Third District Court of Appeal

State of Florida, July Term, A.D. 2008

Opinion filed November 19, 2008. Not final until disposition of timely filed motion for rehearing.

> No. 3D08-387 Lower Tribunal No. 06-22338

> > Cristina B. Varela, Appellant,

> > > vs.

Merril Lynch Pierce Fenner & Smith Inc., Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Robert N. Scola, Judge.

Jennifer S. Carroll and David Noel, for appellant.

Shutts & Bowen, Robert Fracasso, and Stephen T. Maher; Randolph W. Adams, for appellee.

Before COPE and RAMIREZ, JJ., and SCHWARTZ, Senior Judge.

PER CURIAM.

Affirmed.