

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT  
IN AND FOR HILLSBOROUGH COUNTY, FLORIDA  
CIVIL DIVISION

JULIO MANSO &  
DARLYS FERNANDEZ,

Plaintiffs,  
vs.

Case No.: 08-05173  
Division: C

UNITED SERVICES  
AUTOMOBILE ASSOCIATION,

Defendant.

ORDER ON DEFENDANT'S MOTION FOR SUMMARY JUDGMENT

This cause came the before the Court on March 1, 2010, on Defendant's Motion for Summary Judgment. The Court being fully advised in the premises, and after hearing the arguments of counsel of record states that it is hereby:

**ORDERED AND ADJUDGED** as follows:

Defendant's Motion is **DENIED**. The court finds as a matter of law that the term "structural damage" within the subject insurance policy and as set forth in Fla. Stat. §627.706, means damage to the structure, in this case, the house.

**DONE AND ORDERED** in Chambers, in Tampa, Hillsborough, Florida, this \_\_\_\_ day of March, 2010.

ORIGINAL SIGNED

MAR 2 - 2010

JAMES M. BARTON, II

THE HONORABLE JAMES M. BARTON, II  
Circuit Court Judge

Copies furnished to:  
David C. Murray, Esquire  
Andrew P. Rock, Esquire