

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.

---

**PLAINTIFF'S MOTION FOR DEFAULT WITH NOTICE**  
**AGAINST PAM SIMON; LISA FRIEDSTEIN INDIVIDUALLY AND AS TRUSTEE;**  
**MAX FRIEDSTEIN; AND JILL IANTONI, INDIVIDUALLY AND AS TRUSTEE**

Plaintiff, Ted S. Bernstein, as trustee of the Shirley Bernstein Trust Agreement dated May 20, 2008, as amended, moves for a default against the following Defendants for failure to plead or otherwise defend as provided by the Florida Rules of Civil Procedure: (i) Pamela B. Simon, Individually, and as Trustee f/b/o Molly Simon under the Simon L. Bernstein Trust Dtd 9/13/12; (ii) 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.; (iii) Max Friedstein,

individually; and (iv) 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., and states:

1. Pam Simon was served by process server on August 27, 2014. A return of service was filed in the court at DE 14. (Exhibit "A")

2. 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., waived service by notice dated October 31, 2014, agreeing to answer the Complaint within 20 days of that date. A waiver form is filed in the Court as part of DE 30. (Exhibit "B")

3. Max Friedstein, waived service by notice dated October 31, 2014, agreeing to answer the Complaint within 20 days of that date. A waiver form is filed in the Court as part of DE 30. (Exhibit "B")

4. 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., waived service by notice dated October 31, 2014, agreeing to answer the Complaint within 20 days of that date. A waiver form is filed in the Court as part of DE 30. (Exhibit "B")

5. None of the Defendants is in active duty in the military service of the United States of America. Plaintiff will file an Affidavit affirming that fact before the hearing.

6. The above listed Defendants have not answered or responded to the Complaint in any way in the time afforded by Florida law. Moreover, each of the above defendants have indicated to Plaintiff that they do not intend to appear or defend this case. Based upon a failure to plead in the time allowed by Florida law, Plaintiff is entitled to, and hereby moves for, entry of a default against the above listed Defendants.

7. Under Florida Rule 1.500(b), each of the Defendants against whom this Motion for Default is being filed is being served with notice of this Motion for Default and of the hearing on this Motion.

8. A proposed Order is attached.

WHEREFORE, Plaintiff moves for a default against the above Defendants.

**CERTIFICATE OF SERVICE**

I CERTIFY that a copy of the foregoing has been furnished to parties listed on attached Service List by: ☐ Facsimile **and** U.S. Mail; ☐ U.S. Mail; ☒ Email Electronic Transmission; ☐ FedEx; ☐ Hand Delivery this 24th day of November, 2014.

MRACHEK, FITZGERALD, ROSE, KONOPKA,  
THOMAS & WEISS, P.A.  
505 South Flagler Drive, Suite 600  
West Palm Beach, FL 33401  
(561) 655-2250 Telephone /(561) 655-5537 Facsimile  
Email: [arose@mrachek-law.com](mailto:arose@mrachek-law.com)  
Secondary: [mchandler@mrachek-law.com](mailto:mchandler@mrachek-law.com)  
Attorneys for Ted S. Bernstein

By: /s/ Alan B. Rose  
Alan B. Rose (Fla. Bar No. 961825)

## SERVICE LIST

Eliot Bernstein, individually  
and Eliot and Candice Bernstein,  
as Parents and Natural Guardians of  
D.B., Ja. B. and Jo. B, Minors  
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](mailto:iviewit@iviewit.tv))

John P. Morrissey, Esq.  
330 Clematis Street, Suite 213  
West Palm Beach, FL 33401  
(561) 833-0866 - Telephone  
(561) 833-0867 - Facsimile  
Email: John P. Morrissey  
([john@jmorrisseylaw.com](mailto:john@jmorrisseylaw.com))  
Counsel for Molly Simon, Alexandra Bernstein,  
Eric Bernstein, Michael Bernstein

Lisa Friedstein, individually and as trustee for her  
children, and as natural guardian for M.F. and  
C.F., Minors; and Max Friedstein  
[lisa.friedstein@gmail.com](mailto: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](mailto:jilliantoni@gmail.com)

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](mailto:arose@mrachek-law.com)

Pamela Beth Simon  
303 E. Wacker Drive, Suite 2725  
Chicago, IL 60601  
Email: [psimon@stpcorp.com](mailto:psimon@stpcorp.com)

# Affidavit of Process Server

Filed 09/03/2014 04:01:53 PM

Ted Bernstein

vs Alexandra Bernstein et al.

502014CP003698

Plaintiff/Petitioner

Defendant/Respondent

Case#

Being duly sworn, on my oath, I

declare that I am a citizen of the United States, over the age of eighteen and not a party to this action.

Service:

I served

Christopher Moss  
Pamela B. Simon, individually and as Trustee f/b/o Molly Simon under the Simon L. Bernstein Trust dated 9/13/12

NAME OF PERSON/ENTITY BEING SERVED

with the (documents)

☐ Subpoena with \$ \_\_\_\_\_ witness fee and mileage

☒ Summons, Complaint and Exhibits A-C

by serving (NAME)

Pamela Simon

at ☐ Home

☒ Business

303 E. Wacker Drive, Suite 2725, Chicago IL

☒ on (DATE)

Aug. 27, 2014

at (TIME)

4:20 AM

Thereafter copies of the documents were mailed by prepaid, first class mail on (DATE)

From (CITY)

(STATE)

Manner of Service:

☒ By Personal Service

☐ By delivering, during office hours, copies at the office of the person/entity being served, leaving same with the person apparently in charge thereof, namely,

☐ By leaving a copy at the defendant's usual place of abode, with some person of the family or a person residing there, of the age of 13 years or upwards, and informing that person of the general nature of the papers

☐ By posting copies in a conspicuous manner to the address of the person/entity being served.

Non-Service:

After due search, careful inquiry and diligent attempts at the address(es) listed above, I have been unable to effect process upon the person/entity being served because of the following reason(s):

☐ Unknown at Address

☐ Evading

☐ Other: \_\_\_\_\_

☐ Address does not exist

☐ Service cancelled by litigant

☐ Moved, Left no forwarding

☐ Unable to serve in a timely fashion

Service Attempts: Service was attempted on:

( ) ( ) ( ) ( ) ( ) ( ) ( ) ( )

DATE TIME

DATE TIME

DATE TIME

( ) ( ) ( ) ( ) ( ) ( ) ( ) ( )

DATE TIME

DATE TIME

DATE TIME

DATE TIME

Description:

☐ Male

☒ White Skin

☐ Black Hair

☐ White Hair

☐ 14-20 Yrs.

☐ Under 5'

☐ Under 100 Lbs.

☒ Female

☐ Black Skin

☒ Brown Hair

☐ Balding

☐ 21-35 Yrs.

☒ 5'-5'3"

☒ 100-130 Lbs.

☐ Brown Skin

☐ Blond Hair

☒ 36-50 Yrs.

☐ 5'4"-5'8"

☐ 131-160 Lbs.

☐ Glasses

☐ Yellow Skin

☐ Gray Hair

☐ Mustache

☐ 51-65 Yrs.

☐ 5'9"-6'

☐ 161-200 Lbs.

☐ Red Skin

☐ Red Hair

☐ Beard

☐ Over 65 Yrs.

☐ Over 6'

☐ Over 200 Lbs.

OTHER IDENTIFYING FEATURES:

State of Illinois County of Cook

Subscribed and sworn to before me

A notary public, this 28 day of August 2014

Notary Public

Christopher Moss  
SERVED BY

LASALLE PROCESS SERVERS

ILLINOIS PRIVATE DETECTIVE LICENSE# 117-001432



CHARTER MEMBER NATIONAL ASSOCIATION OF PROFESSIONAL PROCESS SERVERS



CIVIL ACTION SUMMONS [Individual]

---

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.

SUMMONS  
IMPORTANT

A lawsuit has been filed against you. You have (20) calendar days after this summons is served on you to file a written response to the attached Complaint with the Clerk of this Court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money, and property may thereafter be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office which is listed in the phone book.

If you choose to file a written response yourself, at the same time you file your written response to the Court you must also mail or hand deliver a copy of your written response to the Plaintiff/Plaintiffs attorney named below.

\*\*\* FILED: PALM BEACH COUNTY, FL SHARON R BOCK, CLERK \*\*\*

**THE STATE OF FLORIDA**

To Each Sheriff of the State:

**YOU ARE COMMANDED** to serve this summons and a copy of the complaint in this action on Defendant

PAMELA B.SIMON, Individually  
and as Trustee f/b/o Molly Simon  
under the Simon L. Bernstein Trust Dtd 9/13/12  
950 N. Michigan Avenue, Apartment 2603  
Chicago, IL 60611

Each Defendant is required to serve written defenses to the Complaint on Plaintiff's Attorney, whose address is:

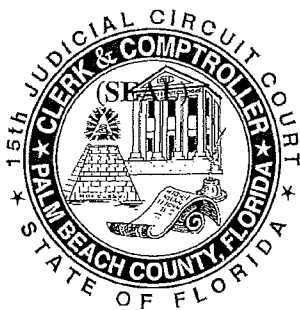
Alan B. Rose, Esq.  
MRACHEK, FITZGERALD, ROSE,  
KONOPKA, THOMAS & WEISS, P.A.  
505 S. Flagler Drive, Suite 600  
West Palm Beach, FL 33401  
(561) 655-2250 / FAX (561) 655-5637  
E-mail designations:  
Primary: [arose@mrachek-law.com](mailto:arose@mrachek-law.com)  
Secondary: [mchandler@mrachek-law.com](mailto:mchandler@mrachek-law.com)  
[blewter@mrachek-law.com](mailto:blewter@mrachek-law.com)

within twenty (20) calendar days after service of this Summons is served on that Defendant, exclusive of the day of service, and to file the original of the defenses with the Clerk of this Court either before service on Plaintiffs' attorney or immediately thereafter. If a Defendant fails to do so, a default will be entered against that Defendant for the relief demanded in the complaint or petition.

DATED : AUG 26 2014, 2014.

**SHARON R. BOCK**  
**CLERK & COMPTROLLER**

BY: *Susan Lobello*  
Deputy Clerk  
Susan Lobello



SHARON R. BOCK  
Clerk & Comptroller  
P.O. Box 3406  
West Palm Beach, FL 33402

### IMPORTANTE

Usted ha sido demandado legalmente. Tiene 20 Dias, contados a partir del recibo de esta notificacion, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefonica no lo protegera. Si usted desea que el tribunal considere su defensa, debe presentar su resquesta por escrito, incluyendo el numero del caso y los nombres de las partes interesadas. Si usted no contesta la demanda a tiempo, pudiese perder el caso y podria ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guia telefonica.

Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, debera usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney" (Demandante O Abogado del Demandante).

### IMPORTANTE

Des poursuites judiciaires ont été entreprises contre vous. Vous avez 20 jours consécutifs à partir de la date de l'assignation jointe auprès de ce tribunal. Un simple coup de téléphone est insuffisant pour vous protéger. Vous êtes obligé de déposer votre réponse écrite, avec mention du numéro de dossier ci-dessus et du nom des parties nommées ici, si vous souhaitez que le tribunal entende votre cause. Si vous ne déposez pas votre réponse écrite dans le délai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent être saisis par la suite, sans aucun préavis ultérieur du tribunal. Il y a d'autres obligations juridiques et vous requerriez les services immédiats d'un avocat. Si vous ne connaissez pas d'avocat, vous pourriez téléphoner à un service de référence d'avocats ou à un bureau d'assistance juridique (figurant à l'annuaire de téléphones).

Si vous choisissez de déposer vous-même une réponse écrite, il vous faudra également, en même temps que cette formalité, faire parvenir ou expédier une copie de votre réponse écrite au "Plaintiff/Plaintiff's Attorney" (Plaignant ou à son avocat) nommé ci-dessous.



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.

PLAINTIFF'S NOTICE OF FILING WAIVERS OF SERVICE

Plaintiff, TED BERNSTEIN, as trustee of the Shirley Bernstein Trust Agreement dated May 20, 2008, as amended, hereby gives notice of filing three *Acceptance and Waiver of Service of Process* forms (the "Waivers") executed by the following defendants:

1. LISA FRIEDSTEIN; LISA FRIEDSTEIN, as Trustee f/b/o Max Friedstein and C.F., under the Simon L. Bernstein Trust Dtd 9/13/12; and LISA FRIEDSTEIN on behalf of her minor child, C.F.;

2. MAX FRIEDSTEIN; and



3. JILL IANTONI; JILL IANTONI, as Trustee f/b/o J.I. under the Simon L. Bernstein Trust Dtd 9/13/12; and JILL IANTONI on behalf of her minor child, J.I.

As specified in the Waivers, each of these Defendants shall have twenty days from the date of signing the Waiver within which to file a responsive pleading or authorized motion in response to the Amended Complaint.

**CERTIFICATE OF SERVICE**

I CERTIFY that a copy of the foregoing has been furnished to parties listed on attached Service List by: ☐ Facsimile **and** U.S. Mail; ☐ U.S. Mail; ☒ Email Electronic Transmission; ☐ FedEx; ☐ Hand Delivery this 4th day of November, 2014.

MRACHEK, FITZGERALD, ROSE, KONOPKA,  
THOMAS & WEISS, P.A.  
505 South Flagler Drive, Suite 600  
West Palm Beach, FL 33401  
(561) 655-2250 Telephone / (561) 655-5537 Facsimile  
Email: [arose@mrachek-law.com](mailto:arose@mrachek-law.com)  
Secondary: [mchandler@mrachek-law.com](mailto:mchandler@mrachek-law.com)  
Attorneys for Ted S. Bernstein

By: /s/ Alan B. Rose  
Alan B. Rose (Fla. Bar No. 961825)

### SERVICE LIST

Eliot Bernstein, individually  
and Eliot and Candice Bernstein,  
as Parents and Natural Guardians of  
D.B., Ja. B. and Jo. B, Minors  
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](mailto:iviewit@iviewit.tv))

John P. Morrissey, Esq.  
330 Clematis Street, Suite 213  
West Palm Beach, FL 33401  
(561) 833-0866 - Telephone  
(561) 833-0867 - Facsimile  
Email: John P. Morrissey  
([john@jmorrisseylaw.com](mailto:john@jmorrisseylaw.com))  
Counsel for Molly Simon, Alexandra Bernstein,  
Eric Bernstein, Michael Bernstein

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](mailto:arose@mrachek-law.com)

Pamela Beth Simon  
303 E. Wacker Drive, Suite 2725  
Chicago, IL 60601  
Email: [psimon@stpcorp.com](mailto:psimon@stpcorp.com)

Lisa Friedstein, individually and as trustee for her  
children, and as natural guardian for M.F. and  
C.F., Minors; and Max Friedstein  
[lisa.friedstein@gmail.com](mailto: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](mailto:jilliantoni@gmail.com)

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.

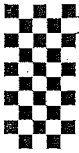
ALEXANDRA BERNSTEIN; ERIC BERNSTEIN;  
MICHAEL BERNSTEIN; MOLLY SIMON;  
PAMELA B.SIMON, Individually and as Trustee  
f/b/o Molly Simon under the Simon L. Bernstein  
Trust Dtd 9/13/12; ELIOT BERNSTEIN, individually,  
as Trustee f/b/o D.B., Ja. B. and Jo. B. under the  
Simon L. Bernstein Trust Dtd 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.

\_\_\_\_\_ /

**ACCEPTANCE AND WAIVER OF SERVICE OF PROCESS**

The undersigned parties, LISA FRIEDSTEIN, Individually; LISA FRIEDSTEIN, as Trustee  
f/b/o Max Friedstein and C.F., under the Simon L. Bernstein Trust Dtd 9/13/12; and LISA  
FRIEDSTEIN on behalf of her minor child, C.F. ("Defendants"), hereby acknowledges that she has  
authority to accept service and waives service of process of the Amended Complaint filed by  
Plaintiff, Ted Bernstein, as Trustee of the Shirley Bernstein Trust Agreement dated May 20, 2008,  
as amended, in the above captioned action.



Having accepted service, Defendants shall have twenty (20) days from the date hereof within which to file a responsive pleading or authorized motion in response to the Complaint.

For service of court filings upon these parties, Lisa Friedstein hereby designates service to be made at the following email address:

Email: \_\_\_\_\_

Alternate 1: \_\_\_\_\_

Dated: October 31, 2014.

LISA FRIEDSTEIN

LISA FRIEDSTEIN, as Trustee f/b/o Max Friedstein and C.F., under the Simon L. Bernstein Trust Dtd 9/13/12

LISA FRIEDSTEIN on behalf of her minor child, C.F.

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.

\_\_\_\_\_ /

**ACCEPTANCE AND WAIVER OF SERVICE OF PROCESS**

The undersigned party, MAX FRIEDSTEIN, being over the age of 18 years old, hereby acknowledges that he has authority to accept service and waives service of process of the Amended Complaint filed by Plaintiff, Ted Bernstein, as Trustee of the Shirley Bernstein Trust Agreement dated May 20, 2008, as amended, in the above captioned action.

Having accepted service, Defendant shall have twenty (20) days from the date hereof within which to file a responsive pleading or authorized motion in response to the Complaint.

For service of court filings upon Max Friedstein, he hereby designates service to be made at the following email address:

Email: \_\_\_\_\_

Alternate 1: \_\_\_\_\_

Dated: October 31, 2014.

A handwritten signature in black ink, appearing to be 'M' followed by a stylized flourish.

\_\_\_\_\_  
MAX FRIEDSTEIN

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.

/

**ACCEPTANCE AND WAIVER OF SERVICE OF PROCESS**

The undersigned parties, JILL IANTONI, Individually; JILL IANTONI as Trustee f/b/o J.I.  
under the Simon L. Bernstein Trust Dtd 9/13/12; and JILL IANTONI on behalf of her Minor child  
J.I. ("Defendants"), hereby acknowledges that she has authority to accept service and waives service  
of process of the Amended Complaint filed by Plaintiff, Ted Bernstein, as Trustee of the Shirley  
Bernstein Trust Agreement dated May 20, 2008, as amended, in the above captioned action.

Having accepted service, Defendants shall have twenty (20) days from the date hereof  
within which to file a responsive pleading or authorized motion in response to the Complaint.

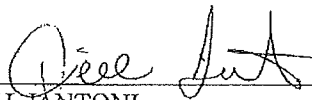


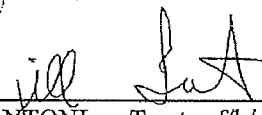
For service of court filings upon these parties, Jill Iantoni hereby designates service to be made at the following email address(es):

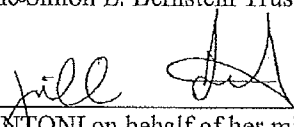
Email: jilliantoni@gmail.com

Alternate 1: \_\_\_\_\_

Dated: October 31, 2014.

  
\_\_\_\_\_  
JILL IANTONI

  
\_\_\_\_\_  
JILL IANTONI, as Trustee f/b/o J.I.  
under the Simon L. Bernstein Trust Dtd 9/13/12

  
\_\_\_\_\_  
JILL IANTONI on behalf of her minor child, J.I.

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.

---

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](mailto:iviewit@iviewit.tv))

John P. Morrissey, Esq.  
330 Clematis Street, Suite 213  
West Palm Beach, FL 33401  
(561) 833-0866 - Telephone  
(561) 833-0867 - Facsimile  
Email: John P. Morrissey  
([john@jmorrisseylaw.com](mailto:john@jmorrisseylaw.com))  
Counsel for Molly Simon, Alexandra Bernstein,  
Eric Bernstein, Michael Bernstein

Lisa Friedstein, individually and as trustee for her  
children, and as natural guardian for M.F. and  
C.F., Minors; and Max Friedstein  
[lisa.friedstein@gmail.com](mailto: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](mailto:jilliantoni@gmail.com)

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](mailto:arose@mrachek-law.com)

Pamela Beth Simon  
303 E. Wacker Drive, Suite 2725  
Chicago, IL 60601  
Email: [psimon@stpcorp.com](mailto:psimon@stpcorp.com)