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

IN THE DISTRICT COURT OF APPEAL

OF FLORIDA

SECOND DISTRICT

MICHAEL KARNES, a/k/a MICHIEL KARNES Appellant, v. STATE OF FLORIDA, Appellee.	)))))))))))	Case No. 2D08-4393

Opinion filed April 15, 1009.

Appeal pursuant to Fla. R. App. P. 9.141(b)(2) from the Circuit Court for Polk County; Harvey A. Kornstein, Judge.

Sharon Morgan Vollrath, Tampa, for Appellant.

FULMER, Judge.

Michael Karnes challenges the order of the postconviction court dismissing as untimely his amended motion filed pursuant to Florida Rule of Criminal Procedure 3.850. We reverse the order and remand to the postconviction court to consider the motion. See Jumper v. State, 903 So. 2d 264 (Fla. 2d DCA 2005).

Reversed and remanded.

CASANUEVA and DAVIS, JJ., Concur.