## IN THE CIRCUIT COURT OF THE ELEVENTH 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.

HE ONGWA

NOV 23 2010

IN THE OFFICE OF CIRCUIT COURT DADE CO. PC.

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	Detend	iants.
--------	--------	--------

## 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 <u>Room 1202</u> at the MIAMI-DADE COUNTY COURTHOUSE, 73 West Flagler Street, Miami, Florida 33130, on <u>WEDNESDAY</u>, <u>DECEMBER 1, 2010 at 8:30 A.M.</u>, or as soon thereafter as the same may be heard:

# RECEIVER'S MOTION FOR AUTHORIZATION TO LOAN FUNDS TO CERTAIN RECEIVERSHIP PROJECTS FOR PAYMENT OF REAL PROPERTY TAXES

**AND** 

# RECEIVER'S MOTION FOR AUTHORIZATION TO ENTER INTO A LEASING AGREEMENT WITH GADINSKY REAL ESTATE

BERGER SINGERMAN

KMAN Boca Raton Fort Lauderdale Miami Tallahasse

Case No.: 07-43672 CA 09

### **CERTIFICATE OF SERVICE**

WE HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail on this 23<sup>rd</sup> day of November, 2010, 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:

AMES D. GASSENHEIMDE

Florida Bar No. 959987

jgassenheimer@bergersingerman.com

MONICA F. ROSSBACH Florida Bar No. 13641

mrossbach@bergersingerman.com

CASE No.: 07-43672 CA 09

#### **SERVICE LIST**

Cristina Saenz	Alan M. Sandler, Esquire
Assistant General Counsel	SANDLER & SANDLER
STATE OF FLORIDA	117 Aragon Avenue
OFFICE OF FINANCIAL REGULATION	Coral Gables, FL 33134
401 N.W. 2 <sup>nd</sup> Avenue, Suite N-708	
Miami, FL 33128	
,	
Charles W. Throckmorton, Esquire	Paul Huck, Esquire
Attorneys for Dana Berman	Dean C. Colson, Esquire
KOZYAK TROPIN THROCKMORTON, P.A.	COLSON HICKS EIDSON
2525 Ponce de Leon Boulevard, 9 <sup>th</sup> Floor	255 Aragon Avenue, Second Floor
Coral Gables, FL 33134	Coral Gables, FL 33134
Jason S. Miller, Esquire	Maurice Baumgarten, Esquire
Counsel for Flagstar Bank	Anania, Bandklayder, Blackwell,
ADORNO & YOSS, LLP	Baumgarten, Torricella & Stein
2525 Ponce de Leon Boulevard, Suite 400	Bank of America Tower – Suite 4300
Coral Gables, FL 33134	100 SE 2 <sup>nd</sup> Street
	Miami, FL 33131
Mark A. Basurto, Esquire and Charles Evans	Charles L. Neustein, Esquire
Glausier, Esquire, Attorneys for Gulf Island Beach	CHARLES L. NEUSTEIN, P.A.
and Tennis Club Condominium Association, Inc.	777 Arthur Godfrey Road, Second Floor
BUSH ROSS, P.A.	Miami Beach, FL 33140
Post Office Box 3913	
Tampa, Florida 33601-3913	
William Dufoe, Esquire	Deborah Poore Fitzgerald, Esquire
Robert W. Lang, Esquire	WALTON LANTAFF SCHROEDER
HOLLAND & KNIGHT, LLP	& CARSON, LLP
100 North Tampa Street, Suite 4100	Corporate Center, Suite 2000 100 East Broward Boulevard
Tampa, FL 33602	Fort Lauderdale, FL 33301
Peter Valori, Esquire	Christopher S. Linde, Esquire
DAMIAN & VALORI, LLP	Burr Forman
1000 Brickell Avenue, Suite 1020	450 S. Orange Avenue
Miami, FL 33131	Suite 200
Transparent La Jacob	Orlando, Florida 32801
	Olimino, a lotton barova
	1

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
Jeannie Reporting (via e-mail)

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.

3255538-1