

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

APPELLATE DIVISION (CIVIL): AY  
CASE NO.: 502016AP900232CAXXMB  
L.T. NO.: 502015SC000280XXXXSB

MICHAEL MARK PROPERTIES, LLC,  
Appellant,

v.

MICHAEL OLINTIS,  
Appellee.

---

Opinion filed: **AUG 14 2017**

Appeal from the County Court in and for Palm Beach County,  
Judge Reginald Corlew

For Appellant: Neale J. Poller, Esq.  
2 S. University Drive, Suite 325  
Fort Lauderdale, FL 33324  
npoller@pollerlaw.com

For Appellees: Barry E. Haimo, Esq.  
8201 Peters Road, Suite 1000  
Plantation, FL 33324  
eservice@haimolaw.com

PER CURIAM.

We **AFFIRM** the lower court's final judgment, but we **REVERSE** the lower court's award of attorney's fees and **REMAND** the case for the lower court to make the requisite findings to support an award of attorney's fees. *See Graham v. Wells Fargo Bank N.A.*, 42 Fla. L. Weekly D840d (Fla. 2d DCA 2017) (reversing an award of attorney's fees where the final

judgment did not contain findings as to time reasonably expended and hourly rate).

Appellant's Motion for Appellate Attorney's Fees is **DENIED** because attorney's fees are generally not awarded for time spent litigating the amount of fees. *Mediplex Const. of Florida, Inc., v. Schaub*, 856 So. 2d 13, 13 (Fla. 4th DCA 2003). Appellee's Motion for Attorney's Fees is **GRANTED** and **REMANDED** for the trial court to award a reasonable amount of fees.

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

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

APPELLATE DIVISION (CIVIL): AY  
CASE NO.: 502016AP900232CAXXMB  
L.T. NO.: 502015SC000280XXXXSB

MICHAEL MARK PROPERTIES, LLC,  
Appellant,

Opinion/Decision filed: **AUG 14 2017**

v.

Appeal from the County Court in and for  
Palm Beach County; Judge Reginald Corlew

MICHAEL OLINTIS  
Appellee.

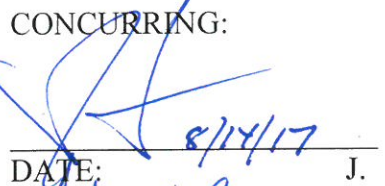
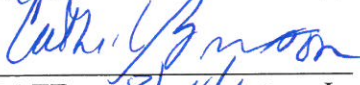
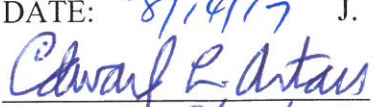
Date of Appeal: September 12, 2016

\_\_\_\_\_/\_\_\_\_\_  
DATE OF PANEL: AUGUST 14, 2017

PANEL JUDGES: HAFELE, BRUNSON, ARTAU

AFFIRMED/REVERSED/OTHER: REVERSE AND REMAND

PER CURIAM OPINION/DECISION BY: PER CURIAM

CONCURRING:	)	DISSENTING:	)	CONCURRING SPECIALLY:	)
	)	With/Without Opinion	)	With/Without Opinion	)
	)		)		)
DATE: <u>8/14/17</u> J.	)		)		)
	)		)		)
DATE: <u>8/14/17</u> J.	)		)		)
	)		)		)
DATE: <u>8/14/17</u> J.	)		)		)