

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

NAZIH HALAWY,)
)
 Appellant,)
)
 v.) Case No. 2D10-806
)
 THELMA HALAWY,)
)
 Appellee.)
 _____)

Opinion filed August 26, 2011.

Appeal pursuant to Fla. R. App. P. 9.130
from the Circuit Court for Pinellas County;
Mark I. Shames, Judge.

Cherie A. Parker, Clearwater, for Appellant.

Jane H. Grossman of Law Office of Jane H.
Grossman, St. Petersburg, for Appellee.

PER CURIAM.

Nazih and Thelma Halawy, the parties in this long-term marriage, had a child who was still a minor when their dissolution of marriage action commenced. In a nonfinal child support order, the trial court imputed minimum wage income to each parent. Mr. Halawy appeals this nonfinal child support order,¹ contending that the trial

¹See Fla. R. App. P. 9.130(a)(3)(C)(iii).

court erred in requiring him to pay the entire amount despite the fact that the trial court imputed equal income to each of them.²

Mrs. Halawy concedes the error and we agree.³ We reverse and remand for correction of this error in the order on child support.⁴

Reversed and remanded for further proceedings.

SILBERMAN, C.J., and CASANUEVA, J., and DAKAN, STEPHEN L., ASSOCIATE SENIOR JUDGE, Concur.

²Mr. Halawy raises a second issue which we decline to consider inasmuch as it is not within our jurisdiction at this time.

³See § 61.30(9), (10), Fla. Stat. (2009).

⁴Mrs. Halawy further notes that there may be a computational error in the amount of total child support due. On remand, the circuit court shall also consider this claim before entering the final judgment, which should also include a finding and order on alimony due, if any.