

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

EDDIE JOHNSON,

Petitioner,

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

v.

CASE NO. 1D09-1703

STATE OF FLORIDA,

Respondent.

_____ /

Opinion filed July 29, 2009.

Petition for Belated Appeal -- Original Jurisdiction.

Samuel M. Olmstead, Tallahassee, for Petitioner.

Bill McCollum, Attorney General, and Heather Flanagan Ross, Assistant Attorney General, Tallahassee, for Respondent.

PER CURIAM.

The petition for belated appeal is granted. Petitioner shall be allowed a belated appeal of the judgment and sentence rendered on December 16, 2008, in Leon County Circuit Court case number 2007-CF-02201-A. 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). If petitioner qualifies for appointed counsel, the trial court shall appoint counsel to represent petitioner on appeal.

WOLF, WEBSTER, and CLARK, JJ., CONCUR.