IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JULY TERM 2010

R.T., JR., FATHER of J.R.T., a CHILD,

Appellant,

CASE NOS.: 5D10-2158

DEPARTMENT OF CHILDREN AND FAMILIES,

Appellee

Opinion filed October 6, 2010

Appeal from the Circuit Court for Citrus County, Sandy K. Kauiz, Judge.

Elliott R. Ambrose, The Law Office of Elliott R. Ambrose, Brooksville, for Appellant.

Kelly A. Swartz, of Department of Children and Families, Rockledge, for Appellee.

Wendie Michelle Cooper, Appellate Counsel, Tavares, for Guardian ad Litem Program.

ON NOTICE OF CONCESSION OF ERROR

PER CURIAM.

Based on the Department of Children and Families' and the Guardian ad Litem Program's appropriate concessions of error, we reverse the underlying final judgment and remand for a new trial before a different judge.

REVERSED and REMANDED

LAWSON, EVANDER and COHEN, JJ., concur.