

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT
July Term 2007

BAUSH & LOMB INCORPORATED,
Petitioner,

v.

**JACK KEITH WATERS and VALERIE M. WATERS, PUBLIX
SUPERMARKETS, INC., WALGREEN CO., and LENS CRAFTERS, INC.,**
Respondents.

No. 4D07-4269

[December 12, 2007]

PER CURIAM.

Dismissed. Topp Telecom Inc. v. Atkins, 763 So. 2d 1197 (Fla. 4th
DCA 2000).

GUNTHER, FARMER and GROSS, JJ., concur.

* * *

Petition for writ of certiorari to the Circuit Court for the Fifteenth
Judicial Circuit, Palm Beach County; Jeffrey A. Winikoff, Judge; L.T.
Case No. 502006CA4295XXXXMB AN.

Edward A. Moss, Hildy M. Sastre, Mihai M. Vrasmasu and Jennifer A.
McLoone of Shook, Hardy & Bacon, L.L.P., Miami, and Jane Kreuzler-
Walsh of Kreuzler-Walsh, Compiani & Vargas, P.A., West Palm Beach, for
petitioner.

No response required for respondents.

Not final until disposition of timely filed motion for rehearing