

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

DONALD W. GARRISON,)
)
)
Appellant,)
)
)
v.) CASE NO. 2D04-1320
)
)
STATE OF FLORIDA,)
)
)
Appellee.)
)

Opinion filed August 13, 2004.

Appeal pursuant to Fla. R. App. P.
9.141(b)(2) from the Circuit Court
for Manatee County; Peter A. Dubensky,
Judge.

PER CURIAM.

Donald W. Garrison appeals the summary denial of his request to remove
detainer. In his initial brief on appeal, Garrison presented additional arguments that
were not presented to the trial court. We affirm without prejudice to any right Garrison
may have to raise the claims alleged in his initial brief on appeal in a timely, facially

sufficient motion for postconviction relief filed pursuant to Florida Rule of Criminal Procedure 3.850.

Affirmed.

WHATLEY, STRINGER, and SILBERMAN, JJ., Concur.