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

LEON CLAUDE FOWLER,

Appellant,

NOT FINAL UNTIL TIME EXPIRES
TO FILE REHEARING MOTION
A N D
DISPOSITION THEREOF IF FILED.

v.

CASE NO. 1D04-0421

GARY'S ORNAMENTAL and PROTEGRITY SERVICES, INC.,

Appellees.

Opinion filed April 19, 2004.

An appeal from an order of the Judge of Compensation Claims. Shelley M. Punancy, Judge.

Leon Claude Fowler, pro se, appellant.

Cord Byrd of Rigell, Ring & Ardman, West Palm Beach, for appellees.

PER CURIAM.

DISMISSED. <u>See Mintz v. Broward Correctional Institute</u>, 800 So. 2d 343 (Fla. 1st DCA 2001) (holding that an order of a Judge of Compensation Claims which merely grants a motion to dismiss is a nonfinal and nonappealable order).

ERVIN, WEBSTER and DAVIS, JJ., concur.