

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

JANUARY TERM 2011

CHANNING JAMES MADISON,

Appellant,

v.

CASE NO. 5D10-2591

STATE OF FLORIDA,

Appellee.

Opinion filed April 8, 2011

Appeal from the Circuit Court
for Orange County,
Roger J. McDonald, Judge.

James S. Purdy, Public Defender, and
Rebecca M. Becker, Assistant Public
Defender, Daytona Beach, for Appellant.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Rebecca Rock
McGuigan, Assistant Attorney General,
Daytona Beach, for Appellee.

PER CURIAM.

Channing James Madison appeals an order requiring him to pay \$1,400 for competency evaluations ordered by the court. The State correctly acknowledges that this cost should not have been assessed against Madison. See § 916.115, Fla. Stat. (2010); *also cf. W.Z. v. State*, 35 So. 3d 51 (Fla. 5th DCA 2010). Accordingly, we

reverse with directions that the trial court strike that portion of its order assessing these costs against Madison.

REVERSED AND REMANDED WITH DIRECTIONS.

SAWAYA, LAWSON, and JACOBUS, JJ., concur.