

FIRST DISTRICT COURT OF APPEAL
STATE OF FLORIDA

No. 1D16-4960

SAMUEL C. GOLDEN,

Appellant,

v.

ESTATE OF HANS G. TANZLER,
JR.,

Appellee.

On appeal from the Circuit Court for Duval County.
Peter L. Dearing, Judge.

December 10, 2018

PER CURIAM.

In *Burdoo v. Plympton*, this court held that “[a] court reversibly errs when a prisoner requests to appear telephonically[] and the court fails to issue an order directed to the Department of Corrections requiring the prisoner to appear telephonically.” 219 So. 3d 170, 171 (Fla. 1st DCA 2017); *accord Havenner v. Hutchinson*, 162 So. 3d 1113, 1114 (Fla. 1st DCA 2015). In this case, that is what happened.

REVERSED.

ROBERTS, RAY, and WINSOR, JJ., concur.

Not final until disposition of any timely and authorized motion under Fla. R. App. P. 9.330 or 9.331.

Samuel C. Golden, pro se, Appellant.

Hans G. Tanzler, III, as Personal Representative of the Estate of
Hans G. Tanzler, Jr., pro se, Appellee.