

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.

Defendants.

**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 person** at the Palm Beach County Courthouse, Courtroom 9D, 205 North Dixie Hwy., West Palm Beach, FL 33401 on **Monday, November 22, 2021 at 10:30 a.m., EST**, for a 30-minute Special Set Hearing 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

EXHIBIT 2 - NOTICE OF HEARING FOR  
SUMMARY J FILED BY ROBERT E.  
SWEETAPPLE AUG. 19 2021 IN NAME OF  
WALTER E. SAHM AND PATRICIA SAHM  
7 MONTHS AFTER WATLER SAHM  
PASSING WITH NO SUBSTITUTION OF  
PARTIES OR SUGGESTION OF DEATH  
FILED SINCE JAN. 5, 2021 - EXHIBIT FOR  
REHEARING IN PAT SAHM, SR.  
GUARDIANSHIP VACATE - MODIFY

**PLAINTIFFS' MOTION FOR SUMMARY FINAL JUDGMENT OF FORECLOSURE,  
TAXATION OF COSTS, AND AWARD OF ATTORNEYS' FEES**

***PLEASE BE GOVERNED ACCORDINGLY.***

\_\_\_\_\_ 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.

X\_\_\_\_\_ 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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Boca Raton, Florida 33431  
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*Attorneys for Plaintiffs*

By: /S/ Robert A. Sweetapple  
ROBERT A. SWEETAPPLE  
Florida Bar No. 0296988  
NAOMI ALZATE  
Florida Bar No. 112822

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished via the E-Filing Portal this 19<sup>th</sup> day of August, 2021 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-law, Fitzgerald & Rose, PL; and Arose@Mrachek-law.com.

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