

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

TYRONE L. SMITH,

Appellant,

v.

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

CASE NO. 1D16-3875

STATE OF FLORIDA,

Appellee.

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Opinion filed July 24, 2017.

An appeal from the Circuit Court for Duval County.

Jack M. Schemer, Judge.

Tyrone L. Smith, pro se, Appellant.

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

PER CURIAM.

This Court previously affirmed the summary denial of Appellant's postconviction motion brought pursuant to Florida Rule of Criminal Procedure 3.850, but retained jurisdiction for consideration of the imposition of sanctions.

Appellant has failed to obtain relief in at least three previous cases he filed in this Court to challenge his judgment and sentence in Duval County Circuit Court case number 2003-CF-8206. All three prior postconviction motions were meritless or procedurally barred, as is the instant motion. Accordingly, we ordered Appellant to show cause why he should not be prohibited from future pro se filings challenging this judgment and sentence. See State v. Spencer, 751 So. 2d 47, 48 (Fla. 1999). Appellant's response does not provide a legal basis to prohibit the imposition of sanctions.

Therefore, because Appellant's repeated frivolous attacks on his judgment and sentence have become an abuse of the legal process, we hold that he is barred from future pro se filings in this Court concerning Duval County Circuit Court case number 2003-CF-8206. The Clerk of the Court is directed to not accept any future filings concerning this case unless they are filed by a member in good standing with The Florida Bar.

WETHERELL, RAY, and MAKAR, JJ., CONCUR.