

Third District Court of Appeal

State of Florida

Opinion filed December 31, 2014.

No. 3D12-2810
Lower Tribunal No. 10-34964

Gary Nalepa,
Appellant,

vs.

City of North Bay Village, et. al.,
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, David C. Miller,
Judge.

Schuler, Halvorson, Weisser & Zoeller, P.A., Jason D. Weisser and David
M. Kerner (West Palm Beach); Burlington & Rockenbach, P.A., Andrew A. Harris
and Bard D. Rockenbach (West Palm Beach), for appellant.

Weiss Serota Helfman Cole Bierman & Popok, P.L., Edward G. Guedes,
Laura K. Wendell, Kelly Rains Jesson, Michael Popok and Samuel I. Zeskind, for
appellee.

Before SHEPHERD, C.J., and FERNANDEZ and LOGUE, JJ.

PER CURIAM.

ON CONFESSION OF ERROR

Based upon appellee's confession of error, and in light of Masone v. City of Aventura, 147 So. 3d 492 (Fla. 2014), we reverse the final judgment and remand to the trial court for further proceedings.

Reversed and remanded.