

Supreme Court of Florida

MONDAY, DECEMBER 30, 2013

CASE NO.: SC12-2371

Lower Tribunal No(s): 99-7188

NAJJA RICE

vs. STATE OF FLORIDA

Petitioner(s)

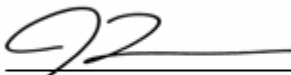
Respondent(s)

The petition for a writ of mandamus is hereby denied under the doctrine of laches. See State ex rel. Palmer-Florida Corp. v. Green, 88 So. 2d 493, 495 (Fla. 1956) ("It is settled law in this state that mandamus is generally controlled by the equitable doctrine of laches rather than the statute of limitations."); Brown v. State, 885 So. 2d 391, 392 (Fla. 5th DCA 2004) (stating that although [Rule 9.100] contains no specific time limit within which mandamus must be sought, it seems clear that a petitioner must act within reasonable temporal bounds).

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

A True Copy

Test:



John A. Tomasino
Clerk, Supreme Court



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Served:

ROBERT JAY KRAUSS
HON. JAMES BIRKHOLO, CLERK
NAJJA RICE
HON. PAT FRANK, CLERK