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

LAWRENCE LEE WILLIAMS,

Appellant,

v. Case No. 5D14-498

STATE OF FLORIDA,

Appellee.

Opinion filed October 17, 2014

Appeal from the Circuit Court for Brevard County, Robert A. Wohn, Jr., Judge.

James S. Purdy, Public Defender, and Allison A. Havens, Assistant Public Defender, Daytona Beach, for Appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and Allison Leigh Morris, Assistant Attorney General, Daytona Beach, for Appellee.

PER CURIAM.

We affirm the order denying the motion to withdraw plea. Our decision is without prejudice to Lawrence Lee Williams filing a timely and legally sufficient motion pursuant to Florida Rule of Criminal Procedure 3.850. Any claims raised in that motion will not be

deemed successive or procedurally barred. <u>See Harris v. State</u>, 818 So. 2d 567, 569 (Fla. 2d DCA 2002).

AFFIRMED.

PALMER, ORFINGER and EVANDER, JJ., concur.