

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

CASE NO.: 07-43672 CA 09

STATE OF FLORIDA, OFFICE OF
FINANCIAL REGULATION,

Plaintiff,

vs.

BERMAN MORTGAGE CORPORATION,
a Florida corporation, M.A.M.C.
INCORPORATED, a Florida corporation,
DANA J. BERMAN, as Owner and Managing
Member,

Defendants,

and,

DB ATLANTA, LLC, a Florida limited liability
company, et al.,

Relief Defendants.

**ORDER GRANTING RECEIVER'S MOTION FOR ENTRY OF A BAR ORDER
ENJOINING ALL NOTICED PARTIES FROM PROSECUTING CLAIMS
AGAINST LANDMARK INSURANCE COMPANY AND TO ESTABLISH
A RESERVE OPERATING FUND FROM THE INSURANCE
RECOVERY AND CLAIM PROCEDURES TO THE INSURANCE FUNDS**

THIS MATTER CAME on before the court on the above styled motion at 3:15 p.m. on October 14, 2008, and the Court have reviewed the motion, having reviewed the procedures for service of the motion and having heard and considered the arguments of counsel, having found that the method of service of the motion was sufficient and being otherwise fully advised in the premises, it is:

ORDERED AND ADJUDGED AS FOLLOWS:

1. The motion and all the relief requested in the motion is granted.
2. The noticed parties are forever barred from prosecuting claims against Landmark.
3. The Receiver is authorized to create the proposed reserve account in the amounts and for the uses proposed in the Motion and is further authorized to use the reserve account funds for the purposes set forth in the Motion without further order of this court.
4. The Court approves the claims procedures for Unit owners to claim against the remaining Insurance funds.
5. The Receiver is authorized to disburse the funds not used for the unit owners to the MAMC Lenders to pay down the MAMC Loan to DB Biloxi II.

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, on this 14th day of October 2008.

THOMAS WILSON, JR.
CIRCUIT JUDGE

Copies furnished to:

All interested parties on the attached Service List.

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Conformed Copy
OCT 14 2008
Thomas S. Wilson, Jr.
Circuit Court Judge

SERVICE LIST

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