

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

JULY TERM 2008

MICHAEL SPICER,

Petitioner,

v.

Case No. 5D08-2729

STATE OF FLORIDA,

Respondent.

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Opinion filed October 3, 2008

Petition for Belated Appeal,
A Case of Original Jurisdiction.

James Russo, Public Defender and
Andrew E. Reid, Assistant Public Defender,
Viera, for Petitioner.

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

PER CURIAM.

The petition for belated appeal is granted. A copy of this opinion will be filed with the lower court and be treated as the notice of appeal from the judgment and sentence in Case No. 05-2007-CF-052539-A in the Circuit Court in and for Brevard County. See Fla. R. App. P. 9.141(c)(5)(D).

PETITION GRANTED.

PALMER, C.J., and SAWAYA and COHEN, JJ., concur.