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UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
FORT LAUDERDALE DIVISION

In Re:

Case No. **25-14028-PDR**

Ch. 13

Eliot Bernstein,

Debtor,

EMERGENCY SUPPLEMENTAL
SUBMITTAL BY DEBTOR

DEBTOR'S SUPPLEMENTAL SUBMITTAL MOTION AND "NEWLY DISCOVERED EVIDENCE" TO VACATE ALL JUDGMENTS AND ORDERS OF HON. JUDGE RUSSIN UPON MANDATORY DISQUALIFICATION AND REINSTATE THE AUTOMATIC STAY PENDING NEW TRIAL AND HEARING AND OTHER RELIEF UNDER FEDERAL RULES OF BANKRUPTCY PROCEDURE 9023 AND 9024 AND TIMELY FILED TO EXTEND THE TIME FOR FILING AN APPEAL UNDER RULE 8002 (b)

Eliot Bernstein, the Debtor herein, respectfully shows this Court as follows:

1. I am the Debtor Pro Se.
2. I am still under Emergency Medical Treatment outlined in my prior request for an Extension filed under DE No. 15 and granted by this Court and other filings and notice to this Court.
3. Debtor files this as a Supplemental Submittal to the timely motion filed June 18, 2025 under DE No. 41.

4. This Supplemental Submittal is timely within 14 days as DE No. 35 an Order granting Amended In rem relief was not Entered until June 5, 2025 and the 14 day deadline of June 19th was a Federal Holiday and and the Federal Bankruptcy Court was also closed on June 20, 2025 for this Federal Holiday and today, June 23, 2025 is the first business day after the holiday.
5. This Supplemental Submittal is also timely for DE No. 37 and DE No. 38 which were not entered until June 9, 2025 and clearly within the 14 day period.
6. This is deemed an emergency as the parties in fraud in the State Court foreclosure have simply attempted to reinstate a Sale of the property where the bid amount was nearly \$500,000 or more below market value showing the bad faith of these parties or at least creating factual and legal issues that were never heard before this Court.
7. There is newly discovered evidence since the prior filing as one the parties in this multi-party case Ted Bernstein who appeared as a “Secured Creditor” on an alleged 2nd Mortgage in the first Bankruptcy of my sons with Judge Kimball has now admitted in the State Court through his counsel Alan Rose that the 2nd Mortgage which was part of the cause of all the Bankruptcy filings both by my sons and the 2 filings by myself has been deemed “valueless”.

8. This 2nd mortgage was clearly well outside the statute of limitations even in 2022 yet attorney Rose and Ted Bernstein were able to appear before Judge Kimball adverse and hostile to my sons and their company where Judge Kimball did not consider or hear the William Stansbury affidavit of March of 2022 that shows the “Asset Protection” done by my father in placing the real property into an LLC expressly to protect my family and provide a home for life.
9. The Stansbury affidavit also showed the separate income stream that was in place to pay off this Note on the First Mortgage to business friends Walt and Pat Sahm.
10. A few things that Stansbury was not directly aware of that I know is that part of the “Asset Protection” by my father was done in part because Ted Bernstein my brother had refused to come forward to the FBI about the Car-bombing against my family minivan while I had already been working with FBI Agents and Harry Moatz at the USPTO for years on the “fraud against the US (USPTO)” which no Trustee in this case has even contacted me on.
11. Also new evidence in State proceedings is that Ted Bernstein and Mr. Rose proceeded to even recently obstruct my sons getting the release of Registry Funds held in Trust for them until now being found to have no standing to

object in this process yet Inger Garcia who wanted to be Whistleblower here had told Judge Kimball about this collusion process where the parties who were holding up funds to my family to pay the Note were also litigating against my family as Trustee with Fiduciary duties against their own beneficiaries, my sons and their company BFR, LLC.

12. I do not know what Ms. Garcia will provide in Whistleblowing fraud in this Court other than as against Mr. Shraiberg and another part of that “Asset Protection” done by my father was due to actions by Mr. Shraiberg and related parties in an Involuntary Bankruptcy against my technology companies in this very court and not even advising myself or my father as Board members where I was the Founder that Shraiberg was trying to represent my companies and where to this day I still do not have most of the files from that case where my Technologies were tested and validated and valued in the hundreds of billions at Lockheed Martin property with Real3D Inc and the Intel Corp involved yet these technologies later stolen by my own attorneys leading to the USPTO and FBI investigations.
13. I do know many areas that Ms. Garcia should have knowledge on to Report such as the process of not informing the Bankruptcy Court that Judge Kastranakes had violated the automatic stay during the Judge Kimball case and the subsequent actions there.

14. Again, this Court should now be mandatorily Disqualified under 28 USC Sec 455 and all Orders and Judgments vacated under Bankruptcy Rules 9023 and 9024 for pervasive bias and knowing denial of fundamental due process and for other cause.

15. Debtor notes again in IN RE: Thomas ERRICO (2020) for the Middle District of Florida that Debtor “*having filed a total of nine bankruptcy cases between 2008 and 2019*” and *even after that Debtor had filed 2 Bankruptcies within the same year* in the Middle District of Florida “On December 27, 2019, **the Court entered an order extending the automatic stay as to all creditors and denying DLP's motion for relief from stay (the “Stay Extension Order”)**.”⁴⁶ Under the Stay Extension Order, if Debtor failed to make any Chapter 13 Plan payments when due, DLP could seek expedited relief from stay.”

16. Further, in the Middle District of Florida, “When the Court entered the Stay Extension Order, the Court contemplated that if the parties were unable to resolve their disputes or Creditors were not satisfied with their receipt of a stream of payments disbursed by the Trustee, Creditors' objections to confirmation of the Second Amended Plan, including objections that Debtor's Chapter 13 case and the Second Amended Plan were not filed in

good faith, *would be litigated by the parties at a contested confirmation hearing*”.

17. Further, “Over the course of several hearings, and over Russ's opposition, the Court entered interim orders extending the automatic stay to allow Russ and the Court to monitor Debtor's Plan payments.”

18. The Debtor in that case was afforded time to even submit a Third Amended Chapter 13 Plan. See, IN RE: Thomas ERRICO (2020), Case No. 9:19-bk-06350-FMD.

19. Here in this case with Hon. Judge Russin and Ch. 13 US Trustee Weiner, as Debtor I was given less than 2 minutes to speak at the first and only Non-evidentiary hearing, no discussion of my Plan, no discussion of proposal for Payments to the “proper” Secured Creditor, no discussion of the “missing millions” that the US Trustee had obligations to pursue for the benefit of my Bankruptcy Estate, no discussion much less evidentiary proof that the Secured Creditor did not have “adequate protection”, no discussion of extraordinary circumstances for the “Secured Creditor” and when I mentioned the Licensed Lawyer former Intern Prosecutor seeking to come forward with allegations of fraud and seek Whistleblower Protection, Judge Russin appears to have turned off my microphone and proceeded to end the hearing calling me individually an “Abuse of

Process” allowing me 2 Minutes or less at a non-evidentiary hearing despite showing Witnesses and other reasons to justify an evidentiary hearing and at least brief extension and continuance to properly schedule an evidentiary hearing on notice.

Other Words of “Bias” “Prejudice” by Hon. Judge Russin in Ex Pare continued Hearing allowing Laughing by US Trustee Weiner’s Office and attorney Shraiberg accused in Fraud Hugging US Trustee Weiner moments before Non-Evidentiary Hearing and Closing of the Courtroom

20. Upon information and belief, just as somehow the Court was “closing the Courtroom” asking all other attorneys and parties to leave for my case and one other pro se case, attorney Shraiberg who is the subject of fraud allegations that another licensed attorney Inger Garcia former Intern Prosecutor wishing to be provided Whistleblower Protection in writing specifically to US Trustee Weiner and filed with the Court for Judge Russin to bring the allegations forward was **observed walking over and “hugging” US Trustee Weiner to such a degree he appears to have lifted her off the ground.**

21. When considering US Trustee Weiner’s Office had not even responded to the written submissions claiming a former Intern Prosecutor Inger Garcia wanted to come forward with Whistleblower protection about Mr. Shraiberg and fraud and that the US Trustee not only never contacted Ms. Garcia nor

responded to me but further took no action to further proper investigation of the allegations and then proceeding to allow her Staff Attorney to laugh about my case Ex parte, it is fair and reasonable to believe there is actual bias and prejudice to my rights and my case being heard in South Florida or at least the West Palm Beach and Fort Lauderdale Offices.

22. After I announced the Whistleblower wanting to come forward in the brief 2 Minutes I was allowed to be heard under Due Process only to have Judge Russin apparently turn off my microphone after calling me individually an “Abuse of Process”, US Trustee Weiner proceeded to ask the Court if I should be arrested by the US Marshals for articulating a response in kind.
23. While I thought the case was over and proceeded to start walking out waiting at the back of the room to see if anything further was taking place, Judge Russin proceeded Ex Parte to prejudicially discuss and adjudicate my case even calling me “desperate” while never having afforded proper due process and fair opportunity at a meaningful hearing to discuss the relevant issues of the case.
24. This is heard on the official audio and is deemed “individually” prejudicial and biased conduct against me justifying mandatory Disqualification of Judge Russin under 28 USC Sec 455 and the Codes of Conduct and that the Orders must be vacated and my case Transferred appropriately.

25. This use of the word desperate without hearing any evidence in an evidentiary hearing and pre judging the evidence and allowing laughing by the US Trustee staffer ex parte is considered factually false and biased and prejudiced and potentially even an attempt to dissuade the US Trustee from fulfilling her obligations.
26. Judge Russin prejudicially allowed Mr. Shraiberg to add additional relief Ex Parte without me being heard and without any evidentiary hearing claiming I had misled a State Court Clerk to use the automatic Stay to cancel a Sale where the parties acting for the proper Secured Creditor Pat Sahm, Sr. simply had “sold the property back to themselves” in a 1 Minute Sale at a substantially diminished price less than 40 Percent of Market Value which should be construed as Bad faith conduct by the parties acting for the Secured Creditor that are not simply seeking to be made whole but instead themselves in their scheme have used the Courts to weaponize against me and take any equity and property either myself or family are entitled to.
27. Judge Russin’s pervasive bias in allowing this Ex Parte relief by Brad Shraiberg is further egregious as I have specifically responded in writing showing the Palm Beach County Foreclosure Clerk had only cancelled the sale a period of time after reviewing the Suggestion of Bankruptcy I filed as required by law to file in the first place.

28. These findings without an evidentiary hearing are an abuse of process and abuse of discretion by Judge Russin as I am required and it is suggested in all resources as a Debtor to notify parties of the potential Stay by the Suggestion of Bankruptcy which is just that, a “Suggestion” of Bankruptcy which merely attaches the OFFICIAL Bankruptcy Receipt Filing that has Official Language as Notice to all parties including a Clerk that the Stay “may” be in place.
29. It is absurd and an abuse of discretion to claim somehow as a non lawyer my Suggestion of Bankruptcy would override a State and County government office obligation to act according to law and further an abuse of discretion showing pervasive bias for Judge Russin to grant this relief especially Ex Parte after clear biased and prejudicial conduct had occurred and especially without an evidentiary hearing.

Official US Courts Gov Site Suggests Chapter 13 is Proper to Save a Home from Foreclosure “Advantages of Chapter 13”

30. According to the Official US Courts Gov website under “Advantages of Chapter 13”, it says “Chapter 13 offers individuals a number of advantages over liquidation under chapter 7. **Perhaps most significantly, chapter 13 offers individuals an opportunity to save their homes from foreclosure. By filing under this chapter, individuals can stop foreclosure proceedings and**

may cure delinquent mortgage payments over time.” See,

<https://www.uscourts.gov/court-programs/bankruptcy/bankruptcy-basics/chapter-13-bankruptcy-basics>.

31. Here, Judge Russin and Trustee Weiner were deliberately indifferent, prejudicial, biased and hostile to Debtor’s rights including my due process right to be Fairly Heard at a meaningful time in a meaningful manner and Judge Russin instantly cut me off in the bare 2 minutes I was allowed to speak as soon as the Florida Licensed attorney former Intern Prosecutor was referenced as a Whistleblower for allegations of fraud in this very Bankruptcy Court specifically naming attorney Brad Shraiberg in her Text messages as one she sought Whistleblower Protection to come forward against Judge Russin did not allow me to be heard at all and US Trustee Weiner never contacted the Whistleblower even knowing her for over 30 years meanwhile Trustee Weiner was observed “hugging” Mr. Shraiberg as the Courtroom was being closed for my Case to be heard away from the public.

32. So not only was Judge Russin and US Trustee Weiner hostile and deliberately indifferent to obligations relating to fraud Reporting but never allowed me to be heard on the issue of “Good Faith” filing which is not only directly recommended by the Official US Courts Gov website for Chapter 13

but here there was an underlying agreement with the actual Secured Creditor Pat Sahm, Sr who became conscripted into an illegal Guardianship days after this Court allowed Mr. Shraiberg to let Joanna Sahm exit the Zoom hearing April 13, 2023 when Evidentiary Testimony was being heard even though it was her Motion for In Rem relief that was being heard that day.

33. My filing in Chapter 13 was done in good faith and my Plan was submitted in good faith and was Confirmable or could be modified or amended as needed to be fully Confirmable.

34. “In determining whether a petition was filed in bad faith, the real question is whether the petition will lead to a fundamentally unfair result and whether it was filed for a fundamentally unfair purpose.”

How Many “Missing Millions” must be Missing for the Chapter 13 Trustee to exercise duties by law in South Florida and South Florida Bankruptcy Court to consider?

35. Well before my 2 Minute non evidentiary opportunity to be heard at the first and only hearing in this second Bankruptcy Case filed just over 2 years after my first case both Judge Russin and the US Trustee had in writing as an Exhibit just a partial financial record on the “missing millions” involved in the case showing \$2.8 Million in a Wilmington Trust that has never been accounted for where my Bankruptcy Estate and direct family have claims

and rights to these funds which obviously could be used to Satisfy any proper creditor.

36. Yet, Ch. 13 US Trustee Robin Weiner never once asked a single question of myself about these “missing millions” either before my 2 minute opportunity to speak or during this non-evidentiary time nor during nor after.
37. Likewise Hon. Judge Russin did not allow or consider this in any way nor even discuss my Ch. 13 Plan where I had properly attended the Creditor’s Meeting in this case and substantially complied with all Schedules.
38. This is nearly another \$2 Million never accounted where I have direct claims and rights or my adult children do yet the US Trustee and Judge Russin never afforded due process and the Trustee has failed in statutory obligations to benefit my Bankruptcy Estate: By Tescher & Spallina, PA Bates Doc. No. TS005478 JP Morgan Bernstein Family Investment LLP Acct. W32635000 showed \$1,872,810.91 for a 49.5% interest in the total Market Value with Accruals with \$807,289.79 Cash included for Statement covering 8/1/12-8/31/12 just weeks before Simon Bernstein’s passing.
39. And further: From Tescher & Spallina, PA Production already exhibited herein TED allegedly settled Simon’s \$2,000,000.00 of CD’s with Stanford with Grant Thornton for \$1,062,734.50. There is no complete accounting.

40. And further: Tescher & Spallina, PA Bates Doc. No. TS003734 the STANFORD Simon & Shirley Bernstein Valuations as of 5/28/2008 reflect a Net Worth for that Statement at \$6, 928,933.52 (Million) with \$839,362.12 in Cash Available.
41. Where none of the accountancy includes assets of my mother Shirley Bernstein which may “double” all of the numbers we do know of since she held 49.5 Percent interest in the same investment holdings of my father Simon whose numbers only show his 49.5 percent and where some of the parties acting against my family are involved in using my father while deceased to sign documents to attempt to close her case with No accounting, yes fraudulent use of a deceased person to sign documents like the underlying bad faith void Judgment of Foreclosure.
42. This is only the tip of the iceberg on “missing millions” yet not a single question by the US Trustee nor allowed to speak by Judge Russin.
43. This also does not consider the considerable cash held in a Registry by my sons that could have been directed to the proper Secured Creditor for interim Cash payments where a Settlement was already in progress yet not even 2 minutes to speak.

44. My ADDENDUM to my Schedule listed multiple companies where I have interests for my Estate that the Trustee and this Court did not consider where no accountings from those companies have been provided.
45. Moreover, Judge Russin allowed the attorney Shraiberg to provide false information to Court which Judge Russin just went along with despite the written notice in advance which Judge Russin and Trustee Weiner had of the Licensed attorney who wished to report fraud by Mr. Shraiberg.
46. Mr. Shraiberg falsely told this Court that I was the one filing frivolous motions in the last 2 years and that is what occupied the time since the last Bankruptcy case.
47. The actual truth is I did not file one single motion at all during this time until the State Court foreclosure Judge issued what is believed is an improper Order without proper witnesses testifying and this only happened shortly before this second Bankruptcy filing.
48. What was really happening is literally the same day Judge Russin let Joanna Sahm disappear from the Zoom hearing April 13, 2023 despite it being her motion for in rem relief Joanna was out taking action to prevent Pat Sahm, Sr. to have a lawyer of her own choice and then after the fraud was alleged in this Court proceeded to file a Mental Health and Guardianship case

against her which Inger Garcia has stated on record to be fraudulent and illegal and where no contested evidentiary hearings have occurred.

49. So contrary to Mr. Shraiberg falsely telling this Court that I was the one filing frivolous motions the last 2 years when I filed no motions until my attorney was recently alleged in fraud a few months ago, Mr. Shraiberg and the involved parties have spent the last 2 years trying to Silence Pat Sahm, Sr., as a Witness after the fraud was exposed in this Court in 2023 and yet this Court did not even consider her April 19, 2023 Affidavit filed as an exhibit.
50. So in addition to the very serious and real question in South Florida for the proper administration and adjudication of Chapter 13 Bankruptcies as to how many millions must be “missing” before a Trustee or Court will allow the Debtor to be heard, the actions in this case foster very likely improper attorney actions and billing schemes sometimes against their own clients and also creates a danger to Whistleblowers like Pat Sahm, Sr. and Inger Garcia.
51. Moreover, this Court and Mr. Shraiberg knows or should know that in both the In Rem relief in 2023 and this case in 2025 necessary “interested parties” were never Served under the Federal and Local Rules and both such Orders of relief should be vacated.

52. The Florida Supreme Court has upheld gross inadequate consideration of Foreclosure sales as potentially being in invalid Sale yet Judge Russin wholly disregarded any factual issues on adequate protection and bad faith in a manner that amounts to deliberate indifference.
53. Here the fixed bid price was nearly \$500,000.00 lower than market value, equity that I claim a part of and otherwise belongs to my sons and their company BFR, LLC.
54. Again, US Supreme Court Judge Roberts noted in 2015, “Although the debtor is usually given an opportunity to submit a revised plan, he may be convinced that the original plan complied with the Code and that the bankruptcy court was wrong to deny confirmation.” See Bullard v Blue Hills Bank, US Supreme Court 2015.
55. Here, I was never given an opportunity to submit a revised Plan nor even have my original Plan considered by due process.

“Deliberate Indifference” to Debtor’s Filings, Judicial Estoppel, Fraud, Extraordinary nature of Debtor’s case, USPTO Patent Bar Investigations, DOJ and SDNY on Intellectual Properties Stolen by own attorneys

56. Judge Russin wholly failed to consider the Judicial estoppel issues of the prior Bankruptcy where Mr. Shraiberg and the parties improperly acting for the proper Secured Creditor have changed their legal positions across federal and state courts to cover up the fraud including using deceased Walter Sahn

who was a business friend of my father just like involved parties used my deceased father to file fraudulent documents

57. I have previously filed in the Federal District Court of the Northern District of Illinois as follows: “I respectfully remind this Court and Your Honor that it is my original fingerprint on the February 2009 Petition to the White House, White House Counsel’s Office², USAG, FBI and a other investigative agencies and further that I have been interviewed with federal agents including but not limited to now “missing” FBI Agent Stephen Luchessi originally out of West Palm Beach FBI in Florida who went missing with the Iviewit case files causing my case to be elevated to the former Inspector General of the Department of Justice Glenn A. Fine who assigned a Miami field agent to my case, Harry I, Moatz the former Director of the Office of Enrollment of the US Patent Office who had me file charges of Fraud on the US Patent Office committed by my IP counsel that were members of the Federal Patent Bar that have led to a multi year suspension of my Intellectual Properties while investigations continue) and other federal agents like Ron Gardella out of the US Attorney’s Office in the SDNY (now retired, I believe), others in the SDNY US Attorney’s offices and other investigative bodies as well.” See, Case: 1:13-cv-03643 Document #: 214 Filed: 02/24/16 Page 8 of 132 PageID #:3642.

58. As the 11th Circuit quoting the US Supreme Court has said, “ **Inherent in § 455(a)'s requirement that a judge disqualify himself if his impartiality might reasonably be questioned is the principle that our system of "justice must satisfy the appearance of justice."** Offutt v. United States, 348 U.S. 11, 14, 75 S.Ct. 11, 13, 99 L.Ed. 11 (1954). **"The very purpose of § 455(a) is to promote confidence in the judiciary by avoiding even the appearance of impropriety whenever possible."** Liljeberg, ___ U.S. at ___, 108 S.Ct. at 2203-05.”. See, Parker v. Connors Steel Co., 855 F. 2d 1510 - Court of Appeals, 11th Circuit 1988.
59. “Thus, section 455(a) embodies an objective standard. The test is whether an objective, disinterested, lay observer fully informed of the facts underlying the grounds on which recusal was sought would entertain a significant doubt about the judge's impartiality. See Potashnick v. Port City Const. Co., 609 F.2d 1101, 1111 (5th Cir.), cert. denied, 449 U.S. 820, 101 S.Ct. 78, 66 L.Ed.2d 22 (1980).[11]” See, Parker v. Connors Steel Co., 855 F. 2d 1510 - Court of Appeals, 11th Circuit 1988.
60. The US Supreme was quoted in that 11th Circuit case above showing “**In Liljeberg the Court noted that it is "appropriate to vacate the judgment"** unless it can be said that respondent did not make a timely request for relief, or that it would otherwise be unfair to deprive the prevailing party of its

judgment." ___ U.S. at ___, 108 S.Ct. at 2205-07 (emphasis added)." See, Parker v. Connors Steel Co., 855 F. 2d 1510 - Court of Appeals, 11th Circuit 1988.

61. Here, because the Disqualifying conduct goes to the heart of due process and fair administration of justice and a fair hearing denying any evidentiary hearing, all Orders and Judgments of Judge Russin in this case must now be vacated.

62. The US Supreme Court has outlined the orderly manner in which Chapter 13 cases should proceed and highlighting the actions and responsibilities of the US Trustees such as in the Bankruptcy of my sons in 2022 before Judge Kimball where the US Trustee did not ask a single question of Alan Rose trying to use a Second Mortgage clearly invalid at least by Statute of limitations yet used as a tool against my family and their company.

63. In 2017 well before the first Bankruptcy by my sons as Petitioning Creditors the US Supreme Court noted, "Indeed, to determine whether a statement is misleading normally "requires consideration of the legal sophistication of its audience." Bates v. State Bar of Ariz., 433 U.S. 350, 383, n. 37, 97 S.Ct. 2691, 53 L.Ed.2d 810 (1977). *The audience in Chapter 13 bankruptcy cases includes a trustee, 11 U.S.C. § 1302(a), who must examine proofs of claim and, where appropriate, pose an objection, §§ 704(a)(5), 1302(b)(1)*

(including any timeliness objection, §§ 502(b)(1), 558). And that trustee is likely to understand that, as the Code says, a proof of claim is a statement by the creditor that he or she has a right to payment subject to disallowance (including disallowance based upon, and following, the trustee's objection for untimeliness). §§ 101(5)(A), 502(b), 704(a)(5), 1302(b)(1). (We do not address the appropriate standard in ordinary civil litigation.)” See, MIDLAND FUNDING, LLC, Petitioner v. Aleida JOHNSON. 137 S.Ct. 1407, 197 L.Ed.2d 790 (2017).

64. “The bankruptcy system, as we have already noted, treats untimeliness as an affirmative defense. The trustee normally bears the burden of investigating claims and pointing out that a claim is stale. See supra, at 1412 – 1413. Moreover, protections available in a Chapter 13 bankruptcy proceeding minimize the risk to the debtor. See supra, at 1413. And, at least on occasion, the assertion of even a stale claim can benefit a debtor.” See, MIDLAND FUNDING, LLC, Petitioner v. Aleida JOHNSON. 137 S.Ct. 1407, 197 L.Ed.2d 790 (2017).

65. As my filing in this Court made clear including the Trustee Bask letter in the 2022 case with Judge Kimball sending this directly to US Trustee Weiner in this Chapter 13 case, it is clear that in none of the Bankruptcy cases this Court is trying to hold against myself or my family has the US Trustee

fulfilled any of these obligations nor has this Court even allowed me to be heard in any fair manner much less at an evidentiary hearing.

66. This case has not proceeded according to those US Supreme Court guidelines.

67. The Court is reminded that Pat Sahm, Sr. wanted to come forward in April 13, 2023 but the Court was closed and this Court of Judge Russin allowed Mr. Shraiberg to allow Joanna Sahm to leave the Zoom before testimony on her own motion who then proceeded to conscript her mother into a Guardianship to silence her when Pat Sahm, Sr. had relevant statements for fraud in this Court as shown by the April 19, 2023 affidavit with personal notations, a guardianship Inger Garcia is on record saying is illegal and fraudulent in the State Court .

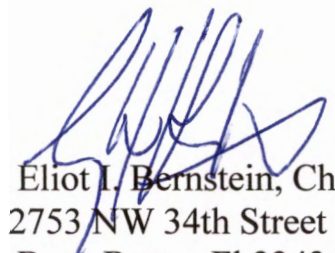
68. Contrary to the substantially false statements by Mr. Shraiberg on June 2, 2025 the last 2 years have been filled with Guardianship proceedings, changes of Judges in that case, change of Judges in the foreclosure and I never filed a single motion until just over a month ago when my counsel Garcia got implicated by the State Foreclosure Judge.

69. All Orders must now be vacated.

WHEREFORE, it is respectfully prayed for an Order vacating Orders DE No. 35, 37, 38 upon mandatory disqualification of Judge Russin and for appropriate

Transfer of my case and reinstating the automatic Stay and for such other and further relief as may be just and proper.

Dated: June 23, 2025



Eliot I. Bernstein, Ch. 13 Debtor Pro Se
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CERTIFICATE OF SERVICE

I certify that I served by electronic mail the US Trustee and Mr. Shraiberg and other parties required for Service as known on this day.

Dated: June 23, 2025



/s/ Eliot I. Bernstein
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