

FIFTH DISTRICT COURT OF APPEAL  
STATE OF FLORIDA

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Case No. 5D23-2849  
LT Case No. 2023-CA-000650-A

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JOHN H. PASCHAL,

Petitioner,

v.

STATE OF FLORIDA and  
DEPARTMENT OF CORRECTIONS,

Respondents.

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Petition for Belated Appeal.  
A Case of Original Jurisdiction.

John H. Paschal, Bushnell, pro se.

Ashley Moody, Attorney General, Tallahassee, and Rebecca Rock  
McGuigan, Assistant Attorney General, Daytona Beach, for  
Respondent, State of Florida.

No Appearance for Remaining Respondent.

March 1, 2024

PER CURIAM.

Petitioner requests a belated appeal of a trial court order entered in a civil case. We cannot grant a belated appeal of such an order. *See Harris v. Anne Bates Leach Eye Inst.*, 174 So. 3d 570,

571 (Fla. 3d DCA 2015); *Woodson v. State*, 114 So. 3d 1068 (Fla. 1st DCA 2013). Petitioner may seek relief in the lower tribunal under Florida Rule of Civil Procedure 1.540. *See Brown v. State*, 708 So. 2d 1041, 1041–42 (Fla. 1st DCA 1998).

DISMISSED.

MAKAR, WALLIS, and JAY, JJ., concur.

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***Not final until disposition of any timely and authorized motion under Fla. R. App. P. 9.330 or 9.331.***

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