

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

CALVIN HARRITY,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

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

CASE NO. 1D04-5495

Opinion filed April 27, 2005.

Petition Seeking Belated Appeal -- Original Jurisdiction.

Calvin Harrity, petitioner, pro se.

Charlie Crist, Attorney General; Tracey Lee Cooper and Trisha Meggs Pate, Assistant Attorneys General, Tallahassee, for respondent.

PER CURIAM.

The petition seeking a belated appeal of the judgment and sentence imposed on July 1, 2002, in Duval County Circuit Court case number 2001-13136-CF-A, is granted. Upon issuance of mandate in this cause, a copy of this opinion shall be provided to the clerk of the circuit court for treatment as a notice of appeal. See Fla. R. App. P. 9.141(c)(5)(D). If petitioner qualifies for the appointment of counsel, the circuit court shall appoint counsel to represent him on appeal.

BARFIELD, ALLEN and THOMAS, JJ., concur.