

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

TRAVIS SENTELL PLATTS,

Petitioner,

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

v.

CASE NO. 1D13-1839

STATE OF FLORIDA,

Respondent.

_____ /

Opinion filed August 23, 2013.

Petition for Belated Appeal -- Original Jurisdiction.

Travis S. Platts, pro se, Petitioner.

Pamela Jo Bondi, Attorney General, and Meredith Hinshelwood, Assistant Attorney
General, Tallahassee, for Respondent.

PER CURIAM.

The petition for belated appeal is denied as moot. The motion for extension of

time filed in the lower tribunal on December 31, 2012, is construed as a timely notice of appeal directed to the denial of petitioner's motion for post-conviction relief rendered December 17, 2012 in Duval County Circuit Court case number 12-2001-CF-9556-AXXX. The circuit court shall transmit the motion, so construed as a notice of appeal, to this court within 15 days of issuance of mandate in this cause. The circuit court is also directed to consider whether petitioner is entitled to appointment of counsel for that appeal.

PADOVANO, MARSTILLER, and MAKAR, JJ., CONCUR.