

IN THE CIRCUIT COURT OF THE 15TH JUDICIAL
CIRCUIT IN AND FOR PALM BEACH COUNTY,
FLORIDA

File Number: 502012 CP 004391 XXXX NB

Division: Probate "IH"

IN RE: ESTATE OF
SIMON L BERNSTEIN,
Deceased.

Judge Keever-Agrama

Date of Hearing
10.11.2019 at 10:00 AM

**Righteous Motion for Extension of
Time**

**URGENT MOTION TO RESCHEDULE OCTOBER 11, 2019 HEARINGS &
EXTENSION OF TIME**

With *all due respect* to **Judge Keever-Agrama** under *penalties of perjuries since day one*,
Pro Se Attorney-in-fact Eliot Ivan Bernstein ("EIB") is forced to file this **Righteous Motion for
Extension of Time**:

**URGENT MOTION TO RESCHEDULE OCTOBER 11TH, 2019 HEARING AND
EXTENSION OF TIME**

1. I am Eliot I. Bernstein ("Eliot") acting pro se and am a natural child and son of the deceased,
Simon L. Bernstein.
2. I am thus an interested party with standing and a named beneficiary in these proceedings under
Simon Bernstein's Will.
3. I am currently under Dr. care for medical-dental work that is significant and ongoing and
involves medically prescribed narcotic pain medication and strong muscle relaxers that inhibit
my ability for critical and cognizant thinking and action.
4. I had thought that the procedure to fix my problem was going to be done several weeks ago but
due to delays by the Dr. in getting materials for the procedure it will now not be done until
later this week or the following week. The recovery period will be 2-3 weeks before I will be
out discomfort and able to proceed with these hearings cognizant.

5. Due to medical reasons defined herein I was unable to fully prepare for these hearings for almost 4 weeks having short periods of time that I am able to work each day based on the pain and pain medication treatment.
6. In February 2017 I had a similar procedure done by the same Dentist and per the attached Exhibit 1 - Dental Letter, the Court can see that the procedure leaves me medicated and unable to work with any significance while on a combination of narcotic analgesics and muscle relaxers throughout the time that the teeth are being repaired. During this time I have massive headaches worse than migraines, the shearing of the my gums and cheeks from the broken teeth and lack of any bite whatsoever. I am unable to work or even lift my head from bed for most of this time due to the TMJ etc. I have also attached the recent pharmacy prescriptions, Exhibit 2.
7. For all the reasons stated about I am seeking the honorable court to extend the 3 hearings scheduled for October 11, 2019 to November 11, 2019, see Exhibit 3 – Hearings Scheduled for October 11, 2019.

WHEREFORE, it is respectfully prayed for an Order setting November 11, 2019 or an alternate appropriate date for the Special Set hearings scheduled on October 11, 2019.

Dated: October 07, 2019

/s/Eliot Ivan Bernstein

Eliot Ivan Bernstein

2753 NW 34th St

Boca Raton, FL 33434

561-245-8588

iviewit@iviewit.tv

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 7th day of October, 2019.

/s/Eliot Ivan Bernstein

Eliot Ivan Bernstein
2753 NW 34th St
Boca Raton, FL 33434 561-
245-8588
iviewit@iviewit.tv

#	Law Firm / Attorney	Address/Emails	Party Represented
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2	Shendell & Pollock, P.L. / Gary R. Shendell, Esq., Kenneth S. Pollock, Esq., Matthew A. Tornincasa, Esq., Mimi K. McAndrews, Esq.	2700 N. Military Trail Suite 150 Boca Raton, FL 33431 +1 (561) 241-2323 ken@shendellpollock.com, gary@shendellpollock.com, estella@shendellpollock.com, grs@shendellpollock.com, mimi@shendellpollock.com, britt@shendellpollock.com, matt@shendellpollock.com, robyne@shendellpollock.com	Tescher & Spallina, PA
3	The Law Office of Irwin J. Block PL / Irwin J. Block, Esq.	700 South Federal Highway Suite 200 Boca Raton, Florida 33432 +1 (561) 910-3071 ijb@ijblegal.com	Donald Tescher, Limited Appearance

4	Mark R. Manceri, P.A. / Mark R. Manceri, Esq. - Bar Number: 444560	1600 S Federal Hwy Ste 900 Pompano Beach, FL 33062-7520 954-491-7099 mrmlaw@comcast.net, mrmlaw1@gmail.com	Co-PR Robert Spallina, CO-PR Donald Tescher, Bernstein Family Realty (BFR), Ted Bernstein, Mark R. Manceri, Esq. (Professionally & Personally)
5	Mrachek, Fitzgerald, Rose, Konopka, Thomas & Weiss, P.A. / Page, Mrachek, Fitzgerald & Rose, P.A. / Alan B. Rose, Esq.	505 South Flagler Drive Suite 600 West Palm Beach, Florida 33401 +1 (561) 355-6991 arose@mrachek-law.com, arose@pm-law.com, mchandler@mrachek-law.com, aboutget@mrachek-law.com	Ted Bernstein (Individually & as Successor Trustee to Simon Trust), Attorney Alan B. Rose, Esq. (Personally & Professionally), Page, Mrachek, Fitzgerald & Rose, P.A.
6	Pankauski Law Firm PLLC / John J. Pankauski, Esq.	120 South Olive Avenue 7th Floor West Palm Beach, FL 33401 +1 (561) 514-0900 john@pankauskilawfirm.com, courtfilings@pankauskilawfirm.com, Michelle@Pankauskilawfirm.com	Ted Bernstein, Attorney John Pankauski, Esq. (Personally & Professionally), Pankauski Law Firm PLLC
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8	Ciklin Lubitz Martens & O'Connell / Brian M. O'Connell, Esq. PA, Joielle "Joy" A. Foglietta Esq., Ashley Crispin Ackal, Esq.	515 N Flagler Dr 20th Floor West Palm Beach, FL 33401 +1 (561) 832-5900 boconnell@ciklinlubitz.com, jfoglietta@ciklinlubitz.com, CAnderson@ciklinlubitz.com,	Estate Simon Bernstein, Brian O'Connell PR

9	O'Connell & Crispin Ackal, PLLC / Brian M. O'Connell, Esq. PA, Joielle "Joy" A. Foglietta Esq., Ashley Crispin Ackal, Esq.	420 Royal Palm Way Suite 300 Palm Beach, FL 33480 +1 (561) 355-0403 boconnell@ocalawyers.com, service@Ocalawyers.com, acrispinackal@ocalawyers.com, secondaryservice@Ocalawyers.com, jfoglietta@ocalawyers.com, dreed@Ocalawyers.com	Estate Simon Bernstein, Brian O'Connell PR
10	Barner & Barner, P.A. / Thornton "Brad" Henry, Esq., Brett C. Barner, Esq.	Mirasol Town Square 11360 Jog Road, Suite 104 Palm Beach Gardens, FL 33418 +1 (561) 296-7771 bhenry@barnerlaw.com, bbarner@barnerlaw.com, service@barnerlaw.com	Ciklin Lubitz fka Ciklin Lubitz Martens & O'Connell
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12	Golden Cowan, P.A. / William Henry Glasko, Esq.	17345 S. Dixie Highway Miami, FL 33157 +1 (305) 809-7913 EService@PalmettoBayLaw.com, Tmealy@gcprobatelaw.com, bill@PalmettoBayLaw.com	Lisa Friedstein, Jill Iantoni, Julia Iantoni, Max Friedstein, Carly Friedstein
13	Perlman, Bajandas, Yevoli & Albright, P.L. / Paul D. Turner, Esq. (FL Bar No. 113743) Miguel Armenteros, Jr., Esq. (FL Bar No. 14929)	200 S Andrews Avenue Suite 600 Fort Lauderdale, FL 33301 +1 (954) 566-7117 pturner@pbyalaw.com, miguel@pbyalaw.com, rking@pbyalaw.com, eservicemia@pbyalaw.com, mzucker@pbyalaw.com, eserviceftl@pbyalaw.com	Joshua Ennio Zander Bernstein

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		2500 N Military Trl Ste 312 Boca Raton, FL 33431-6324	
	Huth, Pratt & Milhauser f.k.a. Huth & Pratt / Brandan J. Pratt, Esq. (FL Bar No. 0745)	Office: 561-392-1800 Cell: 561-392-1800 Fax: 561-392-3535 bpratt@hpmlawyers.com	Eliot Bernstein
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20 Pro Se

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28	Unrepresented	Michael Bernstein, Eric Bernstein, Alexandra Bernstein 880 Berkley Street Boca Raton, FL 33487 alb07c@gmail.com, mchl_bernstein@yahoo.com, edb07fsu@gmail.com
29	Unrepresented	Lindsay Baxley aka Lindsay Giles (Personally & Professionally)
30	Unrepresented	Kimberly Francis Moran (Personally & Professionally)

EXHIBIT 1 - DENTAL LETTER

EXHIBIT 2 – MEDICAL PRESCRIPTIONS

EXHIBIT 3 – 3 NOTICES OF HEARING FOR OCTOBER 11, 2019

Confidential Patient Information

Report date/time: 10/06/2019 03:39 PM

Prescription Profile

02/01/2019 through 10/06/2019

Patient Info: ELIOT BERNSTEIN
2753 NW 34TH ST
BOCA RATON, FL 33434-3459

Store Info: 3003 YAMATO ROAD
BOCA RATON, FL 33496
(561)241-1105

Patient Phone: (561)245-8588
Date of Birth: 09/30/1963
Gender: M

Prescription Number	Medication	NDC	RPh	Prescriber	Ins. Plan(s) Claim Ref#(s)	Date of Service	Quantity	Price
2665058-02664	CYCLOBENZAPRINE 10MG TABLETS Your insurance saved you \$9.96	52817-0332-00	HEB	SEECHARAN, R.	FLBC / 192256097043016998	08/13/19	10.000	2.03
					Total Fillings: 1	Subtotal:	10.000	2.03
2668318-02664	HURRICAINA 20% GEL 30GM Your insurance saved you \$11.41	00283-0871-31	SFA	SEECHARAN, R.	RXCUT / A9196420681911	08/30/19	30.000	16.58
					Total Fillings: 1	Subtotal:	30.000	16.58
2668324-02664	HYDROCODONE/ACETAMINOPHEN 7.5-300 T Your insurance saved you \$11.78	00406-0377-05	SFA	SEECHARAN, R.	FLBC / 192416267141032998	08/29/19	5.000	6.41
					Total Fillings: 1	Subtotal:	5.000	6.41
2674954-02664	HYDROCODONE/ACETAMINOPHEN 7.5-300 T Your insurance saved you \$20.29	00406-0377-05	MJF	SEECHARAN, R.	FLBC / 192766148265035999	10/03/19	10.000	10.00
					Total Fillings: 1	Subtotal:	10.000	10.00

Confidential Patient Information

Report date/time: 10/06/2019 03:39 PM

Prescription Profile

02/01/2019 through 10/06/2019

Patient Info: ELIOT BERNSTEIN
2753 NW 34TH ST
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Total Fillings: 1						Subtotal:	10.000	2.03
Total Scripts: 13						Total Price:		132.06
Using generics saved you a total of								0.00
Using more generics could have saved you a total of								0.00
Your insurance saved you a total of								151.61
Your cash quantity discount saved you a total of								0.00

The Manager and Staff at Walgreens

Thank You For Your Patronage

For your convenience, this information is available online at www.walgreens.com

Ask our pharmacy staff for more information.

Please be aware that certain insurance claim information may not be included in this report. Please speak with a
pharmacy staff member if you have questions regarding payments for your prescriptions.

RONIK S. SEECHARAN



D.M.D., P.A.

Practice limited to Prosthodontics

February 15, 2017

To Whom It May Concern:

Mr. Eliot Bernstein is a patient of record in my practice. On January 23, 2017, he fractured a metal reinforced bridge for his lower arch. The bridge cannot be repaired and thus a new bridge had to be sent to the lab for fabrication. As a result, the patient has been without any prosthesis, which definitely has affected his function, esthetics, and tempromandibular disfunction.

Mr. Bernstein has been in treatment with me for full oral rehabilitation as well as for TMD. His TMD symptoms have been controlled with muscle relaxers and small doses of narcotics periodically.

Should you have any further questions, please do not hesitate to contact me.

Sincerely,

Dr. Ronik Seecharan

**IN THE CIRCUIT COURT OF THE 15TH
JUDICIAL CIRCUIT IN AND FOR PALM
BEACH COUNTY, FLORIDA**

File Number: 502012CP004391XXXXNB

Division: Probate "IH"

IN RE: ESTATE OF
SIMON L. BERNSTEIN,

Deceased.

NOTICE (ADD-ON) OF SPECIALLY SET HEARING
(30 Minutes Permitted)

TO: All parties on the below Service List:

YOU ARE HEREBY NOTIFIED that the undersigned attorney will call up for hearing before the Honorable Dina Keever-Agrama, at the North County Courthouse, Courtroom 4, 3188 PGA Boulevard, Palm Beach Gardens, Florida 33410 on **October 11, 2019, at 10:00 a.m.**, or as soon thereafter as may be heard on:

**Ciklin Lubitz' Joinder in Ted S. Bernstein's
Motion to Strike Eliot Bernstein's Filings and to
Bar Eliot Bernstein from Objecting to Estate Administration**

PLEASE GOVERN YOURSELF ACCORDINGLY.

In accordance with the Americans With Disabilities Act, persons in need of a special accommodation to participate in this proceeding shall, within a reasonable period of time prior to the proceedings, contact the Administrative Office of the Court, 205 North Dixie Highway, West Palm Beach, Florida 33401, telephone (561) 355-355-4380, 1-800-955-8771 (TDD), or 1-800-955-8770 (v), via Florida Relay Service.

____ *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.*



Brett C. Barner, Esq.
Florida Bar No.: 14144
Robb W. Armstrong, Esq.
Florida Bar No.: 98235
Counsel for Ciklin Lubitz

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on this 1st day of October, 2019, a true and correct copy of the foregoing has been furnished, via the Florida Courts E-Filing Portal, or as otherwise indicated below, on:

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Via U.S. Mail
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Highland Park, IL 60035

Eliot Bernstein
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Pamela Beth Simon
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Chicago, IL 60611

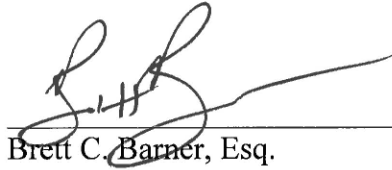
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Parkland, FL 33076

Jill Iantoni and Julia Iantoni, Minor
c/o Guy and Jull Iantoni,
Parents and Natural Guardians
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Highland Park, IL 60035

Lisa Friedstein and Carley Friedstein, Minor
c/o Jeffrey and Lisa Friedstein
Parents and Natural Guardians
2142 Churchill Lane
Highland Park, IL 60035

John P. Morrissey, Esq.
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11010 Hyacinth Place
Lakewood Ranch, FL 34202

A handwritten signature in black ink, appearing to read 'B. Barner', is positioned above a horizontal line.

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Florida Bar No.: 14144
Robb W. Armstrong, Esq.
Florida Bar No.: 98235
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**IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA**

IN RE:

CASE NO. 502012CP004391XXXXNBIH

ESTATE OF SIMON L. BERNSTEIN,

_____ /

NOTICE OF RESETTING HEARING

(SPECIALLY SET - 30 MINUTES)

Date and time change at Judicial Assistant's request

Cancels October 10, 2019 Hearing

YOU ARE HEREBY NOTIFIED that the undersigned has called up for hearing the following:

DATE: October 11, 2019

TIME: 10:00 a.m.

JUDGE: Honorable Dina Keever-Agrama

PLACE: Palm Beach North County Courthouse, 3188 PGA Blvd., Courtroom 4, Palm Beach Gardens, FL 33410

MATTER(S) TO BE HEARD:

**AMENDED MOTION TO DIRECT PAYMENT FOR BENEFIT OF ELIOT
IVAN BERNSTEIN BE PAID INTO COURT REGISTRY FILED ON
AUGUST 1, 2019 [DE 869]**

**MOTION TO STRIKE ELIOT BERNSTEIN'S FILINGS AND TO BAR
ELIOT BERNSTEIN FROM OBJECTING TO ESTATE ADMINISTRATION
FILED ON JUNE 14, 2019 [DE 859]**

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.*

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; ☒ E-mail Electronic Transmission; ☐
FedEx; ☐ Hand Delivery this 1st day of October, 2019.

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THOMAS & WEISS, P.A.
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Attorneys for Ted S. Bernstein

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

SERVICE LIST - CASE NO. 502012CP004391XXXXNBIH

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Lisa Friedstein
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lisa@friedsteins.com
Individually and as trustee for her children, and
as natural guardian for M.F. and C.F., Minors

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(561) 758-3017 - Telephone
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Guardian *Ad Litem* for
Eliot Bernstein's minor children,
Jo.B., Ja.B., and D.B.

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jilliantoni@gmail.com
Individually and as trustee for her children, and
as natural guardian for J.I. a minor

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Email: mjs@fl-estateplanning.com
Counsel for Joshua Bernstein

"If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Tammy Anton Americans with Disabilities Act Coordinator, Palm Beach County Courthouse, 205 North Dixie Highway, West Palm Beach, Florida 33401; telephone number (561) 355-4380 at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.'

SPANISH

Si usted es una persona minusvalida que necesita algun acomodamiento para poder participar en este procedimiento, usted tiene derecho, sin tener gastos propios, a que se le provea cierta ayuda. Tenga la amabilidad de ponerse en contacto con Tammy Anton, 205 N. Dixie Highway, West Palm Beach, Florida, 33401; teléfono numero (561) 355-4380, por lo menos 7 dias antes de la cita fijada para su comparecencia en los tribunales, o inmediatamente despues de recibir esta notificacion si el tiempo antes de la comparecencia que se ha programado es menos de 7 dias; si usted tiene discapacitacion del oido o de la voz, llame al 711.

CREOLE

Si ou sè yon moun ki enfim, ki bèzwèn akomodasyon pou w ka patisipe nan powosedi sa, ou kalifye san ou pa gen okenn lajan pou w peye, gen pwovizyon pou jwen kek ed. Tanpri kontakte Tammy Anton, koodonate pwogram Lwa pou ameriken ki Enfim yo nan Tribinal Konte Palm Beach la ki nan, 205 North Dixie Highway, West Palm Beach, Florida 33401; telefonn li se (561) 355-4380 nan 7 jou anvan dat ou gen randevou pou paret nan tribinal la, oubyen imedyatman apre ou fin resevwa konvokasyon an si le ou gen pou w paret nan tribinal la mwens ke 7 jou; si ou gen pwoblem pou w tande oubyen pale, rele 711.