

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

WALTER M. MARTINEZ,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

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

CASE NO. 1D08-4221

Opinion filed October 24, 2008.

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

Walter M. Martinez, pro se, Petitioner.

Bill McCollum, Attorney General, Tallahassee, for Respondent.

PER CURIAM.

DENIED. See Waterhouse v. State, 792 So. 2d 1176, 1193 (Fla. 2001) (stating that “this Court has repeatedly held that ineffective assistance of postconviction counsel is not a cognizable claim”).

WOLF, DAVIS, and ROBERTS, JJ., CONCUR.