

IN THE CIRCUIT COURT OF THE
ELEVENTH 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,

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.

FOURTH AMENDED NOTICE OF HEARING

(Add-On)

(Special Set – 30 Minutes)

YOU ARE HEREBY NOTIFIED that we will call up for hearing before the
HONORABLE JERALD BAGLEY, Circuit/Civil Judge, in **Room 1202** at the MIAMI-DADE
COUNTY COURTHOUSE, 73 West Flagler Street, Miami, Florida 33130, on **THURSDAY,**
MARCH 18, 2010 at 8:30 A.M., or as soon thereafter as the same may be heard:

RECEIVER'S AMENDED MOTION FOR A COURT ORDER APPROVING THE
PROPOSED SETTLEMENT AGREEMENT BETWEEN THE RECEIVER,
OCEANSIDE ACQUISITIONS, LLC AND KEITH NOVAK AND INCORPORATED
MOTION SEEKING AN ORDER DIRECTING THE ASSIGNMENT OF CERTAIN
CASES PENDING IN PASCO COUNTY TO THIS COURT

BERGER SINGERMAN
attorneys at law

Boca Raton Fort Lauderdale Miami Tallahassee

And

RECEIVER'S MOTION FOR AN ORDER APPROVING THE SALE OF ALL OF THE ASSETS OF RELIEF DEFENDANT, DB BILOXI II, LLC TO GLP PROPERTIES, LLC, AND FOR APPROVAL OF THE RELEASE BY MAMC, INC OF A DEED OF TRUST ISSUED BY DB BILOXI II, LLC AND TO APPROVE A DISTRIBUTION PROCEDURE

And

RECEIVER'S MOTION FOR AN ORDER APPROVING THE RECEIVER'S EXECUTION OF THE LEASE FOR M.A.M.C. INC.'S OFFICE SPACE
NUNC PRO TUNC

And

RECEIVER'S MOTION FOR AN ORDER APPROVING THE PROPOSED PRIORITY OF DISTRIBUTION AND PROCEDURES FOR THE DISBURSEMENT OF FUNDS RECOVERED BY THE RECEIVER IN AN ACCOUNTING PROFESSIONAL LIABILITY CLAIM

And

RECEIVER'S MOTION FOR AN ORDER APPROVING THE RECEIVER'S EXECUTION OF SALES CONTRACTS FOR THE SALE OF TWO CONDOMINIUM UNITS OWNED BY RELIEF DEFENDANT, OCEANSIDE ACQUISITIONS, LLC

CERTIFICATE OF SERVICE

WE HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail on this 11th day of March, 2010, to the attached service list.

Respectfully submitted,

BERGER SINGERMAN

Attorneys for Receiver, Michael Goldberg

1000 Wachovia Financial Center

200 South Biscayne Boulevard

Miami, Florida 33131

Phone: (305) 755-9500 / Fax: (305) 714-4340

By: _____


JAMES D. GASSENHEIMER

Florida Bar No. 959987

E-Mail: jgassenheimer@bergersingerman.com

ARIADNA HERNANDEZ

Florida Bar No. 020953

E-Mail: ahernandez@bergersingerman.com

SERVICE LIST

<p>Cristina Saenz Assistant General Counsel STATE OF FLORIDA OFFICE OF FINANCIAL REGULATION 401 N.W. 2nd Avenue, Suite N-708 Miami, FL 33128</p>	<p>Alan M. Sandler, Esquire <i>Counsel for</i> <i>Joel and Deborah Sokol,</i> <i>Darlene Levasser,</i> <i>Robert Dzimidas IRA,</i> <i>Lawrence Meyer IRA,</i> <i>Lawrence Meyer Roth IR</i> <i>Mary Joe Meyer SD IRA</i> <i>Mary Joe Meyer Roth IRA</i> SANDLER & SANDLER 117 Aragon Avenue Coral Gables, FL 33134</p>
<p>Charles W. Throckmorton, Esquire <i>Attorneys for Dana Berman</i> KOZYAK TROPIN THROCKMORTON, P.A. 2525 Ponce de Leon Boulevard, 9th Floor Coral Gables, FL 33134</p>	<p>Paul Huck, Esquire Dean C. Colson, Esquire COLSON HICKS EIDSON 255 Aragon Avenue, Second Floor Coral Gables, FL 33134</p>
<p>Jason S. Miller, Esquire <i>Counsel for Flagstar Bank</i> ADORNO & YOSS, LLP 2525 Ponce de Leon Boulevard, Suite 400 Coral Gables, FL 33134</p>	<p>Maurice Baumgarten, Esquire ANANIA, BANDKLAYDER, BLACKWELL, BAUMGARTEN, TORRICELLA & STEIN Bank of America Tower – Suite 4300 100 SE 2nd Street Miami, FL 33131</p>
<p>Mark A. Basurto, Esquire and Charles Evans Glausier, Esquire, <i>Attorneys for Gulf Island Beach and Tennis Club Condominium Association, Inc.</i> BUSH ROSS, P.A. Post Office Box 3913 Tampa, Florida 33601-3913</p>	<p>Charles L. Neustein, Esquire CHARLES L. NEUSTEIN, P.A. 777 Arthur Godfrey Road, Second Floor, Miami Beach, FL 33140</p>
<p>William Dufoe, Esquire Robert W. Lang, Esquire HOLLAND & KNIGHT, LLP 100 North Tampa Street, Suite 4100 Tampa, FL 33602</p>	<p>Deborah Poore Fitzgerald, Esquire, WALTON LANTAFF SCHROEDER & CARSON, LLP Corporate Center, Suite 2000 100 East Broward Boulevard Fort Lauderdale, FL 33301</p>
<p>Peter Valori, Esquire DAMIAN & VALORI, LLP 1000 Brickell Avenue, Suite 1020 Miami, FL 33131</p>	

cc: The Honorable Jerald Bagley *(via U.S. Mail)*
Michael Goldberg, Esq., as Receiver *(via e-mail)*
The Investor(s)/Lender(s) Group *(via e-mail)*
Posted to the Berman Mortgage Website
Jeannie Reporting *(via e-mail)*

In accordance with the Americans with Disabilities Act of 1990, persons needing a special accommodation to participate in this proceeding should contact the Court Administrator's office at 305-349-7000 no later than seven (7) days prior to the proceeding. If you are hearing impaired, call (TDD) 1-800-955-8771 no later than seven (7) business days prior to such proceeding; if you are voice impaired, call 1-800-955-8770 no later than seven (7) business days prior to such proceeding.

2624914-4