

FIRST DISTRICT COURT OF APPEAL OF FLORIDA

**Service American Indemnity Company/PMA Insurance Group and
Robert B. Hess Racing, Inc. v. Bulfrano Andres Bahena**

No. 1D2024-2283 (Fla. 1st DCA Nov. 26, 2025) · No. 1D2024-2283 · Decided November 26, 2025

OPINION

PER CURIAM.

FIRST DISTRICT COURT OF APPEAL STATE OF FLORIDA

No. 1D2024-2283 _____

SERVICE AMERICAN INDEMNITY COMPANY/PMA INSURANCE GROUP and ROBERT
B. HESS RACING, INC., Appellants, v. BULFRANO ANDRES BAHENA, Appellee.

On appeal from the Office of the Judges of Compensation
Claims. Michael J. Ring, Judge.

Date of Accident: July 23, 2023. November 26, 2025 PER CURIAM. Because competent, substantial evidence in the record supports the Judge of Compensation Claims' findings that Appellee met the definition of employee and did not meet the definition of independent contractor, the amended final compensation order is affirmed. See § 440.02(18)(a), Fla. Stat. (2023) (defining employee under Workers' Compensation Law); § 440.02(18)(d)1. (defining independent contractor).

OSTERHAUS, C.J., and ROBERTS and BILBREY, JJ., concur.

Not final until disposition of any timely and authorized
motion under Fla. R. App. P. 9.330 or 9.331. _____ Jodi K.
Middleton of Zimmerman, Kiser & Sutcliffe, P.A., Orlando; Richard N. Asfar of Almazan Law,
Tampa; K. Kay Dodd Anderson, and Rene E. Hidalgo of Almazan Law, Miami, for Appellants.

Michael J. Winer of Winer Law Group, Tampa; Richard James Dolan, II, Fort Lauderdale, for
Appellee. 2