

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 K.R., and I.R., children,

C.R.,
 Appellant,
v.
DEPARTMENT OF CHILDREN AND FAMILY SERVICES,
 Appellee.

CASE NO. 2D02-1049

Opinion filed June 26, 2002.

Appeal from nonfinal order of the
Circuit Court for Hillsborough County;
Gaston J. Fernandez, Judge.

Nestor Castillo, Jr., of Nestor Castillo, Jr.,
P.A., Tampa, for Appellant.

Robert A. Butterworth, Attorney General,
Tallahassee, and Tanya E. Difilippo, Assistant
Attorney General, Tampa, for Appellee.

PER CURIAM.

C.R. appeals the trial court's order of dependency adjudication. The Department of Children and Family Services has previously responded and correctly concedes that necessary portions of the record are missing and cannot be reconstructed. The Department further concedes that the proper remedy is to vacate the trial court's order and remand this case for further proceedings. Accordingly, the trial court's order is vacated, and this matter is remanded for further proceedings.

Vacated and remanded.

FULMER, GREEN, and DAVIS, JJ., Concur.