

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

LEO RAINS,  
  
Appellant,

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

v.

CASE NO. 1D16-1166

JAMES C. BANKS,  
  
Appellee.

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Opinion filed May 25, 2017.

An appeal from the Circuit Court for Leon County.  
James C. Hankinson, Judge.

Leo Rains, pro se, Appellant.

No appearance, for Appellee.

PER CURIAM.

AFFIRMED. Cf. DeGregorio v. State, 205 So. 3d 841 (Fla. 2d DCA 2016)  
(reversing denial of petition upon unsworn pleadings; remanding for evidentiary  
hearing to determine if counsel had turned over all records); Radford v. Brock, 914

So. 2d 1066 (Fla. 2d DCA 2005) (reversing dismissal of petition prior to response and without sworn evidence; remanded for further proceedings).

WOLF, RAY, and BILBREY, JJ., CONCUR.