

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 DETERMINING
RECEIVER'S AUTHORITY TO ACT WITH RESPECT TO CERTAIN ASSETS
SUBJECT TO DANA J. BERMAN'S DIVORCE SETTLEMENT AND
AMENDMENT TO RECEIVER'S MOTION FOR COURT ORDER DETERMINING
RECEIVER'S AUTHORITY TO ACT WITH RESPECT TO CERTAIN ASSETS
SUBJECT TO DANA J. BERMAN'S DIVORCE SETTLEMENT**

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

ORDERED AND ADJUDGED that:

1. The Court finds it has jurisdiction over the assets that are the subject of the Motion.
2. The Receiver's Motion to reject the divorce settlement is Denied with respect to the funds currently held in the Receiver's Trust Account for the benefit of Kevin Berman. The Receiver is directed to pay these funds directly to the school which Kevin Berman attends.
3. Ruling is deferred with respect to the rejecting of the divorce settlement as to the Hanes City, Polk County, Florida property. The Receiver is authorized to sell the property and to escrow the funds in an interest bearing account. The Receiver is directed to complete an investigation into the acquisition of this property to schedule an evidentiary hearing for the Court to determine the appropriate distribution of the proceeds of the sale of this asset.
4. The Receiver is directed to investigate and obtain an accounting for the \$200,000.00 paid to Deborah Berman and the \$200,000.00 paid to Dana J. Berman from tax refunds received and distributed through the divorce proceeding and to thereafter make recommendations to the Court, on whether it is appropriate to bring actions under Florida Statutes §726.

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, on this 14 day of March 2007.


 Thomas S. Wilson, Jr.
 THOMAS WILSON, JR., CIRCUIT JUDGE

Conformed Copy
 MAR 14 2008

cc: All Counsel of Record