

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT
IN AND FOR MIAMI-DADE COUNTY, FLORIDA

STATE OF FLORIDA,
OFFICE OF FINANCIAL REGULATION,

CASE NO.07-43672 CA 09

Plaintiff,

v.

BERMAN MORTGAGE CORPORATION,
ET AL.,

Defendants,

and,

DB ATLANTA LLC, WATERSIDE ACQUISITIONS
LLC, ET AL.,

Relief Defendants.

ORDER GRANTING RELIEF FROM STAY

THIS CAUSE came on for hearing May 29, 2008 at 2:15 p.m. upon Turnberry Bank's Motion for Court Permission to Continue Suit and Add Receiver as Party Defendant, and the Court having reviewed the motion, the file, having heard argument of counsel, proper notice of the motion and hearing having been given, and the Court being otherwise fully advised in the premises, it is hereupon

ORDERED AND ADJUDGED:

1. Turnberry Bank's Motion for Court Permission to Continue Suit, Add Receiver as Party Defendant is denied in part and granted in part as set forth herein.
2. The Court's December 11, 2007 Temporary Injunction and Agreed Order Appointing Receiver will remain in effect as to Turnberry Bank and below described real property for an additional 45 days and will automatically expire on July 14, 2008.

3. After July 14, 2008 without further Order of this Court, the Court's December 11, 2007 Temporary Injunction and Agreed Order Appointing Receiver, as to the Receiver, the Defendants and the Relief Defendants, and as to the below described real property parcel and improvements and fixtures thereon, and pertaining to Turnberry Bank's enforcement of its mortgage upon such property, is hereby dissolved, lifted and terminated in all respects, so as to permit Turnberry Bank the right to add Receiver as an interested party Defendant and complete its State Court foreclosure action pending in the Circuit Court of the Eleventh Judicial Circuit in and for Miami-Dade County, Florida under case no. 08-3110 CA 02 through foreclosure sale upon this parcel including the Circuit Court Clerk's issuance of Certificate of Title in favor of the purchaser at foreclosure sale. The parcel of real property for which the temporary injunction is lifted and terminated is described as the following parcel and improvements and fixtures thereon, being located in Miami-Dade County, Florida and described as:

Unit No. 1370-17, of BISCAYNE PARK TERRACE, A CONDOMINIUM, according to the Declaration of Condominium thereof recorded in Official Records Book 24455 at Page 801, of the Public Records of Miami-Dade County, Florida.

Also known as 1370 N.E. 119 Street, Unit #17E, Miami, Florida 33161, tax identification number 30-2232-093-0370

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida,
this ___ day of June, 2008.

Copies furnished:

James D. Gassenheimer, Esq.
Helen Schwartz Romanez, Esq.
All parties of record

Conformed Copy
JUN 20 2008
Circuit Court Judge Thomas S. Wilson, Jr.
Circuit Court Judge