

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

VANESSA ALICIA PHILLIPS,

Appellant,

v.

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

CASE NO. 1D06-2942

JAMES R. MCDONOUGH,
SECRETARY, FLORIDA
DEPARTMENT OF
CORRECTIONS,

Appellee.

_____ /

Opinion filed July 26, 2007.

An appeal from the Circuit Court for Leon County.
Thomas H. Bateman, III, Judge.

Vanessa Alicia Phillips, pro se, Appellant.

Bill McCollum, Attorney General, Linda Horton Dodson, Assistant Attorney General,
and Kathleen Von Hoene, General Counsel, Tallahassee, for Appellee.

PER CURIAM.

Vanessa Alicia Phillips appeals a circuit court order denying her request to
reinstate gain time lost as a result of a disciplinary report and an order imposing a lien
on her inmate trust account. We dismiss the appeal on the merits because it is moot

as Ms. Phillips has been released from prison. See Moore v. Moore, 764 So. 2d 676, 677 (Fla. 1st DCA 2000) (“A petition that goes to the length of confinement, rather than to the fact of confinement, is mooted by the inmate’s release.”). However, we reverse the order imposing the lien and direct reimbursement of any monies removed from Ms. Phillips’s account towards the payment of that lien. See Schmidt v. Crusoe, 878 So. 2d 361, 367 (Fla. 2003); Marquez v. McDonough, 945 So. 2d 652, 653 (Fla. 1st DCA 2007); Cason v. Crosby, 892 So. 2d 536, 537 (Fla. 1st DCA 2005).

KAHN, BENTON, and VAN NORTWICK, JJ., CONCUR.