

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

KEVIN WACHSMUTH,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

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

CASE NO. 1D05-1638

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Opinion filed December 30, 2005.

An appeal from the Circuit Court for Duval County.

L. Page Haddock, Judge.

Nancy A. Daniels, Public Defender; M. Gene Stephens, Assistant Public Defender,
Tallahassee, for Appellant.

Charlie Crist, Attorney General, Tallahassee, for Appellee.

PER CURIAM.

We affirm appellant's criminal judgment and sentence. However, we reverse the imposition of the public defender lien because the trial court failed to inform appellant of his right to contest the amount of the lien before imposition. See Saunders v. State,

863 So. 2d 458, 459 (Fla. 1st DCA 2004). Upon remand, appellant should be afforded the opportunity to have a hearing to contest the amount of the public defender lien.

AFFIRMED in part, REVERSED in part, and REMANDED.

ERVIN, DAVIS and LEWIS, JJ., CONCUR.