

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

PEDRO MENDEZ,

Appellant,

v.

SHOMA DEVELOPMENT
CORPORATION and
TRANSPORTATION CASUALTY,

Appellees.

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

CASE NO. 1D05-0672

Opinion filed April 25, 2005.

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

Frank J. Taddeo, Coral Gables, for appellant.

No appearance for appellees.

PER CURIAM.

Because the order being appealed herein dismisses the petition for benefits without prejudice and contemplates the refiling of the petition or the filing of a motion

for entry of a final order, we dismiss this appeal as being taken from a nonfinal, nonappealable order. See generally Croes v. University Community Hospital, 886 So. 2d 1040 (Fla. 1st DCA 2004); Zito v. Jeff Harding, Inc., 870 So. 2d 964 (Fla. 1st DCA 2004). We likewise decline appellant's request that we undertake certiorari review of the order, since appellant has failed to demonstrate that the remedy afforded by appeal from a final order will be inadequate.

BARFIELD, ALLEN and THOMAS, JJ., concur.