DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT January Term 2011

VINCENT BILELLO,

Appellant,

v.

STATE FARM FLORIDIAN INSURANCE COMPANY,

Appellee.

No. 4D09-4995

[April 20, 2011]

PER CURIAM.

Affirmed. See Ellie's 50's Diner, Inc. v. Citizens Prop. Ins. Corp., 36 Fla.L.Weekly D499 (Fla. 4th DCA Mar. 2, 2011).

GROSS, C.J., HAZOURI and CIKLIN, JJ., concur.

* * *

Appeal from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Jack B. Tuter, Judge; L.T. Case No. 08-28975-CACE-13.

Jonathan Mann of Law Offices of Robin Bresky, Boca Raton, and Peter G. Walsh of Stabinski & Funt, P.A., Miami, for appellant.

Elizabeth K. Russo of Russo Appellate Firm, P.A., Miami, and Bernstein, Chackman, Liss & Rose, Hollywood, for appellee.

Not final until disposition of timely filed motion for rehearing.