

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT

FRANK LODATO, as Successor Personal Representative of the Estate of Walter Brauer, **TAMMY BLOUNT**, as Personal Representative of the Estate of Raymond Blount, and **KATRINA GERHART**, as Successor Personal Representative of the Estate of Frances Gerhart,
Appellants,

v.

R.J. REYNOLDS TOBACCO COMPANY and **PHILIP MORRIS, USA., INC.**,
Appellees.

No. 4D16-2380

[August 3, 2017]

Appeal from the Circuit Courts for the Nineteenth Judicial Circuit in and for Martin, St. Lucie, and Okeechobee Counties; William L. Roby, Judge; L.T. Case Nos. 43-2008-CA-000-82; 56-2008-CA-000-169, 56-2008-CA-000-206, and 09009999CAAXMX.

Victor Swift, Donald W. Watson and Chanthina Bryan of Gary, Williams, Parenti, Watson & Gary, P.L.L.C., Stuart, for appellants.

John P. Wiederhold of Wiederhold, Moses, Kummerlin & Waronicki, P.A., West Palm Beach, and Charles R.A. Morse of Jones Day, New York, New York, for appellee R.J. Reynolds Tobacco Company.

Geoffrey J. Michael of Arnold & Porter Kaye Scholer, LLP, Washington, D.C., for appellee Philip Morris USA Inc..

PER CURIAM.

Affirmed.

LEVINE, CONNER, JJ., and SMALL, LISA, Associate Judge, concur.

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Not final until disposition of timely filed motion for rehearing.