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

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

NYKESHIA SMITH,

Petitioner,

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Case No. 5D15-2403

STATE OF FLORIDA,

Respondent.

Opinion filed August 21, 2015

Petition for Belated Appeal A Case of Original Jurisdiction.

Robert I. Mandell, of Mandell Law, P.A., Orlando, for Petitioner.

Pamela Jo Bondi, Attorney General Tallahassee, and, Kaylee D. Tatman, 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 June 9, 2014, judgment and sentence in Case No. 2013-CF-1349-A-O, in the Circuit Court in and for Orange County, Florida. <u>See</u> Fla. R. App. P. 9.141(c)(6)(D).

PETITION GRANTED.

SAWAYA, WALLIS and LAMBERT, JJ., concur.