

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

THE ESTATE OF  
FRANCES TOBIAS,

Appellant,

vs.

ESTATE OF BENJAMIN  
ROTHENBERG, deceased.

Appellee.

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CASE NO. 3D01-1988

LOWER  
TRIBUNAL NO. 96-8794

Opinion filed December 19, 2001.

An appeal from the Circuit Court for Dade County, Bernard S. Shapiro, Judge.

Steinberg and Associates and Anthony V. Falzon, for appellant.

Kubicki Draper and Angela C. Flowers, for appellee.

Before SCHWARTZ, C.J., and COPE and GERSTEN, JJ.

PER CURIAM.

Upon the appellee's confession of error and the stipulation of the parties, the court reverses the dismissal order and remands for a new hearing.

Reversed and remanded for further proceedings.