## 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

RUSSELL WADE CADE,

Petitioner,

v. Case No. 5D16-2622

STATE OF FLORIDA,

Respondent.

Opinion filed November 18, 2016

Petition for Belated Appeal A Case of Original Jurisdiction.

Russell Wade Cade, Jasper, pro se.

Pamela Jo Bondi, Attorney General Tallahassee, and, Kaylee Tatman, Assistant Attorney General, Daytona Beach, for Respondent.

## PER CURIAM.

The petition for belated appeal is granted. A copy of this opinion shall be filed with the trial court and be treated as the notice of appeal from the January 20, 2016, judgment and sentence in Case No. 2015-00408-CFRA, in the Circuit Court in and for Flagler County, Florida. See Fla. R. App. P. 9.141(c)(6)(D).

PETITION GRANTED.

ORFINGER, COHEN, EDWARDS, JJ., concur.