

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

DISHAUN QUARTERMAN,

Appellant,

v.

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

CASE NO. 1D08-3601

CARMEN PINKNEY,

Appellee.

Opinion filed June 24, 2009.

An appeal from the Circuit Court for Nassau County.
Robert M. Foster, Judge.

Michael M. Giel of McGuire Woods LLP, and Marcellina Spigner, Jacksonville
Area Legal Aid, Inc., Jacksonville, for Appellant.

Carmen Pinkney, pro se, Appellee., for Appellee.

PER CURIAM.

Dishaun Quarterman appeals a final judgment of injunction for protection against repeat violence. We find that the final judgment is supported by competent substantial evidence that Carmen Pinkney experienced an incident of stalking. See Lukacs v. Luton, 982 So. 2d 1217 (Fla. 1st DCA 2008). However, we reverse the

provision in the final judgment directing Quarterman to pay damages of \$1,770.44 to Carmen Pinkney as Quarterman was not given notice that a claim for damages would be heard or an opportunity to present her own case. Shocki v. Aresty, 994 So. 2d 1131, 1134 (Fla. 3d DCA 2008).

AFFIRMED in part, REVERSED in part, and REMANDED for further proceedings consistent with this opinion.

WOLF, KAHN, AND VAN NORTWICK, JJ., CONCUR.