

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

PAUL MONROE HARRIS,)
)
 Appellant,)
)
 v.)
)
 STATE OF FLORIDA,)
)
 Appellee.)
)
 _____)

Case No. 2D08-3903

Opinion filed June 19, 2009.

Appeal pursuant to Fla. R. App. P.
9.141(b)(2) from the Circuit Court for
Polk County; Michael E. Raiden,
Judge.

Loren Rhoton, P.A., Tampa,
for appellant.

SILBERMAN, Judge.

Paul Monroe Harris seeks review of the trial court's order summarily denying his motion for postconviction relief filed pursuant to Florida Rule of Criminal Procedure 3.850. We affirm the summary denial of Harris's claims alleging ineffective assistance of counsel without comment. Harris also argues that the postconviction court erred by not permitting him to amend certain claims pursuant to Spera v. State,

971 So. 2d 754 (Fla. 2007). However, the record, which includes the complete trial transcript, conclusively shows that he would not be entitled to relief even if he were permitted to amend any purported pleading deficiencies in the claims. See id. at 762.

Affirmed.

VILLANTI and WALLACE, JJ., Concur.