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February 10, 2016

VIA US MAIL

The Honorable John L. Phillips
North County Courthouse
3188 PGA Boulevard
Room 1414 | Courtroom 3
Palm Beach Gardens, FL 33410

Re: Ted Bernstein, etc., et al. v. Alexandra Bernstein, et al.
Case Number(s): 2014CP003698XXXXNB IH


Dear Judge Phillips:

On behalf of Plaintiff, Ted Bernstein, Trustee, I have enclosed a proposed order resulting from the hearing on February 4, 2016 on *Trustee's Motion to Modify Final Order Approving Sale Dated May 6, 2015 and for Further Injunctive Relief* (the "Motion"). The Court denied Eliot Bernstein's request to strike the Motion and for a stay pending appeal, and ordered that the substantive issues be set for an evidentiary hearing. The proposed Order is consistent with your ruling. I also have included Eliot Bernstein's objections and alternate proposed order for the Court's consideration. Self addressed, stamped envelopes are enclosed for the Court's convenience.

In addition, I have provided a courtesy copy of the Motion and the *Notice of Evidentiary Hearing on Trustee's Motion to Modify Final Order Approving Sale*, which now has been scheduled through Your Honor's Judicial Assistant, and is scheduled to be heard on Monday, March 28, 2016 at 1:30 p.m.

We appreciate Your Honor's time and attention to these matters.

Respectfully submitted,


Alan B. Rose

Enclosures

cc: All parties on service list

SERVICE LIST

<p>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)</p> <p>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) Counsel for Molly Simon, Alexandra Bernstein, Eric Bernstein, Michael Bernstein</p> <p>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</p> <p>Jill Iantoni, individually and as trustee for her children, and as natural guardian for J.I. a minor jilliantoni@gmail.com</p>	<p>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</p> <p>Pamela Beth Simon 303 E. Wacker Drive, Suite 2725 Chicago, IL 60601 Email: psimon@stpcorp.com</p> <p>Brian M. O'Connell, Esq. Joielle A. Foglietta, Esq. Ciklin Lubitz Martens & O'Connell 515 N. Flagler Dr., 20th Floor West Palm Beach, FL 33401 561-832-5900 - Telephone 561-833-4209 - Facsimile Email: boconnell@ciklinlubitz.com; jfoglietta@ciklinlubitz.com; service@ciklinlubitz.com; slobdell@ciklinlubitz.com</p>
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