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

**

REINALDO MUNOZ

* *

Appellant,

** CASE NOS.3D04-1148 3D04-245

VS.

* *

GREEN EAST #2 LIMITED

Appellee.

** LOWER

TRIBUNAL NO. 01-011781

* *

Opinion filed September 29, 2004.

An Appeal from the Circuit Court for Miami-Dade County, Gill S. Freeman, Judge.

Knecht & Knecht and Harold Knecht, for appellant.

Pivnik & Nitsche and Jerome Pivnik, for appellee.

Before SCHWARTZ, C.J., and GERSTEN and GREEN, JJ.

PER CURIAM.

Affirmed. See Aerovias Columbianas, LTD. v. Paiz, 695 So. 2d 822 (Fla. 3d DCA 1997), review denied, 700 So. 2d 687 (Fla.

1997). See also Halifax Paving, Inc. v. Scott & Jobalia Constr. Co., 565 So. 2d 1346, 1348 (Fla. 1990).