

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

TREVOR DELANNEY HOWELL,

Appellant,

v.

Case No. 5D19-3656

STATE OF FLORIDA,

Appellee.

_____ /

Opinion filed January 15, 2021

Appeal from the Circuit Court
for Orange County,
Reginald K. Whitehead, Judge.

Matthew J. Metz, Public Defender, and
Craig Atack, Assistant Public Defender,
Daytona Beach, for Appellant.

Ashley Moody, Attorney General,
Tallahassee, and Rebecca Rock
McGuigan, Assistant Attorney General,
Daytona Beach, for Appellee.

PER CURIAM.

We reverse the order revoking probation in this case because the State failed to present any evidence that the violation at issue was willful. We therefore remand for entry of an order reinstating Howell to probation. *See Schroeder v. State*, 696 So. 2d 966, 966 (Fla. 5th DCA 1997).

REVERSED and REMANDED.

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