

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

CORNELIUS LEWIS,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

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

CASE NO. 1D09-400

Opinion filed October 8, 2009.

An appeal from the Circuit Court for Escambia County.
Jan Shackelford, Judge.

Nancy A. Daniels, Public Defender, Gail E. Anderson, Assistant Public Defender,
Tallahassee, for Appellant.

Bill McCollum, Attorney General, Jennifer J. Moore, Assistant Attorney General,
Tallahassee, for Appellee.

PER CURIAM.

Reversed. Montgomery v. State, 34 Fla. L. Weekly D360 (Fla. 1st DCA,
February 12, 2009).

REVERSED and REMANDED for a new trial.

WEBSTER, LEWIS, and THOMAS, JJ., CONCUR.