

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

APPELLATE DIVISION (CIVIL): AY
CASE NO.: 502017AP000138CAXXMB
L.T. No.: 502017SC013232XXXXWB

ERIC BAIME,
Appellant,

v.

ARNETTA HAYWOOD,
Appellee.

Opinion filed: **OCT 08 2018**

Appeal from the County Court in and for Palm Beach County,
Judge Nelson E. Bailey

For Appellant: Eric Baime (*pro se*)
7326 Clunie Place, #13806
Delray Beach, Florida 33446

For Appellee: Arnetta Haywood (*pro se*)
1200 Summerwood Circle
Wellington, Florida 33414

PER CURIAM.

AFFIRMED. In the absence of an adequate record on appeal, an order or judgment that is not fundamentally erroneous must be affirmed. *Mayfield v. Mayfield*, 929 So. 2d 671 (Fla. 5th

DCA 2006); *A.L. v. Dep't of Children & Families*, 958 So. 2d 606 (Fla. 4th DCA 2007) (finding that judgment must be affirmed on appeal where appellant failed to provide an adequate transcript or any record of proceedings, did not allege fundamental error, and no such error appeared on the face of the judgment).

To the extent Appellant raises an argument concerning lack of notice of the pre-trial conference held in the underlying case, such argument is not ripe for the Court's review. Appellant may appropriately raise such argument in a Florida Rule of Civil Procedure 1.540(b) motion in the underlying case. However, at this stage of the proceedings, the Court is without jurisdiction to rule on Appellant's lack of notice argument.

ARTAU, BLANC, and FRENCH, concur.

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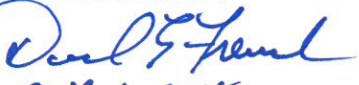


Date of Appeal: November 17, 2017

_____/_____
DATE OF PANEL: SEPTEMBER 25, 2018

PANEL JUDGES: ARTAU, BLANC, FRENCH

AFFIRMED/REVERSED/OTHER: AFFIRMED

PER CURIAM OPINION/DECISION BY: PER CURIAM

CONCURRING:)	DISSENTING:)	CONCURRING SPECIALLY:)
)	With/Without Opinion)	With/Without Opinion)
)))
DATE: <u>Oct 1, 2018</u>)))
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DATE: <u>10/1/18</u> J.)))
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DATE: <u>10/8/18</u> J.)))