

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

DAVID PETTY,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

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

CASE NO. 1D05-3592

Opinion filed October 20, 2005.

Petition for Belated Appeal -- Original Jurisdiction.

David Petty, pro se, petitioner.

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

PER CURIAM.

The petition for belated appeal is granted. Petitioner shall be allowed a belated appeal of the order denying a motion to correct illegal sentence rendered on May 16, 2005, in Nassau County Circuit Court case number 01 CF-632. 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 the notice of appeal. Fla. R. App. P. 9.141(c)(5)(D).

KAHN, C.J., BARFIELD and DAVIS, JJ., concur.