

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

JOSEPH McNEIL,

Petitioner,

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

v.

CASE NO. 1D08-4671

STATE OF FLORIDA, DIVISION
OF RISK MANAGEMENT,

Respondent.

_____ /

Opinion filed October 31, 2008.

Petition for Writ of Certiorari – Original Jurisdiction.

Laurence F. Leavy of Laurence F. Leavy & Associates, P.A., Fort Lauderdale, for
Petitioner.

Walter E. Beisler of Beisler & Beisler, P.A., West Palm Beach, for Respondent.

PER CURIAM.

We treat Claimant's petition for writ of prohibition as a petition for writ of
certiorari. See Fla. R. App. P. 9.040(c). We deny the petition for extraordinary
relief on the merits.

BROWNING, C.J., BARFIELD and THOMAS, JJ., CONCUR.