew's School on behalf of each of Eliot's three children in the amounts specified in the Agreement, to cover the 2013-2014 arrearages, and the full cost of tuition for 2014-2015 school year. If for any reason any of the children withdraw from or no longer attend the St. Andrews School, said school may not disburse any monies in the children's accounts (excess payments, refunds if applicable, or otherwise) to anyone absent an order from this Court.

3. The Trustee is authorized and directed to make such payment upon receipt from Eliot and Candice Bernstein of a signed copy of the Agreement.

4. In addition, based upon this order directing the Trustee to make such payment, the Court rules that the Trustee shall be held harmless and cannot be sued for the act of making these required, court-ordered distributions. Neither Eliot or Candice Bernstein, individually; Eliot Bernstein and Candice Bernstein, as guardians and natural parents of Daniel, Jacob and Joshua; nor any other beneficiary of The Shirley Bernstein Trust shall commence, prosecute or participate in any litigation against the Trustee concerning these payments.

5. Eliot Bernstein and Candice Bernstein, individually; Eliot Bernstein and Candice Bernstein, as guardians and natural parents of Daniel, Jacob and Joshua; and any other beneficiary of The Shirley Bernstein Trust are enjoined and precluded from filing or pursuing any action against the Trustee in connection with the Trustee's distributions provided under the Agreement for the payment to St. Andrews School and this Order.

6. The Court finds that no beneficiary objected to the requested distribution, and finds that it is in the best interests of Eliot Bernstein and his children that these distributions be made directly to the St. Andrew's School. Because the Agreement relates to minor children, the Court orders that the Agreement be treated as confidential, to be provided solely to the parties (parties may share on a confidential basis a copy of the Agreement with counsel advising them in this matter). In addition, to the extent that it would be necessary, the Court waives any requirement for the appointment of a guardian ad litem and further finds that, in respect to the Agreement and this Order, the Agreement is in the best interests of the minor children and that Eliot and Candice Bernstein adequately represent the interests of their minor children.

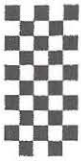
7. The Court retains jurisdiction to enforce the terms of this order, including enforcement of the injunction relief provided for herein.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this 20 day of August, 2014.



Martin H. Colin
CIRCUIT COURT JUDGE

cc: All parties on the attached service list



IN THE CIRCUIT COURT OF THE FIFTEENTH
JUDICIAL CIRCUIT OF FLORIDA, 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.

**AGREED ORDER ON ELIOT BERNSTEIN'S
MOTION FOR EMERGENCY INTERIM DISTRIBUTIONS**

THIS CAUSE having come before the Court on August 19, 2014, upon Eliot Bernstein's Motion for Emergency Interim Distributions ("the Motion"), to pay the private school tuition costs for his children. The Court, having reviewed the Motion and heard argument of counsel and/or the parties, having been advised of the terms of the parties' Confidential Agreement for Receipt of Partial Distribution (the "Agreement"), having taken testimony from Ted Bernstein and from Eliot and

Candice Bernstein, and otherwise being fully advised in the premises, hereby ORDERS AND ADJUDGES that

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3. The Trustee is authorized and directed to make such payment upon receipt from Eliot and Candice Bernstein of a signed copy of the Agreement.

4. In addition, based upon this order directing the Trustee to make such payment, the Court rules that the Trustee shall be held harmless and cannot be sued for the act of making these required, court-ordered distributions. Neither Eliot or Candice Bernstein, individually; Eliot Bernstein and Candice Bernstein, as guardians and natural parents of Daniel, Jacob and Joshua; nor any other beneficiary of The Shirley Bernstein Trust shall commence, prosecute or participate in any litigation against the Trustee concerning these payments.

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the Trustee in connection with the Trustee's distributions provided under the Agreement for the payment to St. Andrews School and this Order.

6. The Court finds that no beneficiary objected to the requested distribution, and finds that it is in the best interests of Eliot Bernstein and his children that these distributions be made directly to the St. Andrew's School. Because the Agreement relates to minor children, the Court orders that the Agreement be treated as confidential, to be provided solely to the parties (parties may share on a confidential basis a copy of the Agreement with counsel advising them in this matter). In addition, to the extent that it would be necessary, the Court waives any requirement for the appointment of a guardian ad litem and further finds that, in respect to the Agreement and this Order, the Agreement is in the best interests of the minor children and that Eliot and Candice Bernstein adequately represent the interests of their minor children.

7. The Court retains jurisdiction to enforce the terms of this order, including enforcement of the injunction relief provided for herein.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this 20 day of August, 2014.



Martin H. Colin
CIRCUIT COURT JUDGE

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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natural guardian for J.I. a minor

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IN THE CIRCUIT COURT FOR PALM BEACH COUNTY, FLORIDA
IN RE: ESTATE OF SHIRLEY BERNSTEIN, PROBATE DIVISION
Deceased.

CASE NO: 502011CP000653XXXXSB
DIVISION: COLIN

ELIOT IVAN BERNSTEIN, PRO SE

Petitioner

vs.

TESCHER & SPALLINA, P.A., (and all parties
associates and of counsel); ROBERT L. SPALLINA
(both personally & professionally); DONALD R.
TESCHER (both personally & professionally);
THEODORE STUART BERNSTEIN (as alleged
personal representative, trustee, successor trustee)
(both personally and professionally); and JOHN
and JANE DOE'S (1-5000),

Respondents.

SHARON R. BOON, CLERK
PALM BEACH COUNTY, FL
SOUTH CITY BRANCH-FILED

2013 SEP 25 AM 10:20

9/24/13
Candice
funds
on
7/12/15

ORDER ON NOTICE OF EMERGENCY MOTION TO FREEZE ESTATES

THIS CAUSE came before the Court on September 13, 2013, on the Emergency Motion to Freeze Estates filed by Eliot Bernstein and the interested persons having been duly noticed and in attendance at the Hearing were Eliot Bernstein; Candice Bernstein; Mark R. Manceri, Esq., as counsel for Robert L. Spallina and Donald R. Tescher; Robert L. Spallina and Theodore S. Bernstein, and the Court having heard the argument(s) of the parties and being otherwise fully advised in the premises, it is hereupon, ORDERED AND ADJUDGED, as follows:

1. The Court finds that no emergency currently exists. As such, the Emergency Motion is denied.
2. The Hearing time currently reserved for October 28, 2013 will be conducted as an evidentiary Hearing solely regarding the Estate of Shirley Bernstein.

Payor: BSB
Addr:

CASE NO: 502011CP000653XXXXSB


3. The purpose of the evidentiary Hearing shall be for the Court to address any alleged improprieties or defects in the form of the pleadings or other documents submitted to the Court in furtherance of closing the Estate of Shirley Bernstein.

4. Pursuant to the request of Counsel for Robert L. Spallina and Donald R. Tescher the time of the evidentiary Hearing on October 28, 2013 has been moved from 10:00 a.m. to 4:00 p.m. One hour has been reserved.

DONE AND ORDERED in Chambers, at Delray Beach, Palm Beach County,

Florida, this 24 day of September, 2013.

Copies furnished to:
Mark R. Manceri, Esq.
Eliot Bernstein
All Interested Persons


HONORABLE MARTIN H. COLIN
CIRCUIT COURT JUDGE

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.

**ORDER PROHIBITING NEW FILINGS AND STAYING
PENDING COMPLAINT AND COUNTERCLAIM
UNTIL FURTHER ORDER OF THE COURT**

THIS CAUSE came before the Court on its own request at another hearing held September 15, 2013, involving certain of these parties. Based upon the Court's review of the record, the Court hereby orders and adjudges:

1. No party to this action shall file any new claims or petitions for relief unless such party has first sought and obtained permission from the Court at a properly noticed hearing. Any document filed without compliance with this Order shall be stricken from the record.

2. All proceedings already pending in this case, specifically including the Complaint filed by Ted S. Bernstein, as Successor Trustee, and the Counterclaim filed by Eliot Bernstein in various capacities, are hereby stayed, effective as of September 15, 2014, pending further order of the Court. If any party wishes to have the stay lifted to enable any claim to proceed, such party must first seek permission from the Court at a properly noticed hearing.

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

Martin H. Colin
CIRCUIT COURT JUDGE

SIGNED & DATED
SEP 18 2014
MARTIN H. COLIN
CIRCUIT JUDGE

cc: All parties on the attached service list

SERVICE LIST

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and Eliot and Candice Bernstein,
as Parents and Natural Guardians of
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IN THE CIRCUIT COURT OF THE
FIFTEENTH JUDICIAL CIRCUIT, IN AND
FOR PALM BEACH COUNTY, FLORIDA.

CASE NO. 502012CP004391XXXXSB
CP - Probate

IN RE:

ESTATE OF SIMON L. BERNSTEIN,
_____ /

**ORDER ON ELIOT BERNSTEIN'S PETITION TO REMOVE
TED BERNSTEIN AS ALLEGED SUCCESSOR TRUSTEE OF THE
ALLEGED SIMON BERNSTEIN REVOCABLE TRUST**

THIS CAUSE came before the Court on September 24, 2014, upon Eliot Bernstein's Petition to Remove Ted Bernstein as Alleged Successor Trustee of the Alleged Simon Bernstein Revocable Trust (the "Petition"), the Court, having reviewed the record, having conducted a hearing at which time the Court heard argument of counsel and the pro se parties, and being otherwise advised in the premises, hereby ORDERS AND ADJUDGES:

1. The Petition is dismissed for lack of subject matter jurisdiction.
2. Eliot Bernstein may file a separate action in accordance with the Rules of Civil Procedure seeking to remove the Trustee, Ted S. Bernstein. The only parties who may be named in the lawsuit are the Trustee and any actual or potential beneficiaries of the Simon Bernstein Trust. The pleadings shall not name as defendants or respondents any parties or lawyers other than the beneficiaries.
3. Counsel for the Trustee has agreed to accept service of process on behalf of the Trustee and, upon filing of the complaint and delivery to counsel, will file a waiver of service with the Court and respond to the complaint within 20 days.

4. Counsel for the grandchildren beneficiaries have been requested to waive service as well. Counsel for Molly Simon, Alexandra Bernstein, Michael Bernstein and Eric Bernstein, has agreed to waive service. Trustee's counsel is directed to request a waiver of service from counsel for the remaining grandchildren, and is directed to notify the parties of the response.

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

Martin H. Colin
CIRCUIT COURT JUDGE

SIGNED & DATED
OCT 8 6 2014
JUDGE MARTIN H. COLIN

cc: All parties on the attached service list

SERVICE LIST

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and Eliot and Candice Bernstein,
as Parents and Natural Guardians of
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IN THE CIRCUIT COURT OF THE
FIFTEENTH JUDICIAL CIRCUIT, IN AND
FOR PALM BEACH COUNTY, FLORIDA.

CASE NO. 502012CP004391XXXXSB
CP - Probate

IN RE:

ESTATE OF SIMON L. BERNSTEIN,
_____ /

CASE MANAGEMENT ORDER AND REQUIREMENTS
FOR FILING OF NEW CLAIMS

THIS CAUSE came before the Court on its own initiative on September 15, 2014, at a hearing set on other matters involving these parties. The Court, having reviewed the record and having noted the voluminous number of filings and the size of various filings made in this case, hereby enters the following Order under Rule 5.025 of the Florida Rules of Probate Procedure which shall apply to and govern all estate or trust cases involving Simon or Shirley Bernstein.

1. From this point forward, if any party desires to file an adversary proceeding, which is anything other than the ordinary administration of the estate or the trust, they must do the following. First, the filing party has to set a hearing before the Court. The filing party can prepare the purported pleading but must bring the pleading, unfiled with the clerk, before the Court, and the Court will determine whether it is going to be allowed to be filed with the clerk, and start the process under the rule as an adversary proceeding. That is under Rule 5.025, but the court is modifying the rule because the proposed pleading may not be served in clerk's office because the clerk is getting bombarded here unnecessarily. The Court will look at the lawsuit and see how it is styled, and then

the Court will determine whether it meets the rules for an adversary proceeding by the petitioner versus the respondent in the particular case.

2. Second, the Court directs the parties to comply with Probate Rule 5.020, which provides: "When you plead something, the pleading, called the petition, shall contain a short and plain statement of the relief sought, short statement of the grounds, and short statement of the jurisdiction of the court." The Court also directs the parties avoid filing voluminous exhibits attached to petitions or motions.

3. The Court orders that all filings now pending shall be brought before the Court. The parties are directed not to file anything new in the way of lawsuits, petitions, counterpetitions, adversary proceedings without first bringing them in to the Court unfiled for the Court to review. To the extent anyone involved in this proceeding intends to file a new petition or claim for relief, such party shall first follow the dictates of this Order.

4. If the Court determines that the filing is appropriate, the Court will grant permission and the document thereafter may be filed with the Clerk of Court. Any document filed without compliance with this Order shall be stricken from the record.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this ___ day of August, 2014.

Martin H. Colin
CIRCUIT COURT JUDGE

cc: All parties on the attached service list

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Curator for the Estate of Simon Bernstein

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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.

**ORDER PROHIBITING NEW FILINGS AND STAYING
PENDING COMPLAINT AND COUNTERCLAIM
UNTIL FURTHER ORDER OF THE COURT**

THIS CAUSE came before the Court on its own request at another hearing held September 15, 2013, involving certain of these parties. Based upon the Court's review of the record, the Court hereby orders and adjudges:

1. No party to this action shall file any new claims or petitions for relief unless such party has first sought and obtained permission from the Court at a properly noticed hearing. Any document filed without compliance with this Order shall be stricken from the record.

2. All proceedings already pending in this case, specifically including the Complaint filed by Ted S. Bernstein, as Successor Trustee, and the Counterclaim filed by Eliot Bernstein in various capacities, are hereby stayed, effective as of September 15, 2014, pending further order of the Court. If any party wishes to have the stay lifted to enable any claim to proceed, such party must first seek permission from the Court at a properly noticed hearing.

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

Martin H. Colin
CIRCUIT COURT JUDGE

cc: All parties on the attached service list

SERVICE LIST

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and Eliot and Candice Bernstein,
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IN THE CIRCUIT COURT OF THE
FIFTEENTH JUDICIAL CIRCUIT, IN AND
FOR PALM BEACH COUNTY, FLORIDA.

CASE NO. 502012CP004391XXXXSB
CP - Probate

IN RE:

ESTATE OF SIMON L. BERNSTEIN,
_____ /

CASE MANAGEMENT ORDER AND REQUIREMENTS
FOR FILING OF NEW CLAIMS

THIS CAUSE came before the Court on its own initiative on September 15, 2014, at a hearing set on other matters involving these parties. The Court, having reviewed the record and having noted the voluminous number of filings and the size of various filings made in this case, hereby enters the following Order under Rule 5.025 of the Florida Rules of Probate Procedure which shall apply to and govern all estate or trust cases involving Simon or Shirley Bernstein.

1. From this point forward, if any party desires to file an adversary proceeding, which is anything other than the ordinary administration of the estate or the trust, they must do the following. First, the filing party has to set a hearing before the Court. The filing party can prepare the purported pleading but must bring the pleading, unfiled with the clerk, before the Court, and the Court will determine whether it is going to be allowed to be filed with the clerk, and start the process under the rule as an adversary proceeding. That is under Rule 5.025, but the court is modifying the rule because the proposed pleading may not be served in clerk's office because the clerk is getting bombarded here unnecessarily. The Court will look at the lawsuit and see how it is styled, and then

the Court will determine whether it meets the rules for an adversary proceeding by the petitioner versus the respondent in the particular case.

2. Second, the Court directs the parties to comply with Probate Rule 5.020, which provides: "When you plead something, the pleading, called the petition, shall contain a short and plain statement of the relief sought, short statement of the grounds, and short statement of the jurisdiction of the court." The Court also directs the parties avoid filing voluminous exhibits attached to petitions or motions.

3. The Court orders that all filings now pending shall be brought before the Court. The parties are directed not to file anything new in the way of lawsuits, petitions, counterpetitions, adversary proceedings without first bringing them in to the Court unfiled for the Court to review. To the extent anyone involved in this proceeding intends to file a new petition or claim for relief, such party shall first follow the dictates of this Order.

4. If the Court determines that the filing is appropriate, the Court will grant permission and the document thereafter may be filed with the Clerk of Court. Any document filed without compliance with this Order shall be stricken from the record.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this ____ day of August, 2014.



Martin H. Colin
CIRCUIT COURT JUDGE

cc: All parties on the attached service list

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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.

**ORDER PERMITTING TRUSTEE TO FILE MOTION TO HOLD ELIOT BERNSTEIN
IN CONTEMPT OF COURT AND FOR SANCTIONS**

THIS CAUSE came before the Court on April 2, 2015, on Trustee's request for permission to file Motion to Hold Eliot Bernstein in Contempt of Court and for Sanctions (the "Motion"). The Court, having reviewed the Motion and the record, and being otherwise fully advised in the premises, hereby ORDERS AND ADJUDGES:

1. Trustee's request for permission to file the Motion is Granted.

Order Permitting Trustee to File Motion to Hold Eliot
Bernstein in Contempt of Court and For Sanctions
Case No. 502014CP003698XXXXSB

2. Trustee will file and serve a notice of hearing scheduling the Motion for hearing on
April 23, 2015, from 10:00 a.m. to 12:00 noon.

DONE AND ORDERED in Chambers, in Palm Beach County, Florida, this ___ day of
_____, 2015.

Martin H. Colin
CIRCUIT COURT JUDGE

SIGNED & DATED
APR 07 2015
JUDGE MARTIN H. COLIN

cc: All parties on the attached service list

Order Permitting Trustee to File Motion to Hold Eliot
Bernstein in Contempt of Court and For Sanctions
Case No. 502014CP003698XXXXSB

SERVICE LIST

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and Eliot and Candice Bernstein,
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IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

IN RE:
SIMON L. BERNSTEIN TRUST

_____ /

CASE NO.: 50 2014CA014637XXXX SB

ELIOT BERNSTEIN, individually; et al.,

Plaintiffs,

v.

THEODORE STUART BERNSTEIN,
individually; et al.,

Defendants.

_____ /

**ORDER ON MOTION TO DISMISS COMPLAINT
TO REMOVE THEODORE BERNSTEIN AS SUCCESSOR TRUSTEE**

THIS MATTER came before this Court on Thursday, April 2, 2015, upon the Motion to Dismiss Complaint to Remove Theodore Bernstein as Successor Trustee, and to Strike Allegations Contained in Complaint filed by Defendants, MOLLY SIMON, ALEXANDRA BERNSTEIN, ERIC BERNSTEIN, and MICHAEL BERNSTEIN (herein after referred to as “Defendants’ Motion to Dismiss Complaint”), and the Court, having heard argument of the parties and counsel, it is

ORDERED AND ADJUDGED that:

1. The Defendants’ Motion to Dismiss Complaint is DENIED.

2. Those Defendants shall have 10 days as of the date of this Order within which to file an Answer.

DONE and ORDERED in Delray Beach, Palm Beach County, Florida, this ____ day of April, 2015.

CIRCUIT COURT JUDGE

Copies to:

Eliot Bernstein, 2753 NW 34th Street, Boca Raton, FL 33434;

Alan Rose, Esq., PAGE, MRACHEK, 505 So. Flagler Drive, Suite 600, West Palm Beach, FL 33401;

John P. Morrissey, Esq., 330 Clematis Street, Suite 213, West Palm Beach, FL 33401.

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

IN RE:
SIMON L. BERNSTEIN TRUST

_____ /

CASE NO.: 50 2014CA014637XXXX SB

ELIOT BERNSTEIN, individually; et al.,

Plaintiffs,

v.

THEODORE STUART BERNSTEIN,
individually; et al.,

Defendants.

_____ /

**ORDER ON MOTION TO DISMISS COMPLAINT
TO REMOVE THEODORE BERNSTEIN AS SUCCESSOR TRUSTEE**

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ORDERED AND ADJUDGED that:

1. The Defendants’ Motion to Dismiss Complaint is DENIED.

2. Those Defendants shall have 10 days as of the date of this Order within which to file an Answer.

DONE and ORDERED in Delray Beach, Palm Beach County, Florida, this ____ day of April, 2015.

CIRCUIT COURT JUDGE

Copies to:

Eliot Bernstein, 2753 NW 34th Street, Boca Raton, FL 33434;

Alan Rose, Esq., PAGE, MRACHEK, 505 So. Flagler Drive, Suite 600, West Palm Beach, FL 33401;

John P. Morrissey, Esq., 330 Clematis Street, Suite 213, West Palm Beach, FL 33401.

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

IN RE:
SIMON L. BERNSTEIN TRUST

_____ /

CASE NO.: 50 2014CA014637XXXX SB

ELIOT BERNSTEIN, individually; et al.,

Plaintiffs,

v.

THEODORE STUART BERNSTEIN,
individually; et al.,

Defendants.

_____ /

**ORDER ON MOTION TO DISMISS COMPLAINT
TO REMOVE THEODORE BERNSTEIN AS SUCCESSOR TRUSTEE**

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ORDERED AND ADJUDGED that:

1. The Defendants’ Motion to Dismiss Complaint is DENIED.

2. Those Defendants shall have 10 days as of the date of this Order within which to file an Answer.

DONE and ORDERED in Delray Beach, Palm Beach County, Florida, this ____ day of April, 2015.

CIRCUIT COURT JUDGE

Copies to:

Eliot Bernstein, 2753 NW 34th Street, Boca Raton, FL 33434;

Alan Rose, Esq., PAGE, MRACHEK, 505 So. Flagler Drive, Suite 600, West Palm Beach, FL 33401;

John P. Morrissey, Esq., 330 Clematis Street, Suite 213, West Palm Beach, FL 33401.

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

IN RE:
SIMON L. BERNSTEIN TRUST

_____ /

CASE NO.: 50 2014CA014637XXXX SB

ELIOT BERNSTEIN, individually; et al.,

Plaintiffs,

v.

THEODORE STUART BERNSTEIN,
individually; et al.,

Defendants.

_____ /

**ORDER ON SUCCESSOR TRUSTEE'S MOTION TO DISMISS
COMPLAINT TO REMOVE THEODORE STUART BERNSTEIN AS SUCCESSOR
TRUSTEE, OR ALTERNATE MOTION TO STRIKE AND MOTION TO STAY**

THIS MATTER came before this Court on Thursday, April 2, 2015, upon the Successor Trustee's Motion to Dismiss Complaint to Remove Theodore Stuart Bernstein as Successor Trustee ("Motion to Dismiss Complaint"), or Alternate Motion to Strike and Motion to Stay, and the Court, having heard argument of the parties and counsel, it is

ORDERED AND ADJUDGED that:

1. The Motion to Dismiss Complaint is DENIED.

2. The Movant shall file an Answer to the Complaint within 10 days of the date of this Order.

DONE and ORDERED in Delray Beach, Palm Beach County, Florida, this ____ day of April, 2015.

CIRCUIT COURT JUDGE

Copies to:

Eliot Bernstein, 2753 NW 34th Street, Boca Raton, FL 33434;

Alan Rose, Esq., PAGE, MRACHEK, 505 So. Flagler Drive, Suite 600, West Palm Beach, FL 33401;

John P. Morrissey, Esq., 330 Clematis Street, Suite 213, West Palm Beach, FL 33401.

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

IN RE:
SIMON L. BERNSTEIN TRUST

_____ /

CASE NO.: 50 2014CA014637XXXX SB

ELIOT BERNSTEIN, individually; et al.,

Plaintiffs,

v.

THEODORE STUART BERNSTEIN,
individually; et al.,

Defendants.

_____ /

**ORDER ON SUCCESSOR TRUSTEE'S MOTION TO DISMISS
COMPLAINT TO REMOVE THEODORE STUART BERNSTEIN AS SUCCESSOR
TRUSTEE, OR ALTERNATE MOTION TO STRIKE AND MOTION TO STAY**

THIS MATTER came before this Court on Thursday, April 2, 2015, upon the Successor Trustee's Motion to Dismiss Complaint to Remove Theodore Stuart Bernstein as Successor Trustee ("Motion to Dismiss Complaint"), or Alternate Motion to Strike and Motion to Stay, and the Court, having heard argument of the parties and counsel, it is

ORDERED AND ADJUDGED that:

1. The Motion to Dismiss Complaint is DENIED.

2. The Movant shall file an Answer to the Complaint within 10 days of the date of this Order.

DONE and ORDERED in Delray Beach, Palm Beach County, Florida, this ____ day of April, 2015.

CIRCUIT COURT JUDGE

Copies to:

Eliot Bernstein, 2753 NW 34th Street, Boca Raton, FL 33434;

Alan Rose, Esq., PAGE, MRACHEK, 505 So. Flagler Drive, Suite 600, West Palm Beach, FL 33401;

John P. Morrissey, Esq., 330 Clematis Street, Suite 213, West Palm Beach, FL 33401.

IN THE CIRCUIT COURT OF THE 15TH
JUDICIAL CIRCUIT, IN AND FOR PALM
BEACH COUNTY, FLORIDA

CASE NO. 502014CA14637
HON. GREGORY M. KEYSER

ELIOT BERNSTEIN, individually;
ELIOT BERNSTEIN as a beneficiary of the
2008 SIMON L. BERNSTEIN TRUST
AGREEMENT, as amended and restated in the
SIMON L. BERNSTEIN AMENDED AND
RESTATED TRUST AGREEMENT dated
July 25, 2012 and as Legal Guardian of
JOSHUA BERNSTEIN, JACOB BERNSTEIN,
and DANIEL BERNSTEIN,

Plaintiffs,

v.

THEODORE STUART BERNSTEIN, individually;
THEODORE STUART BERNSTEIN, as Successor
Trustee of the 2008 SIMON L. BERNSTEIN
TRUST AGREEMENT, as amended and restated in the
SIMON L. BERNSTEIN AMENDED AND RESTATED
TRUST AGREEMENT dated July 25, 2012;
ALEXANDRA BERNSTEIN;
ERIC BERNSTEIN;
MICHAEL BERNSTEIN;
MOLLY SIMON;
JULIA IANTONI;
MAX FRIEDSTEIN;
CARLY FRIEDSTEIN;
JOHN AND JANE DOE 1-5000,

Defendants.

**ORDER GRANTING MOTION TO MOVE COMPLAINT TO HONORABLE JUDGE
MARTIN COLIN**

UPON CONSIDERATION OF THIS MATTER for a MOTION TO MOVE
COMPLAINT TO HONORABLE JUDGE MARTIN COLIN, it is hereby

ORDERED AND ADJUDGED that the MOTION TO MOVE COMPLAINT TO

HONORABLE JUDGE MARTIN COLIN is hereby granted.

DONE AND ORDERED in Chambers, at Palm Beach County, Florida, on this _____ day of _____, 2014 or 2015.

SIGNED & DATED
FEB 23 2015

HON. GREGORY M. KEYSER
Circuit Judge
JUDGE GREGORY M. KEYSER

Copies Furnished: Judge Martin Colin

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

IN RE:
SIMON L. BERNSTEIN TRUST

_____ /

CASE NO.: 50 2014CA014637XXXX SB

ELIOT BERNSTEIN, individually; et al.,

Plaintiffs,

v.

THEODORE STUART BERNSTEIN,
individually; et al.,

Defendants.

_____ /

**ORDER ON MOTION TO DISMISS COMPLAINT
TO REMOVE THEODORE BERNSTEIN AS SUCCESSOR TRUSTEE**

THIS MATTER came before this Court on Thursday, April 2, 2015, upon the Motion to Dismiss Complaint to Remove Theodore Bernstein as Successor Trustee, and to Strike Allegations Contained in Complaint filed by Defendants, MOLLY SIMON, ALEXANDRA BERNSTEIN, ERIC BERNSTEIN, and MICHAEL BERNSTEIN (herein after referred to as “Defendants’ Motion to Dismiss Complaint”), and the Court, having heard argument of the parties and counsel, it is

ORDERED AND ADJUDGED that:

1. The Defendants’ Motion to Dismiss Complaint is DENIED.