

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
West Palm Beach Division**

JONATHAN E. PERLMAN, Esq., as Court  
Appointed Receiver of Creative Capital  
Consortium, LLC, et al.

Plaintiff

CASE NO. 09-81224-CIV-HURLEY/HOPKINS

v.

DOLCE REGENCY SUITES, LLC,

Defendant.

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JONATHAN E. PERLMAN, Esq., as Court  
Appointed Receiver of Creative Capital  
Consortium, LLC, et al.

Plaintiff

CASE NO. 09-81225-CIV-HURLEY/HOPKINS

v.

FIVE CORNERS INVESTORS I, LLC,  
FIVE CORNERS INVESTORS II, LLC  
CFD-REGENCY I, LLC, CFD-REGENCY II,  
LLC and BW ASPIRE, LLC,

Defendants.

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JONATHAN E. PERLMAN, Esq., as Court  
Appointed Receiver of Creative Capital  
Consortium, LLC, et al.

Plaintiff

CASE NO. 09-81221-CIV-HURLEY/HOPKINS

v.

MILLENIU EXECUTIVE REALTY,  
INC., and NILDA RIVERA-CRUZ,

Defendants.

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**REPORT OF MEDIATOR**

CASE NO. 09-81224  
CASE NO. 09-81225  
CASE NO. 09-81221

The undersigned mediator, reports to the court as follows:

- A. A mediation conference was conducted on August 16, 2010
- B. The conference resulted in the following:

    X     Agreement signed (total resolution).

           The parties reached an impasse.

           The parties settled the following issues:

(a)

(b)

(c)

           C. The conference was continued and an additional mediation conference will be scheduled.

           D. The matter was settled prior to mediation conference.

Attendance:

Parties and Counsel present:

Jonathan Perlman, Esq., Receiver; Carmen Contreras-Martinez, Esq. for Receiver; David Cimo, Esq. for Receiver; Bradley Patrick, Esq. for Dolce Regency Suites, LLC; Michael Elsberry, Esq. and Joel K. Slater for Five Corners Investors I & II, LLC; Michael Elsberry, Esq. for BW Aspire, LLC; Howard Shapiro for CFD-Regency I & II, LLC; Vincent Lynch, Esq. for CFD Regency I & II, Nilda Cruz and Millenium Executive Realty, Inc.; Carlos J. Bonilla for Pacific Atlantic Investments and CFD-Regency I & II, LLC; Ivan Cruz for Millenium Executive Realty, Inc. and Nilda Cruz;

Parties and Counsel not present:

N/A

Dated: August 27, 2010

/s/ Francis L. Carter, Esq.  
Signature of Mediator

Francis L. Carter, Esq.  
Florida Bar 203912  
Katz Barron Squitero Faust  
2699 S. Bayshore Drive  
Seventh Floor  
Miami, FL 33133  
305-856-2444

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CASE NO. 09-81221

Copies to:

Jonathan Perlman, Esq.

Carmen Contreras-Martinez, Esq.

David Cimo, Esq.

Bradley Patrick, Esq.

Michael Elsberry, Esq.

Vincent Lynch, Esq.

Carlos J. Bonilla, Esq.