

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

CARL IVEY CARTER,

Appellant,

v.

MARTHA JANE CARTER,

Appellee.

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

CASE NO. 1D05-0325

Opinion filed March 30, 2005.

An appeal from the Circuit Court for Columbia County.
George H. Pierce, Judge.

Barry L. Zisser of Zisser, Robinson, Brown, Nowlis & Maciejewski, P.A.,
Jacksonville; James P. Judkins of Judkins, Simpson, High & Villeneuve, Tallahassee,
for Appellant.

Samuel S. Jacobson, Jacksonville, for Appellee.

PER CURIAM.

Having considered the appellant's response, filed on February 21, 2005, to this
Court's order of February 11, 2005, the appeal is hereby dismissed as premature. See
S.L.T. Warehouse Co. v. Webb, 304 So. 2d 97, 99 (Fla. 1974); Hoffman v.
O'Connor, 802 So. 2d 1197 (Fla. 1st DCA 2002). This dismissal is without prejudice

to the appellant's right to file a timely notice of appeal once a final order disposing of the remaining issues regarding equitable distribution has been entered.

ALLEN, KAHN and HAWKES, JJ., CONCUR.