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

ALLEN MOORE, JR.,

Appellant,

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

v.

CASE NO. 1D12-1253

STATE OF FLORIDA,

Appellee.

Opinion filed June 21, 2012.

An appeal from the Circuit Court for Escambia County. Paul A. Rasmussen, Judge.

Allen Moore, Jr., pro se, Appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, for Appellee.

## PER CURIAM.

DISMISSED. <u>See</u> Fla. R. App. P. 9.110(b) (notice of appeal must be filed within 30 days of rendition of order to be reviewed). This dismissal is without prejudice to any right the appellant may have to seek belated review by filing a petition in this Court. <u>See Adams v. State</u>, 734 So. 2d 1086 (Fla. 1st DCA 1999) (holding that in order to appeal a final order in a criminal case after the 30-day

period for filing the notice of appeal has passed, a litigant's sole remedy is to file with the appellate court a petition for a belated appeal).

DAVIS, WETHERELL, and SWANSON, JJ., CONCUR.