

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT
January Term 2007

ITZHAK BAK,
Appellant,

v.

JOYCE BAK,
Appellee.

No. 4D06-1348

[January 10, 2007]

PER CURIAM.

Affirmed. The former husband appeals from an order of contempt. He has failed to present a transcript of proceedings, and thus the appropriateness of the sanctions in the order cannot be addressed, nor can the issue raised with respect to the admissibility of evidence. See *Applegate v. Barnett Bank of Tallahassee*, 377 So. 2d 1150 (Fla. 1979). With respect to his claim that the order requires immediate incarceration upon future non-compliance, the order of contempt contains no such mandatory language. All the trial judge did was express a hope that a successor judge would incarcerate the appellant in the event that he were subsequently found to have violated the terms of the final judgment.

WARNER, POLEN and GROSS, JJ., CONCUR.

* * *

Appeal from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Ronald J. Rothschild and Jack Tuter, Judges; L.T. Case No. 99-16808 4290.

Itzhak Bak, Dania Beach, pro se.

No brief filed on behalf of appellee.

Not final until disposition of timely filed motion for rehearing.