

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

RENEWICK KEEL,

Petitioner,

v.

FLORIDA PAROLE COMMISSION,

Respondent.

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

CASE NO. 1D02-3672

Opinion filed July 17, 2003.

Petition for Writ of Certiorari -- Original Jurisdiction.

Renwick Keel, petitioner, pro se.

William L. Camper, General Counsel, and Alexandria E. Walters, Assistant General Counsel, Florida Parole Commission, for respondent.

PER CURIAM.

Renwick Keel seeks certiorari review of an order summarily denying his petition for writ of habeas corpus, in which he challenged the revocation of his conditional

release supervision. We conclude that the petition contained allegations that, if true, might entitle Keel to relief, and thus agree with petitioner that the trial court erred in denying the petition without issuing an order to show cause. In addition, we conclude that the trial court erred in denying petitioner's request for leave to amend his petition, which request was made prior to entry of the order denying relief.

Accordingly, the orders denying the petition for writ of habeas corpus and denying petitioner's motion for leave to amend are hereby quashed. On remand, the trial court shall accept the amended petition for writ of habeas corpus, issue an order to show cause directing the filing of a response by the Florida Parole Commission, and upon the filing of that response and any reply thereto, further consider the merits of the arguments raised by petitioner.

PETITION FOR WRIT OF CERTIORARI GRANTED.

BENTON, PADOVANO and BROWNING, JJ., concur.