

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

WILLIE S. WILLIAMS,
Appellant,
v.
STATE OF FLORIDA,
Appellee.

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CASE NO. 2D02-5562

Opinion filed July 2, 2003.

Appeal pursuant to Fla. R. App.
P. 9.141(b)(2) from the Circuit
Court for Pinellas County;
Brandt C. Downey, Judge.

WHATLEY, Judge.

Willie Williams appeals the order summarily denying his second amended petition for a writ of habeas corpus for immediate emergency release. The clerk of the circuit court has been unable to locate the petition, and neither the State nor Williams responded to our request that they supplement the record with a copy of the petition if they had one in their possession. This court cannot properly review the order being appealed without a copy of the petition that is the subject of that order. Accordingly, we reverse the order and permit Williams thirty days from the date of the mandate in this

case within which to file another postconviction motion raising the same grounds set forth in his second amended petition.

Reversed and remanded.

ALTENBERND, C.J., and STRINGER, J., Concur.