## IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JANUARY TERM 2013

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

CORNEL OSBOURNE,

Appellant,

v. Case No. 5D12-3506

MICHELLE A. DURRANT,

Appellee.

\_\_\_\_\_

Opinion filed February 15, 2013

Non Final Appeal from the Circuit Court for Brevard County, Tonya B. Rainwater, Judge.

Cornel Osbourne, Palm Bay, pro se.

No Appearance for Appellee.

PER CURIAM.

AFFIRMED. <u>See Applegate v. Barnett Bank of Tallahassee</u>, 377 So. 2d 1150 (Fla. 1979) (holding that in appellate proceedings, trial court's decision carries presumption of correctness and appellant has burden to bring forth adequate record to demonstrate error).

ORFINGER, C.J., GRIFFIN and SAWAYA, JJ., concur.