## DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT July Term 2006

## WILHELM GRAFALS, CULPEPPER PLUMBING, INC., d/b/a CULPEPPER SEPTIC TANK, INC., and ABCO OF THE PALM BEACHES, INC.,

Appellants,

v.

FELIX MARTINEZ-RODRIGUEZ, JUANITA BENITEZ, as Parent and Natural Guardian of FELIX RODRIGUEZ-BENITEZ, JR. a/k/a FELIX RODRIGUEZ, ANGELICA BENITEZ-RODRIGUEZ, LETICIA RODRIGUEZ-BENITEZ a/k/a LETICIA RODRIGUEZ and CHRISTINA BENITEZ-RODRIGUEZ, minors,

Appellees.

No. 4D05-2630

[August 2, 2006]

PER CURIAM.

Affirmed; see Cloud v. Fallis, 110 So. 2d 669 (Fla. 1959); Brown v. Estate of Stuckey, 749 So. 2d 490 (Fla. 1999).

FARMER, SHAHOOD, JJ., and LEWIS, TERRY P., Associate Judge, concur.

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Appeal from the Circuit Court for the Nineteenth Judicial Circuit, St. Lucie County; Ben L. Bryan, Jr., Judge; L.T. Case No. 00-994 CARH.

Caryn L. Bellus of Kubicki Draper, Miami, for appellants.

Daniel R. Gerleman, Fort Myers, for appellees.

Not final until disposition of timely filed motion for rehearing.