

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

MICHAEL BARNISHIN,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

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

CASE NO. 1D02-0741

Opinion filed January 29, 2004.

An appeal from the Circuit Court for Bay County.
Don T. Sirmons, Judge.

Appellant, pro se.

Charlie Crist, Attorney General; Elizabeth Fletcher Duffy, Assistant Attorney General,
Tallahassee, for Appellee.

PER CURIAM.

AFFIRMED. See Williams v. Fla. Parole Comm'n, 760 So. 2d 959, 960 (Fla.
1st DCA 2000) (“[T]he expedient course of action at this time would be for Williams
to refile his petition . . . in the circuit court which presently has jurisdiction.”).

BOOTH, BENTON, and LEWIS, JJ., CONCUR.