

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.

IN RE JANE DOE 07-A,

CASE NO. 1D07-4287

Appellant,
_____ /

Opinion filed October 10, 2007.

An appeal from the Circuit Court for Suwannee County.
David W. Fina, Judge.

Natalie N. Maxwell and Kirsten Clanton of Southern Legal Counsel, Gainesville, for
Appellant.

PER CURIAM.

We conclude that the trial court incorrectly applied the standard for determining if the minor was “sufficiently mature to decide whether to terminate her pregnancy” See §390.01114(4)(c), Fla. Stat. (2006) and In re Jane Doe, a minor, 924 So. 2d 935, 939 (Fla. 1st DCA 2006) (“In determining whether a minor is ‘sufficiently mature,’ the court need only find that the minor has the necessary emotional development, intellect and understanding to make an informed decision regarding terminating her pregnancy.”)

Accordingly, we reverse the circuit court's final judgment and direct the trial court to grant the petition for waiver of parental notice of termination of pregnancy.

BROWNING, C.J., and PADOVANO, J., CONCUR; THOMAS, J., DISSENTS WITH WRITTEN OPINION.

THOMAS, J. DISSENTING.

I respectfully dissent. In my view, the trial court applied the correct standard to determine that the minor in this case was not sufficiently mature to decide whether to terminate her pregnancy. I would affirm the trial court's order.