

Third District Court of Appeal

State of Florida

Opinion filed April 6, 2022.

Not final until disposition of timely filed motion for rehearing.

No. 3D21-427

Lower Tribunal No. 12-13901 SP

United Automobile Insurance Company,
Appellant,

vs.

Millennium Radiology, LLC, d/b/a Millennium Open MRI,
a/a/o Armando J. Molina,
Appellee.

An Appeal from the County Court for Miami-Dade County, Ayana Harris, Judge.

Michael J. Neimand, for appellant.

David B. Pakula, P.A., and David B. Pakula (Pembroke Pines); Marks & Fleischer, P.A., and Gary Marks (Fort Lauderdale), for appellee.

Before FERNANDEZ, C.J., and LINDSEY and HENDON, JJ.

PER CURIAM.

We reverse and remand consistent with our recent decision in United Automobile Insurance Co. v. Millennium Radiology, LLC, 47 Fla. L. Weekly D175, — So.3d —, 2022 WL 107604 (Fla. 3d DCA Jan. 12, 2022) (“Millennium’s ‘identity’ is not the same in each of these cases against United Auto; Millennium draws its identity from its assignor from case to case. The identity element of collateral estoppel, therefore, is not satisfied.”).

Reversed and remanded.