

Third District Court of Appeal

State of Florida, July Term, A.D., 2009

Opinion filed July 29, 2009.

Not final until disposition of timely filed motion for rehearing.

No. 3D07-2745

Lower Tribunal No. 04-8735

Dwight Johannes Downs,
Appellant,

vs.

The City of Miami Beach, etc., et al.,
Appellees.

An Appeal from the Circuit Court for Miami-Dade County, Mindy S. Glazer, Judge.

Roy D. Wasson and Annabel C. Majewski; Austin Carr, for appellant.

Jose Smith, City Attorney, and Donald M. Papy, Chief Deputy City Attorney; Holland & Knight and Rodolfo Sorondo, Jr. and Christopher N. Bellows and Rebecca M. Plasencia; R. A. Cuevas, Jr., Miami-Dade County Attorney, and Eric K. Gressman, Assistant County Attorney; Andrew J. Anthony and Bradley A. Silverman, for appellees.

Before GERSTEN, WELLS and LAGOA, JJ.

PER CURIAM.

Affirmed.