

Supreme Court of Florida

No. SC00-912

DAVID M. POMERANCE, et al.,
Petitioners,

vs.

HOMOSASSA SPECIAL WATER DISTRICT, etc.,
Respondent.

[April 12 2001]

PER CURIAM.

We initially accepted review of the decision of the district court of appeal in Pomerance v. Homosassa Special Water District, 755 So. 2d 732 (Fla. 5th DCA 2000), based on express and direct conflict with the decision in Lake County v. Water Oak Management Corp., 695 So. 2d 667 (Fla. 1997). Upon further consideration, we find that review was improvidently granted. Accordingly, this review proceeding is dismissed.

It is so ordered.

WELLS, C.J., and SHAW, HARDING, ANSTEAD, PARIENTE, LEWIS and
QUINCE, JJ., concur.

NO MOTION FOR REHEARING WILL BE ALLOWED.

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

Fifth District - Case No. 5D98-2504

(Citrus County)

Karen O. Gaffney, Inverness, Florida,

for Petitioners

Jack A. Moring of Myers and Moring, P.A., Crystal River, Florida; and Sidney F.
Ansbacher of Upchurch, Bailey & Upchurch, P.A., St. Augustine, Florida,

for Respondent

Frank A. Shepherd, Miami, Florida,

for Pacific Legal Foundation, Amicus Curiae