

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING  
MOTION AND, IF FILED, DETERMINED

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
SECOND DISTRICT

T.K.O.,	)	
	)	
Appellant,	)	
	)	
v.	)	Case No. 2D16-4154
	)	
STATE OF FLORIDA,	)	
	)	
Appellee.	)	
_____	)	

Opinion filed December 6, 2017.

Appeal from the Circuit Court for  
Hillsborough County; Barbara T. Thomas,  
Judge.

Carol J.Y. Wilson, Assistant Public  
Defender, Bartow, for Appellant.

C. Todd Chapman, Assistant Attorney  
General, Tampa, for Appellee.

PER CURIAM.

T.K.O. appeals the disposition order finding that he committed the delinquent acts of trespass in an unoccupied conveyance and resisting an officer without violence. The State has appropriately conceded that the evidence was legally insufficient to support the trespass offense, as the evidence failed to establish that T.K.O. knew or should have known that the car from which he was seen fleeing was

stolen. See E.A.B. v. State, 851 So. 2d 308, 310 (Fla. 2d DCA 2003); P.W. v. State, 730 So. 2d 422, 423 (Fla. 5th DCA 1999). We therefore reverse the trial court's finding that T.K.O. committed that delinquent act and remand for the court to amend the disposition order accordingly. The court's order is affirmed in all other respects.

Affirmed in part, reversed in part, and remanded.

CASANUEVA, KHOUZAM, and SALARIO, JJ., Concur.