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

FRED BAILEY and **VALERIE BAKER BAILEY**, Appellants,

v.

DEUTSCHE BANK TRUST COMPANY AMERICAS, formerly known as BANKER'S TRUST COMPANY, as trustee and custodian, Appellee.

No. 4D10-2744

[July 13, 2011]

PER CURIAM.

Affirmed. See Riggs v. Aurora Loan Servs., 36 So. 3d 932 (Fla. 4th DCA 2010).

MAY, C.J., WARNER and POLEN, JJ., concur.

* * *

Appeal from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; John B. Bowman, Judge; L.T. Case No. 08-5067 (02).

Garry W. Johnson and Bruce K. Herman of 511 Law, P.A., Fort Lauderdale, for appellant.

Ira Scot Silverstein of Elizabeth R. Welborn, P.A., Deerfield Beach, for appellee.

Not final until disposition of timely filed motion for rehearing.