

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

CORINNE OVIEDO,	**	
Petitioner,	**	
vs.	**	CASE NO. 3D01-2074
VENTURA MUSIC GROUP,	**	LOWER
a Florida Corporation,	**	TRIBUNAL NO. 01-9217
Respondent.	**	

Opinion filed October 17, 2001.

A Writ of Certiorari to the Circuit Court for Miami-Dade County, Celeste H. Muir, Judge.

Law Offices of Hector R. Almaguer, P.A., and Hector R. Almaguer, for petitioner.

Stollman & Grubman, P.A., and Jeffrey S. Grubman, for respondent.

Before SCHWARTZ, C.J., FLETCHER, RAMIREZ, JJ.

PER CURIAM.

Petitioner Corinne Oviedo seeks a writ of certiorari to review an order denying her motion to stay a state court action pending the disposition of a pending action in federal court. We grant the

petition.

Although a trial court has broad discretion to deny a motion for stay of proceedings, see Air Comfort Mech., Inc. v. Simmons, 252 So. 2d 285 (Fla. 2d DCA 1971), “[i]t is well established that when a previously filed federal action is pending between the same parties or privies on the same issues, a subsequently filed state court action ordinarily should be stayed until the determination of the federal action.” See City of Miami Beach v. Miami Beach Fraternal Order of Police, 619 So. 2d 447 (Fla. 3d DCA 1993).

In this case, the record reflects that the subject matter at issue, as well as the parties, are the same in both the state action as in the federal action. Additionally, the stay order before us contains no reasons in support of the court’s denial of Oviedo’s motion for stay. We thus agree that the trial court abused its discretion in denying Oviedo’s motion for stay.

Accordingly, we grant the petition for writ of certiorari and quash the trial court’s order denying Oviedo’s motion for stay.

Certiorari granted.