

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

THEODORE M. PERKINS, JR.,

Appellant,

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

v.

CASE NO. 1D11-3395

JAMES LEE WHITMIRE AND
J. ALAN KOHR, CO-
REPRESENTATIVES OF THE
ESTATE OF WARREN
TAYLOR WHITMIRE,

Appellees.

Opinion filed August 31, 2011.

An appeal from the Circuit Court for Okaloosa County.
William F. Stone, Judge.

John N.C. Ledbetter of Ledbetter & Associates, P.A., Destin; and Samuel B. Taylor of Samuel B. Taylor, P.A., Destin, for Appellant.

Scott A. Remington of Clark, Partington, Hart, Larry, Bond & Stackhouse, Pensacola, for Appellees.

PER CURIAM.

Upon consideration of the appellant's response to the Court's order of July 28, 2011, the Court has determined that the Amended Final Judgment is not a final

order because it fails to conclude the judicial labor in the case. Accordingly, the appeal is dismissed as premature. The appellant's Emergency Motion to Stay Appeal and Remand to the Trial Court; or in the Alternative, Petition for Writ of Certiorari, filed on July 13, 2011, is denied.

DAVIS, PADOVANO, and RAY, JJ., CONCUR.