

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. 2004

**

PHILLIP MORRIS, INC., et al.,

** CASE NO. 3D03-1593

Appellants,

vs.

**

CINDY WILLIAMS,

** LOWER TRIBUNAL

CASE NO. 00-1699

Appellee.

**

Opinion filed December 1, 2004.

An Appeal from the Circuit Court for Miami-Dade County,
Ronald M. Friedman, Judge.

Greenberg Traurig and David L. Ross and Elliot H. Scherker,
for appellants.

Hunter, Williams & Lynch and Steve Hunter, for appellee.

Before GREEN, FLETCHER, and RAMIREZ, JJ.

PER CURIAM.

If a rule of procedure allows for or provides a method of
obtaining information, and a party's attorney follows that rule
in seeking such information, such conduct is not, per se,
sanctionable. The trial court's "order awarding plaintiff's
attorney's fees" to Cindy Williams is reversed.

Reversed.