

Third District Court of Appeal

State of Florida, July Term, A.D. 2010

Opinion filed August 18, 2010.

Not final until disposition of timely filed motion for rehearing.

No. 3D10-1585

Lower Tribunal No. 06-37100

Aaron Bethel,
Petitioner,

vs.

The State of Florida,
Respondent.

A Case of Original Jurisdiction – Petition for Writ of Mandamus.

Aaron Bethel, in proper person.

Bill McCollum, Attorney General, and Richard L. Polin, Bureau Chief,
Office of the Attorney General, for respondent.

Before RAMIREZ, C.J., and GERSTEN and SALTER, JJ.

PER CURIAM.

On review of Aaron Bethel's Petition for Writ of Mandamus, we grant the
petition and order the trial court to rule on the petitioner's Florida Rule of Criminal

Procedure 3.850 Motion for Postconviction Relief filed on August 3, 2009. This motion has been pending since August 3, 2009, and has been continued at least six times. In its response to the Petition for Writ of Mandamus, the State does not explain why the circuit court has not ruled on this motion.