

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

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

JONATHAN BARRY BLUNTSON,

Appellant,

v.

CASE NO. 1D03-4056

STATE OF FLORIDA,

Appellee.

Opinion filed October 17, 2005.

An appeal from Circuit Court for Escambia County.
Joseph Q. Tarbuck, Judge.

Nancy A. Daniels, Public Defender, and Joel Arnold, Assistant Public Defender,
Tallahassee, for Appellant; Jonathan Barry Bluntson, Pro Se.

Charles J. Crist, Jr., Attorney General, and Daniel A. David, Assistant Attorney
General, Tallahassee, for Appellee.

PER CURIAM.

The appellant challenges convictions for burglary and grand theft, which were
obtained upon a trial held after the appellant requested that his court-appointed counsel
be discharged. The appellant expressed dissatisfaction with counsel's representation,

and asked for other counsel. Despite the appellant having filed a motion for such discharge, and again raising the issue immediately before jury selection, the court did not conduct the inquiry required under Nelson v. State, 274 So. 2d 256 (Fla. 4th DCA 1973). See also Hardwick v. State, 521 So. 2d 1071 (Fla. 1988), cert. denied, 488 U.S. 871, 109 S. Ct. 185, 102 L. Ed. 2d 154 (1988). Due to the absence of a proper Nelson inquiry, the appellant's convictions are reversed and the case is remanded.

BARFIELD, ALLEN and THOMAS, JJ., CONCUR.