

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

GIANNA SHEINHEIT,
Appellant,

**

**

vs.

**

CASE NOS. 3D03-555
3D03-1120

ANGELA GARRISON and
JOHN GARRISON,

**

Appellees.

**

LOWER
TRIBUNAL NO. 02-0452

**

Opinion filed January 14, 2004.

An appeal from the Circuit Court for Miami-Dade County, Jon I. Gordon, Judge.

Guy M. Junger, for appellant.

Kenneth R. Duboff, for appellees.

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

PER CURIAM.

Gianna Sheinheit appeals a final judgment for damages and a permanent injunction. First, we conclude that the order striking the appellant's pleadings is supported by the record and within the discretion allowed by Mercer v. Raine, 443 So. 2d 944 (Fla. 1984).

We affirm the order denying the motion for disqualification on authority of Fischer v. Knuck, 497 So. 2d 240 (Fla. 1986) and Dura-Stress, Inc. v. Law, 634 So. 2d 769 (Fla. 5th DCA 1994). The denial of the motion for continuance was within the court's discretion. The record supports the entry of the permanent injunction.

Affirmed.