

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

APPELLATE CIVIL DIVISION: AY
CASE NO.: 50-2025-CA-003012-XXA-MB

JIONG GAO,
Petitioner,
vs.

FLORIDA ATLANTIC
UNIVERSITY BOARD OF TRUSTEES,
Respondent.

_____ /

Opinion filed: October 20, 2025

Petition from the Florida Atlantic University Board of Trustees

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PER CURIAM.

Petitioner, Jiong Gao (“Petitioner”), petitions to the Court to quash the decision of the Florida Atlantic University Board of Trustees (“Respondent”) to dismiss Petitioner from the Florida Atlantic University Schmidt College of Medicine. We deny on all points raised by the Petition but write to clarify the applicability of Section 1006.60, Florida Statutes.

Respondent argues that Section 1006.60, Florida Statutes does not apply to the circumstances in this case, as Petitioner is a post-baccalaureate student. Respondent does not

provide supporting authority for this argument. The Court rejects this argument but denies the Petition based on the other points raised by Respondent.

Additionally, we note that Petitioner failed to provide an adequate record of the lower tribunal proceedings. *See Applegate v. Barnett Bank of Tallahassee*, 377 So. 2d 1150, 1152 (Fla. 1979) and failed to preserve points raised in the Petition. *Dep't of Bus. & Prof'l Regulation, Const. Indus. Licensing Bd. v. Harden*, 10 So. 3d 647, 649 (Fla. 1st DCA 2009); *Pullen v. State*, 818 So. 2d 601, 602 (Fla. 1st DCA 2002) (“A party cannot argue on appeal matters which were not properly excepted to or challenged in the administrative tribunal.”).

Accordingly, we **DENY** the Petition.

CURLEY, NUTT, and SCOTT, JJ., concur.