

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

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

JOSEPH HARVEY,

Appellant,

v.

Case No. 5D13-2685

STATE OF FLORIDA,

Appellee.

Opinion filed August 1, 2014

Appeal from the Circuit Court
for Seminole County,
Marlene M. Alva, Judge.

James S. Purdy, Public Defender, and
Nancy Ryan, Assistant Public Defender,
Daytona Beach, for Appellant.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Andrea K. Totten,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

We affirm Appellant's conviction, but remand to the circuit court to correct a scrivener's error in the judgment and sentence, which indicates that Appellant entered a plea of *nolo contendere*, rather than showing that Appellant was found guilty after a jury trial.

AFFIRMED in part; and REMANDED to correct scrivener's error.

LAWSON, WALLIS and LAMBERT, JJ., concur.