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

OSCAR PALMA, **

Appellant, **

vs. ** CASE NO. 3D03-245

RUBIELLA VASQUEZ and AURELIO ** LOWER

VASQUEZ,

** TRIBUNAL NO. 01-3248

Appellees.

Opinion filed May 12, 2004.

An Appeal from the Circuit Court for Miami-Dade County, Celeste Hardee Muir, Judge.

Simon & Nelson, and Rachelle Bocksch, for appellant.

Adams & Adams, and Jaime J. Baca, for appellees.

Before GERSTEN, FLETCHER, and WELLS, JJ.

PER CURIAM.

Affirmed. <u>See Tobin v. Leland</u>, 804 So. 2d 390 (Fla. 4th DCA 2001).