

NOT FINAL UNTIL TIME EXPIRES  
TO FILE REHEARING MOTION  
AND, IF FILED, DISPOSED OF.

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA

THIRD DISTRICT

JULY TERM A.D., 2004

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BRYAN HORVATH,

\*\*

Appellant,

CASE NO. 3D03-3400

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vs.

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FLORIDA UNEMPLOYMENT APPEALS  
COMMISSION and  
KAPPES ELECTRIC CORPORATION,

LOWER TRIBUNAL  
CASE NO. 03-10853

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\*\*

Appellees.

Opinion filed October 27, 2004.

An Appeal from the Florida Unemployment Appeals Commission.

Bryan Horvath, in proper person.

John D. Maher (Tallahassee), for appellees.

Before COPE, GODERICH, and FLETCHER, JJ.

PER CURIAM.

The Unemployment Appeals Commission dismissed Brian D. Horvath's appeal to the Commission as being untimely. The Florida Administrative Code mandates dismissal by the Commission where an application for review is not filed within the time allowed by law. Accordingly we are required to affirm the order of dismissal. Espinosa v. Cableoptics, Inc., 807 So. 2d 195 (Fla. 3d DCA 2002).

Affirmed.