Third District Court of Appeal

State of Florida, July Term, A.D. 2007

Opinion filed December 19, 2007. Not final until disposition of timely filed motion for rehearing.

No. 3D07-1496 Lower Tribunal No. 07-1696

Abner Reyes,

Appellant,

VS.

The School Board of Miami-Dade County, Florida, Appellee.

An Appeal from the State of Florida, Division of Administrative Hearings.

Hermelee & Geffin, Bruce G. Hermelee, Alan G. Geffin, and Christopher Perez-Gurri, for appellant.

Jean Marie Middleton, for appellee.

Before GERSTEN, C.J., and SUAREZ, and ROTHENBERG, JJ.

PER CURIAM.

Affirmed. <u>See Sunset Harbour Condo. Assoc. v. Robbins</u>, 914 So. 2d 925, 928 (Fla. 2005) ("In order to be preserved for further review by a higher court, an

issue must be presented to the lower court and the specific legal argument or ground to be argued on appeal or review must be part of that presentation if it is to be considered preserved.") (citing <u>Tillman v. State</u>, 471 So. 2d 32, 35 (Fla. 1985)).