

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

GENERAL JURISDICTION DIVISION

STATE OF FLORIDA, OFFICE OF
FINANCIAL REGULATION,

CASE NO.: 07-43672-CA-09

Plaintiff,

v.
BERMAN MORTGAGE CORPORATION ,
a Florida corporation, M.A.M.C.
INCORPORATED, a Florida corporation,
DANA J. BERMAN, as Owner and
Managing Member,

Defendant.

and,

DB ATLANTA, LLC, a Florida limited
liability company, et al.,

Relief Defendants.

**ORDER ON RECEIVER'S MOTION FOR AN ORDER APPROVING
SETTLEMENT BETWEEN MAMC INCORPORATED
AND EMERALD CAY INVESTMENTS, LLC**

THIS CAUSE having come before the Court on September 22, 2009 on Receiver's Motion for an Order Approving Settlement between M.A.M.C. Incorporated and Emerald Cay Investments, LLC ("Motion"), and the Court having heard the argument of counsel, having heard the position of the Receiver, having reviewed the papers, it is hereby:

ORDERED AND ADJUDGED that:

1. The Receiver's Motion is hereby GRANTED.
2. The Proposed Settlement outlined in the Motion is approved.

3. The Court approves the posting and distribution procedures used by the Receiver and finds that said procedures provide adequate notice of this Motion and the Notice of Hearing thereon.

4. The Receiver is hereby authorized to file and/or execute all documents necessary to effectuate the terms of the Proposed Settlement, including but not limited to the releases of the Personal Guarantors, as outlined in paragraph 10 of the Motion. The Noticed Parties, as defined in the Motion, will be deemed to have acknowledged the releases of the Personal Guarantors upon the closing of the sale of the property pursuant to the "Sales Contract" and upon receipt by M.A.M.C. Incorporated of the amounts outlined in paragraph 10 of the Motion .

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida on this _____ day of September 2009.

THOMAS S. WILSON, Jr.

THOMAS WILSON, JR.,
CIRCUIT JUDGE

Copies furnished to:

All Counsel of Record
Posted to the Receivership Website

Conformed copy

SEP 5 2009

Thomas S. Wilson, Jr.
Circuit Court Judge

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