

Supreme Court of Florida

MONDAY, JANUARY 31, 2011

CASE NO.: SC10-2045

Lower Tribunal No(s): 93-13851-CF10A

WILLIE JAMES

vs. WALTER A. MCNEIL, ETC.

Petitioner(s)

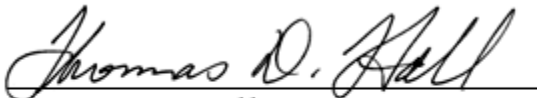
Respondent(s)

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 that were or could have been raised on direct appeal or in prior postconviction proceedings. See Denson v. State, 775 So. 2d 288, 290 (Fla. 2000); Breedlove v. Singletary, 595 So. 2d 8, 10 (Fla. 1992).

LEWIS, QUINCE, POLSTON, LABARGA, and PERRY, JJ., concur.

A True Copy

Test:



Thomas D. Hall
Clerk, Supreme Court



ab

Served:

WILLIE LEE JAMES
KATHLEEN MARIE VON HOENE
HON. HOWARD FORMAN, CLERK