

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

GINO BROWNING,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

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

CASE NO. 1D04-4322

Opinion filed June 1, 2005.

Petition for Writ of Mandamus -- Original Jurisdiction.

Gino Browning, pro se, petitioner.

Charlie Crist, Attorney General, and A. Mireille Fall, Assistant Attorney General,
Tallahassee, for respondent.

PER CURIAM.

The petition for writ of mandamus is granted. The trial court is directed to rule on petitioner's pending motion to correct illegal sentence. We withhold issuance of the writ, being confident that the trial court will rule forthwith on the pending motion and will take such further action as is required in a timely manner.

ERVIN, PADOVANO and THOMAS, JJ., concur.