

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

JULY TERM 2011

JAGRANIE VIERA,

Appellant,

v.

Case No. 5D10-3328

DEUTSCHE BANK NATIONAL  
TRUST, ET AL.,

Appellee.

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Opinion filed November 10, 2011

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

Mark Miller of Appellate Law Office of  
Mark Miller, P.A., Stuart, for Appellant.

Ezequiel Lugo and Anthony J. Russo of  
Butler Pappas Weihmuller Katz Craig LLP,  
Tampa, for Appellee State Farm Florida  
Insurance Company.

No Appearance for Appellee, Deutsche  
Bank National Trust.

PER CURIAM.

In this mortgage foreclosure action, Jagranie Viera appeals the order entered by the trial court dismissing with prejudice her fourth amended third-party complaint against State Farm Florida Insurance Company.<sup>1</sup> We affirm the dismissal order without

<sup>1</sup> The trial court's order dismisses State Farm as a defendant in Viera's third-party lawsuit; therefore, appellate jurisdiction is proper pursuant to rule 9.110(k) of the Florida Rules of

prejudice to any right Viera may have to file an independent action against State Farm.

See Iowa Mut. Ins. Co. v. Lopez, 444 So. 2d 1021 (Fla. 3d DCA 1984).

AFFIRMED.

PALMER, LAWSON and EVANDER, JJ., concur.

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Appellate Procedure. See Am. States Ins. Co. v. Baroletti, 566 So. 2d 314 (Fla. 2d DCA 1990).