

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

ANGELA ROUSE-RUZZO,

Appellant,

v.

Case No. 5D19-3061

STATE OF FLORIDA,

Appellee.

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Opinion filed January 15, 2021

Appeal from the Circuit Court  
for Brevard County,  
Nancy Maloney, Judge.

Matthew J. Metz, Public Defender, and  
Shawna R. Moyers, Assistant Public  
Defender, Daytona Beach, for Appellant.

Ashley Moody, Attorney General,  
Tallahassee, and Deborah A. Chance,  
Assistant Attorney General, Daytona  
Beach, for Appellee.

PER CURIAM.

In this Anders<sup>1</sup> appeal, we affirm Appellant's judgment and sentence. However, we remand for the trial court to strike the \$3 cost assessed pursuant to section 318.18, Florida Statutes (2018), as Appellant was not convicted of an offense to which this fee applies. See Sorenson v. State, 291 So. 3d 630, 630 (Fla. 5th DCA 2020). On remand,

<sup>1</sup> Anders v. California, 386 U.S. 738, 87 S.Ct. 1396, 18 L.Ed.2d 493 (1967).

the sentencing documents shall also be amended to omit any reference to drug offender probation.

AFFIRMED; REMANDED with instructions.

EVANDER, C.J., ORFINGER and LAMBERT, JJ., concur.