

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

JANUARY TERM 2010

KHRYSTOPHER WAYNE TOLLEY,  
Petitioner,

v.

Case No. 5D10-515

STATE OF FLORIDA,  
Respondent.

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Opinion filed April 9, 2010

Petition for Belated Appeal,  
A Case of Original Jurisdiction.

Khrystopher W. Tolley, Milton, pro se.

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 shall be filed with the trial court and be treated as the notice of appeal from the judgment and sentence in case number 2008-1204-CF-52, in and for Putnam County, Florida. See Fla. R. App. P. 9.141(c)(5)(D).

PETITION GRANTED.

PALMER, ORFINGER and EVANDER, JJ., concur.