

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

UNITED AUTOMOBILE INS. CO.,	**	
Petitioner,	**	
vs.	**	CASE NO. 3D03-2846
TOTAL HEALTH CARE OF	**	
FLORIDA a/a/o JOYCE	**	
MARSHALL,	**	
Respondent.	**	LOWER TRIBUNAL NO. 02-4892

Opinion filed February 4, 2004.

A Writ of Certiorari to the Circuit Court for Dade County,  
Eugene Fierro, Barbara S. Levenson, and Leslie B. Rothenberg,  
Judges.

Lawrence Root, for petitioner.

Panter, Panter & Sampedro, P.A. and Jorge Luis Montero, for  
respondent.

Before COPE, SHEVIN and RAMIREZ, JJ.

PER CURIAM.

We quash the order of the circuit court, appellate division,  
on authority of United Automobile Insurance Co. v. Total Rehab &  
Medical Center, No. 3D03-2126 (Fla. 3d DCA opinion filed February

4, 2004), and Leonard v. First Union Nat'l Bank, 685 So. 2d 98 (Fla. 3d DCA 1997).

Certiorari granted.