

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

JULY TERM 2006

RAUL GONZALEZ,

Petitioner,

v.

Case No. 5D06-3243

STATE OF FLORIDA,

Respondent.

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Opinion filed October 6, 2006.

Petition for Belated Appeal,  
A Case of Original Jurisdiction.

Raul Gonzalez, Quincy, pro se.

No Appearance for Respondent.

PER CURIAM.

Raul Gonzalez petitions this court for a belated appeal pursuant to Florida Rule of Appellate Procedure 9.141(c). Because the petition was not sworn as required by Florida Rule of Appellate Procedure 9.141(c)(3)(F), we deny his petition as facially insufficient. See Popp v. State, 935 So. 2d 93 (Fla. 5th DCA 2006) (stating when a petition for belated appeal is unsworn, it would be denied as facially insufficient, without prejudice to file a facially sufficient sworn petition); Abbot v. State, 929 So. 2d 723 (Fla. 5th DCA 2006); Cosby v. State, 911 So. 2d 275 (Fla. 5th DCA 2005). The denial is without prejudice for Gonzalez to file a facially sufficient sworn petition.

Petition for Belated Appeal DENIED.

THOMPSON, PALMER and EVANDER, JJ., concur.