

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

CIVIL APPELLATE DIVISION AY
CASE NO.: 50-2016-AP-900293-CAXX-MB
L.T. NO.: 2013SC009287

ALLSTATE FIRE & CASUALTY
INSURANCE COMPANY
Appellant,

AUG 16 2017

v.
FAMILY CHIROPRACTIC CENTER OF WEST
LAKE WORTH PA, a/a/o Guadalupe Penaran,
Appellee.

Appeal from the Palm Beach County Court, Judge Nancy Perez

For Appellant: Suzanne Youmans Labrit
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For Appellee: Frank Noska, III
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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.

Appellant's Motion for Appellate Attorney's Fees is GRANTED contingent upon the trial court determining that the offer of judgment satisfies all legal requirements.

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

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Appellee.

Opinion/Decision filed: AUG 16 2017

Appeal from Palm Beach County Court,
Judge Nancy Perez

Date of Appeal: November 28, 2016

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)
)))
<u>8/14/17</u>)))
DATE: J.	)	J.	)	J.)
)))
<u>Callahan</u>)))
DATE: <u>8/14/17</u>	)	J.	)	J.)
)))
<u>Guadalupe Penaran</u>)))
DATE: <u>8/14/17</u>	)	J.	)	J.)