

IN THE DISTRICT COURT OF APPEAL  
FIRST DISTRICT, STATE OF FLORIDA

TURTLE COVE, LLC,  
Appellant/Cross-Appellee,

NOT FINAL UNTIL TIME EXPIRES TO  
FILE MOTION FOR REHEARING AND  
DISPOSITION THEREOF IF FILED.

v.

CASE NO.: 1D05-5487

POWELL 98 LLC, a Florida  
limited liability company,

Appellee/Cross-Appellant.

---

Opinion filed January 12, 2007.

An appeal and cross-appeal from the Circuit Court for Bay County.  
Don T. Sirmons, Judge.

Seann M. Frazier and John K. Londot of Greenberg Traurig, P.A., Tallahassee, for  
Appellant/Cross-Appellee.

J. Marshall Conrad, and John Beranek of Ausley & McMullen, Tallahassee, and  
William G. Harrison, Jr., Panama City, for Appellee/Cross-Appellant.

PER CURIAM.

AFFIRMED.

BARFIELD, VAN NORTWICK, AND THOMAS, JJ., CONCUR.