

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
CASE NO. 11-60413-CIV-HUCK/BANDSTRA**

SILVIA T. CANTON-DE LA TEJA,

Plaintiff,

v.

COSTA CROCIERE S.P.A. COMPANY,

Defendant.


\_\_\_\_\_ /

**ORDER DENYING MOTION FOR SUMMARY JUDGMENT**

THIS MATTER is before the Court on Defendant's Motion for Summary Judgment (D.E. #13), filed September 9, 2011. The Court has considered the Motion, the parties' submissions related thereto, and is duly advised in the premises. The record in this case discloses that there are genuine issues of material fact precluding an entry of summary judgment, particularly with respect to what caused Plaintiff's fall and whether the tile on which Plaintiff contends she fell amounts to a dangerous condition of which Defendant had a duty to warn. Accordingly, it is hereby

ORDERED that Defendant's Motion for Summary Judgment is DENIED.

DONE AND ORDERED in Chambers, Miami, Florida, November 9, 2011.

  
\_\_\_\_\_  
Paul C. Huck  
United States District Judge

Copies furnished to:  
Counsel of Record