

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT  
*January Term 2011*

**CALVIN FELTON,**  
Appellant,

v.

**STATE OF FLORIDA,**  
Appellee.

No. 4D09-4852

[January 26, 2011]

PER CURIAM.

We treat appellant's petition as a motion for post conviction relief under Florida Rule of Criminal Procedure 3.850 and affirm.

*Affirmed.*

GROSS, C.J., MAY and LEVINE, JJ., concur.

\* \* \*

Appeal of order denying rule 3.850 motion from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Paul L. Backman, Judge; L.T. Case No. 03-008403 CF10A.

Calvin Felton, Miami, pro se.

Pamela Jo Bondi, Attorney General, Tallahassee, and Mark J. Hamel, Assistant Attorney General, West Palm Beach, for appellee.

***Not final until disposition of timely filed motion for rehearing.***