

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

DOUGLAS GROSS,
Appellant,

v.

STATE OF FLORIDA,
Appellee.

No. 4D06-4778

[June 20, 2007]

ON MOTION FOR REHEARING

PER CURIAM.

We withdraw our previously issued decision and substitute the following in its place.

Affirmed.

STEVENSON, C.J., GROSS and TAYLOR, JJ., concur.

* * *

Appeal of order denying motion to file an amended rule 3.850 motion from the Circuit Court for the Fifteenth Judicial Circuit, Palm Beach County; Krista Marx, Judge; L.T. Case Nos. 97-5064 CFA02.

Ian J. Goldstein of Goldstein & Jette, P.A., West Palm Beach, for appellant.

No appearance required for appellee.