

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,

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 GRANTING RECEIVER'S MOTION TO TREAT
ALL INVESTORS IN OCEANSIDE ACQUISITIONS, LLC,
GULF ISLAND RESORT, L.P., LTD AND DBKN GULF INC. PARI PASSU**

THIS MATTER came before the Court on May 13, 2013, at the hearing on the Motion to Treat all Investors in Oceanside Acquisitions, LLC, Gulf Island Resort, L.P., Ltd. and DBKN Gulf Inc. *Pari Passu* (the "Motion"), filed by Michael I. Goldberg, the receiver (the "Receiver") over Defendants Berman Mortgage Corporation, M.A.M.C. Incorporated, and Relief Defendants DB Atlanta, LLC, *et al.* The Court, having reviewed the Motion, heard argument of counsel, finding that the notice and established procedures of posting to the Receivership website and e-

mail distribution to the lenders and/or investors in Oceanside Acquisitions, LLC, Gulf Island Resort, L.P., Ltd. and DBKN Gulf Inc. projects (the "Gulf Projects") constitutes adequate notice of this Motion, the hearing thereon and this Order, and being otherwise fully advised in the premises, does:

ORDER AND ADJUDGE that:

1. The Motion is GRANTED.
2. All investors in the Gulf Projects shall be treated *pari passu* with respect to any recovery made in proceedings against or involving the Gulf Projects.
3. Moreover, the Receiver is authorized to treat all investors in the Gulf Projects *pari passu* with respect to any distributions from the sale of the assets of the Gulf Projects.

DONE AND ORDERED in Chambers in Miami-Dade County, Florida on this ____ day of _____, 2013.

**THE HONORABLE JERALD BAGLEY
CIRCUIT COURT JUDGE**

Conformed copies to:
All counsel of record
Posted to the Receiver's Web Site

Conformed Copy

MAY 13 2013

Jerald Bagley
Circuit Court Judge