

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

ENRIQUE ESPINO,

Appellant,

v.

ATLAS GROUP SERVICES, INC.,  
THE TURNER CORPORATION and  
LIBERTY MUTUAL INSURANCE,

Appellees.

---

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

CASE NO. 1D04-1392

Opinion filed April 25, 2005.

An appeal from an order of the Judge of Compensation Claims.  
S. Scott Stephens, Judge.

Philip M. Burlington and Jose G. Rodriguez, West Palm Beach, for appellant.

Robert L. Bamdas of Kelley, Kronenberg, Gilmartin, Fichtel & Wander, West Palm  
Beach, for appellees.

PER CURIAM.

The order striking appellant's petition for benefits is reversed and this matter  
is remanded to the lower tribunal for further proceedings in accordance with Cagnoli  
v. Tandem Staffing, 888 So. 2d 79 (Fla. 1st DCA 2004).

BARFIELD, ALLEN and THOMAS, JJ., concur.