IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JANUARY TERM 2011

THE ESTATE OF JESSIE L. PRUITT, ETC.,

Appellant,

v. Case No. 5D10-2384

SCHOOL BOARD OF MARION COUNTY,

Appellee.

Opinion filed April 26, 2011

Appeal from the Circuit Court for Marion County, Brian D. Lambert, Judge.

Jay J. Bartlett, of Bricklemyer Smolker & Bolves, P.A., Tampa, for Appellant.

Eric P. Gifford and W. James Gooding III, of Gilligan, King & Gooding, P.A., Ocala, for Appellee.

PER CURIAM.

AFFIRMED. <u>See Calhoun, Dreggors & Assocs. v. Volusia County</u>, 26 So. 3d 624 (Fla. 5th DCA 2009), <u>review denied</u>, 38 So. 3d 133 (Fla. 2010).

GRIFFIN, SAWAYA, and ORFINGER, JJ., concur.