

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

JULY TERM 2011

**NOT FINAL UNTIL THE TIME EXPIRES
TO FILE REHEARING MOTION, AND,
FILED, DISPOSED OF**

DWAYNE L. STANELY,

Appellant,

v.

Case No. 5D11-740

STATE OF FLORIDA,

Appellee.

Opinion filed December 27, 2011

Appeal from the Circuit Court
for Volusia County,
J. David Walsh, Judge.

Dwayne L. Stanely, Daytona Beach, pro
se.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Kristen L. Davenport,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

AFFIRMED. See *Denson v. State*, 775 So. 2d 288, 289 (Fla. 2000)
(extraordinary writ petition cannot be used to litigate or relitigate issues that were or
could have been raised on direct appeal or in prior postconviction proceedings).

EVANDER, COHEN and JACOBUS, JJ., concur.