

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

CECIL F. MULLINS,

Appellant,

v.

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

CASE NO. 1D07-2358

FLORIDA DEPARTMENT OF
A G R I C U L T U R E A N D
CONSUMER SERVICES,

Appellee.

_____ /

Opinion filed August 21, 2007.

An appeal from the Department of Agriculture and Consumer Services.

Terry L. Rhodes, Assistant Commissioner.

P. Michael Leahy of Moseley, Prichard, Parrish, Knight & Jones, Jacksonville, for
Appellant.

David W. Young, Senior Attorney, Florida Department of Agriculture and Consumer
Services, Tallahassee, for Appellee.

PER CURIAM.

Upon consideration of the appellant's response to the Court's orders of May 22,
2007, and June 1, 2007, the Court has determined that the order on appeal was
rendered by filing with the clerk of the Department of Agriculture and Consumer

Services on April 4, 2007. Therefore, the appellant's notice of appeal, which was filed on May 7, 2007, failed to timely invoke the Court's jurisdiction. Fla. R. App. P. 9.110(b). Accordingly, the appeal is hereby dismissed as untimely.

WOLF, PADOVANO, and ROBERTS, JJ., CONCUR.