IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JANUARY TERM 2011

MIDWAY MINI-STORAGE, LLC, AND WILLIAM TODD OVERCASH,

Appellant,

٧.

CASE NO. 5D10-2831

JENNIFER L. MOBLEY, F/K/A JENNIFER OVERCASH,

Appellee.

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Opinion filed February 18, 2011

Non Final Appeal from the Circuit Court for Marion County, Frances King, Judge.

Chester Trow, of Trow & Dobbins, P.A., Ocala, for Appellant.

Lawrence C. Callaway, III, of Klein & Klein, LLC, Ocala, for Appellee.

PER CURIAM.

AFFIRMED. See Ashemimry v. Ba Nafa, 778 So. 2d 495, 498 (Fla. 5th DCA 2001) ("where a fiduciary or trust relationship exists, an action for accounting is considered equitable in nature without regard to other considerations.").

LAWSON, EVANDER and COHEN, JJ., concur.