

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

CITIZENS PROPERTY  
INSURANCE CORPORATION,

Appellant/Cross-Appellee,

v.

CASE NO. 1D06-291

THOMAS UEBERSCHAER,

Appellee/Cross-Appellant.

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Opinion filed May 25, 2007.

An appeal from the Circuit Court for Santa Rosa County.  
R.V. Swanson, Judge.

G. Alan Howard and Robert M. Dees of Milam, Howard, Nicandri, Dees & Gillam,  
P.A., Jacksonville, for Appellant.

Eric P. Sventek of Thomas J. Ueberschaer, P.A., Pensacola; Louis K. Rosenbloum of  
Louis K. Rosenbloum, P.A., Pensacola, for Appellee.

**ON APPELLANT'S MOTION FOR CERTIFICATION TO THE FLORIDA  
SUPREME COURT**

PER CURIAM.

Appellant/Cross-Appellee's motion is granted to the extent that we certify the  
following question to the Florida Supreme Court as a question of great public  
importance:

DOES THE ENABLING STATUTE FOR CITIZENS PROPERTY  
INSURANCE CORPORATION, § 627.351(6), FLA. STAT. (2004),

PRECLUDE AN AWARD OF POLICY LIMITS UNDER THE VALUED POLICY LAW, § 627.702(1), FLA. STAT. (2004), WHEN THE COVERED PERIL OF WINDSTORM AND THE EXCLUDED PERIL OF FLOOD COMBINE TO PRODUCE A TOTAL LOSS TO THE INSURED PROPERTY?

PADOVANO, LEWIS, and THOMAS, JJ., CONCUR.