

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

MUSIC ASSOCIATES, INC., et
al.,

Petitioners,

vs.

CHASE MUSIC ASSOCIATES, INC.,
et al.,

Respondents.

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CASE NO. 3D01-1447

LOWER

TRIBUNAL NO. 99-14301 CA 08

Opinion filed October 3, 2001.

A Case of Original Jurisdiction - Prohibition.

Payton & Carlson and Amy L. Koltnow, for petitioners.

Richman Greer Weil Brumbaugh Mirabito & Christensen and Mark
A. Romance and Lyle E. Shapiro, for respondents.

ON PETITION FOR WRIT OF PROHIBITION GRANTED

Before JORGENSEN, GODERICH, and SORONDO, JJ.

PER CURIAM.

Petitioners seek a writ of prohibition, contending that the
trial judge should have disqualified herself. We grant the petition,

as the record reveals that statements made by the trial judge provided a reasonable and well-founded fear that the plaintiffs below would not receive a fair trial. See Perez v. State, 771 So. 2d 1285 (Fla. 3d DCA 2000); Royal Caribbean Cruises, Ltd. v. Doe, 767 So. 2d 626 (Fla. 3d DCA 2000); Fla. R. Jud. Admin. 2.160.

Although we grant the petition, we are confident that it will not be necessary to issue the writ.

PROHIBITION GRANTED.