

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

S.W., Mother of F.W., Minor
Child,

Appellant,

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

CASE NO. 1D11-4985

v.

FLORIDA DEPARTMENT OF
CHILDREN AND FAMILIES,

Appellee.

Opinion filed March 20, 2012.

An appeal from the Circuit Court for Santa Rosa County.
Gary L. Bergosh, Judge.

Crystal McBee Frusciante, Office of Criminal Conflict and Civil Regional
Counsel, Region One, Jupiter; Melissa Walker, Assistant Regional Conflict
Counsel, Milton; Susan Barber, Assistant Regional Conflict Counsel, Tallahassee,
for Appellant.

Ward L. Metzger, Department of Children and Families, Jacksonville, for
Appellee.

Kelley Schaeffer, Guardian ad Litem Program, Tavares.

PER CURIAM.

AFFIRMED.

THOMAS and SWANSON, JJ., CONCUR; BENTON, C.J., DISSENTS WITH
OPINION.

BENTON, C.J., dissenting.

I would dismiss the appeal in this dependency case as moot inasmuch as the only child declared dependent below died on September 21, 2011.