

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT
July Term 2011

JASON BARKER,
Appellant,

v.

SHELILA RODRIGUEZ,
Appellee.

No. 4D10-2617

[August 17, 2011]

PER CURIAM.

Appellant challenges the trial court's entry of a final judgment of injunction for protection against domestic violence with minor child, which also gave temporary custody of the child to the mother. In his pro se brief, he claims that by failing to hear his case the trial court did not provide him with due process. However, the final judgment shows that both parties were present at the final hearing. "In appellate proceedings the decision of a trial court has the presumption of correctness and the burden is on the appellant to demonstrate error." *Applegate v. Barnett Bank*, 377 So. 2d 1150, 1152 (Fla. 1979). Thus, the trial court should be affirmed where the record brought forward by the appellant is inadequate to demonstrate reversible error. *Id.* at 1152. The record, which does not include a transcript of the proceedings, is insufficient to show that appellant was denied the opportunity to present evidence, that the judgment was not supported by competent substantial evidence, nor that the judgment is erroneous on its face. As such, we must affirm.

Affirmed.

WARNER, POLEN and GERBER, JJ., concur

* * *

Appeal from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Susan Greenhawt, Judge; L.T. Case No. 10-2357 DVCE.

Jason Barker, Fort Lauderdale, pro se.

Shelila Rodriguez, Tamarac, pro se.

Not final until disposition of timely filed motion for rehearing.