

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

MILTON THOMAS,

Appellant,

v.

KATHY A. THOMAS,

Appellee.

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

CASE NO. 1D05-1190

Opinion filed May 27, 2005.

An appeal from the Circuit Court for Duval County.
Linda F. McCallum, Judge.

Appellant, pro se.

Francis Jerome Shea, Jacksonville, for Appellee.

PER CURIAM.

Upon consideration of the appellant's response to the Court's order of April 8, 2005, the Court has determined that the order captioned as a "Final Order of Dissolution of Marriage" is not a final order. Specifically, the lower tribunal's reservation of jurisdiction to consider the issue of a possible reduction in the value of any IRA or pension plan by the appellant, indicates that the lower tribunal's judicial

labor is incomplete and renders the order nonfinal. See Hoffman v. O'Connor, 802 So. 2d 1197 (Fla. 1st DCA 2002). Accordingly, the appeal is hereby dismissed as premature.

ERVIN, PADOVANO and THOMAS, JJ., CONCUR.