

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

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

J. A., MOTHER OF J. A., A
MINOR CHILD,

Appellant,

CASE NO. 1D09-3124

v.

DEPARTMENT OF CHILDREN
AND FAMILIES,

Appellee.

Opinion filed September 9, 2009.

An appeal from the Circuit Court for Escambia County.
Ross Goodman, Judge.

Edith Sheeks, Civil Appellate Regional Conflict Counsel, Tallahassee, for
Appellant.

Lori Lee Fehr, Pensacola; Kathryn E. Errington, Guardian Ad Litem Program,
Pensacola, for Appellee.

PER CURIAM.

The appellant has sought review of an Order Granting Petition for
Termination of Parental Rights. Although the lower tribunal has determined that

the petition demonstrates sufficient grounds to terminate the appellant's parental rights, the order on appeal merely grants the petition and fails to actually terminate parental rights. Accordingly, the Court concludes that the order is not a final order and this appeal is premature. See E.S. v. Dept. of Children and Families, 836 So. 2d 1089 (Fla. 1st DCA 2003). The appeal is hereby dismissed for lack of jurisdiction. This dismissal is without prejudice to the appellant's right to seek appellate review upon entry of a final order formally terminating the appellant's parental rights.

DISMISSED.

KAHN, WEBSTER and ROBERTS, JJ., CONCUR.