

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT  
*July Term 2008*

**JOHN F. REED,**  
Appellant,

v.

**STATE OF FLORIDA,**  
Appellee.

No. 4D08-2456

[December 24, 2008]

PER CURIAM.

*Affirmed.* In postconviction proceedings, a court can take judicial notice of official state records. *See Wencel v. State*, 915 So. 2d 1270 (Fla. 4th DCA 2005). Further, the “Crime and Time Report” relied on by the trial court in denying the motion has been held admissible under the hearsay exception for public records. *Yisrael v. State*, 993 So. 2d 952 (Fla. 2008). Finally, appellant’s claim that there was no evidence that the crime he committed occurred on the date in the amended information is procedurally barred as he did not raise it in his motion for postconviction relief. Even if he had, it was a matter that he was or should have been aware of at the time he entered his plea to the offense. *See Gidney v. State*, 925 So. 2d 1076 (Fla. 4th DCA 2006).

WARNER, TAYLOR and DAMOORGIAN, JJ., concur.

\* \* \*

Appeal of order denying rule 3.850 motion from the Circuit Court for the Nineteenth Judicial Circuit, St. Lucie County; Larry Schack, Judge; L.T. Case No. 562004CF1246A.

John F. Reed, Perry, pro se.

No appearance required for appellee.

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