

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

JANUARY TERM 2011

JOHNNIE M. JONES,

Appellant,

v.

Case No. 5D10-1267

STATE OF FLORIDA,

Appellee.

Opinion filed March 11, 2011.

Appeal from the Circuit Court
for Citrus County,
Richard Howard, Judge.

James S. Purdy, Public Defender,
and Anne Moorman Reeves, Assistant
Public Defender, Daytona Beach,
for Appellant.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Allison Leigh Morris,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

Johnnie M. Jones appeals the judgments and sentences entered in three cases, all from Citrus County, Florida. His sole challenge on appeal is to the public defender attorney's fees imposed against him in each case. The trial court assessed these fees pursuant to section 938.29, Florida Statutes. However, it did so without advising Jones of his right to contest or object to the amount of the fees assessed. The State concedes

that this was error. We reverse and remand for further proceedings. On remand, Jones shall have 30 days from the issuance of our mandate to file a written objection to the amount of the fees imposed by the trial court. If an objection is filed, the trial court shall conduct a hearing. Otherwise, the trial court may reimpose the public defender fees without a hearing. See White v. State, 32 So. 3d 132 (Fla. 2d DCA 2010).

REVERSED and REMANDED with directions.

ORFINGER, TORPY and JACOBUS, JJ., concur.