

Third District Court of Appeal

State of Florida, July Term, A.D. 2013

Opinion filed November 27, 2013.
Not final until disposition of timely filed motion for rehearing.

No. 3D12-2493
Lower Tribunal Nos. 10-0008, 10-1806

G.R., a juvenile,
Appellant,

vs.

The State of Florida,
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Norma S. Lindsey, Judge.

Carlos J. Martinez, Public Defender, and Billie Jan Goldstein, Assistant Public Defender, for appellant.

Pamela Jo Bondi, Attorney General, and Brent J. Kelleher, Assistant Attorney General, for appellee.

Before WELLS, LAGOA and FERNANDEZ, JJ.

ON PARTIAL CONFESSION OF ERROR

WELLS, Judge.

We find no abuse of discretion in the trial court's decision to deny G.R.'s last minute motion for a continuance. See Mills v. State, 280 So. 2d 35 (Fla. 3d DCA 1973). We also find no error in the trial court's order adjudicating G.R. delinquent for fleeing from a police officer. However, based on the State's proper partial confession of error, we reverse and remand for the limited purpose of conforming the written adjudicatory and disposition orders to the trial court's oral pronouncement that adjudication be withheld. See McDavid v. State, 790 So. 2d 1292 (Fla. 3d DCA 2001).

Affirmed, in part; reversed, in part, and remanded with directions.