

# Supreme Court of Florida

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No. SC01-2000

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**CAROLINE WEISS, as Personal Representative  
of the Estate of Jack J. Weiss, deceased,  
Petitioner,**

vs.

**LIBERTY MUTUAL INSURANCE COMPANY,  
Respondent.**

[March 24, 2005]

PER CURIAM.

We originally accepted jurisdiction to review Liberty Mutual Insurance Co. v. Weiss, 790 So. 2d 475 (Fla. 3d DCA 1001), pursuant to article V, section 3(b)(3) of the Florida Constitution. Upon further consideration, we have determined that jurisdiction was improvidently granted. Accordingly, this review proceeding is hereby dismissed.

It is so ordered.

PARIENTE, C.J., and WELLS, ANSTEAD, and BELL, JJ., concur.  
QUINCE, J., dissents.  
LEWIS and CANTERO, JJ., recused.

NO MOTION FOR REHEARING WILL BE ALLOWED.

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

Third District - Case No. 3D00-420

(Dade County)

Marc Cooper of Colson, Hicks and Eidson, Coral Gables, Florida, Larson King,  
Lowry Barfield, and John A. Moore, Miami, Florida,

for Petitioner

David R. Cassetty of Restani, McAllister and Cassetty, P.A., Coral Gables, Florida,

for Respondent