

DISTRICT COURT OF APPEAL OF FLORIDA, SECOND DISTRICT

Whitburn, LLC v. Bank of America, N.A.

Whitburn · No. 2D15-1639; 2D15-4046 · Decided January 20, 2017

OPINION

Whitburn, LLC v. Bank of America, N.A.

PER CURIAM.

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING

MOTION AND, IF FILED, DETERMINED

IN THE DISTRICT COURT OF APPEAL

OF FLORIDA

SECOND DISTRICT

WHITBURN, LLC,)

) Appellant,)) v.) Case No. 2D15-1639) 2D15-4046

BANK OF AMERICA, N.A.,)

CARLOS RAMIREZ; EDERLE) CONSOLIDATED

GREENE RAMIREZ; BOYETTE)

CREEK HOMEOWNERS)

ASSOCIATION, INC.,)

) Appellees.)) Opinion filed January 20, 2017. Appeal from the Circuit Court for Hillsborough County; Raul C. Palomino, Jr., and Wayne S. Timmerman, Senior Judges. Jamie A. Cummings and Heather A. DeGrave of Walters Levine Klingensmith & Thomson, P.A., Tampa, for Appellant. Alan M. Pierce of Liebler Gonzalez & Portuondo, Miami, for Appellee, Bank of America, N.A. No appearance for remaining Appellees. PER CURIAM. In appeal number 2D15-1639, we affirm the order on appeal denying Whitburn, LLC's motion to intervene in the underlying foreclosure proceeding. See *Weber v. Pennymac Loan Trust* 2010–NPL1, 193 So. 3d 1084 (Fla. 2d DCA 2016) (citing *Whitburn, LLC v. Wells Fargo Bank, N.A.*, 190 So. 3d 1087 (Fla. 2d DCA 2015)). In appeal number 2D15-4046, we dismiss Whitburn's appeal from the final judgment of foreclosure entered in that proceeding. See *id.* Affirmed in part and dismissed in part. *NORTHCUTT, WALLACE*, and *SALARIO, JJ.*, Concur. -2-