## 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

LAWRENCE OLIVER MARTIN,

Appellant,

v. Case No. 5D16-2311

STATE OF FLORIDA,

Appellee.

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Opinion filed June 2, 2017

Appeal from the Circuit Court for Volusia County, Frank Marriott, Judge.

Jeffrey Deen, Office of Criminal Conflict and Regional Counsel, and Matthew R. McLain, Casselberry, for Appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and Deborah A. Chance, Assistant Attorney General, Daytona Beach, for Appellee.

PER CURIAM.

Based on the State's concession of error, we reverse the revocation of Lawrence Martin's probation and the resulting judgment and sentence. We remand for the reinstatement of Martin's probation.

REVERSED and REMANDED.

COHEN, C.J., SAWAYA and EVANDER, JJ., concur.