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

JOHNNY FOUNTAIN, JR.,

Appellant,

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

v.

CASE NO. 1D11-6037

PMI EMPLOYEE LEASING and COMPREHENSIVE INSURANCE SOLUTIONS, INC.,

Appellees.

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Opinion filed January 18, 2012.

An appeal from an order of the Judge of Compensation Claims. John J. Lazzara, Judge.

Date of Accident: November 21, 2008.

Bill McCabe, Longwood, for Appellant.

Allison H. Hauser, Jacksonville, for Appellees.

PER CURIAM.

Upon review of Appellant's timely response to this court's November 15,

2011, order to show cause, we DISMISS this appeal without prejudice to the right

to seek review upon entry of a final order. See Mintz v. Broward Corr. Inst., 800

So. 2d 343 (Fla. 1st DCA 2001) (holding order merely granting employer/carrier's

motion to dismiss is not an appealable final order); <u>see also, e.g.</u>, <u>Skoran v.</u> <u>Seacoast Util. Auth.</u>, 60 So. 3d 1174 (Fla. 1st DCA 2011); <u>Boladares v. Olemshoe</u> <u>Corp.</u>, 28 So. 3d 176 (Fla. 1st DCA 2010); <u>Truc v. Kimmins Corp.</u>, 889 So. 2d 964, 964 (Fla. 1st DCA 2004).

## DISMISSED.

WETHERELL, MARSTILLER, and SWANSON, JJ., CONCUR.