

Supreme Court of Florida

No. SC01-2528

ANTHONY J. FERAYORNI, etc.,
Petitioner,

vs.

HYUNDAI MOTOR COMPANY, et al.,
Respondents.

[May 23, 2002]

PER CURIAM.

We have for review the decision in Hyundai Motor Co. v. Ferayorni, 795 So. 2d 126 (Fla. 4th DCA 2001), which certified conflict with the Third District Court of Appeal's decision in Nash v. General Motors Corp., 734 So. 2d 437 (Fla. 3d DCA 1999). Subsequently, we approved, in part, the Third District's decision in Nash. See D'Amario v. Ford Motor Co., 806 So. 2d 424, 442 (Fla. 2001). On March 19, 2002, we entered an order directing the parties to show cause why the case should not be remanded for reconsideration in light of our decision in

D'Amario.

Upon review of the responses to the March 19, 2002, order, the Court has determined that it should accept jurisdiction in this case and remand the case to the district court for reconsideration in light of our opinion in D'Amario. Accordingly, review is granted, the Fourth District's decision in this case is quashed, and this matter is remanded for reconsideration in accordance with our decision in

D'Amario.

It is so ordered.

WELLS, C.J., and SHAW, HARDING, ANSTEAD, PARIENTE, LEWIS, and QUINCE, 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 Direct Conflict of Decisions

Fourth District - Case Nos. 4D00-643 & 4D00-980

(Broward County)

Thomas D. Lardin, Fort Lauderdale, Florida,

for Petitioner

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for Respondents