

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING  
MOTION AND, IF FILED, DETERMINED

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
SECOND DISTRICT

JACK D. McWHERTER,

Appellant,

v.

EUGENE L. SMITH,

Appellee.

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Case No. 2D06-3263

Opinion filed February 1, 2008.

Appeal from the Circuit Court for Lee  
County; R. Thomas Corbin, Judge.

Jack D. McWherter, pro se.

Michael S. Hagen, Fort Myers, for Appellee.

PER CURIAM.

Dismissed for lack of jurisdiction. See Profile Invs., Inc. v. Delta Prop.  
Mgmt., Inc., 957 So. 2d 70 (Fla. 1st DCA 2007).

CASANUEVA, CANADY, and LaROSE, JJ., Concur.