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

NOT FINAL UNTIL TIME EXPIRES TO

FILE MOTION FOR REHEARING AND

DISPOSITION THEREOF IF FILED

GORDON AGENOR,

Petitioner,

v.

CASE NO. 1D12-4904

STATE OF FLORIDA,

Respondent.

Opinion filed February 27, 2013.

Petition for Writ of Prohibition -- Original Jurisdiction.

Gordon Agenor, pro se, Petitioner.

Pamela Jo Bondi, Attorney General, Tallahassee, for Respondent.

PER CURIAM.

The petition for writ of prohibition is dismissed as moot, without prejudice to petitioner pursuing his claim in the pending direct appeal of his conviction and sentence.

DAVIS, PADOVANO, and THOMAS, JJ., CONCUR.