

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

DANIEL LEE HODGES,

Petitioner,

v.

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

CASE NO. 1D13-1152

STATE OF FLORIDA,

Respondent.

Opinion filed June 10, 2013.

Petition for Writ of Certiorari - - Original Petition.

Bradley G. Johnson, Milton, for Petitioner.

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

PER CURIAM.

Petitioner filed a motion to modify his sentence in the trial court pursuant to Florida Rule of Criminal Procedure 3.800(c). The trial court denied the motion as untimely. We treat the petitioner's notice of appeal as a petition for certiorari

review and deny the petition. See Davis v. State, 745 So. 2d 499 (Fla. 1st DCA 1999).

DENIED.

BENTON, C.J., THOMAS, and CLARK, JJ., CONCUR.