

Supreme Court of Florida

WEDNESDAY, APRIL 3, 2002

CLARK THOMAS,

**

Petitioner,

**

vs.

** CASE NO. SC01-2572

MICHAEL W. MOORE, etc.,

**

Respondent.

**

**

ORDER DENYING PETITION

The petition for writ of habeas corpus is hereby denied as procedurally barred. A petition for extraordinary relief is not a second appeal and cannot be used to litigate or relitigate issues which were or could have been raised on direct appeal or in prior postconviction proceedings. See Breedlove v. Singletary, 595 So. 2d 8, 10 (Fla. 1992); Mills v. Dugger, 574 So. 2d 63, 65 (Fla. 1990).

HARDING, ANSTEAD, PARIENTE, LEWIS and QUINCE, JJ., concur.

A True Copy

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TEST:

cc: Mr. Clark Thomas
Mr. Louis A. Vargas
Hon. Robert A. Butterworth



Thomas D. Hall
Clerk, Supreme Court

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