

IN THE CIRCUIT COURT, FIRST JUDICIAL CIRCUIT
IN AND FOR WALTON COUNTY, FLORIDA
APPELLATE DIVISION

INST R # 1124755
OR BK 2845 Pages 4187 - 4188
RECORDED 07/15/10 12:33:17
MARSHA INGLE, WALTON COUNTY
CLERK OF COURT
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ROBERT ALLEN KILPATRICK,

Defendant/Appellant,

vs.

CASE NO. 10-AP-000005

STATE OF FLORIDA,

Lower Tribunal Case No(s).
09-MM-000836

Plaintiff/Appellee.

(before the Honorable David W. Green)

FILED
WALTON CO FLORIDA
CLERK OF COURTS
2010 JUL 14 A 11:02

ORDER DISMISSING APPEAL
FOR APPELLANT'S NONCOMPLIANCE WITH PRIOR ORDER

THIS CAUSE comes before this Court upon its own motion. By prior Amended Order To Show Cause (Amended OSC) (docket # 7), the Court ordered defendant/appellant to either show good cause or, alternatively, to file a proper and signed amended notice of appeal (including but not limited to providing a correct "rendition" date for the judgment below) within 10 days from service of a copy of the Amended OSC. The clerk of court served the Amended OSC by mail on June 16, 2010; and therefore, **appellant's show cause answer or amended notice of appeal was due on Thursday, July 1, 2010** (allowing an additional 5 days for service by mail under Fla. R. App. P. 9.420(e)). It appears that appellant has failed to comply and the time to do so has expired. Accordingly, it is hereby

ORDERED AND ADJUDGED that this appeal is **DISMISSED** because appellant failed to comply with this court's order dated June 14, 2010. The clerk of court is **DIRECTED** to administratively close this appeal, effective as of the date of filing of this order.

DONE AND ORDERED in Chambers at DeFuniak Springs, Walton County, Florida,
this 12th day of July, 2010.



W. HOWARD LAPORTE
Circuit Judge

[CERTIFICATE OF SERVICE ON NEXT PAGE]



CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and accurate copy of the foregoing **Order Dismissing Appeal** has been furnished by regular U.S. Mail (*unless otherwise indicated*) to:

ROBERT A. KILPATRICK
P.O. BOX 1931
SANTA ROSA BEACH, FL 32459
(*Defendant/Appellant, pro se*)

RENDI KATALINIC, ESQ.
Rendi Katalinic, P.A.
543 Harbor Blvd., Ste. 101
Destin, FL 32541
(*Former Trial Counsel for Defendant*) (*Info*)

GREGORY M. ANCHORS,
Asst. State Attorney
Office of the State Attorney (Walton Co)
524-A East Highway 90
DeFuniak Springs, FL 32435
(placed in courthouse box)

HONORABLE MARTHA INGLE,
Clerk of Court (Walton County)
Attn: County Court Clerk
P.O. Box 1250
DeFuniak Springs, FL 32433
(by hand-delivery) (**copy for filing in**
Lower Tribunal case 09MM836)

HONORABLE DAVID W. GREEN,
County Judge
Walton County Courthouse
571 Highway 90 East, Third Floor
DeFuniak Springs, FL 32433
(placed in courthouse box)

this 15 day of July, 2010.

MARTHA INGLE
CLERK OF THE COURT

By: 

(Deputy Clerk)

