

# Supreme Court of Florida

THURSDAY, MAY 7, 2009

CASE NO.: SC09-520

Lower Tribunal No(s): 5D09-266,  
1995-CF-989

ANDREW A. MISIAK

vs. STATE OF FLORIDA

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Petitioner(s)

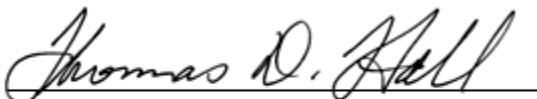
Respondent(s)

Because petitioner has failed to show a clear legal right to reinstatement of the petition in Misiak v. State, Case No. 5D09-266, he is not entitled to mandamus relief. Accordingly, the petition for writ of mandamus is hereby denied. See Huffman v. State, 813 So. 2d 10 (Fla. 2000).

PARIENTE, CANADY, POLSTON, LABARGA, and PERRY, JJ., concur.

A True Copy

Test:



Thomas D. Hall  
Clerk, Supreme Court



bm

Served:

HON. SUSAN WRIGHT, CLERK

ANDREW A. MISIAK

HON. BILL MCCOLLUM

HON. LYDIA GARDNER, CLERK