

Supreme Court of Florida

COPY

No. 87,057

KIRK A. WOODSON,

Petitioner,

vs.

WILMA MARTIN, et al.,

Respondents.

[October 17, 1996]

SHAW, J.

We have for review a decision on the following question certified to be of great public importance:

IS THE BUYER OF RESIDENTIAL PROPERTY
PREVENTED BY THE "ECONOMIC LOSS RULE" FROM
RECOVERING DAMAGES FOR FRAUD IN THE
INDUCEMENT AGAINST THE REAL ESTATE AGENT AND
ITS INDIVIDUAL AGENT REPRESENTING THE
SELLERS?

Woodson v. Martin, 663 So. 2d 1327 (Fla. 2d DCA 1995). We have jurisdiction. Art. V, § 3(b)(4), Fla. Const.

Our decision in HTP, Ltd. v. Lineas Aereas Costarricenses, S.A., No. 86,913 (Fla. Oct. 17, 1996), controls. We answer the certified question in the negative, quash Woodson, and remand for proceedings consistent with HTP.

It is so ordered.

KOGAN, C.J., and OVERTON, GRIMES, HARDING, WELLS and ANSTEAD, 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 - Certified Great Public Importance
Second District - Case No. 94-00002

(Hillsborough County)

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