

IN THE CIRCUIT COURT,
SEVENTH JUDICIAL CIRCUIT, IN
AND FOR VOLUSIA COUNTY,
FLORIDA

MATTHEW MOULTON,
Petitioner,

CASE NO.: 2025 102222 CFDL

v.

STATE OF FLORIDA,
Respondent.

_____ /

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This matter came before the Court upon the instant *pro se* petition for writ of mandamus (“Petition”), filed on September 26, 2025. The Court, having reviewed the Petition and the court file, hereby finds:

Petitioner has failed to plead a prima facie case for mandamus. “To state a cause of action for mandamus, a party must allege a clear legal right to performance of the act requested, an indisputable legal duty, and the lack of an adequate remedy at law.” *Seigler v. Bell*, 148 So. 3d 473, 480 (Fla. 5th DCA 2014) (quoting *Radford v. Brock*, 914 So. 2d 1066, 1067 (Fla. 2d DCA 2005)). Petitioner wishes to compel the Court to transport him to College Place, Washington upon dismissal or acquittal of the pending charge. Because Petitioner has not alleged a clear legal right or corresponding legal duty of transport, he is not entitled to relief. Thus, the Petition is dismissed.

Accordingly, it is **ORDERED AND ADJUDGED** that the Petition is **DISMISSED**.

This is a nonfinal nonappealable order. Petitioner has no right to appeal until entry of the final appealable order.

DONE AND ORDERED in Volusia County, DeLand, Florida, this 1st day of October 2025.

10/1/2025 4:29 PM 2025
A Kathleen McNeilly
102222 CFDL

e-Signed 10/1/2025 4:29 PM 2025 102222 CFDL

**A. KATHLEEN MCNEILLY
CIRCUIT JUDGE**

cc:

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