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

IN THE DISTRICT COURT OF APPEAL

CASE NO. 3D01-1201

LOWER TRIBUNAL NO. 00-19403

OF FLORIDA

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THIRD DISTRICT

JULY TERM, A.D. 2001

MARC S. FRIEDER,

Appellant,

vs.

DEBRA GLASEL, THE VILLAGE OF PINECREST, FLORIDA, PETER G. LOMBARDI, and BRUCE W. DAVIS,

Appellees.

Opinion filed September 26,2001.

An appeal from the Circuit Court for Dade County, Jon I. Gordon, Judge.

William A. Frieder, for appellant.

O'Connor, Chimpoulis, Restani, Marrero & McAllister and David R. Cassetty; Johnson, Anselmo, Murdoch, Burke & George and Michael T. Burke, for appellees.

Before LEVY and GERSTEN, JJ., and NESBITT, Senior Judge.

PER CURIAM.

<u>See</u> <u>City of Miami v. Wardlow</u>, 403 So. 2d 414, 415 (Fla.1981); <u>McNayr v. Kelly</u>, 184 So. 2d 428 (Fla. 1966). <u>See also Fridovich v.</u> <u>Fridovich</u>, 598 So. 2d 65 (Fla. 1992); <u>Densmore v. City of Boca</u> <u>Raton</u>, 368 So. 2d 945, 947 (Fla. 4th DCA 1979).