

Third District Court of Appeal

State of Florida, January Term, A.D. 2011

Opinion filed April 13, 2011.
Not final until disposition of timely filed motion for rehearing.

No. 3D11-605
Lower Tribunal Nos. 07-19554B; 07-19594

Keith Canty,
Appellant,

vs.

State of Florida,
Appellee.

An Appeal under Florida Rule of Appellate Procedure 9.141(b)(2) from the Circuit Court for Miami-Dade County, Rosa Rodriguez, Judge.

Keith Canty, in proper person.

Pamela Jo Bondi, Attorney General, for appellee.

Before WELLS, CORTIÑAS, and EMAS, JJ.

PER CURIAM.

Keith Canty appeals from the summary denial of his motion, pursuant to Florida Rule of Criminal Procedure 3.800(a), to correct illegal sentence (styled as a

“Motion for Jail Time Credits”). On appeal from a summary denial of a Rule 3.800 motion, this Court must reverse unless the postconviction record conclusively shows that defendant is entitled to no relief. Fla. R. App. P. 9.141(b)(2)(d).

Because the record now before us fails to make the required showing, we reverse the order and remand for a hearing or for the attachment of record excerpts conclusively showing that the appellant is entitled to no relief.

Reversed and remanded with instructions.