DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT January Term 2008

LEWIS FRANKLIN,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

No. 4D08-1752

June 4, 2008

PER CURIAM.

Affirmed, without prejudice to Franklin filing a motion that includes the oath required by Florida Rule of Criminal Procedure 3.850(c) no later than thirty (30) days from the date of this opinion.

SHAHOOD, C.J., STONE and DAMOORGIAN, JJ., concur.

* * *

Appeal of order denying rule 3.850 motion from the Circuit Court for the Fifteenth Judicial Circuit, Palm Beach County; Lucy Chernow Brown, Judge; L.T. Case Nos. 1991CF005203A02, 1991CF008228A02 & 1992CF007086A02.

Lewis Franklin, Coleman, pro se.

No appearance required for appellee.

Not final until disposition of timely filed motion for rehearing