

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

STATE OF FLORIDA,)
OFFICE OF FINANCIAL REGULATION)

Plaintiffs,)

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, DB DURHAM, LLC,)
a Florida Limited Liability Company,)
NORMANDY HOLDINGS II, LLC, a)
Florida Limited Liability Company,)
NORMANDY HOLDINGS III, LLC, a)
Florida Limited Liability Company,)
DBKN GULF INCORPORATED, a Florida)
Limited Liability Company, OCEANSIDE)
ACQUISITIONS, LLC, a Florida Limited)
Liability Company, DB BILOXI, LLC, a)
Florida Limited Liability Company, DB)
BILOXI II, LLC, a Florida Limited)
Liability Company, DB BILOXI III, LLC,)
a Florida Limited Liability Company,)
DBDS VERO BEACH, LLC, a Florida)
Limited Liability Company, DB TAMPA)
LLC, a Florida Limited Liability Company)
DB SIMPSONVILLE, LLC, a Florida)
Limited Liability Company, DB NORTH)
MIAMI, LLC, a Florida Limited Liability)
Company, REDLANDS RANCH)
HOLDINGS, LLC, a Florida Limited)
Liability Company, DBDS BISCAYNE)
PARK, LLC, a Florida Limited Liability)
Company, DB CARROLL STREET, LLC,)

CIVIL DIVISION

CASE NO. 07-43672 CA 09

6. Florida Rule of Civil Procedure 1.080 states "**unless the court otherwise orders, every pleading subsequent to the initial pleading and every other paper filed in the action...shall be served on each party.**" Fla. R. Civ. P. 1.080(a) (emphasis added).

7. The Defendants proceeded to file a motion and attend a hearing without notifying opposing counsel in an attempt to guaranty the non-appearance of the Four Ambassadors. Such actions are unethical and unjust.

WHEREFORE, THE FOUR AMBASSADORS ASSOCIATION, INC, prays for entry of an Order vacating the Order dated October 14, 2008, imposing sanctions against the Defendants and any other relief this Court deems just and proper under the circumstances.

Respectfully submitted,

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By: 

Richard R. Robles

Florida Bar No. 0088481

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by United States Mail to all parties listed on the attached service list on this 15th day of October, 2008.

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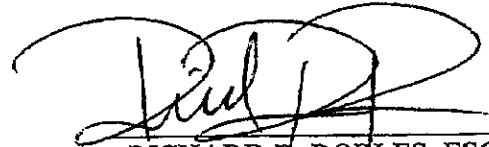
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Cc: James D. Gassenheimer; Goldberg, Michael

Subject: 2008-10-14 (MAMC Cape Coral, LLC) Executed Order Granting Receiver's Motion to Approve the Agreement between AHIFO and MAMC Regarding AHIFO-MAMC Cape Coral, LLC for the Purposes of Issuing K-1 Statements.PDF;2008-10-14 (MAMC Four Ambassadors 5-100, LLC) Executed Order Granting Receiver's Motion for Court Order Authorizing the Receiver to File a Petition Under Chapter 11 of the Bankruptcy Code on behalf of MAMC Four Ambassadors.PDF; 2008-10-14 (DB Biloxi II, LLC) Executed Order Granting Receiver's Motion for Entry of a Bar Order Enjoining All Noticed Parties from Prosecuting Claims against Landmark Ins.Co. and to Establish a Reserve Operating Fund from the Insurance Recovery and Cla.; 2008-10-14 (MAMC 903 Duval Street, LLC) Executed Order Granting Receiver's Motion to Approve the Sale of MAMC 903 Duval Street, LLC and Distribution of the Sale Proceeds.PDF; 2008-10-14 (Southchase) Executed Order Granting Receiver's Motion for Court Order Authorizing Distribution Regarding Southchase Mortgage.PDF; 2008-10-14 (DBDS Vero Beach) Executed Order Granting Receiver's Motion to Abandon Relief Defendant DBDS Vero Beach.PDF; 2008-10-14 (DB Biloxi II, LLC) Executed Order Granting Receiver's Motion for Court Order Authorizing Payment of Reasonable Attorneys' Fees & Receiver Fees in Conjunction with DB Biloxi II, LLC / Le Chateau Project.PDF; 2008-10-14 Executed Order Granting Receiver's Motion to Approve the Retention of Roth Jonas Mittleberg and Hartney for Various Receivership Assets and Relief Defendants and Receiver's Motion to Approve the Retention of Roth Honas Mittleberg and Hartney f.; 2008-10-14 (DB Biloxi II, LLC) Executed Order Granting Receiver's Motion for Court Order Authorizing Payment of Reasonable Attorneys' Fees & Receiver Fees in Conjunction with DB Biloxi II, LLC / Le Chateau Project(2).PDF; 2008-10-14 (MAMC Bella Vista, LLC) Executed Order Granting Receiver's Motion to Approve the Exclusive Right of Sale Agreement between Colliers Dickinson & Relief Defendant MAMC Bella Vista, LLC.PDF; 2008-10-14 Executed Order Granting Receiver's Motion to Approve the Retention of Roth Jonas Mittleberg and Hartney, CPA, PA.PDF\$

Attachments: 2008-10-14 (MAMC Cape Coral, LLC) Executed Order Granting Receiver's Motion to Approve the Agreement between AHIFO and MAMC Regarding AHIFO-MAMC Cape Coral, LLC for the Purposes of Issuing K-1 Statements.PDF; 2008-10-14 (MAMC Four Ambassadors 5-100, LLC) Executed Order Granting Receiver's Motion for Court Order Authorizing the Receiver to File a Petition Under Chapter 11 of the Bankruptcy Code on behalf of MAMC Four Ambassadors.PDF; 2008-10-14 (DB Biloxi II, LLC) Executed Order Granting Receiver's Motion for Entry of a Bar Order Enjoining All Noticed Parties from Prosecuting Claims against Landmark Ins.Co. and to Establish a Reserve Operating Fund from the Insurance Recovery and Cla.; 2008-10-14 (MAMC 903 Duval Street, LLC) Executed Order Granting Receiver's Motion to Approve the Sale of MAMC 903 Duval Street, LLC and Distribution of the Sale Proceeds.PDF; 2008-10-14 (Southchase) Executed Order Granting Receiver's Motion for Court Order Authorizing Distribution Regarding Southchase Mortgage.PDF; 2008-10-14 (DBDS Vero Beach) Executed Order Granting Receiver's Motion to Abandon Relief Defendant DBDS Vero Beach.PDF; 2008-10-14 (DB Biloxi II, LLC) Executed Order Granting Receiver's Motion for Court Order Authorizing Payment of Reasonable Attorneys' Fees & Receiver Fees in Conjunction with DB Biloxi II, LLC / Le Chateau Project.PDF; 2008-10-14 Executed Order Granting Receiver's Motion to Approve the Retention of Roth Jonas Mittleberg and Hartney for Various Receivership Assets and Relief Defendants and Receiver's Motion to Approve the Retention of Roth Honas Mittleberg and Hartney f.; 2008-10-14 (DB Biloxi II, LLC) Executed Order Granting Receiver's Motion for Court Order Authorizing Payment of Reasonable Attorneys' Fees & Receiver Fees in Conjunction with DB Biloxi II, LLC / Le Chateau Project(2).PDF; 2008-10-14 (MAMC Bella Vista, LLC) Executed Order Granting Receiver's Motion to Approve the Exclusive Right of Sale Agreement between Colliers Dickinson & Relief Defendant MAMC Bella Vista, LLC.PDF; 2008-10-14 Executed Order Granting Receiver's Motion to Approve the Retention of Roth Jonas Mittleberg and Hartney, CPA, PA.PDF\$

Please see attached. Thank you.

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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 COURT ORDER AUTHORIZING
THE RECEIVER TO FILE A PETITION UNDER CHAPTER 11 OF THE
BANKRUPTCY CODE ON BEHALF OF M.A.M.C. FOUR AMBASSADORS 5-100, LLC**

THIS MATTER CAME ON before the court on the above styled motion at 3:00 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.

CASE NO.: 07-43672 CA 09

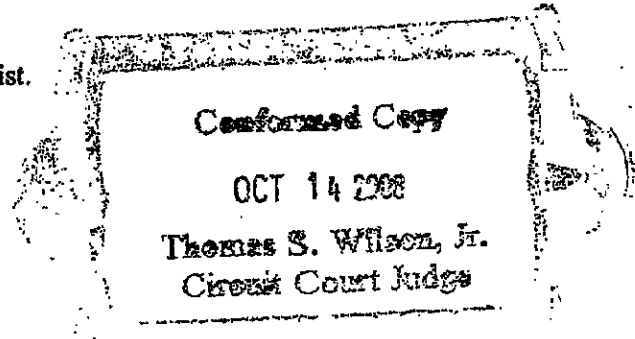
DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, on this
14th day of October 2008.

THOMAS WILSON, JR.
CIRCUIT JUDGE

Copies furnished to:

All interested parties on the attached Service List.

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CASE NO.: 07-43672 CA 09

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