

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

CARLOS ISAIH PINEIRO,

Petitioner,

v.

TINA MARIE PINEIRO,

Respondent.

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

CASE NO. 1D04-5178

Opinion filed January 11, 2005.

Petition for Writ of Mandamus and Writ of Prohibition -- Original Jurisdiction.

Carlos Isaih Pineiro, petitioner, pro se.

No appearance for respondent.

PER CURIAM.

Petitioner's request for mandamus relief is denied. See Al-Hakim v. State, 783 So. 2d 293 (Fla. 5th DCA 2001). We likewise determine that there is no basis for

granting prohibition relief to prevent the circuit court from proceeding with a bench trial. Notwithstanding petitioner's demand for a jury trial, he makes no showing that any issues framed by the pleadings in the marriage dissolution action pending below are triable by jury.

ERVIN, WEBSTER and BROWNING, JJ., concur.