

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

JULY TERM 2008

LEROY WALDEN,

Appellant,

v.

Case No. 5D08-1562

STATE OF FLORIDA,

Appellee.

_____/

Opinion filed October 31, 2008

3.850 Appeal from the Circuit Court
for St. Johns County,
Wendy Berger, Judge.

Leroy Walden, Sanderson, *pro se*.

No appearance for Appellee.

PER CURIAM.

In his ninth and tenth postconviction appellate filings on his 2001 conviction, Walden appeals the denial of his latest post-conviction filing: a rule 3.850 motion. He also filed in this Court a Petition for a Writ of Certiorari directed to a second order denying his "Motion for Rehearing/Clarification," which this Court treated as a supplemental notice of appeal. These two actions have been consolidated here.

Because Walden appeared to be abusing the legal process, this Court issued a show cause order under *State v. Spencer*, 751 So. 2d 47, 48 (Fla. 1999). Walden's response provides no valid reason to allow him continued *pro se* access to this Court to

challenge the underlying conviction. We therefore conclude both his appeal and his petition are frivolous and an abuse of process. See *Fillmore v. State*, 876 So. 2d 634, 635 (Fla. 5th DCA 2004); *Isley v. State*, 652 So. 2d 409, 410 (Fla. 5th DCA 1995).

Accordingly, in order to conserve judicial resources, we prohibit Walden from filing with this Court any further *pro se* pleadings concerning Seventh Judicial Circuit Court Case No. CF-00-2661. The Clerk of this Court is directed not to accept any further *pro se* filings concerning this case from Walden. Any more pleadings regarding this case will be summarily rejected by the Clerk, unless they are filed by a member in good standing of The Florida Bar. The Clerk of this Court is further directed to forward a certified copy of this opinion to the appropriate institution for disciplinary procedures as provided in section 944.09, Florida Statutes (2008).

APPEAL AFFIRMED; Future *Pro Se* Filings PROHIBITED; Certified Opinion FORWARDED to Department of Corrections.

PALMER, CJ., ORFINGER and TORPY, JJ., concur.