

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT
January Term 2007

JOCQUIN TURNER,
Appellant,

v.

STATE OF FLORIDA,
Appellee.

No. 4D06-193

[May 2, 2007]

PER CURIAM.

The order of the circuit court denying petitioner's petition for writ of habeas corpus is reversed, and this case is remanded for consideration of appellant's petition on the merits. *See Dugan v. State*, 885 So. 2d 1002 (Fla. 4th DCA 2004).

STONE, WARNER and FARMER, JJ., CONCUR.

* * *

Appeal from the Circuit Court for the Fifteenth Judicial Circuit, Palm Beach County; Richard I. Wennet, Judge; L.T. Case No. 99-5328 CFA02.

Jocquin Turner, Mayo, pro se.

Bill McCollum, Attorney General, Tallahassee, and Heidi L. Bettendorf, Assistant Attorney General, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing.