

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

JANUARY TERM 2010

RICHARD WIGHARD,

Appellant,

v.

CASE NO. 5D09-4560

STATE OF FLORIDA,

Appellee.

_____ /

Opinion filed May 14, 2010

3.800 Appeal from the Circuit
Court for Brevard County,
James Earp, Judge.

Richard J. Wighard, Monticello, pro se.

Bill McCollum, Attorney General,
Tallahassee, and L. Charlene Matthews,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

AFFIRMED. See *Wright v. State*, 911 So. 2d 81, 83 (Fla. 2005) (holding that imposition of an upward departure sentence without written reasons is not an issue cognizable in a rule 3.800(a) proceeding); *Jackson v. State*, 35 Fla. L. Weekly D287 (Fla. 2d DCA Feb. 3, 2010) (same); *Wood v. State*, 830 So. 2d 902 (Fla. 1st DCA 2002) (same).

GRIFFIN, LAWSON and COHEN, JJ., concur.