

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

TERRY BARNES,)	
)	
Appellant,)	
)	
v.)	Case No. 2D04-1998
)	
STATE OF FLORIDA,)	
)	
Appellee.)	
_____)	

Opinion filed September 10, 2004.

Appeal pursuant to Fla. R. App. P.
9.141(b)(2) from the Circuit Court for
Pinellas County; W. Douglas Baird,
Judge.

PER CURIAM.

Terry Barnes challenges the summary denial of his motion to correct sentencing error filed pursuant to Florida Rule of Criminal Procedure 3.800(a). We affirm the order of the trial court without prejudice to any right Barnes might have to raise these same claims in a motion filed pursuant to Florida Rule of Criminal Procedure 3.850. See Drayton v. State, 786 So. 2d 1196 (Fla. 2d DCA 2001).

FULMER, COVINGTON, and KELLY, JJ., Concur.