

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

RANDALL C. SUTTERFIELD, pro
se,

Appellant,

v.

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

CASE NO. 1D05-1531

DEPARTMENT OF CORRECTIONS,

Appellee.

_____ /

Opinion filed September 16, 2005.

An appeal from an order of the Department of Corrections.

Appellant Randall C. Sutterfield, pro se, Miami.

Maximillian J. Changus, Assistant General Counsel, Florida Department of
Corrections, Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED, without prejudice to Sutterfield's right to seek relief in circuit
court. Compare Caldwell v. State, 821 So. 2d 374 (Fla. 1st DCA 2002), and Quigley
v. Fla. Dep't of Corrections, 745 So. 2d 1029 (Fla. 1st DCA 1999), with Bass v. Dep't
of Corrections, 684 So. 2d 834 (Fla. 1st DCA 1996).

KAHN, C.J., BARFIELD and DAVIS, JJ., CONCUR.