

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

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

ANTHONIO GONZALEZ FEO,
Appellant,

**

**

vs.

** CASE NO. 3D05-1465

STATE OF FLORIDA,

**

Appellee.

** LOWER
TRIBUNAL NO. 00-32884B

**

Opinion filed July 27, 2005.

An Appeal from the Circuit Court for Miami-Dade County,
Sara I. Zabel, Judge.

Antonio Gonzalez, in proper person.

Charles J. Crist, Jr., Attorney General, for appellee.

Before RAMIREZ, SUAREZ, and CORTIÑAS, JJ.

PER CURIAM.

This is an appeal of an order summarily denying a motion
under Florida Rule of Criminal Procedure 3.800(a). On appeal
from a summary denial, this court must reverse unless the post-
conviction record, see Fla. R. App. P. 9.141(b)(2)(A), shows

conclusively that the appellant is entitled to no relief. See
Id. at 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 showing that the appellant is not entitled to any relief. See Id.; see also Fla. R. Crim. P. 3.850(d).

Reversed and remanded for further proceedings.