

IN THE CIRCUIT COURT FOR THE
NINETEENTH JUDICIAL CIRCUIT IN AND
FOR ST LUCIE COUNTY, FLORIDA.
APPELLATE DIVISION

Circuit Case No. 17-AP-17
Petition for Writ of Certiorari

MARCELO DO PRADO AKA
MARCELO PRADO JR.,

Petitioner,

v.

Not final until time expires for filing motion
for rehearing, and if filed, disposed of.

STATE OF FLORIDA
DEPARTMENT OF HIGHWAY
SAFETY AND MOTOR VEHICLES,

Respondent.

Decision filed August 29, 2017.

Petition for Writ of Certiorari to the Department of Highway Safety and Motor Vehicles.

Rafael Castro, III, Miami, for petitioner.

Jason Helfant, Senior Assistant General Counsel, Lake Worth, for respondent.

PER CURIAM.

The hearing officer's order does not contain findings of fact or reasons for affirming the suspension, so this court must look to the record before it. We find that the order is not supported by competent substantial evidence that the Petitioner used a false or fictitious name in any application for a driver license or identification card. *See* §322.212(5)(a); *Rancifer v. State*, 160 So. 3d 119 (Fla. 1st DCA 2015).

Therefore, we grant the petition for writ of certiorari and quash the hearing officer's order.

KANAREK, PEGG, JJ., and MORGAN, Acting Circuit Judge, concur.

Copies of above decision
were furnished to the attorneys/parties
of record on the same date
the decision was filed.