

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

BARBARA CONLEY,
Appellant,

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND

v.

CASE NO.: 1D05-1186

MAUREEN M. WYNDHAM,
Appellee.

_____ /

Opinion filed December 28, 2005.

Original Jurisdiction.

Jeffrey J. Sneed of Eakin, Sneed & Catalan, Atlantic Beach, for Appellant.

Kevin E. Jakab and John Moffitt Howell of Howell & O'Neal, P.A., Jacksonville, for Appellee.

PER CURIAM.

We treat Barbara Conley's notice of appeal from a non-final pretrial order imposing a monetary sanction as a petition for writ of certiorari. See *Avril v. Civilmar*, 605 So. 2d 988 (Fla. 4th DCA 1992). We deny the petition because Conley

has failed to demonstrate a clear departure from the essential requirements of law resulting in irreparable injury. Malone v. Costin, 410 So. 2d 569, 570 (Fla. 1st DCA 1982). See also Rydell v. Rutter, 834 So. 2d 883, 885 (Fla. 5th DCA 2002).

Petition denied.

WEBSTER, VAN NORTWICK AND LEWIS, JJ., CONCUR.