

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

LEO C. HOLLINGSWORTH, JR.,

Appellant,

v.

JAMES V. CROSBY, JR.,  
Secretary, Department of Corrections,

Appellee.

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

CASE NO. 1D05-2925

Opinion filed October 3, 2005.

An appeal from an order of the Circuit Court for Calhoun County.  
Hentz McClellan, Judge.

Leo C. Hollingsworth, Jr., pro se, appellant.

Charlie Crist, Attorney General, and Mark J. Hiers, Assistant Attorney General,  
Tallahassee, for appellee.

PER CURIAM.

We elect to treat appellee's motion for remand as a confession of error, quash  
the order on review and remand to the circuit court for further proceedings.

ERVIN, ALLEN and VAN NORTWICK, JJ., concur.