

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

W. DALE BORDEN,

Appellant,

v.

DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION,
DIVISION OF REAL ESTATE,

Appellee.

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

CASE NO. 1D04-1843

Opinion filed September 15, 2004.

An appeal from an order of the Department of Business and Professional Regulation.

Cynthia S. Tunncliff of Pennington, Moore, Wilkinson, Bell & Dunbar, P.A.,
Tallahassee, for appellant.

Nancy Campiglia, General Counsel, and Gail Scott Hill, Assistant General Counsel,
Tallahassee, for appellee.

PER CURIAM.

Upon consideration of appellee's confession of error, the order on appeal is
reversed and this matter is remanded for further proceedings.

KAHN, WEBSTER and HAWKES, JJ., concur.