

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

UNDRAY SIRMANS,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

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

CASE NO. 1D05-3454

Opinion filed August 29, 2005.

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

Undray Sirmans, pro se, petitioner.

Charlie Crist, Attorney General, Tallahassee, for respondent.

PER CURIAM.

The petition alleging ineffective assistance of appellate counsel is dismissed as successive. See Fla. R. App. P. 9.141(c)(5)(C).

ALLEN, LEWIS and HAWKES, JJ., concur.