

Supreme Court of Florida

THURSDAY, JULY 22, 2004

CASE NO.: SC04-354

Lower Tribunal Nos.: 4D02-3039,
4D02-4684

NOVASTAR MORTGAGE, INC. vs. LAWYERS' TITLE
INSURANCE COMPANY,
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.

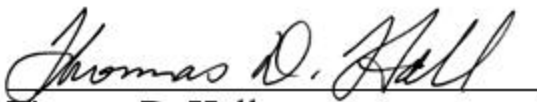
No motion for rehearing will be entertained by the Court. See Fla. R. App. P. 9.330(d).

Respondent's motion for attorneys' fees is hereby denied.

ANSTEAD, LEWIS, QUINCE, CANTERO and BELL, JJ., concur.

A True Copy

Test:



Thomas D. Hall
Clerk, Supreme Court



mc

Served:

GREGG W. MCCLOSKY

JOHN IOANNOU, JR.

ROBERT A. COHEN

MARIO M. RUIZ

HON. EDWARD H. FINE, CHIEF JUDGE

HON. MARILYN BEUTTENMULLER, CLERK

HON. DOROTHY H. WILKEN, CLERK