

IN THE CIRCUIT COURT OF THE
11TH JUDICIAL CIRCUIT IN AND FOR
MIAMI-DADE COUNTY, FLORIDA

GENERAL JURISDICTION DIVISION

CASE NO: 07-43672 CA 09

STATE OF FLORIDA

Plaintiff(s),

vs.

Berman Mortgage Corp.
et al

Defendant(s).

ORDER

GRANTING/DENYING
PLAINTIFF'S/DEFENDANT'S
Receiver's Motion
or DB Islamorada

THIS CAUSE having come on to be heard on 7/7/09
on Plaintiff's/Defendant's Motion


The Receiver's motion to treat all lenders/investors
~~in the~~ PARI PASSU regarding MAMC Islamorada LLC
and the Court having heard argument of counsel, and being otherwise advised in the premises, it is
hereupon

ORDERED AND ADJUDGED that said Motion be, and the same is hereby

Granted. The court finds that the notice
to lenders by posting on the web page was sufficient
notice to the lenders. All lenders who participated
in the bankruptcy court DIP financing shall be paid in
priority. All remaining net recovery to be distributed PARI
Passu with respect to each lender's investment in the project.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida this 7 day of

July, 2009


CIRCUIT COURT JUDGE
Thomas S. Wilson, Jr.
Circuit Court Judge

Copies furnished to: Counsel of Record

117.01-554 1/03

Posted on Receiver
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