

IN THE CIRCUIT COURT OF THE
11TH JUDICIAL CIRCUIT IN AND FOR
MIAMI-DADE COUNTY, FLORIDA

GENERAL JURISDICTION DIVISION
CASE NO: 07-43672 CA09

State of Florida, Office
of Financial Regulation
Plaintiff(s),

vs.

Berman Mortgage Corp., et al

Defendant(s).

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

Receivers
Motion for Authorization to
Modify Receivership Estate's
Interest in the MAMC Windward
Mortgage

Receivers THIS CAUSE having come on to be heard on December 1, 2010
on Plaintiff's/Defendant's Motion for Authorization to Modify Receivership Estate's
Interest in the MAMC Windward Mortgage and to Abandon Relief A MAMC Windward
EC, and Define Investor Class who may participate in any recovery in the MAMC Windward
and the Court having heard argument of counsel, and being otherwise advised in the premises, it is Mortgage
hereupon

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

the Receiver has authority to (1) modify the interests of the MAMC Windward Investors and
Mortgage Investors to provide that only those investors who pay into the Litigation Fund
shall receive ~~from the property~~ (2) abandon MAMC Windward (3) if \$75,000 is not
deposited to the BSPA Trust Account on or before December 3, 2010 by investors, Receiver
is authorized to abandon the foreclosure case and stipulate to transfer title to
ECIT and return Litigation Funds.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida this 1 day of

December 2010

Conformed Copy
JERALD BAGLEY
CIRCUIT COURT JUDGE
JUDGE JERALD BAGLEY
Circuit Court Judge