## 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

DUSTIN BLAYNE BURKETT,

Petitioner.

v. Case No. 5D14-3261

STATE OF FLORIDA,

Respondent.

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Opinion filed October 31, 2014

Petition for Belated Appeal A Case of Original Jurisdiction.

Dustin Blayne Burkett, Bushnell, pro se.

Pamela Jo Bondi, Attorney General Tallahassee, and Marjorie Vincent-Tripp, Assistant Attorney General, Daytona Beach, for Respondent.

## PER CURIAM.

The petition for belated appeal is granted. A copy of this opinion shall be filed with the trial court and be treated as the notice of appeal from the July 28, 2014 order denying motion for postconviction relief, filed in Case No. 2009-CF-3892-A, in the Circuit Court in and for Seminole County, Florida. <u>See</u> Fla. R. App. P. 9.141(c)(6)(D).

PETITION GRANTED.

LAWSON, COHEN, LAMBERT, JJ., concur.