

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

VINCENT A. BROOKS,

Petitioner,

v.

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

CASE NO. 1D09-1624

STATE OF FLORIDA,

Respondent.

Opinion filed August 21, 2009.

Petition for Belated Appeal -- Original Jurisdiction.

Vincent A. Brooks, pro se, Petitioner.

Bill McCollum, Attorney General, Tallahassee, for Respondent.

PER CURIAM.

The petition for belated appeal is granted. Petitioner shall be allowed a belated appeal of the July 25, 2008, order terminating any further DNA testing issued in Duval County Circuit Court case number 1990-CF-6731-AXXX. 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).

PETITION GRANTED.

ALLEN, DAVIS, and PADOVANO, JJ., CONCUR.