

Supreme Court of Florida

FRIDAY, DECEMBER 27, 2013

CASE NO.: SC13-946
Lower Tribunal No(s): 5D12-3977;
1996-35487-
CFAES

JESSIE MILTON

vs. STATE OF FLORIDA

Petitioner(s)

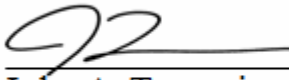
Respondent(s)

To the extent that petitioner seeks a writ of prohibition, the petition is hereby denied because petitioner has failed to demonstrate that a lower court is attempting to act in excess of its jurisdiction. See Mandico v. Taos Constr., Inc., 605 So. 2d 850 (Fla. 1992); English v. McCrary, 348 So. 2d 293 (Fla. 1977).

To the extent that petitioner is seeking to invoke this Court's all writs jurisdiction, the petition is dismissed for lack of jurisdiction because the petitioner has failed to cite an independent basis that would allow the Court to exercise its all writs authority and no such basis is apparent on the face of the petition. See Williams v. State, 913 So. 2d 541, 543-44 (Fla. 2005); St. Paul Title Ins. Corp. v. Davis, 392 So. 2d 1304, 1305 (Fla. 1980).

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

A True Copy
Test:



John A. Tomasino
Clerk, Supreme Court



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Served:

HON. PAMELA JO BONDI
JESSIE JAMES MILTON
HON. DIANE M. MATOUSEK, CLERK
HON. PAMELA R. MASTERS, CLERK