

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

JAMES CADICAMO, TRICIA CADICAMO,)
and U.S. HOSPITALITY OF TAMPA BAY,)
INC.,)
)
Appellants,)
)
v.)
)
JOHN EDWARD ALITE,)
)
Appellee.)
_____)

Case No. 2D08-3832

Opinion filed February 18, 2009.

Appeal pursuant to Fla. R. App. P. 9.130
from the Circuit Court for Hillsborough
County; Frank A. Gomez, Judge.

David M. Caldevilla of de la Parte & Gilbert,
P.A., Tampa, and Craig E. Rothburd of Craig
E. Rothburd, P.A., Tampa, for Appellants.

No appearance for Appellee.

DAVIS, Judge.

In this interlocutory appeal, James Cadicamo, Tricia Cadicamo, and U.S.
Hospitality of Tampa Bay, Inc. (Appellants), challenge the trial court's nonfinal order

denying their motion to dissolve a temporary injunction entered in favor of John Alite. We reverse and remand for further proceedings.

We agree with Appellants that the injunction should be dissolved because it is defective in that it fails to require Alite to post a bond and "fails to make specific findings regarding the likelihood of irreparable harm, [the] unavailability of an adequate remedy at law, [the] substantial likelihood of success on the merits, and considerations of public policy." See Bellach v. Huggs of Naples, Inc., 704 So. 2d 679, 680 (Fla. 2d DCA 1997); see also Fla. R. Civ. P. 1.610.

Accordingly, we reverse the trial court's order denying Appellants' motion to dissolve injunction and remand for "the trial court to either enter an order that satisfies all requirements for entry of a temporary injunction," including a determination of the amount of the bond, or to grant the motion to dissolve the injunction. See Bellach, 704 So. 2d at 680. Because we are reversing on the issue of the sufficiency of the injunction, we need not address the other issues raised by Appellants on appeal.

Reversed and remanded.

CASANUEVA and LaROSE, JJ., Concur.