

Third District Court of Appeal

State of Florida, January Term, A.D. 2010

Opinion filed April 1, 2010.

Not final until disposition of timely filed motion for rehearing.

No. 3D10-142

Lower Tribunal No. 09-15715

J.L., the father,
Appellant,

vs.

The Department of Children and Families,
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Mari I. Sampedro-Iglesia, Judge.

Joseph P. George, Jr., Criminal Conflict and Civil Regional Counsel, Third Region, and Kevin Coyle Colbert, for appellant.

Karla Perkins, Assistant District Legal Counsel, for the Department of Children and Families; Hillary S. Kambour, Appellate Counsel, for the Guardian Ad Litem Program.

Before SHEPHERD, SUAREZ, and CORTIÑAS, JJ.

CONFESSION OF ERROR

PER CURIAM.

The father, J.L., appeals the trial court's order adjudicating his minor child, M.L., dependent, insofar as the findings of fact referencing him as an offending parent are unsupported by the evidence adduced at trial. Upon consideration of the Department of Children and Family Services' confession of error in this regard, we hereby reverse the order on appeal, to the extent the findings of dependency pertain to J.L., and remand for further proceedings consistent with this opinion. This Court further notes the Guardian Ad Litem's adoption of the Department's confession of error, and withdrawal of its answer brief in this matter.

Reversed and remanded.