

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FIFTH DISTRICT

JANUARY TERM 2004

SAMANTHA ROWE,

Petitioner,

v.

CASE NO. 5D04-1627

STATE OF FLORIDA,

Respondent.

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Opinion filed July 9, 2004

Petition for Belated Appeal.  
A Case of Original Jurisdiction.

Samantha Rowe, Quincy, *pro se*.

Charles J. Crist, Jr., Attorney General,  
Tallahassee, and Kellie A. Nielan,  
Assistant Attorney General, Daytona Beach,  
for Respondent.

PER CURIAM.

Rowe seeks a belated appeal of her criminal conviction and sentence. She alleges her privately-retained counsel failed to file a timely notice of appeal on her behalf. However, her petition, as filed, is defective because she did not allege that she requested counsel to file an appeal on her behalf within the time limits. Accordingly, we deny her petition without prejudice to file another petition which complies with Florida Rule of Appellate Procedure 9.141(c).

DENIED without prejudice.

SHARP, W., GRIFFIN and PALMER, JJ., concur.