

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

SAM ALLISON,

Appellant,

v.

CASE NO. 5D23-0839
LT CASE NO. 2022-CA-00021

TIFFANI KAY MARSHALL,

Appellee.

_____ /

DATE: April 10, 2024

BY ORDER OF THE COURT:

Upon consideration that while the order being appealed is a nonfinal order, it is not one that is identified as immediately appealable in Florida Rule of Appellate Procedure 9.130(a)(3)(B), and upon further consideration that there is nothing in the record on appeal that would permit a finding of the necessary jurisdictional elements for common law certiorari or the existence of material injury that cannot be corrected on post-judgment appeal, see Reeves v. Fleetwood Homes of Fla., Inc., 889 So. 2d 812, 822 (Fla 2004); see also Ivey v. Ivey, 6D23-694, 2023 WL 3136307, at *1 (Fla. App. 6 Dist. Apr. 28, 2023) (the petition did not establish any material injury for the remainder of the case or demonstrate how any such injury cannot

be corrected on post judgment appeal, which is fatal to jurisdiction.),
accordingly, it is

ORDERED that instant appeal is dismissed for lack of jurisdiction.

*I hereby certify that the foregoing is
(a true copy of) the original Court order.*

Sandra B. Williams



SANDRA B. WILLIAMS, CLERK

Panel: Judges Edwards, Harris and Kilbane

cc:

Cara C. Singeltary

Michael Taylor Tremel

Clerk Sumter