

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

MARLO MITCHELL,
Appellant,

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

v.

CASE NO. 1D02-4912

STATE OF FLORIDA,
Appellee.

_____ /

Opinion filed December 24, 2003.

An appeal from an order of the Circuit Court for Bay County.
Michael C. Overstreet, Judge.

Nancy A. Daniels, Public Defender; P. Douglas Brinkmeyer, Assistant Public
Defender, Tallahassee, for Appellant.

Charlie Crist, Attorney General; Trisha Meggs Pate, Assistant Attorney General,
Tallahassee, for Appellee.

PER CURIAM.

Appellant seeks to have her judgment and sentence corrected. Appellant
contends that her sentence was illegal because it was based on an incorrect scoresheet

and because her judgment erroneously cited a crime for which she was not charged. After consideration of appellant's rule 3.800(b)(2) motion, the trial court reimposed the previous sentence without attaching a corrected scoresheet or citing the correct statute in appellant's judgment. The State concedes that this was error. We affirm appellant's conviction and sentence and remand for correction of the scoresheet and judgment.

AFFIRMED; REMANDED with directions.

BOOTH, BENTON and LEWIS, JJ., CONCUR.