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

KATHY M. LAYFIELD, \*\*

Appellant, \*\*

vs. \*\* CASE NO. 3D03-2964

JERROLD A. WISH, et al., \*\* LOWER

TRIBUNAL NO. 01-11492

Appellees. \*\*

Opinion filed February 18, 2004.

An Appeal from the Circuit Court for Miami-Dade County, Gerald D. Hubbart, Judge.

Greenberg Traurig, P.A., and Stacey P. Dougan; and Richard J. Preira; and Kathy M. Layfield , for appellant.

Keith D. Diamond, P.A., and Keith D. Diamond, for appellees. Before GERSTEN, SHEVIN, and RAMIREZ, JJ.

PER CURIAM.

The Petition for Writ of Certiorari is treated as a Notice of Appeal and the decisions of the circuit court releasing monies to Intervenor and denying the motion for rehearing are affirmed.