

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

JULY TERM 2010

THOMAS RICHARD BETTY,

Petitioner,

v.

Case No. 5D10-1904

STATE OF FLORIDA,

Respondent.

Opinion filed September 10, 2010

Petition for Belated Appeal,
A Case of Original Jurisdiction.

Thomas R. Betty, Lake Butler, pro se.

Bill McCollum, Attorney General,
Tallahassee and Wesley Heidt, Assistant
Attorney General, Daytona Beach, for
Respondent.

PER CURIAM.

The petition for belated appeal is granted. A copy of this opinion shall be filed with the trial court and be treated as the notice of appeal from the judgment and sentence in case number 09-31428-CFAES, in the Circuit Court in and for Volusia County, Florida. See Fla. R. App. P. 9.141(c)(5)(D).

PETITION GRANTED.

ORFINGER, COHEN and JACOBUS, JJ., concur.