

DISTRICT COURT OF APPEAL
FIRST DISTRICT
STATE OF FLORIDA
TALLAHASSEE, FLORIDA 32399-1850

JON S. WHEELER
CLERK OF THE COURT

FILED
2009 AUG -4 A 10:33
DIVISION OF
ADMINISTRATIVE
HEARINGS
(850) 488-6151

August 3, 2009

Claudia Llado, Clerk
Division Of Admin. Hearings
1230 Apalachee Parkway
Desoto Bldg.
Tallahassee, FL 32399-3060

RE: Diane Brown

v. Panhandle Citizens
Coalition et al.

Docket No: 1D08-3998

Lower Tribunal Case No.: 06-0881GM

Dear Ms. Llado:

I have been directed by the court to issue the attached mandate in the above-styled cause. It is enclosed with a certified copy of this Court's opinion.

Yours truly,

Jon S. Wheeler
Clerk of the Court

JSW/jm

Enclosures

c: (letter and mandate only)

Diane C. Brown

Terrell K. Arline

Bryan W. Duke

Robert Hughes

M A N D A T E

From

**DISTRICT COURT OF APPEAL OF FLORIDA
FIRST DISTRICT**

2009 AUG -11 A 10:34
FILED
DIVISION OF ADMINISTRATIVE HEARINGS

To J. Lawrence Johnston, Division of Administrative Hearings

WHEREAS, in the certain cause filed in this Court styled:

DIANE BROWN

Case No : 1D08-3998

v.

Lower Tribunal Case No : 06-0881GM

PANHANDLE CITIZENS COALITION ET AL.

The attached opinion was issued on June 3, 2009.

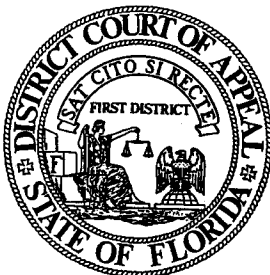
YOU ARE HEREBY COMMANDED that further proceedings, if required, be had in accordance with said opinion, the rules of Court, and the laws of the State of Florida.

WITNESS the Honorable PAUL M. HAWKES, Chief Judge

of the District Court of Appeal of Florida, First District,

and the Seal of said Court done at Tallahassee, Florida,

on this 3rd day of August 2009.



Jon S. Wheeler

JON S. WHEELER, Clerk

District Court of Appeal of Florida, First District

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED

DIANE BROWN,

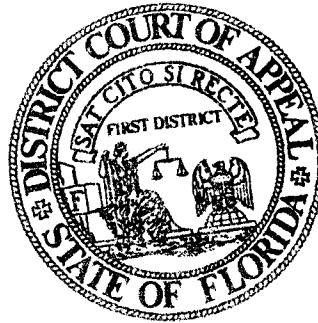
Appellant,

CASE NO. 1D08-3998

v.

PANHANDLE CITIZENS
COALITION, BAY COUNTY
AND DEPARTMENT OF
COMMUNITY AFFAIRS, and
ST JOE COMPANY AND
CLARA AVENUE, LLC,

Appellees.



FILED
DIVISION OF ADMINISTRATIVE
HEARINGS
AUG -11 A 10:34

I CERTIFY THE ABOVE
TO BE A TRUE COPY
Karen Robert Chiey
JON S. WHEELER
CLERK DISTRICT COURT OF
APPEAL, FIRST DISTRICT

Opinion filed June 3, 2009.

An appeal from a final order on sanctions of the Division of Administrative Hearings, Administrative Law Judge J. Lawrence Johnston.

Diane Brown, pro se, Appellant.

Terrell K. Arline, Panama City, for Bay County, Bryan Duke, Tallahassee, for St. Joe Company, and J. Robert Hughes of Barron, Redding, Hughes, Fite, Sanborn & Kiehn, P.A., Panama City for Clara Avenue, LLC.

PER CURIAM.

Diane Brown seeks review of an order of the administrative law judge imposing sanctions pursuant to section 57.105, Florida Statutes (2006). The administrative law judge entered a comprehensive, well-reasoned order on the requests for sanctions filed by St. Joe Company and Clara Avenue, LLC. As Ms. Brown correctly argues, however, even if there is competent, substantial evidence in the record to support the award of attorney's fees—which we are unable to ascertain from this record—the judge was required to specify the number of hours reasonably expended on her allegation that Clara Avenue, LLC's Future Land Use Map amendment failed to protect historic or cultural resources. See Teat v. City of Apalachicola, 880 So. 2d 819, 820 (Fla. 1st DCA 2004); Guardianship of Halpert v. Martin S. Rosenbloom, P.A., 698 So. 2d 938, 939 (Fla. 4th DCA 1997). Accordingly, we reverse and remand, “albeit reluctantly, as the order awarding the fees fails to set forth findings as to the time reasonably expended.” Guardianship of Halpert, 698 So. 2d at 939.

Reversed and remanded.

WEBSTER, BENTON, and ROBERTS, JJ., CONCUR.