

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT  
IN AND FOR DUVAL COUNTY, FLORIDA

Case No.: 16-2023-AP-15

Division: AP-A

JOSE ORTIZ VELAZQUEZ  
Appellant,

vs.

CITY OF JACKSONVILLE  
Appellee.  
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On appeal from a decision of the County Court, Duval County

For Appellant: Jose Ortiz Velacruz

For Appellee: None

Opinion

February 8, 2024

PER CURIAM.

**AFFIRMED.** See Applegate v. Barnett Bank of Tallahassee, 377 So. 2d 1150, 1152 (Fla. 1979) (explaining that “[i]n appellate proceedings the decision of a trial court has the presumption of correctness and the burden is on the appellant to demonstrate error,” so “the lack of a trial transcript or a proper substitute” results in a record that is “inadequate to demonstrate reversible error” and requires affirmance); See also Fortune v. Pantin, 851 So. 2d 274 (Fla. 5th DCA 2003) (“In the absence of a transcript, this court is unable to evaluate the sufficiency of the evidence considered by the trial court in support of its factual findings, and instead presumes such findings to be correct.”). See also Rule 9.315, Florida Rules of Appellate Procedure (“After service of the

initial brief ... the court may summarily affirm the order to be reviewed if the court finds that no preliminary basis for reversal has been demonstrated.”).

CHARBULA, MAHON AND SHARRIT J.J. concur.