

**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: *Joe Taylor v. Rodney Gunder Plastering and Stucco, LLC*, Fla. First DCA Case No. 1D15-5895, opinion filed April 20, 2016.

This supplemental authority was discovered after the filing of the last brief, because it was not decided until April 20, 2016.

This supplemental authority is significant to the issues raised in the present case as it is the 19<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,

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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 21st day of April, 2016, 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

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S.E. 3rd Ave., Flr. 23, Fort Lauderdale, FL 33394; James Wyman, Esq. (jwyman@hinshawlaw.com), Hinshaw & Culbertson, LLP, 2525 Ponce de Leon Blvd, 4th Flr., Coral Gables, FL 33134; and David Lamont, Esq. (dlamont@bleakleybayol.com), The Bleakley Bavor Law Firm, 15170 North Florida Ave., Tampa, FL 33613.

A handwritten signature in black ink, appearing to read 'Richard A. Sicking', written over a horizontal line.

Richard A. Sicking

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

JOE TAYLOR,  
  
Appellant,

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

v.

CASE NO. 1D15-5895

RODNEY GUNDER  
PLASTERING AND STUCCO,  
LLC./MARKEL FIRSTCOMP,

Appellees.

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Opinion filed April 20, 2016.

An appeal from an order of the Judge of Compensation Claims.  
Nolan S. Winn, Judge.

Date of Accident: July 14, 2015.

Charles H. Leo of Law Offices of Charles H. Leo, P.A., Orlando, and Richard W.  
Ervin, III, of Fox & Loquasto, P.A., Tallahassee, for Appellant.

No Appearance 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).

ROBERTS, C.J., SWANSON, and KELSEY, JJ., CONCUR.