

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

TERRY W. GUERRIER,

Appellant,

v.

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

CASE NO. 1D09-3144

STATE OF FLORIDA,

Appellee.

Opinion filed August 15, 2011.

An appeal from the Circuit Court for Leon County.
Terry P. Lewis, Judge.

Michael Ufferman of the Michael Ufferman Law Firm, P.A., Tallahassee, for
Appellant.

Pamela Jo Bondi, Attorney General, and Brooke Poland, Assistant Attorney
General, Office of the Attorney General, Tallahassee, for Appellee.

PER CURIAM.

We affirm issues I and II and reverse and remand the Appellant's conviction
for possession of cannabis pursuant to the State's concession of error. The
Defendant was entitled to a judgment of acquittal on that charge. See, e.g., Brown
v. State, 8 So. 3d 1187 (Fla. 4th DCA 2009).

VAN NORTWICK, PADOVANO, and HAWKES, JJ., CONCUR.