

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

BILLY D. TURNER,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

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

CASE NO. 1D04-2692

Opinion filed July 29, 2004.

Petition Alleging Ineffective Assistance of Appellate Counsel -- Original Jurisdiction.

Billy D. Turner, pro se, petitioner.

Charlie Crist, Attorney General, Tallahassee, for respondent.

PER CURIAM.

The petition alleging ineffective assistance of appellate counsel is denied as untimely. See Fla. R. App. P. 9.141(c)(4)(B).

WOLF, C.J., DAVIS and HAWKES, JJ., concur.