

# Genny Bernstein

## Senior Counsel

Florida Bar Board Certified  
Elder Law Attorney

## Contact

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## Location

505 South Flagler Drive  
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Florida 33401

## Honors & Distinctions

### The Best Lawyers in America

Elder Law, 2024  
Trusts and Estates, 2024

### Florida Super Lawyers

Elder Law, 2023

### The Florida Bar

Elder Law Section, Member of the Year, 2020

### Palm Beach Illustrated

Top Lawyers, Elder Law, 2018, 2021-Present

### Florida Trend

Legal Elite, 2010, 2012, 2014-2022

## Education

J.D., Nova Southeastern Shepard Broad Law  
Center

B.S., Florida State University

## Admissions



Genny Bernstein is a Florida Bar Board Certified Specialist in Elder Law and a member of Jones Foster's Private Wealth, Wills, Trusts & Estates practice group. Genny focuses her practice in the areas of estate planning wills and trusts, guardianships, special needs trusts, veteran benefits, and asset planning and protection for Medicaid to assist in obtaining benefits for home care, assisted living, or skilled nursing facilities. She is admitted to practice in the U.S. Supreme Court and Florida Courts and is an Accredited Attorney for claims, preparation, presentation and prosecution with the U.S. Department of Veterans Affairs.

Genny is a regular speaker on the topics of elder law, estate planning, and Medicaid and veterans benefits at public and private events, workshops, healthcare fairs, and seminars throughout Palm Beach, Martin, and St. Lucie Counties. She is actively involved in several industry organizations, serving as the chair/editor of The Florida Bar Elder Law Section publication committee and a member of the National Academy of Elder Law Attorneys (NAELA), the Academy of Florida Elder Law Attorneys (AFELA), and the Real Property, Probate and Trust Law Section of The Florida Bar. Genny previously served as chair of The Florida Bar's 15th Judicial Circuit Grievance Committee E, an instructor of the Elder Law Annual Update and Review Course for The Florida Bar, and a co-chair of the Board Certification Committee of the Florida Association for Women Lawyers Palm Beach County.

Genny is consistently selected by her peers for inclusion in *The Best Lawyers in America*, *Florida Super Lawyers*, and *Palm Beach Illustrated's* "Top Lawyers" and was recognized by The Florida Bar Elder Law Section as a 2020 Member of the Year.

## Experience Highlights



### **Veteran's Spouse Deemed Eligible for Government Benefits**

Representation of a veteran's widow to obtain government benefits. Eligibility for Medicaid and a VA Widows Pension were established, allowing the individual to supplement her living expenses with government benefit funds received from both Medicaid and the VA at an assisted living facility while protecting and preserving assets.

### **Assets Preserved, Medicaid Benefits Obtained for Long-Term Care**

Representation of an elderly individual to obtain Medicaid. Nursing home expenses totaled \$8,000 per month, however, factors involving a disabled child allowed for protection and preservation of assets without creating ineligibility or penalties.

### **Estate Planning Tools Utilized to Avoid Interstate Probate**

Representation of a married couple seeking to avoid probate in multiple states with multi-property ownership and substantial liquid assets. A revocable living trust was created to allow them control of their monies during their lifetime but upon death, a transfer of assets to a trust eliminated multiple probate proceedings in different states.

### **Asset Transfer Allows Couple Eligibility for Medicaid Benefits**

Representation of a married couple paying \$9,000 per month for nursing home care. Assets were protected between the husband and wife in order to establish Medicaid eligibility.

### **VA Benefits Obtained for Disabled Veteran**

Representation of a disabled veteran living at home alone, unable to afford the required daily assistance with activities of daily living, including medication management and bathing. Strategies were employed to establish eligibility for monthly VA benefits to cover home care/health aid expenses.

## **Affiliations**

### **The Florida Bar**

Editor of The Advocate, a Florida Bar Elder Law Section Publication, 2018-Present

Chair, Elder Law Section Publication Committee, 2020-Present

Co-Chair, Elder Law Section Publication Committee, 2018-2020

Past-Chair, 15th Judicial Circuit Grievance Committee E

Former Annual Update and Review Course Instructor, Elder Law Section

Member, Elder Law Section, 2004-Present

Member, Real Estate, Probate & Trust Law Section, 2004-Present

### **Florida Association for Women Lawyers, Palm Beach County**

Co-Chair, Board Certification Committee, 2020-2021



Member, 2018-Present

**Palm Beach County Bar Association**

Member, 2000-Present

**National Academy of Elder Law Attorneys (NAELA)**

Member

**Academy of Florida Elder Law Attorneys (AFELA)**

Member

**Craig S. Barnard American Inns of Court**

Member, 2018-Present

