

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

EDWARD B. LOFLEY, JR.,

Appellant,

v.

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

CASE NO. 1D11-3518

KENNETH S. TUCKER,
SECRETARY, FLORIDA
DEPARTMENT OF
CORRECTIONS,

Appellee.

_____ /

Opinion filed September 7, 2012.

An appeal from an order of the Leon County Circuit Court.
Jackie L. Fulford, Judge.

Edward B. Lofley, Jr., pro se, Appellant.

Pamela Jo Bondi, Attorney General, and Ana Gargollo-McDonald, Assistant Attorney
General, Tallahassee, for Appellee.

PER CURIAM.

Edward B. Lofley, Jr., appeals an order of the circuit court dismissing his petition for writ of mandamus for failure to demonstrate the exhaustion of available administrative remedies. Based on appellee's commendable concession that there may have been irregularities in the processing of appellant's grievances and that dismissal was thus unwarranted, the order dismissing Lofley's petition is reversed and the matter is remanded to the circuit court for further proceedings.

VAN NORTWICK, WETHERELL, and MAKAR, JJ., CONCUR.