

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

TYRESS BERNARD DAVIS,

Petitioner,

v.

Case No. 5D15-910

STATE OF FLORIDA,

Respondent.

\_\_\_\_\_ /

Opinion filed July 17, 2015

Petition for Belated Appeal  
A Case of Original Jurisdiction.

Tyress Bernard Davis, Malone, 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 in part. A copy of this opinion shall be filed with the trial court and be treated as the notice of appeal from the November 13, 2014 order sanctioning the petitioner pursuant to State v. Spencer, 751 So. 2d 47 (Fla. 1999), in Circuit Court Case No. 2005-CF-2708, in and for Seminole County, Florida. See Fla. R. App. P. 9.141(c)(6)(D). The belated appeal is denied as to the order denying petition for writ of habeas corpus, rendered October 6, 2014.

PETITION GRANTED IN PART and DENIED IN PART.

TORPY, COHEN, and LAMBERT, JJ., concur.