

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

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

STATE FARM MUTUAL
AUTOMOBILE INSURANCE
COMPANY,

Appellant,

CASE NO. 1D08-1838

v.

JOYCE MASHBURN,

Appellee.

Opinion filed June 30, 2009.

An appeal from the Circuit Court for Okaloosa County.
Thomas T. Remington, Judge.

Charles F. Beall, Jr., of Moore, Hill & Westmoreland, P.A., Pensacola, for
Appellant.

Woodburn S. Wesley, Jr., of Wesley, McGrail & Wesley, Ft. Walton Beach, for
Appellee.

BROWNING, J.

This attorney's fee appeal is the companion case to the merits case, 1D08-0190. The parties agree that if this court reverses the merits case, this case must be

reversed as a matter of law. Accordingly, we REVERSE in light of our decision in 1D08-0190.

HAWKES, C.J. , and VAN NORTWICK, J., CONCUR.