

CONFES 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

JIMMIE JONES,

Appellant,

v.

Case No. 5D14-4164

STATE OF FLORIDA,

Appellee.

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Opinion filed July 31, 2015

3.850 Appeal from the Circuit Court  
for Marion County,  
Jonathan D. Ohlman, Judge.

Jimmie Jones, Live Oak, pro se.

Pamela Jo Bondi, Attorney General,  
Tallahassee, and Samuel A. Perrone,  
Assistant Attorney General, Daytona  
Beach, for Appellee.

ON CONFESSION OF ERROR

PER CURIAM.

Jimmie Jones appeals the denial of his Motion to Vacate, Set Aside or Correct Sentence, challenging his conviction on a single charge of Robbery with a Deadly Weapon. The State appropriately concedes that the trial judge erred by failing to address Jones' Claim 2, subclaim 3, that Jones' plea was induced by coercion in that his counsel

misadvised him that if he did not enter a plea and was convicted he would “definitely” receive a life sentence. Accordingly, we remand with directions that the trial court address this subclaim. As to all issues actually addressed in the trial court’s order, we affirm without discussion.

AFFIRMED IN PART; REMANDED FOR FURTHER PROCEEDINGS.

LAWSON, C.J., SAWAYA and BERGER, JJ., concur.