

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA

FIFTH DISTRICT

JANUARY TERM 2013

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

STATE OF FLORIDA,

Appellant,

v.

Case No. 5D12-2210

SHANNA MARIE HOLBROOK,

Appellee.

Opinion filed March 22, 2013

Appeal from the Circuit Court
for Brevard County,
Robert A. Wohn, Jr., Judge.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Rebecca Rock
Mcguigan, Assistant Attorney General,
Daytona Beach, for Appellant.

James S. Purdy, Public Defender, and
John M. Selden, Assistant Public
Defender, Daytona Beach, for Appellee.

PER CURIAM.

The State of Florida appeals the sentence imposed on Shanna Marie Holbrook, contending that the sentence is illegal because it failed to include any statutorily required sanctions for a first Driving Under the Influence with Alcohol Level .15 or

Higher offense.¹ Holbrook concedes that the sentence is in error. Accordingly, we reverse and remand for resentencing.

REVERSED and REMANDED.

SAWAYA, PALMER and EVANDER, JJ., concur.

¹ See § 316.193(4), Fla. Stat. (2012).