

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

HARRIS SCHWARTZBERG TRUST;)
STEVEN SCHWARTZBERG TRUST;)
JUDITH SCHWARTZBERG TRUST;)
SCHWARTZBERG DESCENDANTS)
TRUST; STEVEN SCHWARTZBERG)
2003 TRUST; HARRIS SCHWARTZBERG)
2003 TRUST; JUDITH SCHWARTZBERG)
2003 TRUST; JS MIDWEST TRUST; HS)
MIDWEST TRUST #1; FAM MIDWEST)
TRUST; HARRIS SCHWARTZBERG 2004)
GST TRUST 1; JUDITH SCHWARTZBERG)
2004 GST TRUST 1; HARRIS)
SCHWARTZBERG 2004 GST TRUST 2;)
SCHWARTZBERG FAMILY 2004 GST)
TRUST; SCHWARTZBERG 2004)
DESCENDANTS TRUST,)
)
Appellants,)
)
v.)
)
EVA L. BELL, as Personal Representative)
of the Estate of Eugene McNeal,)
)
Appellee.)
)
_____)

Case No. 2D11-3613

Opinion filed November 7, 2012.

Appeal pursuant to Fla. R. App. P. 9.130
from the Circuit Court for Polk County; Neil
A. Roddenbery, Judge.

Antonio A. Cifuentes and Daniel E. Dias of
Mancuso & Dias, P.A., Tampa, for
Appellants.

Isaac R. Ruiz-Carus of Wilkes & McHugh,
P.A., Tampa, for Appellee.

MORRIS, Judge.

The appellants, various named trust defendants in the underlying nursing home litigation, seek review of a nonfinal order denying their motion to dismiss for lack of personal jurisdiction. The facts and posture of this case are indistinguishable from those in Schwartzberg v. Knobloch, No. 2D11-2867, 2012 WL 3870628 (Fla. 2d DCA Sept. 7, 2012). For the reasons set forth therein, we conclude that Eva Bell, as personal representative of the estate of Eugene McNeal, did not prove a basis for long-arm jurisdiction over the trust defendants under section 48.193, Florida Statutes (2009).

Reversed and remanded.

DAVIS and VILLANTI, JJ., Concur.