

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT
July Term 2014

RANDY L. WASHINGTON,
Appellant,

v.

STATE OF FLORIDA,
Appellee.

No. 4D14-845

[August 6, 2014]

ON CONFESSION OF ERROR

Appeal from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Michael A. Usan, Judge; L.T. Case No. 06020920CF10A.

Carey Haughwout, Public Defender, and Tatjana Ostapoff, Assistant Public Defender, West Palm Beach, for appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and Jeanine M. Germanowicz, Assistant Attorney General, for appellee.

PER CURIAM.

The defendant appeals from the circuit court's order revoking his probation. He argues that the court did not have jurisdiction over him because his five-year probation term, imposed in 2008, had expired before the affidavit of violation of probation was filed in 2014. The state properly has confessed error. Based on the foregoing, we reverse and remand for the circuit court to vacate its order revoking the defendant's probation as an "unsuccessful completion."

Reversed and remanded.

TAYLOR, MAY and GERBER, JJ., concur.

* * *

Not final until disposition of timely filed motion for rehearing.