

IN THE CIRCUIT COURT OF THE 11TH
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 , a
Florida corporation, M.A.M.C.
INCORPORATED, a Florida corporation, DANA
J. BERMAN, as Owner and Managing Member,

Defendant.

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,
WATERSIDE ACQUISITIONS, 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, **DBDS
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**, a Florida Limited
Liability Company,

Relief Defendants.

ORDER ON RECEIVER'S MOTION FOR COURT ORDER ESTABLISHING PROCEDURES TO RAISE MONEY THROUGH DEFENDANT, M.A.M.C. INCORPORATED TO FUND THE COMPLETION OF THE WORKOUT OF CERTAIN DEFAULTED AND NON-PERFORMING LOANS

THIS CAUSE HAVING come on before the Court on March 11, 2008 upon the *above-styled Motion*, and the Court having heard argument of counsel, having heard the position of the Receiver, and being otherwise duly advised in the premises, it is hereby;

ORDERED AND ADJUDGED that:

1. The Receiver's Motion is Granted.
2. Each loan committee is authorized to raise funds to complete the workout of each specific loan or project. The funds shall be used exclusively for the benefit of that specific project for uses including, but not limited to, attorneys fees, costs and operating expenses.
3. The funds raised on a specific loan and/or project shall be paid at an interest rate of 8% per annum, simple interest and loan shall receive a priority in repayment from the recovery made through the loan workout.
4. The waterfall of payments from the monetization of a specific loan or project shall first be the payment of 2% of the recovery to M.A.M.C. Incorporated for operating expenses, repayment of the workout loan contemplated by this Order and thereafter, return of principal to the original investors in the loan or project.
5. The authority to determine the amount of money to be raised on a specific project shall be vested with the loan committee of each project by majority vote of that committee, subject to approval and oversight by the Receiver. The Receiver shall retain the right to veto any decision of a committee to raise funds.

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, on this _____ day of March 2007.

Conformed Copy
MAR 14 2008
Thomas S. Wilson, Jr.
THOMAS WILSON, JR., CIRCUIT JUDGE

cc: All Counsel of Record

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