

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

JULY TERM 2008

STACY SCOTT,

Appellant,

v.

CASE NO. 5D08-1217

STATE OF FLORIDA,

Appellee.

Opinion filed November 7, 2008

3.800 Appeal from the Circuit
Court for Putnam County,
Edward Hedstrom, Judge.

Stacy Scott, Brooksville, pro se.

Bill McCollum, Attorney General,
Tallahassee, and Wesley Heidt, Assistant
Attorney General, Daytona Beach, for
Appellee.

PER CURIAM.

Stacy Scott appeals from the summary denial of her rule 3.800(a) motion, in which she seeks additional jail credit in two Putnam County cases. We affirm the trial court's denial without prejudice to Scott's right to seek additional jail credit in a sworn motion for postconviction relief under Florida Rule of Criminal Procedure 3.850. See *Petscher v. State*, 936 So. 2d 639, 639 (Fla. 5th DCA 2006) (Orfinger, J., concurring) (recognizing a claim for additional jail credit that cannot be resolved from the face of the

record without resorting to fact-finding may only be raised in a timely and legally sufficient rule 3.850 motion).

AFFIRMED.

GRIFFIN, ORFINGER and LAWSON, JJ., concur.