

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA  
WEST PALM BEACH DIVISION

In re:

BERNSTEIN FAMILY REALTY, LLC,

Case No. 22-13009-EPK

Debtor.

Chapter 7

\_\_\_\_\_ /

**MOTION FOR SANCTIONS**

Joanna Sahm, as personal representative of the estate of Walter Sahm, and Patricia Sahm (together, the "Secured Creditors"), by and through their undersigned counsel and pursuant to Federal Rule of Bankruptcy Procedure 9011(c), hereby request that the Court impose: (a) monetary and nonmonetary sanctions against Joshua Bernstein, Jacob Bernstein, and Daniel Bernstein (the "Petitioning Bernsteins") for improperly initiating this bankruptcy case; and (b) nonmonetary sanctions against Eliot Bernstein and Candice Bernstein for acting in concert with the Petitioning Bernsteins. In support, the Secured Creditors state as follows:

**Relevant Facts**

1. Beyond speculative litigation claims, the sole asset of Bernstein Family Realty, LLC (the "Debtor") is the non-income producing real property located at 2753 N.W. 34th Street, Boca Raton, Florida 33434 (the "Real Property").

2. The Petitioning Bernsteins, as well as their parents, Eliot Bernstein and Candice Bernstein, all either reside at the Real Property or utilize the Real Property as their mailing address. *See* Signature Blocks in ECF Nos. 1, 36, 37, 38, 39, and 44.

3. The Secured Creditors hold a claim against the Debtor that is secured by the Real Property. Specifically, the Secured Creditors are the holders of that certain *Final Judgment of Foreclosure* (the "Judgment") in the amount of \$353,574.68 against the Debtor—which also

foreclosed on the Real Property—entered on December 23, 2021 by the Circuit Court for the Fifteenth Judicial Circuit in and for Palm Beach County, Florida (the “State Court”) in Case No. 2018-CA-002317AXX (the “State Court Case”). Pursuant to the Judgment, a foreclosure sale of the Real Property was scheduled for April 20, 2022.

4. The Petitioning Bernsteins are not creditors of the Debtor. Rather, the Petitioning Bernsteins are the beneficial owners of the Debtor. Petition, ECF No. 1, ECF Page 5 of 14 at ¶3 (“We are . . . the sole Owners and Members of this Company . . . .”); ECF Pages 6-7 of 14 at ¶¶12-14 (describing “Capital Contributions”).

5. Despite this fact, on April 19, 2022, the Petitioning Bernsteins filed an involuntary chapter 11 petition [ECF No. 1] (the “Petition”) against the Debtor, thereby commencing this case and thereby cancelling the April 20th foreclosure sale.

6. In the Petition, which is signed by each of the Petitioning Bernsteins under penalty of perjury, the Petitioning Bernsteins falsely assert that they are creditors of the Debtor. *See* Petition, ECF No. 1, Pages 2-3, Part 3, §§11 and 13; *see* 11 U.S.C. § 303(b)(1) (“An involuntary case against a person is commenced . . . by three or more entities, each of which is either a holder of a claim against such person . . . .”).

7. In the Petition, the Petitioning Bernsteins list the Real Property as: (a) each of their own mailing addresses; and (b) the Debtor’s mailing address. Petition, ECF No. 1, Page 1, Part 2, § 5.

8. The Petitioning Bernsteins filed the involuntary Petition for the purpose of delaying and thwarting the April 20th foreclosure sale. *See* ECF No. 1 at ECF Pages 5-11 of 14 (describing,

among other things, the dispute with the Secured Creditors).<sup>1</sup>

9. In sum, the Petitioning Bernsteins, who are the owners of the Debtor, essentially caused the Debtor to file its own involuntary bankruptcy case, and falsely stated in the Petition that they were creditors of the Debtor, for the improper purpose of stopping a foreclosure sale of the Debtor's only real asset, the Real Property.<sup>2</sup> Aside from the increased costs for actual creditors,<sup>3</sup> such scheme has resulted in the cancellation of the long pending April 20th foreclosure

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<sup>1</sup> The Debtor remains unrepresented by counsel. It is likely that the Petitioning Bernsteins filed the involuntary Petition because the Debtor is an administratively dissolved and inactive Florida limited liability company without a manager, and thus, the Debtor could not file a voluntary petition. The Debtor purportedly has, postpetition, retained Eliot Bernstein as its "acting manager." See ECF No. 40 at ¶4. However, this assertion contradicts the public record. See Notice of Registration of Debtor's Manager filed with Florida Division of Corporations on July 11, 2016, which is attached hereto as **Exhibit 1** and available at <https://search.sunbiz.org/Inquiry/CorporationSearch/SearchResultDetail?inquirytype=EntityName&directionType=Initial&searchNameOrder=BERNSTEINFAMILYREALTY%20L080000540430&aggregateId=flal-l08000054043-dd6b9b81-96ab-4568-b4db-834b5ae0e977&searchTerm=bernstein%20family%20realty&listNameOrder=BERNSTEINFAMILYREALTY%20L080000540430>, and see lack of any subsequent filings with Florida Division of Corporations.

<sup>2</sup> For the reasons described in the Secured Creditors' *Motion to Dismiss with Prejudice* [ECF No. 52] (the "Motion to Dismiss"), this case was filed in bad faith, and even if the Petitioning Bernsteins had caused the Debtor to file the Petition voluntarily, or were otherwise proper petitioning creditors, the Petitioning Bernsteins would still have initiated this case in bad faith pursuant to *In re Phoenix Piccadilly, Ltd.*, 849 F.2d 1393, 1394-95 (11th Cir. 1988).

<sup>3</sup> As a result of the Petition, the Secured Creditors have had to engage the undersigned counsel to protect and pursue their rights in this case by, among other things, wading through single filings of Eliot Bernstein containing more than 100 pages *each*. See ECF Nos. 54, 55, 56, and 64.

sale of the Real Property, and thereby, the Petitioning Bernsteins continuing, for an additional ninety days, to utilize the Real Property rent and mortgage payment free.<sup>4</sup>

10. In so doing, the Petitioning Bernsteins have acted in concert with their parents, Eliot Bernstein and Candice Bernstein, who also either reside at the Real Property or utilize the Real Property as their mailing address. *See also* Certificate of Service, ECF No. 6 (demonstrating Candice Bernstein served the summons and Petition); *see also* ECF Nos. 36, 37, 38, 39, and 44 (showing the Petitioning Bernsteins and Candice Bernstein joining in Eliot Bernstein's motion for reconsideration before such motion was filed).

11. Not only did the Petitioning Bernsteins—acting by themselves and in concert with Eliot Bernstein and Candice Bernstein—falsely and improperly cause the Debtor to file its own involuntary bankruptcy case, but the Petitioning Bernsteins, Eliot Bernstein, and Candice Bernstein continue to utilize this bankruptcy case as a vehicle to publish false and defamatory statements against no less than: (a) the undersigned counsel; (b) Alan Rose, Esq.; (c) Robert Sweetapple, Esq.; (d) Patricia Sahm; (e) Ted Bernstein; (f) Tescher & Spallina, P.A.; (g) The Honorable Diana Lewis (dec.); (h) Steven Lessne, Esq.; (i) Brian O'Connell; (j) The Honorable John Kastrenakes; and (k) Heidi Feinman, Esq.<sup>5</sup> In such papers, the Bernsteins state the such

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<sup>4</sup> Assuming this case is dismissed soon, *see* Motion to Dismiss at ECF No. 52, the Petitioning Bernsteins will have likely achieved a total foreclosure sale delay of 120 days. *See* Fla. Stat. § 45.031(1)(a) (stating that foreclosure sales shall occur between twenty and thirty-one days from date of judgment unless otherwise agreed).

<sup>5</sup> ECF No. 1-1 at ECF Pages 6-11; ECF No. 1-3; ECF No. 1-4; ECF No. 1-5; ECF No. 1-6; ECF No. 1-9; ECF No. 1-10; ECF No. 11; ECF No. 36; ECF No. 37; ECF No. 38; ECF No. 39; ECF No. 43; ECF No. 44; ECF No. 54; ECF No. 55; ECF No. 56; ECF No. 64.

persons have, among other things, committed acts of fraud, breach of fiduciary duty, and extortion.<sup>6</sup>

12. Past sanctions by other courts have failed to deter such behavior by the Bernsteins. *See Response and Joinder of Ted S. Bernstein*, ECF No. 60 at ¶¶3-4 (describing Eliot Bernstein’s years-long “crusade” and some of the resulting state court orders sanctioning Eliot Bernstein); *see also Order of the Court* entered by the Florida Fourth District Court of Appeal, a copy of which is attached hereto as **Exhibit 2** (“The Clerk of this Court is directed to no longer accept any paper filed by Eliot Ivan Bernstein unless the document has been reviewed and signed by a member in good standing of the Florida Bar who certifies that a good faith basis exists for each claim presented.”).<sup>7</sup>

13. Predictably, because the Debtor, effectively controlled in this instance by the Petitioning Bernsteins, did not contest the Petition, an order for chapter 11 relief was entered on May 23, 2022. ECF No. 10.

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<sup>6</sup> If anyone associated with this matter has committed fraud and criminal misconduct, it is not the sundry attorneys, judges, and other persons named by the Bernsteins.

<sup>7</sup> *See also Bernstein v. New York*, 591 F. Supp. 2d 448, 469 (S.D.N.Y. 2008) (dismissing complaint and stating Eliot Bernstein has “burdened this Court and hundreds of defendants, many of whom are not alleged to have engaged in wrongdoing, with more than one thousand paragraphs of allegations, but have not been able to state a legally cognizable federal claim against a single defendant.”), and *Bernstein v. Appellate Division*, 2013 WL 12328292, at \*3 (S.D.N.Y. 2013) (court, later in same case, stating: “the Proskauer Defendants seek to enjoin [Eliot Bernstein] from filing any action in this Court, or any other court, related to the subject matter of this action without first obtaining leave of the Court. In the August 14th Order, I cautioned [Eliot Bernstein] ‘that any additional frivolous filings in this case could subject him to sanctions under Federal Rule of Civil Procedure 11.’”), and *Order* entered August 29, 2013 at ECF No. 154 in *Bernstein v. Appellate Division*, Case No. 1:07-cv-11196-SAS, ECF No. 154 (S.D.N.Y.) (court, later in same case, imposing monetary sanction against Eliot Bernstein and enjoining him from filing papers in any court relating to the subject matter of particular action without leave of issuing court).

14. Just as predictably, the Debtor, an entity unrepresented by counsel, failed to comply with the deadlines subsequently established by the Court, and this case was converted to chapter 7. ECF No. 29. As this Court has noted in its July 14, 2022 Order, such conversion occurred “because of the continued failure of the debtor itself to comply with orders of this Court and to fulfill its basic duties as a debtor-in-possession,” and not based on any actions or arguments by the Secured Creditors. ECF No. 57 at p.9. Similarly, this case is now on the verge of dismissal primarily due to the Debtor’s subsequent failure to comply with the Court’s order converting this case. *See* Motion to Dismiss, ECF No. 52 at ¶13; *see also* *Trustee’s Request to Delay Entry of Order of Dismissal* at ECF No. 40.

#### **Relief Requested and Argument**

15. The Petitioning Bernsteins violated Federal Rules of Bankruptcy Procedure 9011(b)(1) and (3) by effectively causing the Debtor to file its own involuntary Petition in order to thwart the April 20th foreclosure sale, and by falsely stating in the Petition that the Petitioning Bernsteins were creditors of the Debtor. Moreover, throughout this case, the Petitioning Bernsteins have acted in concert with their parents, Eliot Bernstein and Candice Bernstein, and those parties together have utilized this case to continuously publish false and defamatory statements about several judges, members of the bar, and others.

16. Based on such violations and continuing improper conduct, the Secured Creditors request that the Court, pursuant to Federal Rule of Bankruptcy Procedure 9011(c), issued the following sanctions:

- a. **Monetary sanctions against the Petitioning Bernsteins** in the form of an award, in favor of the Secured Creditors, of: (i) the reasonable attorneys’ fees and costs incurred by the Secured Creditors in this bankruptcy case, including the reasonable

attorneys' fees and costs incurred in the preparation and prosecution of this instant Motion, and (ii) the sum of three months' rent at the market rental rate for the Real Property; and

b. **Non-Monetary Sanctions against the Petitioning Bernsteins, Eliot Bernstein, and Candice Bernstein** in the form of an order striking: (i) the Bernsteins' papers containing false and defamatory statements filed at ECF Nos. ECF No. 1-1 after ECF Page 4; ECF No. 1-3; ECF No. 1-4; ECF No. 1-5; ECF No. 1-6; ECF No. 1-9; ECF No. 1-10; ECF No. 11; ECF No. 36; ECF No. 37; ECF No. 38; ECF No. 39; ECF No. 43; ECF No. 44; ECF No. 54; ECF No. 55; ECF No. 56; and ECF No. 64 and (ii) all future papers filed by the Bernsteins in this case containing false and defamatory statements.

17. Federal Rule of Bankruptcy Procedure 9011(b) states, in pertinent part, that:

By presenting to the court (whether by signing, filing, submitting, or later advocating) a **petition**, pleading, written motion, or other paper, an attorney or **unrepresented party** is certifying that to the best of the person's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances,

(1) it is not being presented for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation; [and]

\* \* \*

(3) the allegations and other factual contentions have evidentiary support or, if specifically so identified, are likely to have evidentiary support after a reasonable opportunity for further investigation or discovery[.]

(emphasis added).

18. Rule 9011(c) goes on to state, in pertinent part, that:

If, after notice and a reasonable opportunity to respond, the court determines that subdivision (b) has been violated, **the court may**, subject to the conditions stated

below, **impose an appropriate sanction upon the attorneys, law firms, or parties that have violated subdivision (b) or are responsible for the violation.**

(1) How initiated

(A) By motion

A motion for sanctions under this rule shall be made separately from other motions or requests and shall describe the specific conduct alleged to violate subdivision (b). It shall be served as provided in Rule 7004. The motion for sanctions may not be filed with or presented to the court unless, within 21 days after service of the motion (or such other period as the court may prescribe), the challenged paper, claim, defense, contention, allegation, or denial is not withdrawn or appropriately corrected, **except that this limitation shall not apply if the conduct alleged is the filing of a petition in violation of subdivision (b). If warranted, the court may award to the party prevailing on the motion the reasonable expenses and attorney's fees incurred in presenting or opposing the motion . . . .**

\* \* \*

(2) Nature of sanction; limitations

A sanction imposed for violation of this rule shall be limited to what is sufficient to deter repetition of such conduct or comparable conduct by others similarly situated. Subject to the limitations in subparagraphs (A) and (B), the sanction may consist of, or include, directives of a nonmonetary nature, an order to pay a penalty into court, or, if imposed on motion and warranted for effective deterrence, an order directing payment to the movant of some or all of the reasonable attorneys' fees and other expenses incurred as a direct result of the violation.

(emphasis added).

19. The facts of this case, while unique, are similar to those that occurred in the *In re Letourneau* case. There, the debtor caused the filing of an involuntary chapter 7 petition against himself—and falsely listed three petitioning creditors on the petition who were not in fact his creditors—in order to delay a foreclosure action and “save his home.” *In re Letourneau*, 422 B.R. 132, 140 (Bankr. N.D. Ill. 2010). The *Letourneau* Court determined that “[t]here is no circumstance under which a debtor’s filing of an involuntary case against himself can be proper. An involuntary bankruptcy is a remedy for creditors, not debtors.” Moreover, “[t]he filing of an



involuntary case for the purpose of holding off a single creditor of the alleged debtor is improper and violates Rule 9011.” 422 B.R. at 138-39. After determining that the offending petition was objectively improper, and thus violated Rule 9011(b)(1), the *Letourneau* Court turned to the appropriate sanction under Rule 9011(c)(2), found that “[t]he monetary equivalent of a slap on the wrist would be enough to prevent [the debtor’s] recidivism,” but concluded that a heavier sanction must be imposed, however, to deter ‘comparable conduct by others similarly situated’ [because] [t]he maneuver [the debtor] employed here is a serious abuse of the bankruptcy system.” *Id.* at 141-142 (internal citation omitted).

20. Therefore, by effectively causing the Debtor to file its own involuntary Petition in order to thwart the April 20th foreclosure sale of the Real Property, the Petitioning Bernsteins—acting in concert with Eliot Bernstein and Candice Bernstein—clearly violated Rule 9011(b)(1). Moreover, the Petitioning Bernsteins—acting in concert with Eliot Bernstein and Candice Bernstein—clearly violated Rule 9011(b)(3) when they falsely stated in the Petition that the Petitioning Bernsteins were creditors of the Debtor.

21. Based on the gravity of the Bernsteins’ improper conduct, the fact that past misconduct and sanctions from multiple courts have thus far failed to deter such improper conduct, and the importance of nipping similar involuntary bankruptcy schemes by others “in the bud,” *In re Letourneau*, 422 B.R. at 142, the Court should impose substantial monetary sanctions on the Petitioning Bernsteins, as they, while acting in concert with their parents, actually signed and filed the Petition. Moreover, the Petitioning Bernsteins, Eliot Bernstein, and Candice Bernstein, in addition to utilizing this case for the purpose of thwarting the foreclosure sale of the Real Property, have utilized this case as a platform for filing papers that contain false and defamatory statements

against numerous judges, attorneys, and other persons. Accordingly, the Court should, as an additional sanction and for the purpose of additional deterrence, strike such papers.<sup>8</sup>

**WHEREFORE**, the Secured Creditors respectfully request that the Court enter an order that: **(a) imposes monetary sanctions against Joshua Bernstein, Jacob Bernstein, and Daniel Bernstein** in the form of an award, in favor of the Secured Creditors, of: (i) the reasonable attorneys' fees and costs incurred by the Secured Creditors in this bankruptcy case, including the reasonable attorneys' fees and costs incurred in the preparation and prosecution of this instant Motion, and (ii) the sum of three months' rent at the market rental rate for the Real Property; **(b) imposes non-monetary sanctions against Joshua Bernstein, Jacob Bernstein, Daniel Bernstein, Eliot Bernstein, and Candice Bernstein** by striking: (1) the papers filed in this case at ECF Nos. ECF No. 1-1 after ECF Page 4; ECF No. 1-3; ECF No. 1-4; ECF No. 1-5; ECF No. 1-6; ECF No. 1-9; ECF No. 1-10; ECF No. 11; ECF No. 36; ECF No. 37; ECF No. 38; ECF No. 39; ECF No. 43; ECF No. 44; ECF No. 54; ECF No. 55; ECF No. 56; and ECF No. 64, and (2) all future papers filed in this case by the foregoing sanctioned persons containing false and defamatory statements; and **(c) grants all other relief as may be proper and justified.**

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<sup>8</sup> “Among the arsenal of sanctions are fines payable to the court clerk, an award of attorneys' fees and costs to the sanctioned party's opponent, an order to disgorge fees paid to the sanctioned attorney, an injunction prohibiting specific types of future filings, mandatory legal education, stricken pleadings, referrals to disciplinary bodies, and reprimands that are on or off the record.” *In re American Telecom Corp.*, 319 B.R. 857, 873 (Bankr. N.D. Ill. 2004).

**ATTORNEY CERTIFICATION**

**I HEREBY CERTIFY** that I am admitted to the Bar of the United States District Court for the Southern District of Florida and I am in compliance with the additional qualifications to practice in this Court set forth in Local Rule 2090-1(A).

**SHRAIBERG PAGE P.A.**  
Counsel for the Secured Creditors  
2385 NW Executive Center Drive, #300  
Boca Raton, Florida 33431  
Telephone: 561-443-0800  
Facsimile: 561-998-0047  
bss@slp.law

By: /s/ Bradley S. Shraiberg  
Bradley S. Shraiberg  
Florida Bar. No. 121622

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing was furnished via Notice of Electronic Filing to those parties registered to receive electronic noticing in this case on July 19, 2022. Additionally, I certify that a true and correct copy of the foregoing will, on or before July 20, 2022, be mailed via First Class U.S. Mail to the following:

- (a) Joshua Bernstein, at 2753 N.W. 34th Street, Boca Raton, Florida 33434;
- (b) Jacob Bernstein, at 2753 N.W. 34th Street, Boca Raton, Florida 33434;
- (c) Daniel Bernstein, at 2753 N.W. 34th Street, Boca Raton, Florida 33434;
- (d) Eliot Bernstein, at 2753 N.W. 34th Street, Boca Raton, Florida 33434; and
- (e) Candice Bernstein, at 2753 N.W. 34th Street, Boca Raton, Florida 33434.

/s/ Bradley S. Shraiberg

# **EXHIBIT 1**

LOF000054043

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐

PICK-UP

☐

WAIT

☐

MAIL

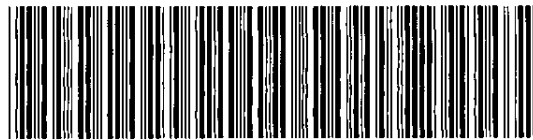
(Business Entity Name)

(Document Number)

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SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

2016 JUL 11 P 4:29

FILED

JUN 12 2013  
J. PRUCE

**COVER LETTER**

**TO:** Registration Section  
Division of Corporations

**SUBJECT:** Bernstein Family Realty, LLC  
(Name of Limited Liability Company)

The enclosed member, resignation or dissociation and fee(s) are submitted for filing.

Please return all correspondence concerning this matter to:

Attn: Janet Craig, SVP  
(Contact Person)

Oppenheimer Trust Company of Delaware  
(Firm/Company)

405 Silverside Road, Suite 250  
(Address)

Wilmington, DE 19809  
(City/State and Zip Code)

For further information concerning this matter, please call:

Janet Craig, SVP at (302) 792-3502  
(Name of Contact Person) (Area Code & Daytime Telephone Number)

Enclosed please find a check made payable to the Florida Department of State for:

☐ \$25 Filing Fee

☒ \$55 Filing Fee & Certified Copy

**STREET/COURIER ADDRESS:**

Registration Section  
Division of Corporations  
Clifton Building  
2661 Executive Center Circle  
Tallahassee, Florida 32301

**MAILING ADDRESS:**

Registration Section  
Division of Corporations  
P.O. Box 6327  
Tallahassee, Florida 32314

FILED  
2018 JUL 11 P 4:29  
TALLAHASSEE, FLORIDA



FLORIDA DEPARTMENT OF STATE  
DIVISION OF CORPORATIONS

**DISSOCIATION OR RESIGNATION OF MEMBER, MANAGER FROM  
FLORIDA OR FOREIGN LIMITED LIABILITY COMPANY**  
(Pursuant to 605.0216, Florida Statutes)

1. The name of the limited liability company as it appears on the records of the Florida Department of State is: Bernskin Family Realty LLC

2. The Florida document/registration number assigned to this limited liability company is:  
208000054043

3. The date this member/manager withdrew/resigned or will withdraw/resign is: per Court Order 6/7/16

4. I, Oppenheimer Trust Co of DE, hereby withdraw/resign as a  
(Print Name of Person Resigning)  
Manager  
(Print Title)

of this limited liability company and affirm the limited liability company has been notified of my resignation in writing.

By: Janet Craig, SVP  
Signature of Dissociating Member or Resigning Manager  
Janet Craig  
Oppenheimer Trust Co. of Delaware

Filing Fee: \$25.00 (Required)  
Certified Copy: \$30.00 (Optional)

FILED  
2016 JUN 11 P 4:29  
TALLAHASSEE, FLORIDA

## **EXHIBIT 2**



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

August 23, 2017

**CASE NO.: 4D17-1932**

L.T. No.: 502014CP003698XXXXNB

ELIOT IVAN BERNSTEIN

v. TED BERNSTEIN, AS TRUSTEE, ET AL.

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Appellant / Petitioner(s)

Appellee / Respondent(s)

**BY ORDER OF THE COURT:**

ORDERED that on July 19, 2017, this court ordered appellant to show cause why sanctions should not be imposed. Having considered appellant's August 8 and August 18, 2017 partial responses and motions for extension of time to respond, we deny the request for extension of time in the August 18, 2017 motion (we granted a short extension requested in the August 8, 2017 motion) and determine that sanctions are appropriate. For the reasons set forth in the July 19, 2017 order to show cause, we now impose sanctions pursuant to *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). The Clerk of this Court is directed to no longer accept any paper filed by Eliot Ivan Bernstein unless the document has been reviewed and signed by a member in good standing of the Florida Bar who certifies that a good faith basis exists for each claim presented.

**Served:**

cc: Lorin Louis Mrachek  
Gary R. Shendell  
John P. Morrissey  
Alan Benjamin Rose  
Joielle A. Foglietta  
Ralph S. Janvey  
Albert Gortz  
Eliot Ivan Bernstein  
Theodore Stuart Bernstein  
James Dimon  
Neil Wolfson  
Cbiz Mhm, Llc  
Brian Moynihan  
Clerk Palm Beach

Brian M. O'Connell  
Steven A. Lessne  
Kenneth S. Pollock  
Peter Marshall Feaman  
Dennis McNamara  
Joseph M. Leccese  
Byrd "biff" F. Marshall, Jr.  
Lisa Friedstein  
Pamela Beth Simon  
William McCabe  
Stp Enterprises, Inc.  
Heritage Union Life Ins.  
Life Insurance Concepts

Mark R. Manceri  
Charles D. Rubin  
John Pankauski  
Donald R. Tescher  
Kimberly Moran  
Hunt Worth  
Robert Spallina  
Jill Iantoni  
Dennis G. Bedley  
Gerald Lewin  
Lindsay Baxley  
David Lanciotti  
T&s Registered Agents, Llc

ka

*Lonnn Weissblum*

**LONN WEISSBLUM, Clerk**  
**Fourth District Court of Appeal**

