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FILED

IN THE SUPREME COURT OF FLORIDA

SID J. WHITE

DEC 17 1984

CLERK, SUPREME COURT

By _____
Chief Deputy Clerk
Court of Appeals
Case No. 84-1714

JULIUS MEYER,

Plaintiff, Petitioner,

v.

AUTO CLUB INSURANCE ASSOCIATION,
a foreign corporation,

Supreme Court
Case No. _____

Defendant, Respondent.

JURISDICTIONAL BRIEF

C. SAMUEL NEWMAN
L. D. BELTZ & ASSOCIATES
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Attorneys for Plaintiff/
Petitioner Julius Meyer

Plaintiff/Petitioner JULIUS MEYER submits that the Florida Supreme Court has jurisdiction in the instant case under Rule 9.030(2)(A)(iv), of the Florida Rules of Appellate Procedure, in that the decision of the Second District Court of Appeal is in direct conflict with the decision of the Fourth District Court of Appeal in the case of National Grange Mutual Insurance Co. v. Fondren, 433 So.2d 1276 (Fla. 4th DCA 1983).

The opinion rendered by the Second District Court of Appeal in the instant case, a copy of which is attached hereto in Plaintiff/Petitioner's Appendix, states:

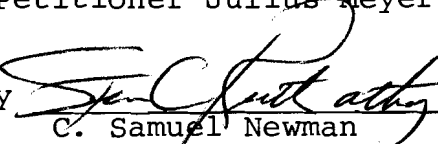
"... we express direct conflict with National Grange Mutual Insurance Co. v. Fondren ...".

Therefore, based upon the very language of the Court's opinion, the Supreme Court of the State of Florida has jurisdiction pursuant to Rule 9.030, of the Florida Rules of Appellate Procedure.

Respectfully submitted,

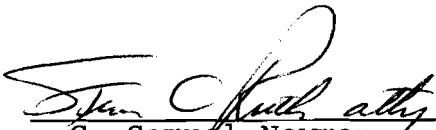
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BY


C. Samuel Newman
for

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing
was mailed this 14th day of December, 1984, to WILLIAM
RUTGER, ESQ., P.O. Box 2917, Clearwater, FL 33517.



C. Samuel Newman
