

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING
MOTION AND, IF FILED, DETERMINED

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

In the Interest of N.K., a child.)
_____))
S.M.K., SR.,)
)
Appellant,)
)
v.)
)
DEPARTMENT OF CHILDREN AND)
FAMILIES and GUARDIAN AD LITEM)
PROGRAM,)
)
Appellees.)
_____))

Case No. 2D17-3352

Opinion filed October 20, 2017.

Appeal from the Circuit Court for Lee
County; Robert J. Branning, Judge.

S.M.K., Sr., pro se.

Meredith K. Hall of Children's Legal
Services, Bradenton, for Appellee
Department of Children and Families.

Sara E. Goldfarb and Wendie M. Cooper,
Sanford, for Appellee Guardian ad Litem
Program.

PER CURIAM.

S.M.K., Sr. ("S.M.K."), appeals an order dismissing a petition for writ of
habeas corpus, which this court transferred to the trial court (case number 2D17-423) to
determine whether S.M.K. is entitled to a belated appeal from a dependency order that

was entered with respect to one of his children, N.K. Because the trial court failed to determine whether S.M.K. is entitled to a belated appeal of the dependency order, we reverse the order dismissing the petition for writ of habeas corpus and remand for further proceedings.

Reversed and remanded.

KHOUZAM, SALARIO, and ROTHSTEIN-YOUAKIM, JJ., Concur.