

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT, 1525 PALM BEACH LAKES BLVD., WEST PALM  
BEACH, FL 33401

CASE NO.: 4D16-0222

L.T. No.: 2011CP000653XXXXSB

2014CP003698XXXXNB

ELIOT IVAN BERNSTEIN

v.

TED BERNSTEIN, AS TRUSTEE,  
ET AL.

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Appellant / Petitioner(s)

Appellee / Respondent(s)

**REPLACEMENT ORDER EXHIBIT 1 FOR APPELLANT'S NOTICE OF  
APPEAL TO INVOKE DISCRETIONARY JURISDICTION OF THE  
FLORIDA SUPREME COURT**

NOTICE IS GIVEN that Appellant Eliot I. Bernstein hereby replaces Exhibit  
1 of the "APPELLANT'S NOTICE OF APPEAL TO INVOKE  
DISCRETIONARY JURISDICTION OF THE FLORIDA SUPREME  
COURT" with the attached hereto Order dated April 27, 2017 from the  
Florida Fourth District Court.

Dated: July 06, 2017

**/s/ Eliot Ivan Bernstein**

Eliot Ivan Bernstein, PRO SE

2753 NW 34th St.

Boca Raton, FL 33434

561-245-8588

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CERTIFICATE OF SERVICE I CERTIFY that a copy of the foregoing has  
been furnished to parties listed on attached Service List by E-mail  
Electronic Transmission; Court ECF; this 6th day of July, 2017.

**/s/ Eliot Ivan Bernstein**

Eliot Ivan Bernstein, PRO SE  
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**SERVICE LIST LOWER CASES DEFENDANTS, RESPONDENTS,  
COUNTER DEFENDANTS**

|                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                  |
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| <p>Peter Feaman, Esquire<br/> Peter M. Feaman, P.A.<br/> 3615 Boynton Beach Blvd.<br/> Boynton Beach, FL 33436<br/> pfeaman@feamanlaw.com<br/> service@feamanlaw.com<br/> mkoskey@feamanlaw.com</p>                                                                            | <p>Kimberly Moran<br/> kmoran@tescherspallina.com</p>                                                                                                                                                                                                                                                      | <p>Julia Iantoni, a Minor<br/> c/o Guy and Jill Iantoni,<br/> Her Parents and Natural Guardians<br/> 210 I Magnolia Lane<br/> Highland Park, IL 60035<br/> jilliantoni@gmail.com</p>                                                                                                                                                                                             |
| <p>Carley &amp; Max Friedstein,<br/> Minors<br/> c/o Jeffrey and Lisa Friedstein<br/> Parents and Natural Guardians<br/> 2142 Churchill Lane<br/> Highland Park, IL 6003<br/> Lisa@friedsteins.com<br/> lisa.friedstein@gmail.com</p>                                          | <p>Lindsay Baxley<br/> aka Lindsay Giles<br/> lindsay@lifeinsuranceconcepts.com</p>                                                                                                                                                                                                                        | <p>Brian M. O'Connell, Esq.<br/> Joielle A. Foglietta, Esq.<br/> Ciklin Lubitz Martens &amp; O'Connell<br/> 515 N. Flagler Dr., 20th Floor<br/> West Palm Beach, FL 33401<br/> 561-832-5900-Telephone<br/> 561-833-4209 - Facsimile<br/> Email: boconnell@ciklinlubitz.com;<br/> ifoglietta@ciklinlubitz.com;<br/> service@ciklinlubitz.com;<br/> slobdell@ciklinliibitz.com</p> |

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| <p>Theodore Stuart Bernstein<br/> 880 Berkeley<br/> Boca Raton, FL 33487<br/> tbernstein@lifeinsuranceconcepts.com</p>                                                                                                      | <p>Counter Defendant<br/> TESCHER &amp; SPALLINA, P.A..<br/> Wells Fargo Plaza<br/> 925 South Federal Hwy Suite 500<br/> Boca Raton, Florida 33432<br/> dtescher@tescherspallina.com</p>                                                                                                                                                                                                  |
| <p>Theodore Stuart Bernstein<br/> Life Insurance Concepts, Inc.<br/> 950 Peninsula Corporate Circle<br/> Suite 3010<br/> Boca Raton, FL 33487<br/> tbernstein@lifeinsuranceconcepts.com</p>                                 | <p>Counter Defendant<br/> Alan B. Rose, Esq.<br/> PAGE, MRACHEK, FITZGERALD, ROSE,<br/> KONOPKA, THOMAS &amp; WEISS, P.A.<br/> 505 South Flagler Drive, Suite 600<br/> West Palm Beach, Florida 33401<br/> 561-355-6991<br/> arose@pm-law.com<br/> arose@mrachek-law.com</p>                                                                                                              |
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| <p>Jill Iantoni<br/> 2101 Magnolia Lane<br/> Highland Park, IL 60035<br/> jilliantoni@gmail.com</p>                                                                                                                         | <p>Counter Defendant<br/> Pankauski Law Firm PLLC<br/> 120 South Olive Avenue<br/> 7th Floor<br/> West Palm Beach, FL 33401</p>                                                                                                                                                                                                                                                           |

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| <p> Dennis G. Bedley<br/> Chairman of the Board, Director and Chief Executive Officer<br/> Legacy Bank of Florida<br/> Glades Twin Plaza<br/> 2300 Glades Road<br/> Suite 120 West – Executive Office<br/> Boca Raton, FL 33431<br/> info@legacybankfl.com<br/> DBedley@LegacyBankFL.com </p> | <p> Hunt Worth, Esq.<br/> President<br/> Oppenheimer Trust Company of Delaware<br/> 405 Silverside Road<br/> Wilmington, DE 19809<br/> 302-792-3500<br/> hunt.worth@opco.com </p>                                                                             |
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## EXHIBIT 1 - April 27, 2017 Order

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT

**ELIOT IVAN BERNSTEIN,**  
Appellant,

v.

**TED BERNSTEIN,** as Trustee of the SHIRLEY BERNSTEIN TRUST  
AGREEMENT dated May 20, 2008, as amended, et al.,  
Appellees.

No. 4D16-222

[April 27, 2017]

Appeal from the Circuit Court for the Fifteenth Judicial Circuit, Palm  
Beach County; John L. Phillips, Judge; L.T. Case Nos. 2011CP000653  
XXXXSB and 2014CP003698XXXXNB.

Eliot Ivan Bernstein, Boca Raton, pro se.

Alan B. Rose of Mrachek, Fitzgerald, Rose, Konopka, Thomas & Weiss,  
P.A., West Palm Beach, for appellee Ted Bernstein, as Trustee.

PER CURIAM.

*Affirmed.*

MAY, KLINGENSMITH and KUNTZ, JJ., concur.

\* \* \*

***Not final until disposition of timely filed motion for rehearing.***

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT

**ELIOT IVAN BERNSTEIN,**  
Appellant,

v.

**TED BERNSTEIN,** as Trustee of the SHIRLEY BERNSTEIN TRUST  
AGREEMENT dated May 20, 2008, as amended, et al.,  
Appellees.

No. 4D16-222

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Eliot Ivan Bernstein, Boca Raton, pro se.

Alan B. Rose of Mrachek, Fitzgerald, Rose, Konopka, Thomas & Weiss,  
P.A., West Palm Beach, for appellee Ted Bernstein, as Trustee.

PER CURIAM.

*Affirmed.*

MAY, KLINGENSMITH and KUNTZ, JJ., concur.

\* \* \*

***Not final until disposition of timely filed motion for rehearing.***