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

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND

DISPOSITION THEREOF IF FILED.

CHRISTOPHER PAUL SHERWOOD,

Appellant,

v.

CASE NO. 1D04-2511

QUIETWATER ENTERTAINMENT, INC.; QUIETWATER ENTERTAINMENT INC., d/b/a CAPT'N FUN BEACH BAR; QUIETWATER ENTERTAINMENT, INC., d/b/a JUBILEE RESTAURANT & OYSTER BAR, OWL'S NEST OF PENSACOLA BEACH, INC., and the SANTA ROSA ISLAND AUTHORITY,

Appellees.

Opinion filed December 10, 2004.

An appeal from an order of the Circuit Court for Escambia County. Linda Nobles, Judge.

Bobby J. Bradford of James R. Green & Associates, P.A., Pensacola, for appellant.

Michael J. Stebbins of Dannheisser & Stebbins, Pensacola, for appellees.

PER CURIAM.

Appellee Santa Rosa Island Authority's motion in confession of error is

granted. Appellee concedes error relating to the first argument raised by appellant in

his initial brief, which argued that section 7 of special law 24500 violates Article III, section 11(a)(7) of the Florida Constitution. Accordingly, we reverse the trial court's order dismissing appellee as a party defendant and remand for further proceedings. BROWNING, LEWIS and POLSTON, JJ., concur.