

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

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

ELIZABETH E. PHILLIPS,

Appellant,

v.

CASE NO. 1D09-0671

FLORIDA UNEMPLOYMENT
APPEALS COMMISSION, and
K MART CORP.,

Appellees.

Opinion filed July 21, 2009.

An appeal from the Unemployment Appeals Commission.

Elizabeth E. Phillips, pro se, Appellant.

Geri Atkinson-Hazelton, General Counsel, Unemployment Appeals Commission,
Tallahassee, for Appellees.

PER CURIAM.

Upon consideration of the appellant's response to the Court's order of May 20, 2009, the Court has determined that the appellant failed to timely invoke the Court's jurisdiction. See Fla. R. App. P. 9.110(b). Accordingly, the appeal is

hereby dismissed as untimely. The appellee's Motion to Dismiss for Lack of Jurisdiction, filed on May 22, 2009, is denied.

PADOVANO, BROWNING and THOMAS, JJ., CONCUR.