

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

JASON C. JARRELL,

Appellant,

v.

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

CASE NO. 1D16-3896

STATE OF FLORIDA,

Appellee.

Opinion filed August 21, 2017.

An appeal from the Circuit Court for Leon County.
Terry P. Lewis, Judge.

Mark V. Murray, Tallahassee, for Appellant.

Pamela Jo Bondi, Attorney General, and Julian E. Markham, Assistant Attorney
General, Tallahassee, for Appellee.

PER CURIAM.

Appellant, convicted of traveling to meet a minor and unlawful use of a
computer service, was successful before the trial court in arguing the dual

convictions violated his right to double jeopardy protection. The trial court struck the unlawful use conviction and sentence, but rejected his assertion that he should be resentenced pursuant to a revised scoresheet which, upon vacation of the unlawful use offense, cut in half his lowest permissible prison sentence. The state has filed an answer brief in this Court in which it concedes that the trial court should consider a revised scoresheet when making its sentencing decision. We therefore reverse and remand for preparation of a revised scoresheet for the trial court to consider upon resentencing. See Lashley v. State, 194 So. 3d 1084 (Fla. 1st DCA 2016); Hamilton v. State, 163 So. 3d 1277 (Fla. 1st DCA 2015) (both remanding for resentencing following revision of the scoresheets).

REVERSED AND REMANDED.

ROWE, MAKAR, and JAY, JJ., CONCUR.