

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT
OF THE STATE OF FLORIDA IN AND FOR MIAMI-DADE COUNTY
CIVIL DIVISION

ALEX BISTRICER, as limited partner of)
GULF ISLAND RESORT, L.P., et al.,)

Plaintiffs/Counterclaim Defendants,)

vs.)

CASE NO.: 08-79169 CA (09)

COASTAL REAL ESTATE ASSOCIATES,)
INC., etc., et al.,)

Defendants/Counterclaim Plaintiffs.)

**SUMMARY FINAL JUDGMENT IN FAVOR OF OCEANSIDE AND DBKN AS TO
COUNTS III AND IV AND IN FAVOR OF STEVEN CARLYLE CRONIG AS TO
COUNT III**

This matter came before the Court on September 15, 2009, on Receiver's Motion for Summary Judgment in Favor of Oceanside and DBKN (the "Receiver's Motion") and Steven Carlyle Cronig's Motion for Summary Judgment as to Count III ("Cronig's Motion"). The Receiver's Motion requested the entry of a final summary judgment in favor of Oceanside Acquisitions, LLC ("Oceanside") and DBKN Gulf Incorporated ("DBKN") as to Counts III (conspiracy) and IV (civil theft) of Plaintiffs' Third Revised Amended Complaint (the "Complaint"). Cronig's Motion requested the entry of a final summary judgment in favor of Steven Carlyle Cronig ("Cronig") as to Count III. All claims other than those asserted in Counts III and IV have been adjudicated and disposed of by previous orders of the Court.

The Court has reviewed the motions and the record, including the exhibits filed by the parties, and has considered the arguments of counsel. The

Court finds that there are no genuine issues of material fact as to the claims asserted in Counts III and IV of the Complaint, and that Oceanside, DBKN, and Cronig are entitled to judgment as a matter of law. It is, therefore,

ORDERED AND ADJUDGED as follows:

1. The Receiver's Motion and Cronig's Motion are hereby GRANTED.
2. Plaintiffs, Alex Bistricher, as limited partner of Gulf Island Resort, L.P., and Gulf Island Resort, L.P., shall take nothing by this action.
3. Defendants, Oceanside, DBKN, and Cronig, shall go hence without day.
4. The Court reserves jurisdiction to tax costs and attorney fees upon appropriate motion.

DONE AND ORDERED in chambers at Miami, Dade County, Florida, this ___ day of _____, 2009.

Confirmed Copy

OCT 09 2009

Thomas S. Wilson, Jr.
Circuit Court Judge

THOMAS R. WILSON, JR.
CIRCUIT COURT JUDGE

Copies furnished to:

Counsel of Record
Receivership Website