Supreme Court of Florida

TUESDAY, SEPTEMBER 30, 2003

CASE NO.: SC03-894

Lower Tribunal No.: 4D02-1402

MOGERMAN, O'LEARY & PATEL, vs. MARCIA SHERWIN INC.

Petitioner(s)

Respondent(s)

This cause having heretofore been submitted to the Court on jurisdictional briefs and portions of the record deemed necessary to reflect jurisdiction under Article V, Section 3(b), Florida Constitution, and the Court having determined that it should decline to accept jurisdiction, it is ordered that the Petition for Review is denied.

No Motion for Rehearing will be entertained by the Court. <u>See</u> Fla. R. App. P. 9.330(d).

ANSTEAD, C.J., and WELLS, QUINCE, CANTERO and BELL, JJ., concur.

A True Copy

Test:

Thomas D. Hall

Clerk, Supreme Court

mc

Served:

ALLYSON DELANIE GOODWIN

CHARLES WENDER

HON. HOWARD FORMAN, CLERK

HON. MARILYN BEUTTENMULLER, CLERK

HON. J. LEONARD FLEET, JUDGE

RENEE G. LILLARD

DAMASO W. SAAVEDRA