

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

TIDERIUS T. WARREN,

Petitioner,

v.

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

CASE NO. 1D13-2927

STATE OF FLORIDA,

Respondent.

_____ /

Opinion filed November 12, 2013.

Petition Alleging Ineffective Assistance of Appellate Counsel -- Original
Jurisdiction.

Tiderius T. Warren, pro se, Petitioner.

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

PER CURIAM.

The petition alleging ineffective assistance of appellate counsel is granted. We
VACATE the sentence only and REMAND with instructions to resentence the
petitioner before a different judge. See Dumas v. State, 38 Fla. L. Weekly D323, 2013
WL466268 (Fla. 1st DCA 2013) (*citing* Nawaz v. State, 28 So. 3d 122 (Fla. 1st DCA
2010)).

THOMAS, ROBERTS, and CLARK, JJ., CONCUR.