

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

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
SECOND DISTRICT

CHANPHENG THANONGLIT, )  
 )  
 Appellant, )  
 )  
 v. )  
 )  
 STATE OF FLORIDA, )  
 )  
 Appellee. )  
 )  
 \_\_\_\_\_ )

Case No. 2D05-1938

Opinion filed October 26, 2005.

Appeal pursuant to Fla. R. App. P.  
9.141(b)(2) from the Circuit Court for  
Pinellas County; Richard A. Luce,  
Judge.

PER CURIAM.

Chanpheng Thanonglit appeals the summary denial of his motion for postconviction relief filed pursuant to Florida Rule of Criminal Procedure 3.850. We affirm the postconviction court's denial order in all respects, but we remand for correction of a scrivener's error.

Thanonglit's written judgment provides that Thanonglit was convicted of attempted first-degree murder in violation of sections 782.04(1)(a) and 777.04, Florida

Statutes (2000). However, he was charged and, according to the trial transcript, the jury found him guilty of attempted first-degree murder with a firearm in violation of sections 782.04(1)(a), 775.087, and 777.04, Florida Statutes (2000). Because the jury found Thanonglit guilty of committing attempted first-degree murder with a firearm, the absence from the written judgment of section 775.087 and "with a firearm" is a scrivener's error that requires correction.

Affirmed and remanded with instructions.

WHATLEY, CASANUEVA, and STRINGER, JJ., Concur.