

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING  
MOTION AND, IF FILED, DETERMINED.

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
SECOND DISTRICT

PEGGY S. CISKO, )  
 )  
 Appellant, )  
 )  
 v. )  
 )  
 PHOENIX MEDICAL PRODUCTS, INC. )  
 )  
 Appellee. )  
 \_\_\_\_\_ )

Case No. 2D05-5640

Opinion filed June 14, 2006.

Appeal from the Circuit  
Court for Collier County;  
Daniel R. Monaco, Judge.

Douglas L. Wilson of The Wilson  
Law Firm, Naples, for Appellant.

Cathy S. Reiman of Roetzel & Andress,  
L.P.A., Naples, for Appellee.

WHATLEY, Judge.

We reverse the order dismissing Cisco's complaint for lack of prosecution pursuant to Florida Rule of Civil Procedure 1.420(e) because there was, on the face of the record, activity within the one-year period, i.e., an interrogatory served by Cisco.

See Wilson v. Salamon, 923 So. 2d 363 (Fla. 2005).

Reversed and remanded; Cisco's complaint reinstated.

ALTENBERND and CASANUEVA, JJ., Concur.