## DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT January Term 2007

## **CHERYL WHITE,** as parent and natural guardian on behalf of **ISAIAH WHITE,** a minor, Appellant,

v.

## **TEQUESTA HMA, INC.,** d/b/a **SANDY PINES,** a Florida corporation, Appellee.

No. 4D06-1768

[January 17, 2007]

PER CURIAM.

We reverse the order dismissing the complaint and remand to the circuit court for appellant to have a chance to amend her complaint, so that she has an opportunity to demonstrate that the causes of action alleged fall outside of the presuit screening requirements of section 766.106, Florida Statutes (2005).

WARNER, POLEN and GROSS, JJ., concur.

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Appeal from the Circuit Court for the Nineteenth Judicial Circuit, Martin County; Robert E. Belanger, Judge; L.T. Case No. 05-995 CA.

Arthur Schofield of Arthur Schofield, P.A., West Palm Beach, for appellant.

Michele I. Nelson of Wicker, Smith, O'Hara, McCoy, Graham & Ford, P.A., West Palm Beach, for appellee.

## Not final until disposition of timely filed motion for rehearing