

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

JOSE VILLAVICENCIO,	**	
Appellant,	**	
vs.	**	CASE NO. 3D03-2791
SIEMENS POWER TRANSMISSION, AND DISTRIBUTION, INC.,	**	LOWER TRIBUNAL NO. 91-26481
Appellee.	**	

Opinion filed March 10, 2004.

An Appeal from the Circuit Court for Dade County, Jennifer Bailey, Judge.

J. H. Zidell, for appellant.

Thomas R. Brice and McGuire Woods (Jacksonville), for appellee.

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

PER CURIAM.

In this action for retaliatory discharge under section 440.205, Florida Statutes (2001), the trial court entered summary judgment on the ground that the plaintiff made neither a "valid claim for compensation or attempt to claim compensation under the Workers' Compensation Law" so as to invoke the protection of the statute. § 440.205, Fla. Stat. (2001). We agree and affirm.