

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

LELAND INMON,

Appellant,

v.

Case No. 5D15-1076

STATE OF FLORIDA,

Appellee.

_____ /

Opinion filed May 13, 2016

3.850 Appeal from the Circuit Court
for Hernando County,
Stephen E. Toner, Jr., Judge.

Leland Inmon, Crawfordville, pro se.

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

PER CURIAM.

Appellant appeals the trial court's summary denial of his Florida Rule of Criminal Procedure 3.850 motion for postconviction relief. Appellant asserts seven claims for relief. Finding merit with regard to only claim two, we reverse the denial as to that claim and remand for the trial court to conduct an evidentiary hearing regarding Appellant's trial counsel's failure to present evidence relevant to Appellant's history of substance abuse,

which would qualify him for sentencing pursuant to section 948.20, Florida Statutes (2013). We affirm the trial court's summary denial of the remaining six claims.

AFFIRMED in PART; REVERSED in PART; REMANDED with Instructions.

ORFINGER, EVANDER and WALLIS, JJ., concur.