



Adkinson v. Nyberg, 344 So. 2d 614, 615-16 (Fla. 2d DCA 1977). At oral argument, Mr. Tolar conceded error.

Accordingly, we reverse and remand with directions to vacate the final summary judgment of foreclosure and to consider a renewed motion for summary judgment, consistent with this opinion. On remand Mr. Tolar may amend his pleading to claim any sums then due under the contract, and Mr. Harrington may appropriately amend his answer. Any judgment shall be subject to the contract terms and Mr. Harrington's right to redeem under section 45.0315, Florida Statutes (2014).

Reversed and remanded.

NORTHCUTT and KELLY, JJ., Concur.