

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FIFTH DISTRICT

NOT FINAL UNTIL TIME EXPIRES TO  
FILE MOTION FOR REHEARING AND  
DISPOSITION THEREOF IF FILED

GEORGE ROSARIO,

Appellant,

v.

Case No. 5D17-287

GLEN C. WILSON AND CITY OF  
GROVELAND, FLORIDA,

Appellees.

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Opinion filed October 27, 2017

Non-Final Appeal from the  
Circuit Court for Lake County,  
Don F. Briggs, Judge.

Joan C. Wizel, Onier Llopiz and Troy  
Beecher, of Lydecker Diaz, Miami, for  
Appellant.

Derek A. Schroth and Zachary T.  
Broome, of Bowen, Schroth, Mazenko &  
Broome, P.A., Eustis, for Appellee, Glen  
C. Wilson.

Michael J. Roper, Dale A. Scott and John  
M. Janousek, of Bell & Roper, P.A.,  
Orlando, for Appellee, City of Groveland,  
Florida.

PER CURIAM.

We address the propriety of a preliminary injunction prohibiting the City of Groveland from “recognizing the authority of George Rosario as the City of Groveland

Mayor” due to his alleged status as a convicted felon. Although numerous issues challenging the order have been raised, including the failure to join Mr. Rosario as a party and the failure to provide him notice of the hearing on the motion, we conclude as dispositive that injunctive relief is unavailable because of an adequate remedy at law—application for a writ of quo warranto. See *Swoope v. City of New Smyrna*, 125 So. 371 (Fla. 1929). Accordingly, we reverse the order under review and remand this cause for further proceedings.<sup>1</sup>

REVERSED AND REMANDED.

TORPY, WALLIS and LAMBERT, JJ., concur.

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<sup>1</sup> After the injunction was entered, the complaint was amended to join Mr. Rosario and to seek a writ of quo warranto.