

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
THIRD DISTRICT  
JANUARY TERM, A.D. 2004

ROBERTO BARNES,	**	
Appellant,	**	
vs.	**	CASE NO. 3D03-2690
THE STATE OF FLORIDA,	**	LOWER
Appellee.	**	TRIBUNAL NO. 87-29960

Opinion filed March 31, 2004.

An appeal under Fla.R.App.P. 9.141(b)(2) from the Circuit Court for Miami-Dade County, Dennis J. Murphy, Judge.

Roberto Barnes, in proper person.

Charles J. Crist, Jr., Attorney General and Linda S. Katz, Assistant Attorney General, for appellee.

Before COPE, GODERICH, and GREEN, JJ.

PER CURIAM.

CONFESSION OF ERROR

Based on the State's proper confession of error, we remand with instructions to correct the appellant's sentence to reflect the 945 days actually served, in addition to the time credited to appellant in the trial court's order granting motion to correct illegal sentence. See Fla. R. Crim. P. 3.800(a); Andrews v. State, 822 So. 2d 540, 541 (Fla. 2d DCA 2002).

We affirm all other aspects of the trial court's order.

Affirmed in part, reversed in part, remanded with instructions.