## Third District Court of Appeal

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

Opinion filed December 19, 2012. Not final until disposition of timely filed motion for rehearing.

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No. 3D12-1183 Lower Tribunal No. 09-48562

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Joseph N. Barnes,

Appellant,

VS.

Eastern Savings Bank, FSB, Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Ellen Sue Venzer, Judge.

Kirk Girrbach, for appellant.

Quintairos, Prieto, Wood & Boyer, P.A., and Franklin G. Cosmen, Jr. and Lars O. Bodnieks, for appellee.

Before CORTIÑAS, FERNANDEZ and LOGUE, JJ.

PER CURIAM.

Affirmed.