

Third District Court of Appeal
State of Florida, January Term, A.D. 2011

Opinion filed January 19, 2011.
Not final until disposition of timely filed motion for rehearing.

No. 3D10-2899
Lower Tribunal No. 10-5905

Eight Peaks Capital, LLC,
Petitioner,

vs.

Humberto E. Santos, et al.,
Respondents.

A case of original jurisdiction – Writ of Mandamus.

Zachary Zurich (Key Largo), for petitioner.

Yvette Gonzalez Costa, for respondents.

Before GERSTEN, WELLS, and SHEPHERD, JJ.

PER CURIAM.

We grant Eight Peaks Capital, LLC's petition for writ of mandamus to compel the trial court to rule on its July 20, 2010, and September 23, 2010, motions for deficiency judgment.

Because we are confident the trial court will comply forthwith, we withhold issuance of the formal writ for thirty (30) days.