

IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
OF THE STATE OF FLORIDA, IN AND FOR HILLSBOROUGH COUNTY
APPELLATE DIVISION

BELLAFONTE HOMEOWNERS' ASS'N,

Appellant,

vs.

Appellate Case No.: 08-30641

Division: X

County Ct. case no.: 08-10632-SC

NICK DURHAM,

Appellee.

_____ /

On review of a final order of the County Court for
Hillsborough County, Florida.

The Hon. Donald Evans, Jr., Sr. Judge, presiding.

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Opinion filed Oct 30, 2009.

Pursuant to §720.311 (2)(b), Florida Statutes, which provides no procedure for the selection of alternate mediators except under the most limited circumstances which have not been shown to exist here, and the analogous authority of Neate v. Cypress Club Condominium, Inc., 718 So.2d 390, Fla. 4th DCA 1998, the decision of the trial court to deny attorney's fees is **AFFIRMED** this _____ day of _____, 2009.

ORIGINAL SIGNED

OCT 30 2009

**CHARLENE E. HONEYWELL
CIRCUIT JUDGE**

By: _____
Charlene Honeywell, Presiding Circuit Judge

ARNOLD and COOK, JJ., Concur.