

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

SAM ZALLOUM,

Appellant,

v.

Case No. 5D20-1742

THE BANK OF NEW YORK MELLON F/K/A THE
BANK OF NEW YORK, AS TRUSTEE FOR THE
CERTIFICATE HOLDERS OF CWALT, INC.,
ALTERNATIVE LOAN TRUST 2006-0A11,
MORTGAGE PASS-THROUGH CERTIFICATES,
ETC., ET AL.,

Appellees.

Opinion filed December 4, 2020

Nonfinal Appeal from the Circuit Court
for Volusia County,
Randell H. Rowe, III, Judge.

Sam Zalloum, Enterprise, pro se.

Kelley Kronenberg and Jacqueline
Costoya Guberman, Fort Lauderdale, for
Appellee, The Bank of New York Mellon
f/k/a The Bank of New York.

Mary J. Walter, of Liebler, Gonzalez &
Portuondo, Miami, for Appellee Bank of
America, N.A.

No Appearance for other Appellees.

ON CONFESSION OF ERROR

PER CURIAM.

Based on Appellee Bank of New York Mellon's confession of error and our own

review of the record, we reverse and remand the case to the trial court to vacate the foreclosure sale and to reset the foreclosure sale in accordance with section 45.031(2), Florida Statutes (2020). See Simonson v. Palm Beach Hotel Condo. Ass'n, 93 So. 3d 436 (Fla. 4th DCA 2012). Appellant's remaining issues on appeal are without merit.

REVERSED AND REMANDED.

EVANDER, C.J., ORFINGER, and WALLIS, JJ., concur.