

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

IRVING ESCOBAR,

Petitioner,

v.

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

CASE NO. 1D09-3237

STATE OF FLORIDA,

Respondent.

Opinion filed November 13, 2009.

Petition for Belated Appeal -- Original Jurisdiction.

Irving Escobar, 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 September 13, 2007, judgment and sentence issued in Duval

County Circuit Court case number 16-2007-CF-3203-AXXX-MA. 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 a 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.

PETITION GRANTED.

VAN NORTWICK and PADOVANO, JJ., and BROWNING, JR., EDWIN B.,
SENIOR JUDGE, CONCUR.