

DISTRICT COURT OF APPEAL OF FLORIDA  
SECOND DISTRICT

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BEVERLEY C.B. WHITE; JOHN DORSO and SUE DORSO;  
COLLETTE MERCIER, as Attorney-in-fact for JOSEPH MERCIER; MARK  
SCHERER, as personal representative of the Estate of Sandra Spaugh;  
LOGAN CHAMBERLAIN and SUSAN CHAMBERLAIN; JOHN JANSEN;  
JAMES DOWDELL, JR.; JONI SHERRILL, as executor of the Estate of  
Sam Tedesco; JOHN FILAK, as trustee under John Filak Revocable Trust  
Agreement dated May 3, 1996; JOHN WAKEFIELD and NANCY  
WAKEFIELD; MICHAEL McCORMICK and LAURA McCORMICK;  
ROBERT SMITH; CHRISTOPHER BOOTH, as executor de son tort of the  
Estate of Weldon S. Booth; ALBERT MEYER and FRANCINE MEYER;  
EDWARD CARR and MARIANNE CARR; THOMAS BECK; JAMES  
BRENDEL, individually and as a nominated personal representative of  
the Estate of Anna Brendel; DAVID LUFT and BETTY LUFT; EDITH  
SHEEHAN; RICHARD VOLK; AMELIA YANATSIS; EDWARD PEEL;  
CHARLES AXTON and BARBARA AXTON; CAROL BARNES; JAMES  
DeSTEFANO and JOANNE DeSTEFANO; DONALD GROSSE and IRENE  
GROSSE; CAROLYN HALL; PAUL HAMMELMAN and ANNDRA  
HAMMELMAN; ILONA HERMLE; KARIN ISRAELSSON; JERRALD  
KABELIN and KAY KABELIN; ROBERT MARTIN and JEANNINE MARTIN;  
ROLAND SCHAPANSKI; JOSEPH TESTA and NANCY TESTA; PATRICIA  
MORGAN, as trustee of the James I. Morgan Trust; BRADLEY THINNES,  
as Attorney-in-Fact for PATRICIA THINNES; MARY YOUNG, individually  
and as nominated personal representative of the Estate of Joseph Young;  
ALAN ANDERSON; JON BERRY; MICHAEL BIGLEY and LAURIE STEIN;  
VIJAY DUBE and GIRJIA DUBE; DIANE CRUMLY as executor de son tort  
of the Estate of Paul Lang, deceased; JEFF McCARTNEY and BARBARA  
McCARTNEY; JOHN MOUNT; PATRICIA QUARLES; FRANK ROBINSON  
III and JACKLYN ROBINSON; CHARLES WHITCHER and SHIRLEY  
WHITCHER; ROBERT NICKS and TERESA NICKS; RICHARD BUTLER  
and MARY BUTLER; TIMOTHY STONE, as Attorney-in-Fact for  
Phyllis Stone; RALSTON REID, individually and as a nominated personal  
representative of the Estate of Shirley Reid; CHARLES MATTHEWSON, as  
trustee of the Amended and Restated Shirley Anne Crandall Revocable  
Inter Vivos Trust No. 1; JOHN BALL and CAROL BALL; SCOTT VAN DER  
LINDEN; CHARLENE KNOCH, as trustee of Wendell Trust UTD November  
1, 1994; MARY BARCUS; THOMAS KINGSLEY and FRANCES KINGSLEY;  
LAURA BROWN, as executor de son tort of the Estate of John W.  
Berryman, Jr.; WANDA MILLER, as trustee of the Geraldine F. Warstler

Trust Agreement Dated August 13, 2015; JIM McCARTHY and CYNTHIA McCARTHY; ELIZABETH ROBERTSON; JEAN LARSON and THOMAS LARSON; THOMAS WHITTAKER, as personal representative of the Estate of Walter Whittaker and the nominated personal representative of the Estate of Catherine Whittaker; WILLIAM THOMAS and CANDACE RENWALL, as independent co-executors of the Estate of Robert Kloman; THOMAS BARRY and FRANCES BARRY; CHARLES HOLLOWAY; ELMER ECCHER and JANICE ECCHER; ROBERT HLADIK, PATRICIA BARNES, as personal representative of the Estate of Joan Yelding; THOMAS BROWN and ELIZABETH BROWN; DAVID VAN ALSTYNE, as executor of the Estate of Joan Van Alstyne; WILLIAM GEPHART, as executor de son tort of the Estate of Roberta Rogers; JEAN MORGAN; REGINALD MILLER and NANCY MILLER; ANN MARIE O'BRIEN; GEIR FLYCKT; ARTHUR MAYHEW and CAROL MAYHEW; DOMINICK GIAMBRONE; EDWARD MALINOWSKI; KERRY LONG and DEBRA LONG; JEFFREY BUCHS and DONNA BUCHS; BRADLEY BENFORD; ROBERT BEAVER; PATRICIA McGOWAN; ISABELLA MARKLE; THOMAS TYLER; WOODROW MILTENBERGER and PEGGY MILTENBERGER; ROSS DUNBAR and ELIZABETH DUNBAR; THOMAS SLATTERY and DEBRA SLATTERY; RAYMOND WOPPERER; PAUL EUSTACE and GEORGINA EUSTACE; DAVID GARTZKE and LOUISE GARTZKE; PAMELA HOLCOMBE, PAMELA HOLCOMBE, as independent co-executor of the Estate of Marvin Pruitt; JOHN BUGOSH, as Attorney-in-Fact for Nancy Bugosh; DONALD BRISCH, as Attorney-in-Fact for Joseph Brisch; LANCE BALLARD; CAROL STADTER and RICHARD STADTER; and WILLIAM HANKINS, as personal representative of the Estate of Patricia Hankins; individually and on behalf of those similarly situated,

Appellants,

v.

CONCERT PLANTATION, LLC, and PLANTATION GOLF  
AND COUNTRY CLUB, INC.,

Appellees.

No. 2D2023-0637

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June 28, 2024

Appeal from the Circuit Court for Sarasota County; Andrea McHugh,  
Judge.

Benjamin A. Christian, formerly of mctlaw, and Ilyas Sayeg and Jennifer  
Anne Gore Maglio, of mctlaw, Sarasota (substituted as counsel of record),  
for Appellants.

Lindsay Patrick Lopez, Amy L. Drushal, and William A. McBride of  
Trenam, Kemker, Scharf, Barkin, Frye, O'Neill & Mullis, P.A., Tampa, for  
Appellee Concert Plantation, LLC; Terrance W. Anderson, Jr., of Nelson  
Mullins, Boca Raton, for Appellee Plantation Golf and Country Club, Inc.

PER CURIAM.

Affirmed.

LaROSE, ROTHSTEIN-YOUAKIM, and SMITH, JJ., Concur.

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Opinion subject to revision prior to official publication.