

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.

---

**RE-NOTICE OF HEARING**

**(Special Set for 30 minutes)**

**(Cancels Hearing Previously Set for May 7, 2009 at 9:15 a.m.)**

**YOU ARE HEREBY NOTIFIED** that we will call up for hearing before the  
**HONORABLE THOMAS WILSON, JR.**, Circuit/Civil Judge, in **Room 400** at the MIAMI-  
DADE COUNTY COURTHOUSE, 73 West Flagler Street, Miami, Florida 33130, on **WEDNESDAY,**  
**MAY 6, 2009 at 10:30 A.M.**, or as soon thereafter as the same may be heard:

**RECEIVER'S EMERGENCY MOTION REGARDING A UCC SALE OF THE SECOND  
MORTGAGE AND ACCOMPANYING NOTES REGARDING DB TAMPA, LLC**

*PLEASE BE GOVERNED ACCORDINGLY.*

2102143-1

**BERGER SINGERMAN**  
attorneys at law

*Boca Raton Fort Lauderdale Miami Tallahassee*

200 South Biscayne Boulevard Suite 1000 Miami, Florida 33131-5308 Telephone 305-755-9500 Facsimile 305-714-4340

**CERTIFICATE OF SERVICE**

WE HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by Electronic Mail and U.S. Mail on this 5<sup>th</sup> day of May 2009, to:

**Cristina Saenz**  
**Assistant General Counsel**  
STATE OF FLORIDA  
OFFICE OF FINANCIAL REGULATION  
401 N.W. 2<sup>nd</sup> Avenue, Suite N-708  
Miami, Florida 33128

**Alan M. Sandler, Esquire**  
*Counsel for Defendants, Joel and Deborah Sokol,  
Darlene Levasser, Robert Dzimidas IRA,  
Lawrence Meyer IRA, Lawrence Meyer Roth IR  
and Mary Joe Meyer SD IRA and Mary Joe Meyer Roth IRA*  
SANDLER & SANDLER  
117 Aragon Avenue  
Coral Gables, Florida 33134

**Allan A. Joseph, Esquire**  
*Counsel for The Amadi Companies and  
Amedia Family Investors*  
DAVID AND JOSEPH, P.L.  
1001 Brickell Bay Drive, Suite 2002  
Miami, Florida 33131

**Charles W. Throckmorton, Esquire**  
*Attorneys for Dana Berman*  
KOZYAK TROPIN THROCKMORTON, P.A.  
2525 Ponce de Leon Boulevard, 9<sup>th</sup> Floor  
Coral Gables, Florida 33134

**Paul Huck, Esquire**  
**Dean C. Colson, Esquire**  
COLSON HICKS EIDSON  
255 Aragon Avenue, Second Floor  
Coral Gables, Florida 33134

**Jason S. Miller, Esquire**  
*Counsel for Flagstar Bank*  
ADORNO & YOSS, LLP  
2525 Ponce de Leon Boulevard, Suite 400  
Coral Gables, Florida 33134

**William C. Phillippi, Esquire**  
Adams, Cassidy & Phillippi  
One East Broward Blvd., Suite 1410  
Fort Lauderdale, FL 33301

**R. Marshall Rainey, Esq.**  
**John A. Schifino, Esq.**  
WILLIAMS, SCHIFINO MANGIONE &  
STEADY, P.A.  
P.O. Box 380  
Tampa, Florida 33601-0380

Respectfully submitted,

**BERGER SINGERMAN**  
*Attorneys for Receiver, Michael Goldberg*  
1000 Wachovia Financial Center  
200 South Biscayne Boulevard  
Miami, Florida 33131  
Phone: (305) 755-9500 / Fax: (305) 714-4340

By: James D. Gassenheimer 5/5/09  
JAMES D. GASSENHEIMER  
Florida Bar No. 959987  
E-Mail: [jgassenheimer@bergersingerman.com](mailto:jgassenheimer@bergersingerman.com)  
ARIADNA HERNANDEZ  
Florida Bar No. 020953  
E-Mail: [ahernandez@bergersingerman.com](mailto:ahernandez@bergersingerman.com)

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)*  
Posted to the Berman Mortgage Website

*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.*