

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT  
*July Term 2005*

**ALBERT A. SANTA,**  
Appellant,

v.

**STATE OF FLORIDA,**  
Appellee.

No. 4D05-2343

[July 20, 2005]

PER CURIAM.

We affirm the trial court's denial of appellant's motion. The affirmance is without prejudice to appellant refile with the trial court, within thirty days after the date of this opinion, his motion for post-conviction relief in compliance with Florida Rule of Criminal Procedure 3.987. See *Lawson v. State*, 754 So. 2d 86 (Fla. 4th DCA 2000).

FARMER, GROSS and TAYLOR, JJ., concur.

\* \* \*

Appeal of order denying rule 3.850 motion from the Circuit Court for the Fifteenth Judicial Circuit, Palm Beach County; Jorge Labarga, Judge; L.T. Case Nos. 02-6CFA02, 02-1397CFA02 and 02-1399CFA02.

Albert A. Santa, Graterford, Pennsylvania, pro se.

No appearance required for appellee

***Not final until disposition of timely filed motion for rehearing.***