2026 10576 CICI

IN THE CIRCUIT COURT FOR THE 7TH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA

JAMES HOLCOMBE, *PRO SE*,
PETITIONER,

V.

VOLUSIA COUNTY SHERIFFS OFFICE,
RESPONDENT.

CASE NO.: TBD

WRIT OF MANDAMUS

Petitioner, James Holcombe, *pro se*, comes now Pursuant to Fla. R. App. P. 9.100, and request that this court issue a writ of mandamus directed at the respondent of this petition. In support, states the following:

BASIS FOR INVOKING JURISDICTION

Fla. R. App. P. 9.030(c)(3) and Art. V § 5(b) provides this court with jurisdiction to hear original mandamus petitions.

FACTS ON WHICH PETITIONER RELIES

Preliminary Statement

- Petitioner will be referred to as 'Petitioner,' or by his given name, 'James Holcombe.'
- Respondent, the Volusia County Sheriffs Office will be referred to as 'VCSO' or 'Respondent.'
- Petitioner is incarcerated in the Florida Department of Corrections; his DC# is A30051.

- Petitioner is *pro se*, has no formal legal training and asks this court to construe this petition liberally. See Whited v. Fla. Comm'n on Offender Rev., 296 So. 3d 557, 561 (Fla. 2d DCA2020) ("We acknowledge that pro se pleadings are to be liberally construed.")

Factual History

1. On Sept 18, 2025, Petitioner mailed a public records request to VCSO asking for records of police investigations that may have been related to his prison commitment. Petitioner believes there may be something in these records the State did not disclose to his defense before trial. (Appendix-1).
2. On Oct 15, 2025, Petitioner received an invoice from the VCSO for the amount of $70.00. (Appendix-2). This was paid the very following day by Petitioner's mother over the phone with the VCSO.
3. Petitioner received a package from the VCSO postmarked Dec 17, 2025. In this package were several of the requested records and notably, a marked-up copy of Petitioner's initial records request. (Appendix-3).
4. In the marked-up records request, the official wrote that Petitioner was supposed to receive VP150032836 (VCSO Agency Report Number), however it was not included in the package. Petitioner still has no idea of its contents.
5. In addition to missing one report, another report, VP150011111 (VCSO Agency Report Number), was given in the package, but has no contents because the investigation is still open. (Appendix 4-5).
6. On Jan 8, 2026, Petitioner mailed a second request to the VSCO. (Appendix-6). In this request, Petitioner asked for the missing report and explained that it was not possible for

the investigation in VP150011111 to still be open based on the definition of an active investigation provided by statute.

7. To date of this filing, Petitioner has received no response from VCSO on the second request. Thus, this mandamus petition follows.

ARGUMENT

In order for a court to issue a writ of mandamus, a petitioner must establish that he (1) has a clear legal right to the performance of a clear legal duty by a public officer and (2) that he has no other legal remedies available to him. Hatten v. State, 561 So. 2d 562, 563 (Fla.1990). Here, (1) is met because the Florida Constitution and State Statute require access to public records and places the duty to provide such records on the public officers. See Art. I, § 24, Fla. Const. and § 119, Public Records, Fla. Stat. (2) is met because there is no other way to compel the VCSO to provide the records.

Mandamus is the appropriate vehicle for a person to compel compliance with a public records request under § 119, Fla. Stat. Woodard v. State, 885 So. 2d 444, 445 (Fla. 4th DCA2004); see also Smith v. State, 696 So. 2d 814, 816 (Fla. 2d DCA1997) (recognizing the mandatory nature of the disclosure of public records under chapter 119 for purposes of mandamus relief).

A. Missing Report

VP150032836 was missing from the initial package. It would appear to just be a simple mistake. This report was already paid for and Respondent should mail it out without delay.

B. The 'Active' Investigation

The more troubling of the two claims is the supposedly 'open' or 'active' investigation, VP150011111. The statute violation number listed is "77777777777," which needless to say, does not exist. The timeframe for this investigation is a ~2.5 month span from early 2015, but is still open despite the statute of limitation on the crimes investigated being long past. See § 775.15, Fla. Stat. (only capital felonies, life felonies, and felonies where a death occurred can be prosecuted after 5 years.) The crimes investigated must have been white collar criminal crimes seeing as how Petitioner is in prison for Racketeering predicated on Dealing in Stolen Property, both of which are subject to time limitations. The same detective who investigated Petitioner's business dealings, Jayson Paul, is the detective listed. Finally, there is a narrative attached as an additional form to the report (Appendix-5), that was not included in the package (Appendix-3).

It is true that the VCSO does not need to provide public records when there is an active investigation. However, § 119.011(3)(d)2. Fla. Stat., Defines such as: "Criminal investigative information shall be considered "active" as long as it is related to an ongoing investigation which is continuing with *a reasonable, good faith anticipation of securing an arrest or prosecution in the foreseeable future.* (emphasis supplied.) Because any statute of limitation is now long expired there is no good faith anticipation of securing an arrest or prosecution in the foreseeable future.

CONCLUSION AND NATURE OF RELIEF SOUGHT

Petitioner has a clear legal right to the two investigation reports listed above, Respondent has a clear legal duty to provide them, and there is no alternative to this mandamus to compel the VCSO. I request this court order Respondent to provide the full reports for both aforementioned agency report numbers.

Respectfully Submitted,

James Holcombe DC#A30051
500 Ike Steele Road
Wewahitchka, FL 32465

CERTIFICATE OF SERVICE

An exact copy of the foregoing motion and it's appendix was placed into the hands of departmental mail staff at Gulf C.I. on the date indicated by the departmental stamp to be mailed, via USPS, to Volusia County Sheriffs Office, ATTN: LEGAL COUNSEL, PO Box 569, DeLand, FL 32721.

Respectfully Submitted,

IN THE CIRCUIT COURT FOR THE 7TH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA

JAMES HOLCOMBE, *PRO SE*,
PETITIONER,

CASE NO.: TBD

V.

VOLUSIA COUNTY SHERIFFS OFFICE,
RESPONDENT.

APPENDIX TO WRIT OF MANDAMUS

To:
Custodian of Public Records
123 W Indiana Ave., 4th Floor.
DeLand, FL 32720

To the Custodian of Public Records, County Clerk, or whomever it may concern,

James Holcombe, comes now, pursuant to Florida Statutes § 119 Public Records, and requests any and all public records for the following:

1. A copy of **any and all** Volusia County Sheriff's investigation reports, or files, in regards to any of the following person(s) or entity(s) for the years 2013-2015.

- James Dale Holcombe, DOB 11/21/1988.
- David Bradley Lee, DOB 03/30/1988.
- Dale Chester Holcombe, (DOB unknown).
- Paper4plastic LLC (a Sunbiz.org registered business).

I request that this be replied to within 15 days of receipt unless one of the exemptions under F.S. § 119 apply. In the event that an exemption does apply, I request that you reply within 10 days stating which of those statutory exemptions apply.

Thank you for your time and attention in this matter.

Return correspondence to the following address:

James Holcombe #A30051
Gulf Correctional Facility
500 Ike Steele Road
Wewahitchka, FL 32465

Remit To:
Volusia Sheriff's Office
PO BOX 569
Deland, FL 32721

Bill To:
James Holcombe #A30051
500 Ike Steele Rd
Wewahitchka, FL 32465

Invoice Summary

Invoice No:	INV25-R048164-1
Request Reference Number:	R048164-100225
Invoice Date:	10/9/2025
Due Date:	10/16/2025
Status:	Open
Balance Due	$70.00

Category	Description	Details	Cost	Unit	Add Overhea	Total Quantit	Quantity Wai	Quantity Cha	Total
Staff Time		FOR REPORTS, RESEARCH TIME, REVEIW AND REDACTION TIME AND THEN SUPERVISOR REVEIW TIME	$20.00	Per Hour	☐	3.50	0.00	3.50	$70.00

Comments:

Totals:

Total:	$70.00
Payments:	$0.00
Balance Due	**$70.00**

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MAILROOM

SEP 18 2025

INMATE'S INITIALS JT
OFFICER'S INITIALS

To:
Custodian of Public Records
123 W Indiana Ave., 4th Floor.
DeLand, FL 32720

To the Custodian of Public Records, County Clerk, or whomever it may concern,

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1. A copy of **any and all** Volusia County Sheriff's investigation reports, or files, in regards to any of the following person(s) or entity(s) for the years 2013-2015.

- James Dale Holcombe, DOB 11/21/1988.
- David Bradley Lee, DOB 03/30/1988. No reports
- Dale Chester Holcombe, (DOB unknown).
- Paper4plastic LLC (a Sunbiz.org registered business). Daytona Beach PD

I request that this be replied to within 15 days of receipt unless one of the exemptions under F.S. § 119 apply. In the event that an exemption does apply, I request that you reply within 10 days stating which of those statutory exemptions apply.

Thank you for your time and attention in this matter.

Return correspondence to the following address:

James Holcombe #A30051
Gulf Correctional Facility
500 Ike Steele Road
Wewahitchka, FL 32465

James Holcombe
Cases
VP150011111 - open only can release report no supplements
VP150034174 - closed
VP1500328 38 - associated with case# 150011111

Dale Holcombe
VP150032836 - associated to case 150011111
VP150011111 - same as James
VP140004400 - closed the Def cases have been closed
VP140002058 - no case
VP150006450 - closed
VP 130033292 - closed

VOLUSIA COUNTY SHERIFF'S OFFICE

INCIDENT REPORT

☐ Juvenile	☐ Hate Crime
☐ Gang	☐ Elderly Abuse / Exploitation
☐ Domestic Violence	VOR
☐ Endangered / Other	

Agency Report Number: 150011111

Agency ORI Number	Zone #	Telephone Handled Call? (T.H.C.) 1. Yes 2. No
FL0640000	44	2

Reported: Day	Date	Time (mil.)	Time Dispatched (mil.)	Time Arrived (mil.)	Time Completed (mil.)	Nature of Call (Report Type)
Friday	04-24-2015	1510	1510	1510	1600	83 Miscellaneous

EVENT DATA

Incident Type: 1. Felony 2. Traffic Felony 3. Misdemeanor 4. Traffic Misdemeanor 5. Ordinance 9. Other

Incident: Day From	Date	Time (mil.)	TO Day	Date	Time (mil.)	Occurred During: D - Day N - Night U - Unknown
Sunday	02-01-2015	1200	Friday	04-24-2015	1600	

Offense	Type	Statute Violation Number	Description	A - Attempted C - Committed
#1	1	77777777777	All other crimes	C
#2				

Incident Location (Street, Apt. Number)	City	Zip
1691 PROVIDENCE BLVD	DELTONA	32725

Business Name / Area Identifier	# Prem. Entered	Drug Related 0. N/A 1. Yes 2. No	Alcohol Related 0. N/A 1. Yes 2. No	Forced Entry 1. Yes 2. No 3. Attempted	Arson-Inhabited 1. Occupied 2. Unoccupied 3. Abandoned	Arson-Attempted 1. Yes 2. No
DISTRICT FOUR		0	0			

Location Type: 17

Location Type Codes: 01.Residence-Single 02.Apartment/Condo 03.Residence/Other 04.Hotel/Motel 05.Convenience Store 06.Gas Station 07.Liquor Sales 08.Bar/Nightclub 09.Supermarket 10.Dept/Discount Store 11.Specialty Store 12.Drug Store/Hospital 13.Bank/Financial Inst. 14.Commercial/Office Bldg. 15.Industrial/Mfg. 16.Storage 17.Gov't/Public Bldg. 18.School/University 19.Jail/Prison 20.Religious Bldg. 21.Airport 22.Bus/Rail Terminal 23.Construction Site 24.Other Structure 25.Parking Lot/Garage 26.Highway/Roadway 27.Park/Woodlands/Field 28.Lake/Waterway 29.Motor Vehicle 30.Other Mobile 88.Unknown 99.Other

CODES

V/W Code: V-Victim W-Witness R-Reporting Person N-Next of Kin O-Other

Victim/Subject Type: 0. N/A 1. Juvenile 2. L.E. Officer 3. Adult 4. Business 5. Government 6. Church 9. Other

Address/Phone Type: B. Business/Work C. Cell H. Home M. Message N. Next of Kin O. Other P. Pager S. School V. Vacation

Race: W-White B-Black I-American Indian O-Oriental/Asian U-Unknown

Sex: M-Male F-Female U-Unknown

Residence Type: 0. NA 1. City 2. County 3. Florida 4. Out-of-State

Residence Status: 0. N/A 1. Full Year 2. Par. Year 3. Non-Resident

Means of Attack: F-Firearm K-Knife/Cutting Inst. O-Other Dangerous H-Hands, Fists, Feet, Etc.

Extent of Injury: 00.N/A 01.Gunshot 02.Stabbed 03.Laceration 04.Unconscious 05.Poss.Broken Bones 06.Poss. Internal Injury 07.Loss of Teeth 08.Burns 09.Abrasions/Bruises 10.No Visible Injury 99.Other Serious Injury

Domestic Violence: 1. Yes 2. No

Victim Relationship to Offender: S-Spouse P-Parent C-Child B-Sibling O-Other Family H-Co-Habitant Z-Other

VICTIM/WITNESS

Offense Indicator 1. #1 2. #2 3. Both	V/W Code	#	V. Type	Nature of Call (for Victim, if different from Incident)	Name (Last/Business)	(First)	(Middle)

Address (Street, Apt. Number)	City	State	Zip	Residence Phone

Business/School/Other Address (Street, Apt. Number)	City	State	Zip	Address Type	Business/School/Other Phone	Phone Type

Other Contact Info (Time Available, Interpreter, etc.)	Synopsis of Involvement

If Victim Type 1, 2, or 3	Race	Sex	Date of Birth	Age	Ethnicity	Res. Type	Res. Status	Means of Attack	Extent of Injury	Domestic Violence	Relationship

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Business/School/Other Address (Street, Apt. Number)	City	State	Zip	Address Type	Business/School/Other Phone	Phone Type

Other Contact Info (Time Available, Interpreter, etc.)	Synopsis of Involvement
	A-4

If Victim Type 1, 2, or 3	Race	Sex	Date of Birth	Age	Ethnicity	Res. Type	Res. Status	Means of Attack	Extent of Injury	Domestic Violence	Relationship

INCIDENT REPORT (CONT.)

SUBJECT / MISSING SECTION

Offense Indicator 1. #1 3. Both 2. #2	Subject Code S-Suspect V-Victim D-Defendant (Missing Person)	Code #	Subj. Type	Name (Last) (First) (Middle)	Race	Sex	Ethnicity

Date of Birth	Age	To Age	Height	To Height	Weight	To Weight	Eye Color	Hair Color	Maiden Name

Nickname / Street Name	Place of Birth - City	County	State	Employer/Other/School	Occupation

Last Known Address (Street, Apt. Number)	City	State	Zip	Address Type	Phone	Phone Type

Other Address (Street, Apt. Number)	City	State	Zip	Address Type	Phone	Phone Type

Driver's License State/Number	Social Security Number	Other ID Number	ID Type

Clothing (Describe)	Scars/Marks/Tattoos (Type/Describe)	Scars/Marks/Tattoos (Type/Describe)

Hair Length /Style	Skin	Build	Facial Features	Speech/Voice	Deformity	Glasses

If Subject: Demeanor	Mask	Weapon Type	If Arrested: Subject Was Already in Custody? 1. Yes 2. No	Warrant From: 1. This Agency 2. Other Agency

IF MISSING

Date of Last Contact	Date of Emancipation	Caution	Caution Reason	Personal Habits (Drugs / Alcohol)

May Be With:	Physical Condition:	Mental Condition:	Doctor Name:	Dentist Name:

Incident Type 1. Runaway 2. Parents 3. Involuntary 4. Disabled 5. Endangered 6. Disaster Victim 7. Voluntary Adult 8. Unknown	Foul Play Suspected? 1. Yes 2. No 8. Unknown	Missing Before? 1. Yes 2. No 8. Unknown	Fingerprints Available? 1. Yes 2. No	Photo Available? 1. Yes 2. No	Dental Record Available? 1. Yes 2. No

I, _____ (Printed) _____ (Signature) certify that I have reported the above person as a missing person; and this agency has my permission to enter this person in a statewide alert.

SUBJECT / MISSING SECTION

Offense Indicator 1. #1 3. Both 2. #2	Subject Code S-Suspect V-Victim D-Defendant (Missing Person)	Code #	Subj. Type	Name (Last) (First) (Middle)	Race	Sex	Ethnicity

Date of Birth	Age	To Age	Height	To Height	Weight	To Weight	Eye Color	Hair Color	Maiden Name

Nickname / Street Name	Place of Birth - City	County	State	Employer/Other/School	Occupation

Last Known Address (Street, Apt. Number)	City	State	Zip	Address Type	Phone	Phone Type

Other Address (Street, Apt. Number)	City	State	Zip	Address Type	Phone	Phone Type

Driver's License State/Number	Social Security Number	Other ID Number	ID Type

Clothing (Describe)	Scars/Marks/Tattoos (Type/Describe)	Scars/Marks/Tattoos (Type/Describe)

Hair Length /Style	Skin	Build	Facial Features	Speech/Voice	Deformity	Glasses

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I, _____ (Printed) _____ (Signature) certify that I have reported the above person as a missing person; and this agency has my permission to enter this person in a statewide alert.

NARRATIVE

1 This is an active investigation.

ADMINISTRATIVE

Final Case Status:	Final Case Status Codes: 1.Arrest/Adult 2.Arrest/Juv. 3.Exceptional/Adult 4.Exceptional/Juv. 5.Closed 6.Unfounded	☐ Victim Advocate ☐ Triad ☐ SA Referral

☐ DCF Hotline ☐ CAC	Spoke With:	Date:	Time:	☐ FCIC / NCIC Entry ☐ FCIC / NCIC Cancel	☐ T.T. BOLO	Date:	By:

Connecting Report Number	Agency	Additional Forms Attached: ☒ Narrative ☐ SA-707 ☐ Persons ☐ Property ☐ Veh./Tow Sheet ☐ Other Describe:

Officer Reporting - Printed	Officer Reporting - Signature	ID. Number	Unit	Date
Paul, Jayson	A-5	8070	1F96	04-24-2015
Officer Reviewing - Printed (If Applicable)	**Officer Reviewing - Signature (If Applicable)**	**ID. Number**	**Unit**	**Date**

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MAILROOM

JAN 08 2026

INMATE'S INITIALS
OFFICER'S INITIALS MH copy

To:
Custodian of Public Records for Volusia County Sheriffs Office.
123 W Indiana Ave., 4th Floor. And/or PO BOX 569
DeLand, FL 32720 DeLand, FL 32721

To the Custodian of Public Records, or whomever it may concern,

On September 18, 2025 I mailed out a public records request (attached) and it was received by your office shortly afterwards. I then received an invoice, INV25-R048164-1 (attached), which was paid. Someone very helpful at your office fulfilled the request and left notes on a copy of my original request. I appreciate the work and these notes made greatly; however I did have two issues with the request and ask to have them corrected.

1. I did not receive report VP150032836 in the mail with the others. It was notated on the paper, but missing from the envelope sent to me. I have already paid for this record with the above-mentioned invoice, so I would request it be mailed to me at your earliest convenience.

2. I have a serious concern about my rights to public records with report VP150011111. The report is still open after more than 10 years and thus the narrative was not sent to me. The dates of this report are 02-01-2015 through 04-24-2015. The statute of limitations for anything investigated is long past, see F.S. § 775.15, and this report should not be kept from me. I request that you contact someone in the chain of command to have this case closed and provide me the full report with the narrative. This is likely the report I am searching for.

Furthermore, F.S. § 119.011(3)(d) defines an active investigation "*as long as it is related to an ongoing investigation which is continuing with a reasonable, good faith anticipation of securing an arrest or prosecution in the foreseeable future.*" Because this is not true for this report, the investigation is not active.

I request that this be replied to within 15 days of receipt unless one of the exemptions under F.S. § 119 apply. In the event that an exemption does apply, I request that you reply within 10 days stating which of those statutory exemptions apply.

Thank you for your time and attention in this matter.

Return correspondence to the following address:

James Holcombe #A30051
Gulf Correctional Facility
500 Ike Steele Road
Wewahitchka, FL 32465

James Holcombe A30051
500 Ike Steele road
Wewahitchka, FL 32465

FIRST-CLASS

US POSTAGE IMI PITNEY BOWES

ZIP 32465
02 7H
0006198683

$ 002.72⁰
JAN 30 2026

Volusia Clerk of Court
PO BOX 6043
DeLand, FL 32721

THIS LETTER
ORIGINATED AT
GULF CORRECTIONAL
INSTITUTION

THIS LETTER
ORIGINATED AT
GULF CORRECTIONAL
INSTITUTION

PROVIDED TO GULF CI
MAILROOM

JAN 30 2026

INMATE'S INITIALS MH
OFFICER'S INITIALS