

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

MICHAEL S. RITTER,

Petitioner,

v.

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

CASE NO. 1D10-2828

WALTER A. McNEIL, Secretary,  
Florida Department of Corrections,

Respondent.

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Opinion filed July 23, 2010.

Petition for Writ of Mandamus -- Original Jurisdiction.

Michael S. Ritter, pro se, Petitioner.

Bill McCollum, Attorney General, Tallahassee, for Respondent.

PER CURIAM.

The petition for writ of mandamus is denied as premature. See Rodriguez v. State, 21 So. 3d 826 (Fla. 3d DCA 2009) (table) (denying a petition for writ of mandamus as premature where petitioner's last pleading was delivered to the trial court less than 60 days before).

HAWKES, C.J., and LEWIS, J. concur. BENTON J., would issue an order to show cause.