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

XAVIER ARSENIO JOHNSON,

Petitioner,

v. Case No. 5D18-1587

STATE OF FLORIDA,

Respondent.

Opinion filed June 1, 2018

Petition for Belated Appeal A Case of Original Jurisdiction.

Robert Wesley, Public Defender, Orlando and Robert Thompson Adams, Assistant Public Defender, Orlando, for Petitioner.

No appearance 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 29, 2018 order denying motion for postconviction relief rendered in Case No. 12-CF-005009-A-O, in the Circuit Court in and for Orange County, Florida. <u>See</u> Fla. R. App. P. 9.141(c)(6)(D).

PETITION GRANTED.

SAWAYA, EDWARDS and EISNAUGLE, JJ., concur.