

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

ROBERT A. DIVELY,

Petitioner,

v.

Case No. 5D13-2078

STATE OF FLORIDA,

Respondent.

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Opinion filed June 28, 2013

Petition for Belated Appeal,  
A Case of Original Jurisdiction.

Robert A. Dively, Crawfordville, pro se.

No appearance 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 November 15, 2012, denial of petitioner's rule 3.850 motion, filed in Case No. 2009-CF-5267, in the Circuit Court in and for Marion County, Florida. See Fla. R. App. P. 9.141(c)(6)(D).

PETITION GRANTED.

SAWAYA, PALMER, EVANDER, JJ., concur.