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# SUPREME COURT OF ALABAMA

OCTOBER TERM, 2008-2009

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1070486

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Ex parte Bay John Developers II, L.L.C.

PETITION FOR WRIT OF CERTIORARI  
TO THE COURT OF CIVIL APPEALS

(In re: Wayne Dyess et al.)

v.

Bay John Developers II, L.L.C.)

(Baldwin Circuit Court, CV-05-1103;  
Court of Civil Appeals, 2050857)

SEE, Justice.

The petition for the writ of certiorari is quashed.

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In quashing the petition for the writ of certiorari, this Court does not wish to be understood as approving all the language, reasons, or statements of law in the Court of Civil Appeals' opinion. Horsley v. Horsley, 291 Ala. 782, 280 So. 2d 155 (1973).

WRIT QUASHED.

Cobb, C.J., and Woodall, Smith, and Parker, JJ., concur.