

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

JOCELYN ESMURDOC,

**

Appellant,

**

vs.

**

CASE NO. 3D04-874

DAIMLERCHRYSLER CORPORATION,
et al.,

**

Appellees.

**

LOWER TRIBUNAL
CASE NO. 03-10796

**

Opinion filed October 20, 2004.

An Appeal of a non-final order from the Circuit Court for
Miami-Dade County, Henry H. Harnage, Judge.

Krohn & Moss and Jason H. Carls (Sunrise); Alex D.
Weisberg; Scott Cohen, for appellant.

Anderson St. Denis & Glenn and John Glenn and Edward J.
Welch (Boca Raton), for appellees.

Before GREEN, FLETCHER, and WELLS, JJ.

PER CURIAM.

As DaimlerChrysler Corporation is neither a party to the
contract containing the arbitration clause nor a third-party

beneficiary of the arbitration clause, we reverse the trial court's order which stayed the suit and referred it to arbitration. The case is remanded for proceedings consistent herewith.

Reversed and remanded.