## 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

THOMAS STEVE BURKE,

Petitioner,

v. Case No. 5D18-3361

STATE OF FLORIDA,

Respondent.

Opinion filed December 14, 2018

Petition for Belated Appeal A Case of Original Jurisdiction.

Thomas Steve Burke, Raiford, pro se.

Pamela Jo Bondi, Attorney General Tallahassee, and, Kaylee D. 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 September 5, 2018, order denying Petitioner's pro se amended petition for writ of habeas corpus, filed in Case No. 2015-CF-201, Fifth Judicial Circuit Court in and for Citrus County, Florida. See Fla. R. App. P. 9.141(c)(6)(D).

PETITION GRANTED.

ORFINGER, EVANDER and GROSSHANS, JJ., concur.