

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

MICHAEL C. DONOVAN,

Appellant,

v.

WALTER A. McNEIL, Secretary,  
Florida Department of Corrections,

Appellee.

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

CASE NO. 1D06-5835

Opinion filed August 12, 2009.

An appeal from the Circuit Court for Leon County.  
Thomas H. Bateman, III, Judge.

Michael C. Donovan, pro se, Appellant.

Bill McCollum, Attorney General, and Lance Eric Neff, Assistant Attorney  
General, Tallahassee, for Appellee.

PER CURIAM.

Appellee's motion to dismiss is granted. This proceeding is hereby  
dismissed as moot. Because official records indicate that appellant was released  
from prison during the pendency of this proceeding, the proceeding is moot. See  
Phillips v. McDonough, 962 So. 2d 375 (Fla. 1st DCA 2007).

KAHN, BENTON, and VAN NORTWICK, JJ., CONCUR.