

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

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

AMBER AYERS LARKIN,

Appellant/Cross-Appellee,

v.

Case No. 5D16-1455

DENNIS MICHAEL LARKIN,

Appellee/Cross-Appellant.

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Opinion filed January 13, 2017

Non-Final Appeal from the  
Circuit Court for Orange  
County, Bob Leblanc, Judge.

Marc James Ayers, of Bradley Arant Boult,  
Cummings, LLP, Birmingham Alabama,  
and Terry C. Young and Jennifer R. Dixon,  
of Lowndes Drosdick Doster Kantor &  
Reed, P.A., Orlando, for Appellant/Cross-  
Appellee.

Andrew F. Nickolaou, and Ophelia G.  
Bernal-Mora, of Bernal-Mora & Nickolaou,  
Winter Park, for Appellee/Cross-Appellant.

PER CURIAM.

We affirm, without discussion, the trial court's determination as to the proper distribution of the parties' Morgan Stanley account pursuant to the terms of their marital settlement agreement. However, we conclude that the trial court erred in failing to award

the former wife a reasonable attorney's fee. The marital settlement agreement provided for an award of fees to the prevailing party "in the event of a legal action or other proceeding arising under this Agreement." Here, the former wife prevailed on the only significant issue resolved by the trial court in its post-judgment order. Therefore, we reverse the portion of the trial court's order denying the former wife's motion for attorney's fees.

AFFIRMED, in part; REVERSED, in part; REMANDED.

TORPY, EVANDER and LAMBERT, JJ., concur.