

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

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
THIRD DISTRICT  
JANUARY TERM, 2002

JOHN F. SALLANO,

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Appellant,

\*\*

vs.

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CASE NO. 3D01-1675

MIAMI-DADE COUNTY,

\*\*

LOWER

Appellee.

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TRIBUNAL NO. 00-27981

Opinion filed May 8, 2002.

An Appeal from the Circuit Court for Miami-Dade County,  
Michael B. Chavies, Judge.

John F. Sallano, in proper person.

Robert A. Ginsburg, Miami-Dade County Attorney, Thomas A.  
Tucker Ronzetti and Warren F.X. Smith, Assistant County Attorneys,  
for appellee.

Before JORGENSEN and GODERICH, JJ., and NESBITT, Senior Judge.

PER CURIAM.

Affirmed. See § 57.085(2), Fla. Stat. (2000); Urrutia v.  
Harrisburg County Police Dep't, 91 F.3d 451, 458 n.13 (3d Cir.

1996) (under 28 U.S.C. § 1915, merely "submitting an *in forma pauperis* complaint to the clerk does not result in commencement of the litigation and satisfaction of the statute of limitations."); Reed v. Mims, 711 So. 2d 169, 171 (Fla. 3d DCA 1998) ("It is evident that [§ 57.085] is patterned after similarly worded 28 U.S.C. § 1915.")