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# ALABAMA COURT OF CIVIL APPEALS

OCTOBER TERM, 2017-2018

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2151011

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Robert Diercks and Carin Diercks

v.

Phillip D. Odom et al.

Appeal from Escambia Circuit Court  
(CV-15-900029)

After Remand from the Alabama Supreme Court

MOORE, Judge.

The prior judgment of this court, reversing a summary judgment entered by the Escambia Circuit Court, see Diercks v. Odom, [Ms. 2151011, April 7, 2017] \_\_\_ So. 3d \_\_\_ (Ala. Civ.

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App. 2017), has been reversed, and the cause remanded by the Supreme Court of Alabama. See Ex parte Odom, [Ms. 1160620, Sept. 1, 2017] \_\_\_ So. 3d \_\_\_ (Ala. 2017). On remand to this court, and in compliance with the supreme court's opinion, the summary judgment entered by the Escambia Circuit Court is hereby affirmed.

AFFIRMED.

Thompson, P.J., and Pittman, Thomas, and Donaldson, JJ.,  
concur.