DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT January Term 2008

ELIZABETH ANN THOMPSON, MILAN H. VALENCIC, and RALPH F. VALENCIC, JR.,

Appellants,

v.

MARGARITA M. CLEARY, individually, as Personal Representative of the Ralph F. Valencic Estate, and as Trustee of the Ralph F. Valencic Trust, Appellee.

No. 4D07-3078

[March 12, 2008]

PER CURIAM.

Affirmed. See Applegate v. Barnett Bank of Tallahassee, 377 So. 2d 1150 (Fla. 1979).

SHAHOOD, C.J., POLEN and MAY, JJ., concur.

* * *

Appeal from the Circuit Court for the Fifteenth Judicial Circuit, Palm Beach County; Karen L. Martin, Judge; L.T. Case No. 502006CP000238XXXXMB.

Elizabeth Ann Thompson, Lake Park, Milan H. Valencic, Colchester, Connecticut, and Ralph F. Valencic, Jr., Tallahassee, pro se.

James G. Pressly, Jr., of Pressly & Pressly, P.A., West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing