

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

CHARLES FETTERLY,  
  
Petitioner,

v.

Case No. 5D13-3931

STATE OF FLORIDA,  
  
Respondent.

\_\_\_\_\_ /

Opinion filed February 7, 2014.

Petition for Belated Appeal  
A Case of Original Jurisdiction.

Charles Fetterly, Perry, pro se.

Pamela Jo Bondi, Attorney General  
Tallahassee, and Wesley Heidt, Assistant  
Attorney General, Daytona Beach, for  
Respondent.

PER CURIAM.

The petition for belated appeal is granted. A copy of this opinion shall be filed with the trial court and be treated as the notice of appeal from the order denying Petitioner's motion for post-conviction relief filed August 19, 2013, in Case No. 05-2007-CF-056403-A, in the Circuit Court in and for Brevard County, Florida. See Fla. R. App. P. 9.141(c)(6)(D).

PETITION GRANTED.

GRIFFIN, LAWSON and WALLIS, JJ., concur.