**IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT
IN AND FOR_____COUNTY, FLORIDA**

_____,

    Petitioner,

vs.   Case No.: _____

_____,

    Respondent.

_____/

PETITION FOR WRIT OF MANDAMUS

    COMES NOW the Petitioner, _____,

and respectfully petitions this Honorable Court for a writ of mandamus pursuant to

Fla.R.Civ.P. 1.630, to compel the respondent(s) to _____

_____.

I.   BASIS FOR INVOKING JURISDICTION

    This Court has jurisdiction to issue a writ of mandamus under Article V,

Section 5(b), Florida Constitution and Fla.R.App.P. 9.030(c)(3). Mandamus is the

proper remedy when it is shown that a clear legal right exists to the performance of

a clear legal duty by public officer and that no other legal remedies are available.

See Plymel v. Moore, 770 So.2d 242 (Fla. 1st DCA 2000); Holcomb v.

Department of Corrections, 609 So.2d 751 (Fla. 1st DCA 1992); Hatten v. State,

561 So.2d 562 (Fla. 1990) and; Shea v. Cochran, 680 So.2d 628 (Fla. 4th DCA

1996).

II. FACTS RELIED UPON

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III. __NATURE OF RELIEF SOUGHT__

The Petitioner seeks this Honorable Court to accept jurisdiction over this matter and parties and grant all relief to which he is entitled to in this proceeding including but not limited to:

1. _____

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2. Award costs and fees against Respondent in favor of the petitioner.

IV. __ARGUMENT__

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CONCLUSION

WHEREFORE, the Petitioner respectfully requests this Honorable Court to issue the writ for the relief as set forth herein.

Respectfully submitted,

_____

_____

Petitioner, Pro Se

OATH

Under the penalties of perjury, I declare and certify that I do understand English and that I have read the foregoing document and that the facts stated in it are true and correct.

_____

_____

Petitioner, Pro Se

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing

document has been furnished to:_____

_____

by handing said document to a prison official, for mailing by pre-paid first class

U.S. mail on this ___ day of _____, 20__.

_____
_____
Petitioner, Pro Se
DC# _____
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<u>EXHIBIT</u>   <u>DOCUMENT</u>   <u>DATE</u>