

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 APPROVING SETTLEMENT BETWEEN RECEIVER AND THOSE CERTAIN
UNDERWRITERS AT LLOYD'S LONDON INSURING MAMC UNDER
PROFESSIONAL LIABILITY INSURANCE POLICIES AND FOR BAR ORDER
ENJOINING ALL PARTIES FROM PROSECUTING CLAIMS AGAINST SAID
POLICIES AND THOSE CERTAIN UNDERWRITERS AT LLOYD'S SUBSCRIBING
TO THOSE POLICIES**

THIS CAUSE came before the Court on May 27, 2009 on Receiver's Motion for an Order approving the settlement between the Receiver and MAMC's Professional Liability Errors and Omissions insurer, those Certain Underwriters at Lloyd's and for the entry of a bar order enjoining all noticed parties from prosecuting claims against those Underwriters and the Court have reviewed the motion and the procedures for service of the motion, having heard and

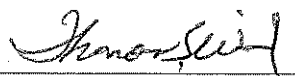
considered the arguments of counsel, having found that the method of service of the motion and notice to said parties is sufficient and, the Court being otherwise fully advised in the premises, it is:

ORDERED AND ADJUDGED AS FOLLOWS:

1. The Receiver's Motion and the relief requested therein are hereby granted.
2. The Noticed Parties as defined in the Motion are forever barred from prosecuting claims against the Underwriters.
3. The terms of this Bar Order shall become effective upon the tender by Lloyd's of \$1,000,000.00 to the Berger Singerman, P.A. Trust Account within ten (10) days from the date of this Order.
4. The Receiver shall hold all funds until this Order becomes a final non-appealable order.
5. The Receiver is authorized to pay Receiver's counsel, David & Joseph, P.L. its contingent fees and costs for prosecuting the claims against the Underwriters, which retention was previously approved by this Court.
6. Any and all remaining funds shall be placed in the Receiver's escrow account and distributed pursuant to further motion and order of this Court

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, on this

21 of May, 2009.



THOMAS WILSON, JR.
CIRCUIT JUDGE

Copies furnished to:

All interested parties on the attached Service List.