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

## ROBERT PREVOST,

Petitioner,

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

v.

CASE NO. 1D04-2442

STATE OF FLORIDA,

Respondent.

Opinion filed November 5, 2004.

Petition Seeking Belated Appeal -- Original Jurisdiction.

Robert Prevost, petitioner, pro se.

Charlie Crist, Attorney General, and Shasta W. Kruse, Assistant Attorney General, Tallahassee, for respondent.

PER CURIAM.

Upon consideration of the special master's report and recommendation, the petition seeking belated appeal is denied on the merits.

BOOTH, BARFIELD and ALLEN, JJ., concur.