

NOT FINAL UNTIL TIME EXPIRES
TO FILE REHEARING MOTION
AND, IF FILED, DISPOSED OF.

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
THIRD DISTRICT
JULY TERM, A.D. 2001

MIDRASH SEPHARDI, INC., and
KOLEL CORP.,

**

**

Appellants,

**

vs.

CASE NO. 3D00-3237

**

TOWN OF SURFSIDE, and
OHIO SAVINGS BANK,

**

LOWER
TRIBUNAL NO. 98-17235

Appellees.

**

Opinion filed October 10, 2001.

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

Martin, Howard, Patrick, and Marty Patrick, and Simon Schwartz, for appellants.

Adorno & Zeder, and Raoul G. Cantero, III, and Steven D. Ginsburg, and Natalie J. Carlos; and Broad & Cassel, and David Freedman, for appellees.

Before GERSTEN, GREEN, and RAMIREZ, JJ.

PER CURIAM.

Affirmed. See Applegate v. Barnett Bank of Tallahassee, 377 So. 2d 1150, 1152 (Fla. 1979).