

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

DEMETRY FAIN,

Petitioner,

v.

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

CASE NO. 1D12-2414

STATE OF FLORIDA,

Respondent.

_____ /

Opinion filed August 31, 2012.

Petition Seeking Belated Appeal -- Original Jurisdiction.

Demetry Fain, pro se, Petitioner.

Pamela Jo Bondi, Attorney General, and Heather Flanagan Ross, Assistant Attorney General, Tallahassee, for Respondent.

PER CURIAM.

The petition is granted and Demetry E. Fain is hereby afforded belated appeal of judgment and sentence in Case Number 2008 CF 4311B in the Circuit Court for Leon County. Upon issuance of mandate in this cause, a copy of the opinion will be provided to the Clerk of the Circuit Court and shall be treated as a notice of appeal.

See Fla. R. App. P. 9.141(c)(6)(D).

PETITION GRANTED.

LEWIS, ROBERTS, and ROWE, JJ., CONCUR.