

Supreme Court of Florida

ORIGINAL

No. 80,061

BARRY S. KRONMAN, M.D.,
et al., Petitioners,

vs.

BYRON NORSWORTHY, etc.,
et al., Respondents.

[May 20, 1993]

GRIMES, J.

We review Norsworthy v. Holmes Regional Medical Center Inc., 598 So. 2d 105 (Fla. 5th DCA 1992), because of its conflict with Tanner v. Hartog, 593 So. 2d 249 (Fla. 2d DCA 1992). We have jurisdiction under article V, section 3(b)(3) of the Florida Constitution.

In Tanner v. Hartog, No. 79,390 (Fla. May 13, 1993), we recently quashed a portion of the Tanner case which dealt with the issue involved in the instant case. When the interpretation we placed upon the medical malpractice statute of limitations in Tanner is applied to the facts of the instant case, it is evident that the court below correctly reversed the summary judgment entered against the Norsworthys. Therefore, we approve the result of the decision below.

It is so ordered.

BARKETT, C.J., and OVERTON, McDONALD, SHAW, KOGAN and HARDING, JJ., concur.

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND, IF FILED, DETERMINED.

Application for Review of the Decision of the District Court of
Appeal - Direct Conflict of Decisions

Fifth District - Case No. 91-1367

(Brevard County)

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Florida Medical Association