

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

JOSEPH M. GONNELLA,)

Appellant,)

v.)

CHANTELLE A. GONNELLA and)
DEPARTMENT OF REVENUE,)

Appellees.)
_____)

Case No. 2D02-3026

Opinion filed August 29, 2003.

Appeal from the Circuit Court for Highlands
County; Cecelia M. Moore, Judge.

Joseph M. Gonnella, pro se.

Charles J. Crist, Jr., Attorney General, and
William H. Branch, Assistant Attorney
General, Tallahassee, for Appellees.

NORTHCUTT, Judge.

Joseph Gonnella challenges the order denying his petition to modify his child support obligation. He claimed an inability to pay based upon his incarceration in state prison.

We reverse with instructions to hold the petition in abeyance on the inactive calendar for the term of Gonnella's incarceration until a time when a thorough evaluation of his ability to pay may be conducted and a farsighted plan for payment may be established. See Dep't of Revenue v. Jackson, 846 So. 2d 486 (Fla. 2003).

Reversed and remanded.

DAVIS and COVINGTON, JJ., Concur.