



In his motion, Bowers claims that his counsel was ineffective for failing to file his appeal despite a timely request to do so. The postconviction court summarily denied the motion, concluding that Bowers failed to allege that the request for appeal was timely. However, the postconviction court should have dismissed the motion for lack of jurisdiction. See MyIntyre v. State, 789 So. 2d 478 (Fla. 4th DCA 2001). Claims alleging ineffective assistance of trial counsel in failing to file a notice of appeal of the conviction are to be raised by petition for belated appeal, filed in the appellate court to which the appeal should have been taken. See MyIntyre, 789 So. 2d at 478; see also Fla. R. App. P. 9.141(c).

Affirmed.

NORTHCUTT and KELLY, JJ., Concur.