

Supreme Court of Florida

No. SC16-2190

DAVID GAL,
Petitioner,

vs.

PREPARED INSURANCE COMPANY,
Respondent.

[November 16, 2017]

PER CURIAM.

We initially accepted jurisdiction to review the decision of the Fourth District Court of Appeal in Prepared Ins. Co. v. Gal, 209 So. 3d 14 (Fla. 4th DCA 2016), on grounds of express and direct conflict with Trinidad v. Fla. Peninsula Ins. Co., 121 So. 3d 433 (Fla. 2013), and also with Colon v. Lara, 389 So. 2d 1070 (Fla. 3d DCA 1980). See art. V, § 3(b)(3), Fla. Const. Having considered the Fourth District's opinion and the briefs of the parties, upon further review, we have determined that we should exercise our discretion and discharge jurisdiction. Accordingly, we hereby dismiss review.

It is so ordered.

LABARGA, C.J., and PARIENTE, QUINCE, POLSTON, and LAWSON, JJ.,
concur.

CANADY, J., concurs in result.

LEWIS, J., dissents.

NO MOTION FOR REHEARING WILL BE ALLOWED.

Application for Review of the Decision of the District Court of Appeal – Direct
Conflict of Decisions

Fourth District - Case No. 4D15-1909

(Broward County)

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