

IN THE CIRCUIT COURT OF THE  
11TH JUDICIALCIRCUIT IN AND FOR  
MIAMI -DADE COUNTY, FLORIDA

CASE NO.: 08-3110 CA 02

TURNBERRY BANK,

Plaintiff,

vs.

WATERSIDE ACQUISITIONS, LLC, a Florida  
Limited liability company,; DANA J. BERMAN,  
Individually; BISCAYNE PARK TERRACE  
CONDOMINIUM ASSOCIATION, INC., a  
not-for-profit Florida corporation; JANE DOE,  
UNKNOWN TENANT; JOHN DOE, UNKNOWN  
TENANT,

Defendants.

**NOTICE OF HEARING**  
**(Motion Calendar)**

*(Telephone notice given & agreed to among the parties herein on 10/24/08)*

**YOU ARE HEREBY NOTIFIED** that we will call up for hearing before the  
**HONORABLE RONALD M. FRIEDMAN**, Circuit/Civil Judge, in **Room 1304** at the MIAMI-  
DADE COUNTY COURTHOUSE, 73 West Flagler Street, Miami, Florida 33130, on **TUESDAY,**  
**NOVEMBER 18, 2008 at 9:00 A.M.,** or as soon thereafter as the same may be heard:

**RECEIVER'S SECOND MOTION TO STAY PROCEEDINGS**

*PLEASE BE GOVERNED ACCORDINGLY.*

WE HEREBY CERTIFY THAT THE UNDERSIGNED COUNSEL HAS MADE, OR  
WILL MAKE, A BONA FIDE EFFORT TO RESOLVE THE MATTER SCHEDULED FOR  
HEARING, OR ATTEMPT TO NARROW THE ISSUES, PRIOR TO THE DATE OF THE  
HEARING.

*In accordance with the Americans with Disabilities Act of 1990, persons needing a special accommodation to participate in this proceeding should contact the Court Administrator's office at 305-349-7000 no later than seven (7) days prior to the proceeding. If you are hearing impaired, call (TDD) 1-800-955-8771 no later than seven (7) business days prior to such proceeding; if you are voice impaired, call 1-800-955-8770 no later than seven (7) business days prior to such proceeding.*

**BERGER SINGERMAN**  
attorneys at law

Boca Raton Fort Lauderdale Miami Tallahassee

200 South Biscayne Boulevard Suite 1000 Miami, Florida 33131-5308 Telephone 305-755-9500 Facsimile 305-714-4340


**CERTIFICATE OF SERVICE**

WE HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by Electronic Mail and U.S. Mail on this 24<sup>th</sup> day of October 2008, to: **Helen Schwartz Romañez, Esquire, Attorneys for Plaintiff**, THE ROMAÑEZ LAW FIRM, P.A., 255 Alhambra Circle, Suite 850, Coral Gables, Florida 33134.

Respectfully submitted,

BERGER SINGERMANN  
*Attorneys for the Receiver, Michael I. Goldberg*  
1000 Wachovia Financial Center  
200 South Biscayne Boulevard  
Miami, Florida 33131  
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Facsimile: (305) 714-4340

By: \_\_\_\_\_

  
**JAMES D. GASSENHEIMER**  
Florida Bar No. 959987

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