

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

JEFFREY COLLINS,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

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

CASE NO. 1D06-4711

Opinion filed May 4, 2007.

An appeal from the Circuit Court for Duval County.

L. P. Haddock, Judge.

Jeffrey Collins, pro se, Appellant.

Bill McCollum, Attorney General, and Sheron Wells, Assistant Attorney General,
Tallahassee, for Appellee.

PER CURIAM.

Appellant challenges the trial court's summary denial of his "Motion to Allow Jail Time Credit" filed pursuant to Florida Rule of Criminal Procedure 3.800(a). Because the record does not conclusively refute the appellant's claim, we reverse.

Appellant stated a facially sufficient claim for jail time credit under rule 3.800 where he provides the dates for which he is seeking credit, provides the date of his

sentence, and alleges that his booking records, arrest report, judgment and sentence would show that he is entitled to credit. See Thomas v. State, 634 So. 2d 175, 177 (Fla. 1st DCA 1994); State v. Mancino, 714 So. 2d 429, 433 (Fla. 1998). However, the trial court summarily denied the appellant's motion without providing any record attachments refuting his claim.

We therefore reverse the trial court's summary denial of the appellant's motion for jail time credit and remand for the trial court to attach portions of the record that conclusively refute the appellant's claim or to award jail time credit as the record dictates.

REVERSED AND REMANDED.

VAN NORTWICK, LEWIS, and ROBERTS, JJ., CONCUR.