

# Third District Court of Appeal

State of Florida, July Term, A.D. 2012

Opinion filed October 24, 2012.

Not final until disposition of timely filed motion for rehearing.

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No. 3D11-2514

Lower Tribunal No. 10-7471

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**Carlos Satulovsky,**  
Appellant,

vs.

**Gabriela Satulovsky,**  
Appellee.

An Appeal from a non-final order from the Circuit Court for Miami-Dade County, Victoria Del Pino, Judge.

Dirk Lorenzen and Natasha Rodriguez, for appellant.

Luis E. Diaz, for appellee.

Before WELLS, C.J., and SHEPHERD and SALTER, JJ.

PER CURIAM.

Affirmed. See Applegate v. Barnett Bank of Tallahassee, 377 So. 2d 1150 (Fla. 1979).<sup>1</sup>

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<sup>1</sup> This ruling generously accords appellant with the benefit of treating his motion to dismiss as a Rule 12.540 motion, but for which this appeal would be untimely.