

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-900311-CAXX-MB
L.T. NO.: 2011SC008821

AUG 16 2017

ALLSTATE INDEMNITY COMPANY

Appellant,

v.

HOPE HEALTH & WELLNESS, INC.,

a/a/o Mario Doran,

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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HOPE HEALTH & WELLNESS, INC.,
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Appellee.

Opinion/Decision filed: AUG 16 2017

Appeal from Palm Beach County Court,
Judge Nancy Perez

Date of Appeal: December 22, 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>Catherine M. Brunson</u>)))
)))
DATE: J.	)	J.	)	J.)
<u>Edward L. Artau</u>)))
)))
DATE: J.	)	J.	)	J.)
<u>8/14/17</u>)))