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

NOT FINAL UNTIL TIME EXPIRES TO

JEANNA CARPENTER,

Petitioner,

FILE MOTION FOR REHEARING AND DISPOSITION THEREOF IF FILED

v.

CASE NO. 1D13-0165

STATE OF FLORIDA,

Respondent.

Opinion filed October 25, 2013.

Petition for Writ of Certiorari-Original Jurisdiction.

Jeanna Carpenter, pro se, Petitioner.

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

PER CURIAM.

The petition for writ of certiorari is GRANTED, the circuit court's order dismissing the motion for modification of sentence under rule 3.800(c), Florida Rules of Criminal Procedure is QUASHED, and this matter is REMANDED for consideration of the motion on the merits. Fla. R. App. P. 9.420(a)(2); <u>Manspeaker v. State</u>, 90 So. 3d 998 (Fla. 1st DCA 2012).

VAN NORTWICK, CLARK, and OSTERHAUS, JJ., CONCUR.