

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. 2005

AYMARA WELL, DAISY LOPEZ,  
JARIENT A. HERNANDEZ,

Appellants,

vs.

TONY WELL,

Appellee.

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\*\* CASE NO. 3D04-2934

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\*\* LOWER

TRIBUNAL NO. 92-65962

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Opinion filed August 24, 2005.

An Appeal from the Circuit Court for Miami-Dade County,  
Victoria Platzer, Judge.

Pamela A. Leone, for appellants.

Perez-Abreau & Martin-Lavielle and Andy W. Acosta, for  
appellee.

Before COPE, C.J., and GREEN and FLETCHER, JJ.

PER CURIAM.

This is an appeal from an order denying a motion to dismiss  
an amended petition for modification of a final judgment of

dissolution of marriage. We dismiss the appeal for lack of an appealable order.

An order denying a motion to dismiss is not an appealable order unless it falls within one of the exceptions enumerated in the appellate rules. See Fla. R. App. P. 9.130; Morton & Oxley & Ltd. v. Eby, 30 Fla. L. Weekly D 1107 (Fla. 2d DCA April 29, 2005); Grafman v. Grafman, 488 So. 2d 115 (Fla. 3d DCA 1986). There is no applicable exception in this case.

Appeal dismissed.\*

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\* Although the merits are not now before us, the parties' attention is invited to Sekot Laboratories, Inc. v. Gleason, 585 So. 2d 286 (Fla. 3d DCA 1990).