

**Third District Court of Appeal**  
**State of Florida, January Term, A.D. 2008**

Opinion filed April 16, 2008.  
Not final until disposition of timely filed motion for rehearing.

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No. 3D08-532  
Lower Tribunal No. 95-7859

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**Alberto V. Mateo,**  
Petitioner,

vs.

**The State of Florida,**  
Respondent.

A Case of Original Jurisdiction – Mandamus.

Alberto V. Mateo, in proper person.

Bill McCollum, Attorney General, and Richard Polin, Assistant Attorney General, for respondent.

Before RAMIREZ, CORTIÑAS, and ROTHENBERG, JJ.

PER CURIAM.

We grant Alberto V. Mateo's petition for writ of mandamus to compel the trial court to rule on his Motion for Post Conviction Relief, filed on November 29, 2006.

As we are hopeful that the lower court will comply forthwith, we withhold issuance of the formal writ for thirty (30) days.