## NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND, IF FILED, DETERMINED

	IN THE DISTRICT COURT OF APPEAL
	OF FLORIDA
	SECOND DISTRICT
MICHAEL S. DONOVAN,  Petitioner,	) ) )
V.	) Case No. 2D11-1094
FLORIDA PAROLE COMMISSION,	)
Respondent.	)

Opinion filed October 26, 2011.

Petition for Writ of Certiorari to the Circuit Court for Pasco County; Stanley R. Mills, Judge.

Michael S. Donovan, pro se.

Sarah J. Rumph, General Counsel, Tallahassee, for Respondent.

DAVIS, Judge.

Michael S. Donovan seeks certiorari review of the circuit court order dismissing his petition for writ of habeas corpus in which he sought to challenge the order revoking his parole. The circuit court dismissed the habeas petition under the mistaken belief that Donovan should have filed a direct appeal of the order of revocation. A petition for writ of habeas corpus filed in the circuit court is the proper way

to obtain review of an order revoking parole. Richardson v. Fla. Parole Comm'n, 924
So. 2d 908, 910 (Fla. 1st DCA 2006) ("In lieu of a statutory right to an appeal, review of the [Parole] Commission's orders remains available by petitions for habeas corpus or mandamus filed in the circuit court."). Accordingly, in dismissing the petition, the circuit court departed from the essential requirements of law and deprived Donovan of the procedural due process to which he is entitled. See generally Sheley v. Fla. Parole

Comm'n, 720 So. 2d 216, 217-18 (Fla. 1998). We therefore grant the petition for writ of certiorari and quash the order dismissing Donovan's petition for writ of habeas corpus.

Granted.

LaROSE and CRENSHAW, JJ., Concur.