

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

JULY TERM 2009

MARIE MARION,

Appellant,

v.

Case No. 5D08-3613

ORLANDO PAIN & MEDICAL ETC., ET AL.,

Appellee.

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Opinion filed January 8, 2010

Appeal from the Circuit Court
for Seminole County,
Clayton Simmons, Judge.

Jerry H. Jeffery, Maitland, for Appellant.

Donald N. Williams, of Donald N. Williams,
P.A., Orlando, for Appellee.

PER CURIAM.

See Dickerson v. Feldman, 426 F. Supp. 2d 130 (S.D.N.Y. 2006) (holding where plaintiff's stake in controversy disappears before there has been effort to certify class action, the action must be dismissed).

AFFIRMED.

ORFINGER, LAWSON and EVANDER, JJ., concur.