

Third District Court of Appeal

State of Florida, January Term, A.D. 2011

Opinion filed May 18, 2011.

No. 3D10-2598
Lower Tribunal No. 09-58882

United Property and Casualty Insurance Company,
Appellant,

vs.

Alfred Tuff,
Appellee.

An Appeal from a non-final order from the Circuit Court for Miami-Dade County, Ellen L. Leesfield, Judge.

Conroy, Simberg, Ganon, Krevans, Abel, Lurvey, Morrow & Schefer and Shannon P. McKenna (Hollywood), for appellant.

Alvarez, Carbonell, Feltman, Jimenez & Gomez and Jorge L. Carbonell and Paul B. Feltman, for appellee.

Before RAMIREZ, C.J., and WELLS and CORTIÑAS, JJ.

PER CURIAM.

ON CONFESSION OF ERROR

Based on Appellee's proper confession of error and our own independent review of the record, we reverse the trial court's non-final order compelling appraisal and remand for an evidentiary hearing to determine whether post-loss requirements were sufficiently complied with under the policy. See Citizens Prop. Ins. Corp. v. Gutierrez, No. 3D10-2134, 2011 WL 710148 (Fla. 3d DCA Mar. 2, 2011); Citizens Prop. Ins. Corp. v. Mango Hill Condo. Ass'n 12, 54 So. 3d 578 (Fla. 3d DCA 2011); Citizens Prop. Ins. Corp. v. Maytin, 51 So. 3d 591 (Fla. 3d DCA 2010); Citizens Prop. Ins. Corp. v. Galeria Villas Condo. Ass'n, 48 So. 3d 188 (Fla. 3d DCA 2010).

Reversed and remanded.