## IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JULY TERM 2013

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

FRANKLIN CANALES-ORDONEZ,

Petitioner,

v. Case No. 5D13-2566

STATE OF FLORIDA,

Respondent.

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Opinion filed August 23, 2013

Petition for Belated Appeal A Case of Original Jurisdiction.

Franklin Canales-Ordonez, Perry, pro se.

Pamela Jo 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 order denying Petitioner's motion for post-conviction relief filed October 15, 2012, in Case No. 05-2008-CF-055585, in the Circuit Court in and for Brevard County, Florida. See Fla. R. App. P. 9.141(c)(6)(D).

PETITION GRANTED.

LAWSON, EVANDER and WALLIS, JJ., concur.