

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

STATE OF FLORIDA, OFFICE OF
FINANCIAL REGULATION,

CASE NO.: 07-43672 CA 09

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.

**ORDER GRANTING THE RECEIVER'S MOTION FOR A COURT
ORDER APPROVING THE SALE OF ALL 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**

THIS MATTER CAME ON before the Court on March 18, 2010, at 8:30 a.m. on the Receiver's Motion for a Court Order Approving the Sale of All 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 the Court having reviewed the Motion, having reviewed the posting of the Motion on the

Receivership website, and having heard argument of counsel for the Receiver and having noted that no written or oral objection was raised to the Motion, it is:

ORDERED AND ADJUDGED as follows:

1. The Motion is GRANTED;
2. The Court finds that the notice and established procedures for posting to the receivership website and e-mail distribution to the lenders constitute adequate notice of the instant Motion and hearing thereon to the MAMC investors/lender group;
3. The Court approves the Sale of the Assets of DB Biloxi, II, LLC pursuant to the Sale Agreement attached to the Motion and authorizes the Receiver to execute the Agreement;
4. The Court authorizes the Receiver to execute documents necessary to release the Land Deed of Trust executed by DB Biloxi, II, LLC in favor of the MAMC lender group in exchange for the MAMC lender group receiving the net sales proceeds of the sale contemplated under the contract attached to the Motion; and
5. The Court authorizes the Receiver to perform all acts and execute all documents necessary to effectuate the sale contemplated by the Agreement; and
6. The Court authorizes as a distribution procedure for the net sales proceeds the posting of the proposed distribution amounts for attorneys fees, costs, receivership fees and for distribution to the lender group on the receivership website. If no written objection is filed with the Receiver's counsel, and the Court within ten (10) days of the posting of the proposed

distribution, the Receiver is authorized, without further Order of this Court to distribute the funds in accordance with the posted distribution schedule.

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, on this day of March, 2010.

Conformed Copy

MAR 24 2010

THE HONORABLE JERALD BAGLEY
CIRCUIT COURT JUDGE
Jerald Bagley
Circuit Court Judge

Copies furnished to:

Counsel of Record
Michael Goldberg, as Court Appointed Receiver
Posted to Receivership Website
E-Mail Distribution to Lenders/Investors

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