

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, OFFICE
OF FINANCIAL REGULATION

Plaintiff(s),

vs.

BERMAN MORTGAGE CORPORATION
et al.

Defendant(s).

07-43672 CA 09

ORDER

GRANTING/DENYING
PLAINTIFF'S/DEFENDANT'S
RECEIVER'S MOTION

FOR AN ORDER APPROVING
SALE OF DB BILOXI, LLC
PROPERTY PURSUANT TO LOI

Receiver's THIS CAUSE having come on to be heard on Wednesday, September 23, 2009
on Plaintiff's/Defendant's Motion FOR AN ORDER APPROVING THE SALE OF A

PORTION OF DB BILOXI, LLC'S PROPERTY PURSUANT TO THE LETTER OF

INTENT TO PURCHASE BY WALMART STORES, INC. AND APPROVING LOI EXECUTION

and the Court having heard argument of counsel, and being otherwise advised in the premises, it is BY RECEIVER
hereupon (MOTION)

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

THE COURT FINDS THAT THE NOTICE PROCEDURES USED BY THE RECEIVER CONSTITUTE
ADEQUATE NOTICE TO THE LENDERS OF THE MOTION AND HEARINGS THEREON.

THE COURT HEREBY APPROVES THE RECEIVER'S EXECUTION OF THE LETTER OF INTENT

ATTACHED TO THE MOTION, INUNC PRO TUNC TO JULY 25, 2009. THE

RECEIVER IS AUTHORIZED TO COMPLY WITH THE TERMS OF THE LETTER OF

INTENT AND PERFORM SUCH ACTS AND EXECUTE ALL APPROPRIATE DOCUMENTS
TO EFFECTUATE THE TERMS OF THE LETTER OF INTENT.

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

SEPTEMBER, 2009


CIRCUIT COURT JUDGE

THOMAS S. WILSON, Jr.

Copies furnished to: Counsel of Record