

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

JOSHUA HAGAN,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

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

CASE NO. 1D04-5254

Opinion filed January 28, 2005.

Petition Alleging Ineffective Assistance of Appellate Counsel -- Original Jurisdiction.

Joshua Hagan, pro se, petitioner.

Charlie Crist, Attorney General, Tallahassee, for respondent.

PER CURIAM.

We deny the petition, insofar as it alleges ineffective assistance of counsel on direct appeal, as untimely. See Fla. R. App. P. 9.141(c)(4)(B). The claim of ineffective assistance of postconviction counsel is denied on the merits.

PETITION DENIED.

KAHN, BENTON, and PADOVANO, JJ., concur.