

Third District Court of Appeal

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

Opinion filed March 30, 2011.

Not final until disposition of timely filed motion for rehearing.

No. 3D10-2823

Lower Tribunal No. 07-30298

**R.J. Reynolds Tobacco Company, Philip Morris U.S.A. Inc., and
Lorillard Tobacco Company,**
Appellants,

vs.

Dana E. Ferrell, individually, and Priscilla A. Ferrell, his wife,
Appellees.

An Appeal of a non-final order from the Circuit Court for Miami-Dade County, Lester Langer, Judge.

Greenberg Traurig, and Elliot H. Scherker, David Ross, Sabrina Ferris, Julissa Rodriguez, Brigid F. Cech Samole; Carlton Fields, and Benjamin Reid, Alina Alonso, and Olga M. Vieira; Jones Day, and Stephanie E. Parker, John F. Yarber, and John M. Walker (Atlanta); Carlton Fields, and Gary L. Sasso and Joseph H. Lang, Jr. (Tampa); Boies, Schiller & Flexner, and Stephen N. Zack, Steven W. Davis, Mark J. Heise, and Pedro M. Allende, for appellants.

James Louis Ferraro, and Melissa D. Visconti and Allan B. Kaiser, for appellees.

Before GERSTEN, WELLS, and SALTER, JJ.

PER CURIAM.

Affirmed. Brown & Williamson Tobacco Corp. v. Young, 690 So. 2d 1377
(Fla. 1st DCA 1997).