

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
THIRD DISTRICT
JANUARY TERM, A.D. 2005

GARY STETSON GAVERS,

**

Appellant,

**

vs.

** CASE NO. 3D03-2605

THE STATE OF FLORIDA,

**

Appellee.

** LOWER
TRIBUNAL NO. 01-37289
**

Opinion filed May 11, 2005.

An Appeal from the Circuit Court for Miami-Dade County,
Pedro P. Echarte, Jr., Judge.

Bennett H. Brummer, Public Defender, and Susan Martin,
Special Assistant Public Defender, for appellant.

Charles J. Crist, Jr., Attorney General, and Douglas J.
Glad, Assistant Attorney General, for appellee.

Before RAMIREZ, SUAREZ, and CORTIÑAS, JJ.

PER CURIAM.

Gary Stetson Gavers appeals his final judgment of
conviction and sentence. We affirm the judgment, but remand
this cause to the trial court to correct the written order of

probation at which Gavers need not be present. The order should reflect that Gavers was found guilty by reason of a jury verdict and did not enter a guilty plea or a plea of no contest. See, e.g., Hepburn v. State, 780 So. 2d 326, 328 (Fla. 3d DCA 2001).

Affirmed in part, reversed in part, and remanded with instructions.