

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

JANUARY TERM 2008

MICHAEL HARTH,

Appellant,

v.

Case No. 5D06-4469

SALEM R. TOWNE,

Appellee.

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Opinion filed February 8, 2008

Non-Final Appeal from the Circuit  
Court for Hernando County,  
Richard Tombrink, Jr., Judge.

Linda Bellomio Commons, Tampa,  
for Appellant.

Derrill L. Mcateer, of The Hogan Law Firm,  
Brooksville, for Appellee.

PER CURIAM.

AFFIRMED. See Schwab & Co. v. Breezy Bay, Inc., 360 So. 2d 117, 118 (Fla. 3d DCA 1978) ("The discretion reposed in the trial judge by Fla. R. Civ. P. 1.540 is of the broadest scope and in order to reverse a judge's ruling thereunder, there must be a showing of a gross abuse of discretion.").

ORFINGER, MONACO and TORPY, JJ., concur.