

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

GARY ARNOLD,)	
)	
Appellant,)	
)	
v.)	Case No. 2D02-936
)	
STATE OF FLORIDA,)	
)	
Appellee.)	
_____)	

Opinion filed July 23, 2003.

Appeal from the Circuit Court
for Sarasota County;
Robert B. Bennett, Jr., Judge.

James Marion Moorman, Public
Defender, and Kevin Briggs,
Assistant Public Defender, Bartow,
for Appellant.

Charles J. Crist, Jr., Attorney General,
Tallahassee, and Jonathan P. Hurley,
Assistant Attorney General, Tampa,
for Appellee.

KELLY, Judge.

Gary Arnold appeals from the order revoking his probation. The State
correctly concedes that the January 31, 2002, order revoking Arnold's probation should

be vacated.¹ Accordingly, we reverse and remand with instructions for the trial court to vacate the January 31, 2002, order finding Arnold guilty of violation of probation and revoking his probation in case numbers 96-2661 and 96-2662.

Reversed and remanded with instructions.

CASANUEVA, J., and THREADGILL, EDWARD F., SENIOR JUDGE, Concur.

¹ After this appeal was filed, the trial court vacated the sentence it had imposed for the violation of probation; however, it neglected to vacate the order of revocation.