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

JAMES D. CHILDS,

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

Appellant,

v.

CASE NO. 1D08-5651

DAVID HERRARA; ACCREDITED HOME LENDERS, INC. as successor by merger to AAMES FUNDING CORP. d/b/a AAMES HOME LOAN; THERESA P. CHILDS/KOENIG,

Appellees.

Opinion filed February 12, 2009.

An appeal from the Circuit Court for Nassau County. Brian J. Davis, Judge.

James D. Childs, pro se, for Appellant.

Candyce King of King & Dolaghan, P.A., Jacksonville, for Appellees.

PER CURIAM.

DISMISSED. See Fla. R. App. P. 9.110(b), 9.130(b). This dismissal is without prejudice to any right the appellant may have to obtain relief in the circuit

court. <u>See Snelson v. Snelson</u>, 440 So. 2d 477 (Fla. 5th DCA 1983); <u>Pompi v.</u> <u>City of Jacksonville</u>, 872 So. 2d 931 (Fla. 1st DCA 2004).

BARFIELD, ALLEN, and THOMAS, JJ., CONCUR.