

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

GRADY M. KITTRELL,

Petitioner,

v.

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

CASE NO. 1D14-1918

JANE K. KITTRELL,

Respondent.

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Opinion filed September 19, 2014.

Petition for Writ of Mandamus -- Original Jurisdiction.

Grady M. Kittrell, pro se, Petitioner.

No appearance for Respondent.

PER CURIAM.

The petition for writ of mandamus is denied on the merits. See Hedrick v. State, 6 So. 3d 688, 693 (Fla. 4th DCA 2009) (holding that trial judge was not required to rule on motion to disqualify which was never served on judge as required by Florida Rule of Judicial Administration 2.330(c)); Thomas v. State, Dept. of Revenue, 74 So. 3d 145 (Fla. 1st DCA 2011) (stating that absent a showing that an express and distinct demand for performance was made, mandamus will not lie to compel a court to rule on a pleading in a civil matter).

WOLF, RAY, and OSTERHAUS, JJ., CONCUR.