

Supreme Court of Florida

THURSDAY, NOVEMBER 2, 2023

Avatar Properties, Inc.,
Petitioner(s)

v.

Norman Gundel, et al.,
Respondent(s)

SC2023-0946

Lower Tribunal No(s):

6D2023-170;

532017CA001446000000

This cause having heretofore been submitted to the Court on Certified Great Public Importance pursuant to Article V, Section 3(b), Florida Constitution (1980), and Florida Rule of Appellate Procedure 9.030(a)(2)(A)(v), and the Court having determined that it should decline to exercise jurisdiction, it is ordered that the Petition for Review is denied.

No Motion for Rehearing will be entertained by the Court. See Fla. R. App. P. 9.330(d)(2).

COURIEL, GROSSHANS, FRANCIS, and SASSO, JJ., concur.
CANADY, J., would grant oral argument.

This cause also having heretofore been submitted to the Court on jurisdictional briefs and portions of the record deemed necessary to reflect jurisdiction under Article V, Section 3(b), Florida Constitution, and the Court having determined that it should decline to accept jurisdiction, it is ordered that the Petition for Review is denied.

No Motion for Rehearing will be entertained by the Court. See Fla. R. App. P. 9.330(d)(2).

CANADY, COURIEL, GROSSHANS, FRANCIS, and SASSO, JJ., concur.

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Respondents' Motion for Appellate Attorneys' Fees is granted in the amount of \$2,500.00, conditioned on the party prevailing pursuant to applicable statutes, rules, and case law.

COURIEL, GROSSHANS, FRANCIS, and SASSO, JJ., concur.
CANADY, J., dissents.

A True Copy

Test:

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John A. Tomasino

Clerk, Supreme Court

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LC

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