

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

HARRY FRANCIS KENNEDY,

Appellant,

v.

RAY GEIGER, Sheriff, Nassau County,

Appellee.

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

CASE NO. 1D05-0408

Opinion filed June 23, 2005.

An appeal from an order of the Circuit Court for Nassau County.
Brian J. Davis, Judge.

Harry Francis Kennedy, appellant, pro se.

No appearance for appellee.

PER CURIAM.

DISMISSED. This disposition is without prejudice to appellant's right to seek relief in the lower tribunal by way of a motion for relief from judgment pursuant to Florida Rule of Civil Procedure 1.540(b). See Powell v. Florida Department of Corrections, 727 So. 2d 1103 (Fla. 1st DCA 1999).

WOLF, C.J., VAN NORTWICK and BROWNING, JJ., concur.