

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

EDDIE SIMMONS,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

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

CASE NO. 1D05-4429

Opinion filed December 7, 2005.

Petition for Belated Appeal -- Original Jurisdiction.

Nancy Daniels, Public Defender, and John B. Kelly, III, Assistant Public Defender,
Tallahassee, petitioner.

Charlie Crist, Attorney General, and Felicia A. Wilcox, Assistant Attorney General,
Tallahassee, for respondent.

PER CURIAM.

Petitioner is hereby granted a belated appeal from the February 10, 2005,
judgment and sentence in Leon County Circuit Court case number 2004-CF-2860A1.

Upon issuance of mandate in this cause, a copy of this opinion shall be provided to the
clerk of the circuit court for treatment as the notice of appeal. Fla. R. App. P.
9.141(c)(5)(D).

ALLEN, VAN NORTWICK and POLSTON, JJ., concur.