

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

GARY SHURDEN,

Petitioner,

v.

THOMAS S. FORTNER, Warden,  
Baker Correctional Institution,

Respondent.

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

CASE NO. 1D04-1551

Opinion filed March 31, 2005.

Petition for Writ of Certiorari -- Original Jurisdiction.

Gary Shurden, pro se, petitioner.

Rosa Carson, Acting General Counsel, and Connie L. Beach, Assistant General Counsel, Department of Corrections, Tallahassee, for respondent.

PER CURIAM.

DENIED. Gibson v. Florida Dep't of Corrections, 885 So. 2d 376 (Fla. 2004).

ALLEN, KAHN and WEBSTER, JJ., concur.