

Third District Court of Appeal

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

Opinion filed April 29, 2009.

Not final until disposition of timely filed motion for rehearing.

No. 3D08-2161

Lower Tribunal No. 07-13937

Cheekie Investments, LLC, and Sergio A. Pagliery,
Appellants,

vs.

Point One, LLC,
Appellee.

A non-final appeal from the Circuit Court for Miami-Dade County, Victoria S. Sigler, Judge.

Shook, Hardy & Bacon and Sergio E. Pagliery and Evan Roberts, for appellants.

Wolfe & Goldstein and Mark Goldstein, for appellee.

Before COPE and LAGOA, JJ., and SCHWARTZ, Senior Judge.

PER CURIAM.

Because this Court concludes that it lacks jurisdiction to consider the appeal, the matter is dismissed without prejudice. Appellants, however, are not precluded from raising the issues presented on plenary appeal.