

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT  
IN AND FOR PALM BEACH COUNTY, FLORIDA

CIVIL APPELLATE DIVISION AY  
CASE NO.: 50-2015-AP-000004-CAXX-MB  
L.T. NO.: 2013SC010291  
(Consolidated w/: 2015-AP-000009)

ALLSTATE FIRE & CASUALTY  
INSURANCE COMPANY

Appellant,

v.

NEUROLOGY CENTERS OF PALM BEACH, INC.,  
a/a/o Hayley Annese,  
Appellee.

AUG 14 2017

\_\_\_\_\_/

Appeal from the Palm Beach County Court, Judge Edward Garrison

For Appellant: Suzanne Youmans Labrit  
4301 W. Boy Scout Blvd, Ste. 300  
Tampa, FL 33607  
[slabrit@shutts.com](mailto:slabrit@shutts.com)

For Appellee: Michelle Kane  
4801 Linton Blvd., Ste. 11A-655  
Delray Beach, FL 33445  
[service@kanelawyers.com](mailto:service@kanelawyers.com)

PER CURIAM.

Appellee has filed a confession of error based upon the Florida Supreme Court's decision in *Allstate Insurance Co. v. Orthopedic Specialists*, 212 So. 3d 973 (Fla. 2017). The final judgment is

hereby REVERSED and REMANDED for further proceedings consistent with that decision.

Appellee's Motion for Appellate Attorney's Fees is DENIED.

HAFELE, BRUNSON, and ARTAU, JJ., concur.

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT  
IN AND FOR PALM BEACH COUNTY, FLORIDA

CIVIL APPELLATE DIVISION AY  
CASE NO.: 50-2015-AP-000004-CAXX-MB  
L.T. NO.: 2013SC010291  
(Consolidated w/: 2015-AP-000009)

ALLSTATE FIRE & CASUALTY  
INSURANCE COMPANY

Appellant,

v.  
NEUROLOGY CENTERS OF PALM BEACH, INC.,  
a/a/o Hayley Annese,  
Appellee.

Opinion/Decision filed: AUG 14 2017

Appeal from Palm Beach County Court,  
Judge Edward Garrison

Date of Appeal: January 13, 2015

DATE OF PANEL: August 14, 2017

PANEL JUDGES: Hafele, Brunson, and Artau

AFFIRMED/REVERSED/OTHER: REVERSED

PER CURIAM OPINION/DECISION BY: PER CURIAM

CONCURRING:

) DISSENTING:

) CONCURRING SPECIALLY:

) With/Without Opinion

) With/Without Opinion

DATE: 8/14/17

J. )

J. )

J. )

DATE: 8/14/17

J. )

J. )

J. )

DATE: 8/14/17

J. )

J. )

J. )