

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

SAMUEL JONES,

Appellant,

v.

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

CASE NO. 1D17-0614

STATE OF FLORIDA,

Appellee.

Opinion filed March 31, 2017.

An appeal from an order of the Circuit Court for Gadsden County.
Barbara K. Hobbs, Judge.

Samuel Jones, pro se, Appellant.

Pamela Jo Bondi, Attorney General, and Kaitlin Weiss and Virginia Harris,
Assistant Attorneys General, Tallahassee, for Appellee.

PER CURIAM.

Appellant seeks review of the circuit court's January 31, 2017, Order Denying Defendant's Motion to Correct Illegal Sentence. Because appellant's direct appeal of judgment and sentence is pending, the trial court was without

jurisdiction to rule on appellant's motion. See Buckhalter v. State, 168 So. 3d 348 (Fla. 1st DCA 2015).

Accordingly, we quash the order denying appellant's motion.

WOLF, MAKAR, and M.K. THOMAS, JJ., CONCUR.