

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

GENERAL JURISDICTION DIVISION

CASE NO: 07-43672 CA 09

State of Florida

Plaintiff(s).

vs.

Berman mortgage
Company et al

Defendant(s).

ORDER

GRANTING/DENYING
PLAINTIFF'S/DEFENDANT'S
Receiver's Emergency
MOTION ON DB Biloxi III

THIS CAUSE having come on to be heard on January 11, 2008
on Plaintiff's/Defendant's Motion

The Receiver's Emergency Motion to Authorize additional
financing for the DB Biloxi III project

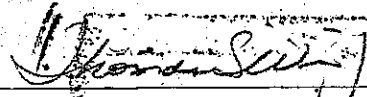
and the Court having heard argument of counsel, and being otherwise advised in the premises, it is
hereupon

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

1. The court approves the Receiver's request to enter into the financing plan with Alterra Capital Management LLC as set forth in the Receiver's January 11th 2008 notice of filing.
2. The Receiver is authorized to execute all documents, including sales of units at DB Biloxi III, to enter into contracts to complete the construction.
3. and ratify the court ratifies all sales and contracts of units that ^{have} ~~are~~ occurred at DB Biloxi III.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida this 11 day of

January, 2008


CIRCUIT COURT JUDGE
Conformed Copy

JAN 14 2008

Thomas S. Wilson, Jr.
Circuit Court Judge

Copies furnished to: Counsel of Record

117.01-554 1/03

Emailed to The Lender Group
postal on the Receiver's web site