

**SUPREME COURT OF FLORIDA  
TALLAHASSEE, FLORIDA**

MARVIN CASTELLANOS,

Petitioner,

**CASE NO.. SC13-2082**

v.

Lower

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: *Jaqueline Walden v. Hillsborough Area Regional Transit (HART)* Fla. First DCA Case No. 1D15-4095, opinion filed December 28, 2015; now pending in this Court as Case No. SC16-39.

This supplemental authority was discovered after the filing of the last brief, because it was not decided until December 28, 2015.

RECEIVED, 01/13/2016 03:58:29 PM, Clerk, Supreme Court

This supplemental authority is significant to the issues raised in the present case as it is the 14<sup>th</sup> case in which the Florida First District Court of Appeal has certified the same question certified in the present case.

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 13<sup>th</sup> day of January, 2016, to: Michael J. Winer, Esq. ([mike@mikewinerlaw.com](mailto: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](mailto:raoul.cantero@whitecase.com)) and David P. Draigh, Esq. ([ddraigh@whitecase.com](mailto: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](mailto:chris@cjsmithlaw.com)), 2805 W. Busch Blvd., Suite 219, Tampa, FL 33618, Kenneth B. Schwartz, Esq. ([kbs@fla law.com](mailto:kbs@fla law.com)), Kenneth Schwartz, P.A., 1803 S.

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Richard A. Sicking

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

JACQUELINE WALDEN,

Appellant,

v.

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

CASE NO. 1D15-4095

HILLSBOROUGH AREA  
REGIONAL TRANSIT AND  
COMMERCIAL RISK  
MANAGEMENT,

Appellees.

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Opinion filed December 28, 2015.

An appeal from an order of the Judge of Compensation Claims.  
Mark A. Massey, Judge.

Date of Accident: March 27, 2014.

Michael J. Winer of the Law Office of Michael J. Winer, P.A., Tampa, for Appellant.

Steven Hovsepian and Katherine Stone Agliano of Barbas, Nunez, Sanders, Butler  
& Hovsepian, Tampa, 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).

ROWE, OSTERHAUS, and WINOKUR, JJ., CONCUR.