

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED

JOSEPH LIVINGSTON,

Appellant,

v.

CASE NO. 1D06-2082 & 1D06-2084

JAMES R. McDONOUGH, Secretary,
DEPARTMENT OF CORRECTIONS,

Appellee.

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Opinion filed May 14, 2007.

An appeal from the Circuit Court for Leon County.
William L. Gary, Judge.

Joseph Livingston, pro se, Appellant.

Bill McCollum, Attorney General, and Linda Horton Dodson, Assistant Attorney
General, Tallahassee, for Appellee.

BROWNING, C.J.

Joseph Livingston (Appellant) petitions this Court for relief as to two
disciplinary reports and liens imposed on his inmate trust account. We affirm the trial

court's ruling on the mandamus petitions because they were untimely, but reverse the trial court's imposition of original and appellate liens on Appellant's inmate trust account. See Yasir v. McDonough, 31 Fla. L. Weekly D1459 (Fla. 1st DCA May 25, 2006); Cox v. Crosby, 31 Fla. L. Weekly D310 (Fla. 1st DCA Jan. 26, 2006), review granted by McDonough v. Cox, 924 So. 2d 809 (Fla. 2006). We direct the circuit court to order reimbursement of any funds that may have been withdrawn from Appellant's account to satisfy the improper lien orders.

AFFIRMED in part and REVERSED in part.

BENTON and LEWIS, JJ., CONCUR.