

IN THE CIRCUIT COURT OF THE
ELEVENTH 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 GRANTING RECEIVER'S MOTION TO
TREAT ALL INVESTORS OF DB BILOXI, LLC *PARI PASSU***

THIS MATTER CAME ON before the court on the Receiver's Motion To Treat All Investors of DB Biloxi, LLC *Pari Passu* at 2:30 p.m. on June 23, 2009, and the Court having reviewed the motion, reviewed the procedures for service of the motion, found that the method of service of the motion was sufficient, having heard the arguments of counsel, and being otherwise fully advised in the premises, it is:

ORDERED AND ADJUDGED as follows:

1. The motion and all the relief requested in the motion is GRANTED.

2. All MAMC investors in the DB Biloxi, LLC project, shall be treated *pari passu* with respect to any recovery made in proceedings against or involving DB Biloxi, LLC.

3. The Receiver is hereby authorized to treat all MAMC investors in the DB Biloxi, LLC project *pari passu* with respect to any distributions from the sale of DB Biloxi, LLC's assets.

4. _____

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, on this 23rd day of June, 2009.

Conformed Copy

JUN 23 2009

Thomas S. Wilson, Jr.

THOMAS WILSON, Jr. Circuit Court Judge
CIRCUIT JUDGE

Copies furnished to:

All interested parties.

2175147-1