

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

JULY TERM 2010

BROWNCORP CONSTRUCTION  
CONTRACTING, INC.,

Petitioner,

v.

Case No. 5D10-2583

STONEBROOK SOUTH COMMUNITY,  
ETC., ET AL.,

Respondents.

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Opinion filed November 19, 2010.

Petition for Certiorari Review of Order  
from the Circuit Court for Osceola County,  
Margaret T. Waller, Judge.

Margaret A. Wharton and S. Ann Wilson  
of Wharton Law Group, P.A., Oviedo, and  
Patrick C. Crowell of Patrick C. Crowell,  
P.A., Orlando, for Petitioner.

Douglas M. Smith, Wesley S. Haber,  
Lynn S. Small and Darby K. Scott of  
Hopping Green & Sams, P.A., Tallahassee,  
for Respondent, Stoneybrook South  
Community Development District.

PER CURIAM.

Browncorp Construction Contracting, Inc., seeks certiorari review of an order entered by the Circuit Court in and for Osceola County, which denied Browncorp's Motion to Consolidate Osceola County case numbers 2010-CA-000914 and 2008-CA-

000725. The two foreclosure cases have at least twelve parties in common and involve the same property, as well as common issues, including a lien priority issue. Consolidating the two cases would eliminate duplicative efforts and trials, thus accelerating the trial process. See State Farm Fla. Ins. Co. v. Bonham, 886 So. 2d 1072, 1074 (Fla. 5th DCA 2004). Consolidation would also eliminate the risk of inconsistent results on the issues that are common to the cases, a harm for which the involved parties would not have adequate remedy on plenary appeal. Therefore, we find certiorari relief is warranted and the order of the lower court is quashed. The matter is remanded to the lower court for entry of an order of consolidation.

PETITION GRANTED; ORDER QUASHED and REMANDED.

LAWSON, COHEN and JACOBUS, JJ., concur.