

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

**SHANE CARTER WHITE,**  
Appellant,

v.

**STATE OF FLORIDA,**  
Appellee.

No. 4D08-393

October 15, 2008

PER CURIAM.

We affirm, in part, as to all issues raised in Appellant's Rule 3.850 motion, but reverse for the failure to grant Appellant's timely motion for leave to amend. We remand accordingly.

*Affirmed in part and reversed in part.*

STONE, WARNER and DAMOORGIAN, JJ., concur.

\* \* \*

Appeal from the Circuit Court for the Nineteenth Judicial Circuit, St. Lucie County; Burton Conner, Judge; L.T. Case No. 562003CF001850A.

Carey Haughwout, Public Defender, and David John McPherrin, Assistant Public Defender, West Palm Beach, for appellant.

Bill McCollum, Attorney General, Tallahassee, and Don M. Rogers, Assistant Attorney General, West Palm Beach, for appellee.

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