

Supreme Court of Florida

WEDNESDAY, FEBRUARY 11, 2009

CASE NOS.: SC09-215; SC09-233
Lower Tribunal No(s): 84-CF-010538

WAYNE TOMPKINS

vs. STATE OF FLORIDA

WAYNE TOMPKINS

vs. BILL MCCOLLUM, ETC., ET AL.


Appellant/Petitioner(s)

Appellee/Respondent(s)

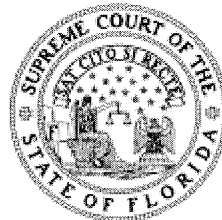
The Court has considered both Tompkins' appeal in Case No. 09-233, from the orders entered by the trial court on February 10, 2009 (denial of Tompkins' Amended Motion for DNA Testing; denial of Tompkins' Sixth Successive Motion for Post-Conviction Relief; and denial of the motion for stay), and his petition to invoke all writs jurisdiction in Case No. 09-215. Having considered and reviewed the motions filed by Tompkins, the responses filed by the State, the record in this appeal, and the entire history of this case, including the post-conviction proceedings in the trial court and the opinions of this Court, the Court concludes that there is no merit to the issues raised. The Court, therefore, summarily affirms the trial court's orders on appeal in Case No. 09-233. In light of this disposition, the Court dismisses Tompkins' petition to invoke all writs jurisdiction in Case No. SC09-215. Further, Tompkins' motion for stay, contained within his petition to invoke all writs jurisdiction, is denied. No motion for rehearing will be entertained by the Court.

WELLS, PARIENTE, LEWIS, POLSTON, and LABARGA, JJ., concur.
QUINCE, C.J., and CANADY, J., recused

A True Copy
Test:



Thomas D. Hall
Clerk, Supreme Court



tc

Served:

JALAL HARB
NEAL ANDRE DUPREE
HON. PAT FRANK, CLERK

MARTIN J. MCCLAIN
SCOTT A. BROWNE
HON. DANIEL HOWARD SLEET, JUDGE