

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FIFTH DISTRICT

NOT FINAL UNTIL TIME EXPIRES TO  
FILE MOTION FOR REHEARING AND  
DISPOSITION THEREOF IF FILED

ANTHONY L. GUGLIELMINI,

Appellant,

v.

Case No. 5D13-1492

STATE OF FLORIDA,

Appellee.

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Opinion filed April 17, 2014

Appeal from the Circuit Court  
for Osceola County,  
Mark Blechman, Judge.

James S. Purdy, Public Defender, and  
Ailene S. Rogers, Assistant Public  
Defender, Daytona Beach, for Appellant.

Pamela Jo Bondi, Attorney General,  
Tallahassee, and Kellie A. Nielan,  
Assistant Attorney General, Daytona  
Beach, for Appellee.

GRIFFIN, J.

This is an *Anders*<sup>1</sup> appeal. We find no reversible error in Appellant's convictions or sentence. There is, however, a scrivener's error in the judgment. Appellant was charged with second-degree murder and convicted of the lesser included offense of manslaughter. The judgment correctly reflects that he was convicted of manslaughter by

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<sup>1</sup> *Anders v. California*, 386 U.S. 738 (1967).

culpable negligence, a second-degree felony, but it also references section 782.07(3), Florida Statutes. Section 782.07(3) is the crime of aggravated manslaughter of a child. According to appellate counsel, the Department of Corrections' webpage reflects that Appellant is incarcerated for aggravated manslaughter of a child. Although the victim was a child, the jury was not instructed as to aggravated manslaughter of a child. He was convicted of simple manslaughter. To avoid confusion, we remand for correction of the judgment.

AFFIRMED and REMANDED.

LAWSON and BERGER, JJ., concur.