

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

ATRICIO MORENO,

Appellant,

v.

NOT FINAL UNTIL TIME EXPIRES
TO FILE REHEARING MOTION AND
DISPOSITION THEREOF IF FILED.

CASE NO. 1D04-4140

RON KENDALL
MASONRY/STAFFING CONCEPTS
NATIONAL, INC., CNA INSURANCE
and DIVISION OF WORKERS'
COMPENSATION ,

Appellees.

Opinion filed March 30, 2005.

An appeal from an order of the Judge of Compensation Claims.
S. Scott Stephens, Judge.

Gilbert R. Panzer, Jr., West Palm Beach, for appellant.

No appearance for appellees.

PER CURIAM.

The order striking appellant's petition for benefits is reversed and this matter is remanded to the lower tribunal for further proceedings in accordance with Cagnoli v. Tandem Staffing, 888 So. 2d 79 (Fla. 1st DCA 2004).

REVERSED and REMANDED.

ALLEN, DAVIS and BROWNING, JJ., concur.