IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JANUARY TERM 2013

NOT FINAL UNTIL TIME EXPIRES TO FILE MOTION FOR REHEARING AND DISPOSITION THEREOF IF FILED

JOSEPH MCKEE,

Petitioner,

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Case No. 5D13-149

STATE OF FLORIDA,

Respondent.

Opinion filed March 8, 2013.

Petition for Belated Appeal, A Case of Original Jurisdiction.

James S. Purdy, Public Defender, and Tyler J. Williams, Assistant Public Defender, Palatka, for Petitioner.

Pamela J. Bondi, 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 no. 2003-02187-CF-52, in the Circuit Court in and for Putnam County, Florida. <u>See</u> Fla. R. App. P. 9.141(c)(6)(D).

PETITION GRANTED.

GRIFFIN, SAWAYA, and JACOBUS, JJ., concur.