

Third District Court of Appeal

State of Florida, January Term, A.D. 2010

Opinion filed January 20, 2010.
Not final until disposition of timely filed motion for rehearing.

No. 09-390
Lower Tribunal Nos. 07-540 AP & 08-22 AP

United Automobile Insurance Company,
Petitioner,

vs.

Professional Medical Group, Inc., etc.,
Respondent.

A Petition for Writ of Certiorari to the Circuit Court for Miami-Dade County, Appellate Division, Cindy S. Lederman, Jeri B. Cohen and Spencer Eig, Judges.

Lara J. Edelstein, for petitioner.

Jose R. Iglesia, and Virginia Best, for respondent.

Before RAMIREZ, C.J., and COPE, and SALTER, JJ.

PER CURIAM.

The issues raised in this petition for writ of certiorari are identical to those raised in United Automobile Insurance Company. v. Santa Fe Medical Center,

a/a/o Telmo Lopez, 2009 WL 3188957 (Fla. 3d DCA Oct. 7, 2009). On the basis of that opinion, we conclude that the court, sitting in its appellate capacity, departed from the essential requirements of law when it affirmed a summary judgment as against petitioner United Automobile Insurance Company. Therefore, we grant the petition for writ of certiorari.

Petition granted, decision quashed.