

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

W.S., the Father,
Petitioner,

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

v.

CASE NO. 1D09-4560

STATE OF FLORIDA,

Respondent.

Opinion filed November 9, 2009.

Petition for Belated Appeal -- Original Jurisdiction.

W.S., pro se, Petitioner.

Bill McCollum, Attorney General, Tallahassee, for Respondent.

PER CURIAM.

This petition seeking belated appeal of an order terminating parental rights is dismissed without prejudice to petitioner's right to seek relief in the lower tribunal. See In Interest of E.H., 609 So. 2d 1289 (Fla. 1992) (stating that the proper procedure for seeking belated appeal from an order terminating parental rights is by a petition for writ of habeas corpus filed with the trial court).

VAN NORTWICK, and PADOVANO, JJ., and BROWNING, JR., EDWIN B.,
SENIOR JUDGE, CONCUR.