

# Supreme Court of Florida

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No. 87,638

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POLYGARD, INC., etc.,

Petitioner/Cross-Respondent,

vs.

JARMCO, INC., etc.,

Respondent/Cross-Petitioner.

[October 17, 1996]

SHAW, J.

We have for review the opinion in Jarmco, Inc. v. Polygard, Inc., 668 So. 2d 300 (Fla. 4th DCA 1996), which certified conflict with the opinion in Woodson v. Martin, 663 So. 2d 1327 (Fla. 2d DCA 1995). We have jurisdiction. Art. V, § 3(b)(4), Fla. Const.

In accordance with our decision in HTP, Ltd. v. Lineas Aereas Costarricenses, S.A., No. 86,913 (Fla. Oct. 17, 1996), we approve the decision of the district court in the instant case.

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.

Notice and Cross-Notice for Review of the Decision of the District  
Court of Appeal - Certified Direct Conflict of Decisions  
Fourth District - Case No. 95-0427

(Martin County)

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