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

JAMES P. ANDERSON,

Appellant,

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

v.

CASE NO. 1D06-2085

STATE OF FLORIDA,

Appellee.

Opinion filed September 11, 2006.

An appeal from the Circuit Court for Leon County. Terry P. Lewis, Judge.

James P. Anderson, pro se, Appellant.

Charlie Crist, Attorney General, and Rosa Carson, General Counsel, Department of Corrections, Tallahassee, for Appellee.

PER CURIAM.

Upon consideration of the appellant's response to this Court's order dated July 28, 2006, the appeal is hereby DISMISSED. <u>See Bennett's Leasing, Inc. v. First Street</u> <u>Mortgage Corp.</u>, 870 So. 2d 93, 98 (Fla. 1st DCA 2003); <u>Banks v. State</u>, 916 So. 2d 35 (Fla. 1st DCA 2005). <u>See also, Lopez v. McDonough</u>, 31 Fla. L. Weekly D1971 (Fla. 1st DCA July 26, 2006) (treating petition that sought review of an indigency order, which had been the subject of an interlocutory motion for reconsideration, as an appeal from the final order dismissing the petitioner's mandamus petition).

ALLEN, WEBSTER, and DAVIS, JJ., CONCUR.