

**SUPREME COURT OF FLORIDA
TALLAHASSEE, FLORIDA**

MARVIN CASTELLANOS,

Petitioner,

CASE NO.. SC13-2082

v.

Lwr. Tribunal: 1D12-3639;
OJCC No. 09-027890GCC

NEXT DOOR COMPANY and
AMERISURE INSURANCE CO.,

Respondents. /

**NOTICE
OF
SUPPLEMENTAL AUTHORITY**

COMES NOW the petitioner, Marvin Castellanos, by and through his undersigned co-counsel, Richard A. Sicking, and files this notice of supplemental authority and for grounds would state:

This notice is filed pursuant to Fla. R. App. P. 9.225.

This supplemental authority is: *Richard E. Zaldivar P.A., v. Dyke Industries, Inc.*, Fla. First DCA case No. 1D15-1529, opinion filed July 8, 2015.

This supplemental authority was discovered after the filing of the last brief, because it was not decided until July 8, 2015.


This supplemental authority is significant to the issues raised in the present case as it is the 10th case in which the Florida First District Court of Appeal has certified the same question certified in the present case.

RECEIVED, 07/14/2015 04:23:28 PM, Clerk, Supreme Court

Respectfully submitted,

RICHARD A. SICKING, ESQ.

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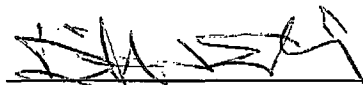

Richard A. Sicking

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via e-mail this 14 day of July, 2015, to: Michael J. Winer, Esq. (mike@mikewinerlaw.com), Law Office of Michael J. Winer, P.A., 110 North 1st St., 2nd Flr., Tampa, FL 33602; Raoul G. Cantero, Esq. (raoul.cantero@whitecase.com) and David P. Draigh, Esq. (ddraigh@whitecase.com), White & Case, L.L.P., Southeast Financial 6 Center, Suite 4900, 200 South Biscayne Blvd., Miami, FL 33131; Christopher J. Smith, - Esq. (chris@cjsmithlaw.com), 2805 W. Busch Blvd., Suite 219, Tampa, FL 33618, Kenneth B. Schwartz, Esq. (kbs@fla law.com), Kenneth Schwartz, P.A., 1803 S. Australian Ave., Suite F, West Palm Beach, FL 33409; Richard W. Ervin, Esq. (richardervin@ flappeal.com) and Susan W. Fox, Esq. (susanfox@flappeal.com), Fox & Loquasto, P.A., 1201 Hays St., Suite 100, Tallahassee, FL 32301; William

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Richard A. Sicking

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

RICHARD E. ZALDIVAR, P.A.,
FORMER COUNSEL FOR
EMPLOYEE CLAIMANT,

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

Appellant,

CASE NO. 1D15-1529

v.

DYKE INDUSTRIES, INC.,
LIBERTY MUTUAL AND
ALAIN DEBESA,

Appellees.

Opinion filed July 8, 2015.

An appeal from an order of the Judge of Compensation Claims.
Charles M. Hill, III, Judge.

Date of Accident: January 13, 2014.

Kimberly A. Hill of Kimberly A. Hill, P.L., Fort Lauderdale, and Albert Marroquin
of Richard E. Zaldivar, P.A., Miami, for Appellant.

Edward C. Duncan, III, of the Law Offices of Amy L. Warpinski, Fort Myers, for
Appellees.

PER CURIAM.

Based on Castellanos v. Next Door Co., 124 So. 3d 392 (Fla. 1st DCA 2013),
we AFFIRM. In so doing, we certify that our disposition of the instant case passes

upon the same question we certified in Castellanos. Id. at 394. See Jollie v. State, 405 So. 2d 418, 421 n.* (Fla. 1981).

THOMAS, MARSTILLER, and KELSEY, JJ., CONCUR.