

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

PLANTATION GENERAL
HOSPITAL and FLORIDA
B I R T H - R E L A T E D
NEUROLOGICAL INJURY
COMPENSATION ASSOC.,

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

CASE NO. 1D04-0356

Appellants,

v.

BASSAM ABIFARAJ and
RAYYA ABIFARAJ, on Behalf of
and as Parents and Natural
Guardians of SAMER ABIFARAJ,
a Deceased Minor; JOHN L.
RINELLA, M.D., and RINELLA,
HUDANICH, GREENBERG,
RALPH & SIJIN, P.A.; JOAQUIN
TARANCO, M.D., AND
TARANCO & ASSOCIATES
ANESTHESIOLOGY GROUP,
P.A., d/b/a PLANTATION
TAMARAC ANESTHESIA
GROUP, P.A.,

Appellees.

Opinion filed May 17, 2004.

An appeal from the Division of Administrative Hearings.

John W. Mauro and Hal Anderson of Billing, Cochran, Heath, Lyles & Mauro, Ft. Lauderdale, for appellant Plantation General Hospital; Wilbur E. Brewton and Kelly B. Plante of Roetzel & Andress, L.P.A., Tallahassee; W. Douglas Moody of

Myers & Fuller, Tallahassee, and Kenny Shipley, Tallahassee, for appellant Florida Birth-Related Neurological Injury Compensation Association.

Mayer Gattegno and Barbara Green, Coral Springs, for appellees Bassam and Rayya Abifaraj; Nancy W. Gregoire of Bunnell, Woulfe, Kirschbaum, Keller, McIntyre & Gregoire, P.A., Ft. Lauderdale, for appellees John L. Rinnella and Rinella, Hudanich, Greenbert, Ralph & Sijin, P.A.; Darlene Stosik, Esther E. Galicia and Liana Silsby of George, Hartz, Lundeen, Fulmer, et al, Ft. Lauderdale, for appellees Taranco and Taranco & Associates.

PER CURIAM.

Upon consideration of the parties' responses to the Court's order of March 22, 2004, the Court has determined that this appeal is duplicative of the appeal in case number 1D03-4344. Accordingly, the appeal is hereby dismissed. In light of the dismissal, the appellees/cross-appellants, Bassam and Rayya Abifaraj's, motion to consolidate for all purposes, filed on February 19, 2004, is hereby denied as moot.

BARFIELD, DAVIS and POLSTON, JJ., CONCUR.