

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

ARTHUR WAGNER, III,

Petitioner,

v.

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

CASE NO. 1D11-3231

STATE OF FLORIDA,

Respondent.

_____ /

Opinion filed October 17, 2011.

Petition for All Writs Jurisdiction -- Original Jurisdiction.

Arthur Wagner, III, pro se, Petitioner.

Pamela Jo Bondi, Attorney General, Tallahassee, for Respondent.

PER CURIAM.

DISMISSED. Cf. Baker v. State, [878 So. 2d 1236](#) (Fla. 2004) (reiterating that the extraordinary writ of habeas relief cannot be used to litigate issues that could have been or were raised on direct appeal or in postconviction motions).

PADOVANO, ROBERTS, and MARSTILLER, JJ., CONCUR.