

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

MILTON THOMAS, Former  
Husband,

Appellant,

v.

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

CASE NO. 1D09-2534

KATHY A. THOMAS, Former  
Wife,

Appellee.

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Opinion filed July 24, 2009.

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

Betsy S. Holton, Jacksonville, for Appellant.

Amy Newby, Jacksonville, for Appellee.

PER CURIAM.

Upon consideration of the appellant's response to the Court's order of May 28, 2009, the appeal is hereby dismissed. The appellant has failed to demonstrate that the appeal was timely commenced.

WOLF, WEBSTER and CLARK, JJ., CONCUR.