

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

MELISSA FLAIG,

Petitioner,

v.

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

CASE NO. 1D12-5642

STATE OF FLORIDA,

Respondent.

_____ /

Opinion filed August 13, 2013.

Petition for Writ of Certiorari - - Original Jurisdiction.

Melissa Flaig, pro se, Petitioner.

Pamela Jo Bondi, Attorney General, and Bryan Jordan, Assistant Attorney General, Tallahassee, for Respondent.

PER CURIAM.

Melissa Flaig seeks certiorari review of an order dismissing as untimely her motion for reduction and modification of sentence pursuant to Florida Rule of Criminal Procedure 3.800(c). As the State properly concedes, petitioner's motion was in fact timely. Accordingly, the petition is GRANTED, the order dismissing petitioner's rule 3.800(c) motion is QUASHED, and the matter REMANDED with directions to consider the merits of the motion.

WOLF, MAKAR, and OSTERHAUS, JJ., CONCUR.