

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

CARLOS PAVILUS,

Appellant,

v.

Case No. 5D16-4401

STATE OF FLORIDA,

Appellee.

_____ /

Opinion filed April 13, 2018

Appeal from the Circuit Court
for Orange County,
Thomas W. Turner, Judge.

James S. Purdy, Public Defender, and Ali L.
Hansen, Assistant Public Defender,
Daytona Beach, for Appellant.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Bonnie Jean Parrish,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

Carlos Pavilus (the defendant) appeals his judgment and sentence, entered by the trial court after a jury found him guilty of lewd or lascivious molestation. He argues that the trial court erred by 1) conducting an insufficient competency hearing; 2) failing to make an independent competency determination; and 3) failing to enter a written order on

competency. The record refutes the defendant's arguments that the trial court conducted an insufficient competency hearing and failed to make an independent determination of his competency. See Davis v. State, 43 Fla. L. Weekly D506, D506 (Fla. 5th DCA Mar. 2, 2018). Nevertheless, because the trial court failed to enter a written order reflecting its oral finding of competency announced at the hearing, we remand for the entry of a written order, nunc pro tunc to the date when the oral ruling was made. See Wriden v. State, 43 Fla. L. Weekly, D559, D559 (Fla. 5th DCA Mar. 9, 2018). In all other respects, we affirm.

AFFIRMED; REMANDED with instructions.

SAWAYA, PALMER, and EVANDER, JJ., concur.