

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

SCOTT F. ATEN,

Appellant,

v.

CASE NO. 1D11-5919

DELL AIR HEATING, AIR
CONDITIONING &
REFRIGERATION,
INC./AMERISURE
INSURANCE CO.,

Appellees.

Opinion filed March 14, 2012.

An appeal from an order of the Judge of Compensation Claims.
Thomas W. Sculco, Judge.

Date of Accident: June 12, 2010.

Joey D. Oquist of Royal Palm Legal Services, P.A., St. Petersburg, for Appellant.

Jamey Rodgers, Maitland, for Appellees.

PER CURIAM.

Upon review of Appellant's response to this court's December 2, 2011, order to show cause, we conclude the order on appeal is a non-appealable, nonfinal order because it merely denies Appellant's motion for summary final order,

without disposing of the claim. See Fla. R. App. P. 9.180(b)(1); Green Tree Servicing, LLC v. Genaux, 951 So. 2d 1000 (Fla. 1st DCA 2007) (dismissing appeal as premature because order merely denies motion for summary judgment and is not an appealable final order). Accordingly, the appeal is DISMISSED for lack of jurisdiction.

WOLF, CLARK, and WETHERELL, J.J., CONCUR.