

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

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

GERALD M. McKIRE,

Petitioner,

v.

CASE NO. 1D05-3735

JAMES R. McDONOUGH,
SECRETARY, FLORIDA
DEPARTMENT OF CORRECTIONS,

Respondent.

Opinion filed August 30, 2006.

Petition for Writ of Certiorari - Original Jurisdiction.

Gerald M. McKire, pro se, for Petitioner.

Charlie Crist, Attorney General; and Sean F. Callaghan, Assistant Attorney General,
Tallahassee, for Respondent.

PER CURIAM.

The petition for writ of certiorari is denied on the merits. The record establishes that the petitioner was afforded procedural due process and that the circuit court,

sitting in its appellate capacity, observed the essential requirements of the law. See Ivey v. Allstate Ins. Co., 774 So. 2d 679, 682 (Fla. 2000); Sheley v. Fla. Parole Comm'n, 720 So. 2d 216 (Fla. 1998).

PETITION DENIED.

WOLF, VAN NORTWICK, and BROWNING, JJ., CONCUR.