

IN THE CIRCUIT COURT IN AND FOR THE 15<sup>TH</sup> JUDICIAL CIRCUIT IN AND FOR  
PALM BEACH COUNTY, FLORIDA

IN RE: ESTATE OF:

PROBATE DIVISION

SIMON L. BERNSTEIN,

FILE NO: 502012CP4391XXXXNB/IH

Deceased.

**PETITION FOR AUTHORIZATION AND RATIFICATION FOR THE PAYMENT OF  
THE MOVING AND STORAGE OF, AND FOR AUTHORIZATION TO SELL, THE  
TANGIBLE PERSONAL PROPERTY PREVIOUSLY LOCATED AT 7020 LIONS  
HEAD LANE, BOCA RATON, FL**

BRIAN M. O'CONNELL, as Successor Personal Representative of the Estate of SIMON L. BERNSTEIN ("Mr. O'Connell" or "Successor Personal Representative"), petitions this Court for authorization and ratification for the payment of the moving and storage of, and for authorization to sell, the tangible personal property previously located at 7020 Lions Head Lane, Boca Raton, FL ("TPP" and "House," respectively), and as grounds, therefore, states as follows:

1. On June 24, 2014, Mr. O'Connell was appointed as the Successor Personal Representative of the Estate of Simon L. Bernstein ("Estate" and "Decedent", respectively).
2. The Successor Personal Representative, pursuant to an Order of this Court, dated March 30, 2015, hired Hall & Hall Appraisals to complete an inspection and appraisal of the Estate's TPP located at the House, which has been previously circulated to all parties. See Amended Order attached hereto as Exhibit "A."
3. On March 31, 2015, the Court approved the sale of the House where the TPP had been stored. Upon information and belief, the House was scheduled to close on June 10, 2015.
4. As such, the Successor Personal Representative found it necessary and in the best interest of the Estate to take possession of, move and store, the TPP located at the House. The

TPP consisted of items located in a residence of 5 bedrooms, 10 bathrooms, and two 2-car garages.


5. Accordingly, the Successor Personal Representative requests this Court to authorize and ratify the payment to White Lion Moving Systems of South Florida, Inc. in the amount of \$11,886.60 for the final cost to pack and move the TPP, and storage cost for two (2) months. See copy of Invoice attached hereto as Exhibit "B".

6. The Successor Personal Representative also requests ratification and authorization to pay the monthly storage fees of \$840.00 for the tangible personal property, until further order of this Court.

7. Finally, the Successor Personal Representative requests authority to sell the TPP, in bulk and/or by hiring an estate sale, liquidation or auction company to sell the TPP.

WHEREFORE, the Successor Personal Representative respectfully requests the Court enter an Order granting the relief set forth above, and for his attorneys' fees and costs, and such other relief as the Court deems just and proper.

I HEREBY CERTIFY that a true and correct of the foregoing was sent by e-mail service or U.S. Postal Service on the 29<sup>th</sup> day of May, 2015 to the parties on the attached Service List.



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BRIAN M. O'CONNELL  
Florida Bar No: 308471  
ASHLEY N. CRISPIN  
Florida Bar No: 37495  
JOELLE A. FOGLIETTA  
Florida Bar No: 94238  
Ciklin Lubitz & O'Connell

515 N. Flagler Dr., 20th Floor  
West Palm Beach, FL 33401  
Telephone: 561-832-5900  
Facsimile: 561-833-4209  
primary e-mail: [service@ciklinlubitz.com](mailto:service@ciklinlubitz.com)  
secondary e-mail: [slobdell@ciklinlubitz.com](mailto:slobdell@ciklinlubitz.com)

**SERVICE LIST**

Alan B. Rose, Esq. Page, Mrachek, Fitzgerald & Rose, PA. 505 S. Flagler Dr., Suite 600 West Palm Beach, FL 33401 (561) 355-6991 <a href="mailto:arose@mrachek-law.com">arose@mrachek-law.com</a> <a href="mailto:mchandler@mrachek-law.com">mchandler@mrachek-law.com</a> Attorney for Ted S. Bernstein	John P. Morrissey, Esq. 330 Clematis St., Suite 213 West Palm Beach, FL 33401 <a href="mailto:john@jmorrisseylaw.com">john@jmorrisseylaw.com</a> Attorney for Molly Simon et al	Donald R. Tescher, Esq. Robert L. Spallina, Esq. 925 S. Federal Highway, Suite 500 Boca Raton, FL 33432 <a href="mailto:Dtescher@tescherlaw.com">Dtescher@tescherlaw.com</a> <a href="mailto:ddustin@tescherlaw.com">ddustin@tescherlaw.com</a> <a href="mailto:rspallina@tescherspallina.com">rspallina@tescherspallina.com</a> <a href="mailto:kmoran@tescherspallina.com">kmoran@tescherspallina.com</a>
Peter Feaman, Esq. Peter M. Feaman, P.A. 3695 Boynton Beach Blvd., Suite 9 Boynton Beach, FL 33436 <a href="mailto:pfeaman@feamanlaw.com">pfeaman@feamanlaw.com</a>	Shendell & Pollock, P.L. 2700 N. Military Trail, suite 150 Boca Raton, FL 33431 241-2323 Fax: 241-2330 Gary R. Shendell, Esq. <a href="mailto:gary@shendellpollock.com">gary@shendellpollock.com</a> <a href="mailto:estella@shendellpollock.com">estella@shendellpollock.com</a> <a href="mailto:grs@shendellpollock.com">grs@shendellpollock.com</a> Kenneth S. Pollock, Esq. <a href="mailto:ken@shendellpollock.com">ken@shendellpollock.com</a> <a href="mailto:britt@shendellpollock.com">britt@shendellpollock.com</a> <a href="mailto:grs@shendellpollock.com">grs@shendellpollock.com</a>  Attorney for Tescher and Spallina	Max Friedstein 2142 Churchill Lane Highland Park, IL 60035 Beneficiary
Eliot Bernstein and Joshua, Jacob and Daniel Bernstein, Minors c/o Eliot and Candice Bernstein, Parents and Natural Guardians 2753 N.W. 34 <sup>th</sup> St. Boca Raton, FL 33434 <a href="mailto:iviewit@iviewit.tv">iviewit@iviewit.tv</a>	Pamela Beth Simon 950 N. Michigan Ave., Apt. 2603 Chicago, IL 60611 <a href="mailto:psimon@stpcorp.com">psimon@stpcorp.com</a>	Lisa Friedstein and Carley Friedstein, Minor c/o Jeffrey and Lisa Friedstein Parent and Natural Guardian 2142 Churchill Lane Highland Park, IL 60035 <a href="mailto:Lisa@friedsteins.com">Lisa@friedsteins.com</a> <a href="mailto:Lisa.friedstein@gmail.com">Lisa.friedstein@gmail.com</a> Beneficiary
Jill Iantoni and Julia Iantoni, a Minor c/o Guy and Jill Iantoni, her Parents & Natural Guardians 2101 Magnolia Lane Highland Park, IL 60035 <a href="mailto:jilliantoni@gmail.com">jilliantoni@gmail.com</a>		

IN THE CIRCUIT COURT IN AND FOR THE 15<sup>TH</sup> JUDICIAL CIRCUIT IN AND FOR  
PALM BEACH COUNTY, FLORIDA

SHM  
BMD  
ANC  
JAF  
SKL

IN RE: ESTATE OF:

PROBATE DIVISION

SIMON L. BERNSTEIN,

FILE NO: 502012CP4391XXXXSB

Deceased.

AMENDED ORDER ON PETITION TO TAKE POSSESSION, STORE, INSPECT AND  
APPRAISE ESTATE TANGIBLE PERSONAL PROPERTY

(Amending Order on Petition to Take Possession, Store, Inspect and Appraise Estate Tangible  
Personal Property entered March 25, 2015)

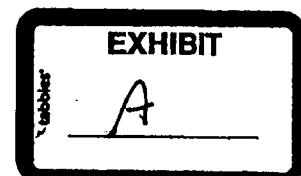
THIS CAUSE coming before the Court on Brian M. O'Connell's, as Successor Personal  
Representative of the Estate of Simon L. Bernstein ("Mr. O'Connell"), Petition to Take  
Possession, Store, Inspect and Appraise Estate Tangible Personal Property, the Court having  
heard argument of counsel, and being otherwise fully advised, it is thereupon

ORDERED AND ADJUDGED as follows:

1. The Petition to Take Possession, Store, Inspect and Appraise Estate Tangible  
Personal Property is GRANTED, in part, as follows:

2. Mr. O'Connell is authorized to:

a) Hire Hall & Hall Appraisers, Inc. in order to complete an inspection and  
appraisal of the Estate's tangible personal property, located at 7020 Lions Head Lane, Boca  
Raton, FL ("House"), at a rate of \$125.00 per hour, and to hire an assistant(s) for the appraiser  
which is necessitated by the boxed condition of many of the tangible personal property items for  
an amount not to exceed \$100.00 per hour, to be paid from the Simon L. Bernstein Amended and  
Restated Trust Agreement, dated July 25, 2012 ("Simon Trust");



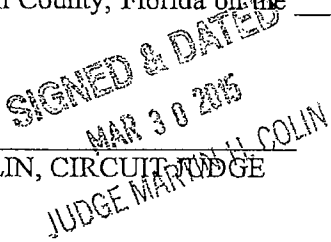
b) Inspect, and, if tangible personal property of Simon L. Bernstein is present, then appraise the additional items of tangible personal property located at 950 Peninsula Corporate Circle, Suite 3010, Boca Raton, Florida 33487; the expenses associated with same are to be paid from the Simon Trust.

c) Ted Bernstein and Elliot Bernstein may be present on the day of the inspection and appraisal of the House, but may not enter the House while Hall & Hall conducts such inspection and appraisal.

d) The Simon Trust shall distribute \$500.00 to the Estate to pay the required initial deposit for the above, by 5:00 pm on Thursday, March 26, 2015.

e) The Court authorizes and approves the making of the payments referenced in paragraphs 2 (a), (b), and (d) above.

DONE AND ORDERED in Delray Beach, Palm Beach County, Florida on the \_\_\_\_\_ day of \_\_\_\_\_, 2015.

  
\_\_\_\_\_  
MARTIN H. COLIN, CIRCUIT JUDGE

Copies furnished to all on the Service List attached

**SERVICE LIST**

Alan B. Rose, Esq. Page, Mrachek, Fitzgerald & Rose, PA. 505 S. Flagler Dr., Suite 600 West Palm Beach, FL 33401 (561) 355-6991 <a href="mailto:arose@mrachek-law.com">arose@mrachek-law.com</a> <a href="mailto:mchandler@mrachek-law.com">mchandler@mrachek-law.com</a> Attorney for Ted S. Bernstein	John P. Morrissey, Esq. 330 Clematis St., Suite 213 West Palm Beach, FL 33401 <a href="mailto:john@jmorrisseylaw.com">john@jmorrisseylaw.com</a> Attorney for Molly Simon et al	Irwin J. Block, Esq. Law Office of Irwin J. Block, PL 700 South Federal Hwy. Ste 200 Boca Raton, FL 33432 <a href="mailto:ijb@ijblegal.com">ijb@ijblegal.com</a> Attorney for Tescher and Spallina
Peter Feaman, Esq. Peter M. Feaman, P.A. 3695 Boynton Beach Blvd., Suite 9 Boynton Beach, FL 33436 <a href="mailto:pfeaman@feamanlaw.com">pfeaman@feamanlaw.com</a>	Gary R. Shendell, Esq. Shendell & Pollock 2700 N. Military Trail, Suite 150 Boca Raton, FL 33431 <a href="mailto:gary@shendellpollock.com">gary@shendellpollock.com</a> <a href="mailto:ken@shendellpollock.com">ken@shendellpollock.com</a> <a href="mailto:britt@shendellpollock.com">britt@shendellpollock.com</a> <a href="mailto:grs@shendellpollock.com">grs@shendellpollock.com</a>  Attorney for Tescher and Spallina	Max Friedstein 2142 Churchill Lane Highland Park, IL 60035 Beneficiary
Eliot Bernstein and Joshua, Jacob and Daniel Bernstein, Minors c/o Eliot and Candice Bernstein, Parents and Natural Guardians 2753 N.W. 34 <sup>th</sup> St. Boca Raton, FL 33434 <a href="mailto:iviewit@iviewit.tv">iviewit@iviewit.tv</a>	Pamela Beth Simon 950 N. Michigan Ave., Apt. 2603 Chicago, IL 60611 <a href="mailto:psimon@stpcorp.com">psimon@stpcorp.com</a>	Lisa Friedstein and Carley Friedstein, Minor c/o Jeffrey and Lisa Friedstein Parent and Natural Guardian 2142 Churchill Lane Highland Park, IL 60035 <a href="mailto:Lisa@friedsteins.com">Lisa@friedsteins.com</a> <a href="mailto:Lisa.friedstein@gmail.com">Lisa.friedstein@gmail.com</a> Beneficiary
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**White Lion Moving Systems of South Florida, Inc.**  
**Boca Raton FL 33487**  
**800-WHITE LION**  
**US DOT: 2148696 Mover Register #: FL Im 1939 PBC**  
**MV984**  
**info@whitelion.com**

**Company Invoice - G6270322**

Customer Name: **\* Brian O`connell Law Office**  
 From Address: **St. Andrews Country Club**  
**7020 Lions Head Ln**  
 City/State/Zip: **Boca Raton, FL 33496**  
 Address To: **Self Storage**  
 City/State/Zip: **Deerfield Beach, FL 33442**  
 Phone: **Cindy 561-820-0385**  
 Email: **smcdowell@ciklinlubitz.com**

Customer Rep: **KEVIN F**  
 Move Date: **06/04/2015**  
 Total Job Volume: **1200 cf.**

**Charges**

<b>Labor Time: 11 movers 9.00 hrs \$650.00 per hrs</b>	<b>\$5850.00</b>
<b>Travel Time: 0 movers 0.00 hrs \$0.00 per hrs</b>	<b>\$0.00</b>
<b>Labor for Packing</b>	<b>\$4140.00</b>
<b>Packing Materials</b>	<b>\$3097.50</b>
<b>Materials Sales Tax: 6.00%</b>	<b>\$185.85</b>
<b>Additional Services: Trips, truck, travel, and fuel</b>	<b>\$360.00</b>
<b>Additional Services: June Storage ( 2 units) per JF</b>	<b>\$840.00</b>
<b>Discount: 25 % Mat Disc and 25% labor disc +2000 disc per JF</b>	<b>\$-4236.75</b>
<b>Labor Delivery: 6 movers 5.5 hrs \$300.00 per hrs</b>	<b>\$1650.00</b>
<b>Total Job</b>	<b>\$11886.60</b>
<b>Total Job Balance</b>	<b>\$11886.60</b>

**Packing Material Used on Job**

Qty	Material	Unit Price \$
35	1.5 Small	3.50
22	3.0 Medium	4.50
24	4.5 Large	7.00
2	6.0 XL	6.50
6	Bubble Wrap Roll	80.00
33	Dish/china	18.00
5	Mirror Carton Large	22.00
2	Mirror Carton Small	11.00
34	Mirror Glass/cardboard Piece	5.75
1	Picture Box Lg	32.00
3	Picture Box Sm	25.00
5	Shrink Wrap	45.00
58	Tape	3.75
2	Tv Box	25.00

**EXHIBIT**

**B**

9	Wardrobe	16.00
10	White Paper	55.00

Remarks		
<p>Day 1 packing and Loading: No charge for trucks on day 1; 9.5 hrs ( 9:00-6:30) x 9 packers at discount rate of \$360.00 per hour: \$3420.00 ; 3 packers 6hrs x 120.00 = 720; ** Day 1 packing and loading labor total: \$4140.00 **            No charge for extra trucks on day 2*** Day 2: 845- 615 (deduct half hour)***            Day 3: 5.5 hours for 6 movers and 2 trucks** *****Total of \$13,046.60 for move into storage. Monthly storage is \$840.00 for 24 x 24 AC unit and 12 x 20 unit. Total due is \$14, 396.60. Additional discount of \$2,000.00 approved by JF. Total due \$11, 886.60***Payable to White Lion Moving Systems of South Florida, Inc. 3350 NW 2nd Ave #A28, Boca Raton, FL 33431</p>		
Customer Name	Customer Signature	Date