

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA

THIRD DISTRICT

JULY TERM, A.D. 2001

RUBEN ADOLPHUS SYMONETTE,

**

Appellant,

**

vs.

**

CASE NO. 3D00-3192

THE STATE OF FLORIDA,

**

LOWER

Appellee.

**

TRIBUNAL NO. 98-10704

Opinion filed September 12, 2001.

An Appeal from the Circuit Court for Miami-Dade County,
Pedro P. Echarte, Jr. Judge.

Bennett H. Brummer, Public Defender, and Shaundra L. Kellam,
Assistant Public Defender, for appellant.

Robert Butterworth, Attorney General, and Erin K. Zack,
Assistant Attorney General, for appellee.

Before GREEN, SHEVIN, and RAMIREZ, JJ.

CONFESSION OF ERROR

PER CURIAM.

Based on the State's confession of error filed in this cause,
as well as an independent review of the record, we reverse the
trial court's order revoking Ruben Adolphus Symonette's probation
because the revocation order does not conform to the trial court's
oral pronouncement at the revocation hearing. See Corona v. State,
642 So. 2d 667, 668 (Fla. 3d DCA 1994). This case is thus remanded
with instructions that the trial court correct the revocation order

to reflect that Symonette did not fail to pay court costs.

Reversed and remanded.