

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

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
SECOND DISTRICT

S.R.,	)	
	)	
Appellant,	)	
	)	
v.	)	Case No. 2D12-5478
	)	
STATE OF FLORIDA,	)	
	)	
Appellee.	)	
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Opinion filed August 9, 2013.

Appeal from the Circuit Court for  
Hillsborough County; Caroline J. Tesche,  
Judge.

Howard L. Dimmig, II, Public Defendant,  
and Clark E. Green, Assistant Public  
Defender, Bartow, for Appellant

Pamela Jo Bondi, Attorney General,  
Tallahassee, and Christina Zuccaro,  
Assistant Attorney General, Tampa, for  
Appellee.

PER CURIAM.

S.R. appeals his adjudication of delinquency and disposition for resisting  
an officer without violence. We affirm, but we note a probable disposition error.

According to the record, S.R. was born on November 26, 1994. Thus, he  
was seventeen years and approximately eleven months old at the time of his disposition

on October 24, 2012. The court adjudicated him delinquent and placed him on probation for an indefinite period of time not to exceed his nineteenth birthday. Because the court adjudicated S.R. delinquent, his juvenile probation could not exceed one year for a first-degree misdemeanor. See §§ 775.082(4)(a), 843.02, 985.435(5), Fla. Stat. (2012); R.F. v. State, 42 So. 3d 333, 334-35 (Fla. 2d DCA 2010). If S.R. serves a term of probation until his nineteenth birthday, this term may exceed the statutory maximum by approximately one month.

Affirmed.

ALTENBERND, NORTHCUTT, and BLACK, JJ., Concur.