

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

**JENA WOODYARD,
Appellant,**

vs.

**APPELLATE CASE NO.: 2025-AP-04
LOWER CASE NO. A25-158840-JWM**

**MARION COUNTY BOARD OF
COUNTY COMMISSIONERS,
Appellee.**

Decision filed May 13, 2026

Appeal from Final Determination of Destruction
Director of Animal Services Kyra Lynch
Marion County, Florida

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OPINION

PER CURIAM

This Court affirms the lower tribunal, and only writes to address a conflict present in Marion Code 4-22(i). Section 4-22(i) states that a dog owner may appeal to the Circuit Court by petition for certiorari. Section 767.12(4), Florida Statutes, mandates an appeal with the Circuit Court. The legislature is tasked with conferring jurisdiction upon the Circuit Courts. *See Pleasures II Adult Video, Inc. v. City of Sarasota*, 833 So. 2d 185 (Fla. 2d DCA 2002). Marion

County cannot supersede the appellate rights conferred in Chapter 767 by use of certiorari review.

AFFIRMED

TAKAC, M., EINEMAN, T., HERNDON, L., J.J., concur.