

IN THE CIRCUIT COURT OF THE 15<sup>TH</sup>  
JUDICIAL CIRCUIT IN AND FOR  
PALM BEACH COUNTY, FLORIDA

CASE NO.: 50-2018-CA-002317-XXXX-MB

WALTER E. SAHM and  
PATRICIA SAHM

Plaintiffs,

v.

BERNSTEIN FAMILY REALTY, LLC,  
BRIAN O'CONNELL, AS SUCCESSOR PERSONAL REPRESENTATIVE OF THE ESTATE  
OF SIMON L. BERNSTEIN;  
ALEXANDRA BERNSTEIN,  
ERIC BERNSTEIN,  
MICHAEL BERNSTEIN,  
MOLLY SIMON,  
PAMELA B. SIMON,  
JILL IANTONI,  
MAX FRIEDSTEIN,  
LISA FRIEDSTEIN, INDIVIDUALLY AND TRUSTEES OF THE SIMON L. BERNSTEIN  
REVOCABLE TRUST AGREEMENT DATED MAY 20, 2008, AS AMENDED AND  
RESTATED;  
ELIOT BERNSTEIN, AND CANDICE BERNSTEIN, INDIVIDUALLY AND AS NATURAL  
GUARDIANS OF MINOR CHILDREN JO., JA. AND D. BERNSTEIN; AND  
ALL UNKNOWN TENANTS.

Defendant

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**NOTICE OF HEARING**

**PLEASE TAKE NOTICE** that we shall call up for hearing before the Honorable John S. Kastrenakes, one of the Judges of the above-styled Court, in Chambers at the Palm Beach County Courthouse, Courtroom 9D, 205 North Dixie Hwy., West Palm Beach, FL 33401 on **Thursday, March 5, 2020 at 8:30 a.m.**, or as soon thereafter as may be heard, the following:

LAW OFFICES OF SWEETAPPLE, BROEKER & VARKAS, P.L.  
4800 N. FEDERAL HIGHWAY, SUITE D306, BOCA RATON, FLORIDA 33431

**PLAINTIFFS AMENDED MOTION FOR ENTRY OF COURT'S DEFAULT AGAINST  
ALL DEFENDANTS FOR FAILURE TO FILE RESPONSES TO PLAINTIFF'S THIRD  
AMENDED COMPLAINT**

***PLEASE BE GOVERNED ACCORDINGLY.***

  X   Movant's attorney has spoken in person or by telephone with the attorney(s) for all parties who may be affected by the relief sought in the motion in a good faith effort to resolve or narrow the issues raised.

       Movant's attorney has attempted to speak in person or by telephone with the attorney(s) for all parties who may be affected by the relief sought in the motion.

       One or more of the parties who may be affected by the motion are self-represented.

IN ACCORDANCE WITH THE AMERICANS DISABILITIES ACT OF 1990 (ADA), DISABLED PERSONS WHO, BECAUSE OF THEIR DISABILITIES, NEED SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHOULD CONTACT THE ADMINISTRATIVE OFFICE OF THE COURT, 205 NORTH DIXIE HIGHWAY, ROOM 300, WEST PALM BEACH, FL 33401 OR TELEPHONE VOICE (561) 335-2431; 1-800-955-8770 (V) OR 1-800-995-8771 (TDD), VIA FLORIDA RELAY SERVICE.

Respectfully submitted,

SWEETAPPLE, BROEKER & VARKAS, PL  
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By: /S/ Robert A. Sweetapple  
ROBERT A. SWEETAPPLE  
Florida Bar No. 0296988  
BERKLEY SWEETAPPLE  
Florida Bar No. 112756

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via the E-Filing Portal this 20th day of February, 2020 to: Eliot Ivan Bernstein, 2753 NW 34<sup>th</sup> St., Boca Raton, FL 33434, (iviewit@iviewit.tv); Brian O’Connell, Esq., and Ashley Crispin Ackal, Esq., O’Connell & Crispin, PLLC, 420 Royal Palm Way, Palm Beach, FL 33480 (boconnell@ocalawyers.com; acrispinackal@ocalawyers.com); Cary P. Sabol, Esq., Law Offices of Cary P. Sabol, P.O. Box 15981, West Palm Beach, Florida 33416 (CSabol@sabollaw.com); Alan B. Rose, Esq., Mrachek, Fitzgerald & Rose, 505 South Flagler Drive Flagler Center, Suite 600, West Palm Beach, FL 33401 (Arose@Mrachek-law.com).

By: /S/ Robert A. Sweetapple  
ROBERT A. SWEETAPPLE  
Florida Bar No. 0296988

NOT A CERTIFIED COPY