

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

MARK CHRISTOPHER ROBERTS,

Appellant,

v.

Case No. 5D18-95

STATE OF FLORIDA,

Appellee.

\_\_\_\_\_ /

Opinion filed August 31, 2018

Appeal from the Circuit Court  
for Brevard County,  
Robin C. Lemonidis, Judge.

James S. Purdy, Public Defender, and  
Sean Kevin Gravel, Assistant Public  
Defender, Daytona Beach, for Appellant.

Mark Christopher Roberts, Raiford, pro se.

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

PER CURIAM.

In this Anders<sup>1</sup> appeal, we affirm the judgment and sentences. However, the order of probation contains a scrivener's error. Concerning count two, the trial court orally

\_\_\_\_\_  
<sup>1</sup> Anders v. California, 386 U.S. 738 (1967)

pronounced a sentence of 36 months in prison, followed by 24 months of probation. The written sentence reflects that sentence, but the order of probation states, "[t]he court hereby stays and withholds the imposition of sentence as to count . . . two and places the defendant on probation for a period of twenty-four (24) months."

Accordingly, we remand for the trial court to correct this scrivener's error in the order of probation. See King v. State, 201 So. 3d 206 (Fla. 1st DCA 2016) (affirming an Anders appeal but remanding for the trial court to correct a scrivener's error).

AFFIRMED and REMANDED with instructions.

PALMER, EDWARDS and EISNAUGLE, JJ., concur.