

Filing # 129386322 E-Filed 06/23/2021 07:31:00 PM

**IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT
IN AND FOR LAKE COUNTY, FLORIDA**

GLEND A QUILLEN A/K/A MAHANEY

Petitioner

CASE NO. 35-2021-CA-000982-A

v.

JAMES EDWARD JONES
A/K/A DWAYNE ALLEN,

Respondent

ORDER DISMISSING PETITION FOR WRIT OF MANDAMUS

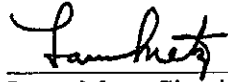
THIS CAUSE came before the Court upon Petitioner's Petition for Writ of Mandamus filed on June 3, 2021 (Petition). The Court, having reviewed the Petition and applicable statutory and caselaw, and being otherwise fully advised in the premises, finds and concludes as follows:

1. The Petition stems from a residential eviction case filed in Lake County Court (case number 35-2021-CC-002055).
2. This Court does not have original jurisdiction over residential eviction cases. *See* Art. V, § 5(b), Fla. Const.
3. This Court does not have appellate jurisdiction over residential eviction cases. *See* Ch. 2020-61, § 3 Laws of Fla. "A circuit court may issue an extraordinary writ only where it has original or appellate jurisdiction." *Wovas v. Touse Homes, Inc.*, 940 So. 2d 1166, 1167 (Fla. 2d DCA 2006); *see also Dep't of Health, Bd. of Dentistry v. Barr*, 882 So. 2d 501, 501 (Fla. 1st DCA 2004) ("The circuit court does not have jurisdiction to issue an extraordinary writ if it does not have direct appellate jurisdiction over the subject matter.").

It is therefore **ORDERED** and **ADJUDGED** that Petitioner's Petition for Writ of Mandamus filed on June 3, 2021, is **DISMISSED**.

Quillen v. Jones – Case No.: 2021-CA-000982
Order Dismissing Petition for Writ of Mandamus

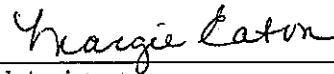
DONE and **ORDERED** in Chambers at Tavares, Lake County, Florida this 23rd day of June 2021.



Larry Metz, Circuit Judge

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing document has been served this 23rd day of June, 2021, via Florida Courts E-Filing Portal or US Mail to: James Edward Jones, 15725 Old U.S. Highway 441, Tavares, FL 32778; the Honorable Emily Curington; and Glenda Quillen, PO Box 123, Mount Dora, FL 32756.



Judicial Assistant