

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT
July Term 2009

STERLING GRINNON,
Appellant,

v.

STATE OF FLORIDA,
Appellee.

No. 4D09-637

[August 5, 2009]

PER CURIAM.

We reverse the denial of appellant's motion to correct an illegal sentence pursuant to Florida Rule of Criminal Procedure 3.800(a), upon the state's concession of error that the order denying relief did not include attachments to show that appellant is not entitled to relief. Fla. R. App. P. 9.141(b)(2)(D); *see also Bradley v. State*, 3 So. 3d 1168 (Fla. 2009); *State v. Sousa*, 903 So. 2d 923 (Fla. 2005); *Leath v. State*, 805 So. 2d 956 (Fla. 2d DCA 2001).

WARNER, HAZOURI and MAY, JJ., concur.

* * *

Appeal of order denying rule 3.800 motion from the Circuit Court for the Fifteenth Judicial Circuit, Palm Beach County; Richard I. Wennet and Jonathan D. Gerber, Judges; L.T. Case No. 1995CF001395AXX.

Sterling Grinnon, Wewahitchka, pro se.

Bill McCollum, Attorney General, Tallahassee, and Diane F. Medley, Assistant Attorney General, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing.