

FILED

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

2008 DEC 22 A 11:08

WELLINGTON REGIONAL  
MEDICAL CENTER, INC.,

DIVISION OF  
ADMINISTRATIVE  
HEARINGS

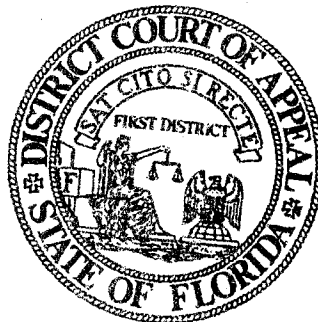
NOT FINAL UNTIL TIME EXPIRES TO  
FILE MOTION FOR REHEARING AND  
DISPOSITION THEREOF IF FILED

Appellant,

v.

CASE NO. 1D07-2818-

JANELL COBLE and DAVID  
COBLE, as natural parents and legal  
guardians of JORY COBLE, a minor,  
and individually, FLORIDA BIRTH-  
RELATED NEUROLOGICAL  
INJURY COMPENSATION  
ASSOCIATION, and OB/GYN  
SPECIALISTS OF THE PALM  
BEACHES,



Appellees.

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I CERTIFY THE ABOVE  
TO BE A TRUE COPY  
*Jon S. Wheeler*  
JON S. WHEELER  
CLERK DISTRICT COURT OF  
APPEAL, FIRST DISTRICT

Opinion filed October 10, 2008.

An appeal from an order of the Division of Administrative Hearings.

Matthew D. Klein, Nancy W. Gregoire, and Richard T. Woulfe of Bunnell Woulfe Kirschbaum Keller McIntyre Gregoire & Klein, P.A., Fort Lauderdale, for Appellant.

Gary Cohen of Grossman Roth, P.A, Boca Raton, and Joel S. Perwin of Joel S. Perwin, P.A., Miami, for Appellees Janell Coble and David Coble; Asad Ba-Yunis of Lubell & Rosen, Fort Lauderdale, for Appellee OB/GYN Specialists of the Palm Beaches; and David W. Black, Plantation, and Tana Storey, Kelly B. Plante, and Wilbur E. Brewton of Brewton Plante, P.A., Tallahassee, for Appellee Florida Birth Related Neurological Injury Compensation Association.

PER CURIAM.

AFFIRMED. See Board of Regents of State of Fla. v. Athey By and Through Athey, 694 So. 2d 46 (Fla. 1st DCA), approved, University Medical Center, Inc. v. Athey, 699 So. 2d 1350 (Fla. 1997). See also, Weeks v. Florida Birth-Related Neurological, 977 So. 2d 616 (Fla. 5th DCA), rev. denied, Florida Birth-Related Neurological Injury Compensation Ass'n v. Weeks, 987 So. 2d 80 (Fla. 2008); Northwest Medical Center, Inc. v. Ortiz, 920 So. 2d 781 (Fla. 4th DCA 2006), rev. denied, 966 So. 2d 967 (Fla. 2007); University of Miami v. Ruiz, 916 So. 2d 865 (Fla. 3d DCA 2005), rev. dismiss'd, 948 So. 2d 723 (Fla. 2007). But see, Bayfront Medical Center v. Florida Birth-Related Neurological Injury Compensation Ass'n, 982 So. 2d 704 (Fla. 2d DCA 2008); All Children's Hosp., Inc. v. Department of Administrative Hearings, 33 Fla. L. Weekly D226 (Fla. 2d DCA 2008).

BARFIELD, ALLEN, and THOMAS, JJ., CONCUR.