

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.: 4D17-1932
L.T. No.:
502014CP003698XXXX

ELIOT IVAN BERNSTEIN v. ESTATE OF SIMON L.
BERNSTEIN

Appellant / Petitioner(s) Appellee / Respondent(s)

**APPELLANT'S REQUEST FOR A REASONABLE EXTENSION OF TIME
TO RESPOND TO THE JULY 19, 2017 ORDER TO SHOW CAUSE**

1. I am the Appellant pro se and file this motion seeking a reasonable extension of time to respond to this Court's Order dated July 19, 2017.
2. Due to the seriousness of the potential consequences of the Order and to the extensive frauds and submissions in the related appeals and 15th Judicial underlying cases, and due to the number of Appellate cases raised in the Order as follows, "See, eg.: 15-3849 - petition denied; 16-0064 - petition denied; 16-0222 - affirmed; 16-1449, 16-1476, 16-1478 (consolidated) - dismissed for lack of prosecution; 16-2249 - dismissed for lack of standing; 16-3162 - dismissed for lack of jurisdiction; 16-4120 - dismissed for lack of jurisdiction; 171607 - dismissed; 17-1608 - dismissed for nonpayment of filing fee. Appellant is ORDERED to show cause, within ten (10) days, why

this court should not impose the sanction of no longer accepting his pro se filings. See Johnson v. Bank of New York Mellon Trust Co., 136 So. 3d 507, 508 (Fla. 2014); Lomax v. Taylor, 149 So. 3d 1135, 1137 (Fla. 2014); Riethmiller v. Riethmiller, 133 So. 3d 926 (Fla. 2013); May v. Barthet, 934 So. 2d 1184, 1186 (Fla. 2006””, Appellant seeks a reasonable extension of time to respond to this Court’s Order of no less than 5 business days from today’s date of July 31, 2017 which is August 7, 2017.

3. Since this Court Order of July 19, 2017 directed a response within 10 days of the date of the Order which was Saturday July 29, 2017 and today is Monday July 31, 2017 which is the first business day after the due date, this request for a reasonable extension is timely.
4. In addition to ongoing frauds upon the Court, several which are now directly proven in the lower tribunal of Judge Scher at the 15th Judicial, Appellant is not only again experiencing home “electricity” and power disruptions which cause computers to reboot and other delays, Appellant’s website which is a repository for many of the documents necessary to provide a proper response to this Court’s Order itself appears to have been illegally hacked and interfered with making the reference and use of such documents and records more difficult causing further delays.

5. While Appellant is confident that Ted Bernstein's counsel Alan Rose will voluntarily agree to this extension request, the request for a minimum of at least 5 business days presently is contemplated with a view that Ted Bernstein and his Counsel Alan Rose will not be taking further action in the intervening time to continue and further the frauds upon the Court and will instead take action to correct frauds upon the Court before this 4th DCA Court, the 15th Judicial lower tribunal related cases and the US District Court of Illinois in the Simon Bernstein Life Insurance case.
6. Just in the last few days Ted Bernstein and Florida counsel Alan Rose are continuing further frauds before the lower tribunal by taking action in the Shirley Bernstein Trust case which furthers a fraud upon the lower Tribunal as both Ted Bernstein and counsel Alan Rose have direct actual knowledge that no Construction Hearing was ever held, never determined, never Noticed to be held and further know that Guardianship Ad Litem proceedings relating to my adult son Josh Bernstein were false, fraudulent and illegal from the inception as both parties have actual direct knowledge that Joshua Bernstein was over the age of 18 well before any motion for Guardianship Ad Litem filed under Alan Rose's Florida Bar Number and fiduciary Ted Bernstein's name and both parties have actual direct knowledge that not only was Joshua Bernstein never provided any due

Process Notice of such proceedings but further that no “incapacitation” hearings were ever Noticed, held or determined and yet both parties are continuing frauds before the lower Tribunal in furthering alleged settlements and actions as if “Consent” from Joshua Bernstein was obtained and legally provided by one Diana Lewis.

7. These actions directly impact my direct rights in these cases along with those of my adult son Joshua Bernstein as well.
8. Therefore, the number of days requested for an extension is contemplated based upon not having to take further actions to undo the pervasive frauds upon the Court by these parties and others.
9. It is further submitted that there is overwhelming merit to my intended response to this Court’s order which simply needs additional time to submit properly.

WHEREFORE, it is respectfully prayed for an Order of Extension granting at least 5 additional business days from today’s date to respond to this Court’s Order under the conditions contemplated in this request and for such other and further relief as may be just and proper.

Respectfully Submitted,

Dated:July 31, 2017

By: /S/ Eliot Ivan Bernstein
Eliot Ivan Bernstein, Pro Se

2753 NW 34th Street
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561.245.8588
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CERTIFICATE OF SERVICE

I CERTIFY that a copy of the foregoing has been served by e-mail on all parties listed on the attached service list, this 31st day of July, 2017.

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