

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

JAY PEARLMAN,

Appellant,

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED

v.

CASE NO. 1D10-2537

FRANKLIN COUNTY SCHOOL
BOARD,

Appellee.

_____ /

Opinion filed July 20, 2010.

An appeal from an order of the Franklin County School Board.
Nina Marks, Superintendent.

Marie A. Mattox of Marie A. Mattox, P.A., Tallahassee, for Appellant.

Bob L. Harris and E. Gary Early of Messer, Caparello & Self, P.A., Tallahassee,
for Appellee.

PER CURIAM.

Upon consideration of the appellee's motion to dismiss the appeal as well as
the appellant's response thereto, the Court has determined that the administrative

letter order dated April 17, 2010, does not constitute final agency action. Accordingly, the motion to dismiss, filed on May 20, 2010, is hereby granted and the appeal is dismissed. The dismissal is without prejudice to the appellant's right to seek appellate review upon entry of a final administrative order.

WOLF, KAHN, and VAN NORTWICK, JJ., CONCUR.