

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

JANUARY TERM 2009

CHRISTOPHER J. KARLING,

Appellant,

v.

CASE NO. 5D08-310

BUDGET RENT A CAR SYSTEM, INC., ET AL.,

Respondent.

Opinion filed February 6, 2009

Appeal from the Circuit Court for
Volusia County,
William A. Parsons, Judge.

Roy D. Wasson of Wasson and
Associates, Miami, and Allan L. Ziffra
of Rue & Ziffra, P.A., Port Orange, for
Appellant.

Philip Glatzer of Marlow, Connell,
Valerius, Adler, Newman & Lewis,
Coral Gables, for Appellee.

ON MOTION TO CERTIFY QUESTION

LAWSON, J.

Following the issuance of our opinion in this case, the appellant, Christopher J. Karling, moved for certification of a question of great public importance. We grant the motion and certify the following question in accordance with rule 9.030(a)(2)(A)(v) of the Florida Rules of Appellate Procedure, as one of great public importance:

DOES THE GRAVES AMENDMENT, 49 U.S.C. § 30106,
PREEMPT SECTION 324.021(9)(B)(2), FLORIDA
STATUTES (2007)?

This is the same question recently certified by the Second District in *West v. Enterprise Leasing Co.*, --- So.2d ----, 33 Fla. L. Weekly D2875 (Fla. 2d DCA Dec. 19, 2008), and by the Fourth District in *Tocha v. Richardson*, --- So.2d ----, 33 Fla. L. Weekly D2726 (Fla. 4th DCA Nov. 26, 2008) and *Vargas v. Enterprise Leasing Co.*, 993 So. 2d 614 (Fla. 4th DCA 2008).

QUESTION CERTIFIED.

ORFINGER and MONACO, JJ., concur.