

Third District Court of Appeal

State of Florida, July Term, A.D. 2011

Opinion filed July 27, 2011.

No. 3D10-2030
Lower Tribunal No. 09-6435

M.Y., a juvenile,
Appellant,

vs.

The State of Florida,
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Abby Cynamon,
Judge.

Carlos J. Martinez, Public Defender, and Howard K. Blumberg, Assistant
Public Defender, for appellant.

Pamela Jo Bondi, Attorney General, and Heidi Milan Caballero, Assistant
Attorney General, for appellee.

Before RAMIREZ and SHEPHERD, JJ., and SCHWARTZ, Senior Judge.

PER CURIAM.

ON CONFESSION OF ERROR

Based upon the State's proper and commendable confession of error, we reverse the adjudication of delinquency for reckless driving and remand with directions to the trial court to vacate the adjudication of delinquency as to that offense. See Nesbitt v. State, 889 So. 2d 801, 802 (Fla. 2004); V.C. v. State, 36 Fla. L. Weekly D1084 (Fla. 3d DCA May 18, 2011); S.J. v. State, 831 So. 2d 1288, 1289 (Fla. 5th DCA 2002); Fla. Std. Jury Instr. (Crim.) 28.4.

Reversed and remanded with directions.