Supreme Court of Florida

No. SC00-1989

CHERIE WILSON-WATSON,

Petitioner,

VS.

DAX ARTHRITIS CLINIC, INC., et al.,

Respondents.

[April 11, 2002]

PER CURIAM.

We initially accepted review of the decision in <u>Wilson-Watson v. Dax</u>

Arthritis Clinic, Inc., 766 So. 2d 1135 (Fla. 2d DCA 2000), and subsequently stayed the proceedings pending the outcome of <u>Hagan v. Coca-Cola Bottling Co.</u>, 804 So. 2d 1234 (2001). Thereafter, we directed petitioner to show cause why our decision in <u>Hagan</u> should not control the outcome in this case and why this Court should not dismiss the case as improvidently granted. Upon consideration of petitioner's response and respondents' reply to our show cause order, we find that

jurisdiction was improvidently granted. Accordingly, we hereby dismiss review of this cause.

It is so ordered.

WELLS, C.J., and SHAW, HARDING, ANSTEAD, PARIENTE, LEWIS, and QUINCE, JJ., concur.

NO MOTION FOR REHEARING WILL BE ALLOWED.

Application for Review of the Decision of the District Court of Appeal - Direct Conflict

Second District - Case No. 2D99-3521

(Collier County)

Michael R.N. McDonnell of McDonnell Trial Lawyers, Naples, Florida,

for Petitioner

Bonita Kneeland Brown of Fowler, White, Gillen, Boggs, Villareal & Banker, P.A., Tampa, Florida,

for Respondents