

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING
MOTION AND, IF FILED, DETERMINED.

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

WILLIE A. SCULLOCK, II,)
)
 Petitioner,)
)
v.)
)
STATE OF FLORIDA,)
)
 Respondent.)
_____)

Case No. 2D04-5763

Opinion filed October 21, 2005.

Petition for Belated Appeal.

Willie A. Scullock, II, pro se.

Charles J. Crist, Jr., Attorney General,
Tallahassee, and Jonathan P.
Hurley, Assistant Attorney General,
Tampa, for Respondent.

PER CURIAM.

On November 24, 2004, Willie Scullock filed a petition for belated appeal of the trial court's April 4, 2004, denial of his motion for postconviction relief in circuit court case no. 96-00344. The petition for belated appeal is granted. We have considered the petition for belated appeal, the attachments thereto, and the supplemental petition as Scullock's initial brief because those documents lay out the

facts and law he raised to support his motion for postconviction relief. We find the appeal meritless, convert it to a summary appeal pursuant to Florida Rule of Appellate Procedure 9.141(b)(2), and affirm the trial court's order.

Affirmed.

DAVIS, VILLANTI, and WALLACE, JJ., Concur.