

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, 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..

THE ORIGINAL
FILED ON:
NOV 05 2009
IN THE OFFICE OF
CIRCUIT COURT DADE CO FL

NOTICE OF HEARING
(Motion Calendar)

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 **MONDAY,**
NOVEMBER 23, 2009 at 9:30 A.M., or as soon thereafter as the same may be heard:

RECEIVER'S MOTION FOR AN ORDER APPROVING THE
RECEIVER'S RETENTION OF COUNSEL IN RELATION TO THE
SALE OF A PORTION OF DB BILOXI, LLC'S PROPERTY

PLEASE BE GOVERNED ACCORDINGLY.

BERGER SINGERMAN
attorneys at law

Boca Raton Fort Lauderdale Miami Tallahassee

200 South Biscayne Boulevard Suite 1000 Miami, Florida 33131-5308 Telephone 305-755-9500 Facsimile 305-714-4340

CERTIFICATE OF SERVICE

WE HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail on this 5th day of November, 2009, to the attached service list.

Respectfully submitted,

BERGER SINGERMAN

Attorneys for Receiver, Michael Goldberg

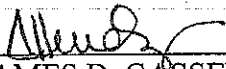
1000 Wachovia Financial Center

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

Cristina Saenz
Assistant General Counsel
STATE OF FLORIDA
OFFICE OF FINANCIAL REGULATION
401 N.W. 2nd Avenue, Suite N-708
Miami, Florida 33128

Alan M. Sandler, Esquire
Counsel for Defendants,
Joel and Deborah Sokol,
Darlene Levasser, Robert Dzimidas IRA,
Lawrence Meyer IRA, Lawrence Meyer Roth IR
and Mary Joe Meyer SD IRA and Roth IRA
SANDLER & SANDLER
117 Aragon Avenue
Coral Gables, Florida 33134

Allan A. Joseph, Esquire
Special Counsel for Receiver
DAVID AND JOSEPH, P.L.
1001 Brickell Bay Drive, Suite 2002
Miami, Florida 33131

Charles W. Throckmorton, Esquire
Attorneys for Dana Berman
KOZYAK TROPIN THROCKMORTON, P.A.
2525 Ponce de Leon Boulevard, 9th Floor
Coral Gables, Florida 33134

Paul Huck, Esquire
Dean C. Colson, Esquire
COLSON HICKS EIDSON
255 Aragon Avenue, Second Floor
Coral Gables, Florida 33134

Jason S. Miller, Esquire
Counsel for Flagstar Bank
ADORNO & YOSS, LLP
2525 Ponce de Leon Boulevard, Suite 400
Coral Gables, Florida 33134

Paul S. Murphy, Esquire
Counsel for Wal-Mart Stores, Inc.
Butler, Snow, O'Mara, Stevens & Cannada
1300 25th Avenue, Suite 204
Gulfport, MS 39501

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

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.

2422603-i