

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

**ESTES BAYPOINT PROPERTIES INCORPORATED, TIGHE ESTES,  
TAGUE ESTES, TROY ESTES, and JANICE ESTES,**  
Appellants,

v.

**U.S. BANK NATIONAL ASSOCIATION**, as Trustee of the Lehman  
Brothers Small Balance Commercial Mortgage Pass-Through Certificates,  
2007-2,  
Appellee.

No. 4D10-3887

[February 3, 2011]

PER CURIAM.

Based on appellee's confession of error, we reverse the final judgment entered on August 24, 2010 and remand to the circuit court for further proceedings.

GROSS, C.J., WARNER and LEVINE, JJ., concur.

\* \* \*

Appeal from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Miette K. Burnstein, Judge; L.T. Case No. 09-67858(09).

Philippe Symonovicz of Law Offices of Philippe Symonovicz, Fort Lauderdale, for appellants.

Andrew D. Rafkin of Broad And Cassel, West Palm Beach, for appellee.

***Not final until disposition of timely filed motion for rehearing.***