

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
THIRD DISTRICT
JANUARY TERM, A.D. 2004

COLEY GARRETT, JR., and MARY **
GARRETT, his wife,

Appellants,

vs.

KUEHNE & NAGEL, INC., a **
foreign corporation,

Appellee. **

** CASE NO. 3D03-177
** LOWER
** TRIBUNAL NO. 01-15412

Opinion filed April 14, 2004.

An Appeal from the Circuit Court for Miami-Dade County,
Bernard S. Shapiro, Judge.

Goldstein & Cohen, P.A.; Hersch & Talisman, P.A., and Patrice
A. Talisman, for appellants.

Douberley & Cicero and William M. Douberley, for appellee.

Before LEVY and WELLS, JJ., and BARKDULL, THOMAS H., JR., Senior
Judge.

PER CURIAM.

Affirmed. See and compare Benjamin v. Diel, 831 So. 2d 1227
(Fla. 4th DCA 2002); Barbour v. Brinker Fla., Inc., 801 So. 2d 953

(Fla. 5th DCA 2001); Barton Protective Servs., Inc. v. Faber, 745 So. 2d 968 (Fla. 4th DCA 1999); Joseph F. Maimone Sec. and Investigations, Inc. v. American Exp. Travel Related Servs., 598 So. 2d 272 (Fla. 3d DCA 1992); Allstate Ins. Co. v. Shilling, 374 So. 2d 611 (Fla. 4th DCA 1979).