

509 So.2d 1157 (Mem)
District Court of Appeal of Florida,
Second District.

Brenda SMITH, Appellant,

v.

STATE of Florida, DEPARTMENT OF HEALTH
AND REHABILITATIVE SERVICES, Appellee.

No. 86-3050.

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June 17, 1987.

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Rehearing Denied July 23, 1987.

Appeal from nonfinal order of the Circuit Court for
Sarasota County; Grissim Walker, Judge.

Attorneys and Law Firms

***1158** James L. Essenson, Sarasota, for appellant.

James R. DeFurio of Steves, Busch & Cole, Sarasota, for
appellee.

Opinion

PER CURIAM.

In this action for the permanent removal of two children from their mother, the mother appeals from a nonfinal order denying her motion for the release of the children from HRS custody. We affirm.

We do not conclude that a memorandum which HRS filed with the court insufficiently provided the written reasons required by [section 409.168\(6\)\(a\), Florida Statutes \(1985\)](#), for the delay in the permanent commitment process. Also, we conclude that the argument that that section, by permitting such a delay, was unconstitutional is without merit.

Affirmed.

CAMPBELL, A.C.J., and LEHAN and FRANK, JJ.,
concur.

All Citations

509 So.2d 1157 (Mem), 12 Fla. L. Weekly 1516