

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, et al.,

Relief Defendants.

THE ORIGINAL
FILED ON:

JAN 27 2009

IN THE OFFICE OF
CIRCUIT COURT MIAMI-DADE CO. FL.

NOTICE OF HEARING / ADD-ON
(Special Set for 15 minutes)

YOU ARE HEREBY NOTIFIED that we will call up for hearing before the
HONORABLE THOMAS WILSON, JR., Circuit/Civil Judge, in Room 626 at the MIAMI-
DADE COUNTY COURTHOUSE, 73 West Flagler Street, Miami, Florida 33130, on TUESDAY,
FEBRUARY 10, 2009 at 9:30 A.M., or as soon thereafter as the same may be heard:

RECEIVER'S MOTION FOR A COURT ORDER AUTHORIZING
RECEIVER TO COMPROMISE WITH THE CLAIMS OF JOHNS MANVILLE

PLEASE BE GOVERNED ACCORDINGLY.

WE HEREBY CERTIFY THAT THE UNDERSIGNED COUNSEL HAS MADE, OR

BERGER SINGERMAN
attorneys at law

Boca Raton Fort Lauderdale Miami Tallahassee

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.

CERTIFICATE OF SERVICE

WE HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by Electronic Mail and/or U.S. Mail on this 27th day of January 2009, to: **Cristina Saenz, Assistant General Counsel**, STATE OF FLORIDA, OFFICE OF FINANCIAL REGULATION, 401 N.W. 2nd Avenue, Suite N-708, Miami, Florida 33128; to **Charles Pickett, Esquire, Counsel for Johns Manville**, CASEY CIKLIN LUBITZ MARTENS & O'CONNELL, P.A., 515 North Flagler Drive, Suite 1900, West Palm Beach, Florida 33401; to **Richard H. Bergman, Esquire, Counsel for Transcapital Bank**, BERGMAN & JACOBS, P.A., 2001 Hollywood Boulevard, Suite 200, Hollywood, Florida 33020; to **Charles W. Throckmorton, Esquire, Attorneys for Dana Berman**, KOZYAK TROPIN THROCKMORTON, P.A., 2525 Ponce de Leon Boulevard, 9th Floor, Coral Gables, Florida 33134; and to **Gabrielle D'Alemberte, Esquire**, LAW OFFICES OF ROBERT PARKS, 2121 Ponce de Leon Boulevard, Suite 505, Coral Gables, Florida 33134.

Respectfully submitted,

BERGER SINGERMAN

Attorneys for Receiver Michael I. Goldberg

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By: _____

JAMES D. GASSENHEIMER

Florida Bar No. 959987

cc: The Honorable Thomas Wilson, Jr. *(via Hand-Delivery)*
Michael Goldberg, Esq., as Receiver *(via e-mail)*
The Investor(s)/Lender(s) Group *(via e-mail)*

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.

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