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

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

DOUGLAS M. JACKSON, SR.,

Petitioner,

v.

CASE NO. 1D03-4303

FLORIDA DEPARTMENT OF CORRECTIONS, JAMES V. CROSBY, JR., Secretary,

Respondents.

Opinion filed November 19, 2003.

Petition for Writ of Mandamus -- Original Jurisdiction.

Douglas M. Jackson, Sr., pro se, petitioner.

No appearance for respondents.

PER CURIAM.

DENIED. <u>See Smartt v. First Union National Bank</u>, 771 So. 2d 1232 (Fla. 5th DCA 2000).

VAN NORTWICK, PADOVANO and HAWKES, JJ., concur.