

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

MICHAEL A. ANDERSON,

Appellant,

v.

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

CASE NO. 1D04-0895

JAMES CROSBY, Secretary, FLORIDA
DEPARTMENT OF CORRECTIONS,

Appellee.

Opinion filed December 15, 2004.

An appeal from the Circuit Court for Leon County.
Judge Charles A. Francis.

Appellant, pro se.

Charles J. Crist, Jr., Attorney General, and Wendy Benner-Leon, Assistant Attorney General,
for Appellee.

PER CURIAM.

The circuit court's order dismissing the petition for writ of mandamus is REVERSED and the case is REMANDED with directions to proceed to a disposition on the merits of the petition. See Davidson v. Crosby, 29 Fla. L. Weekly D2006 (Fla. 1st DCA Aug. 31, 2004); Burgess v. Crosby, 870 So. 2d 217 (Fla. 1st DCA 2004) .

BOOTH, BARFIELD, and ALLEN, JJ. CONCUR.