## IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JULY TERM 2010

RICKY ANDRE,

Petitioner,

v. Case No. 5D10-3724

STATE OF FLORIDA,

Respondent.

Opinion filed December 3, 2010

Petition for Belated Appeal, A Case of Original Jurisdiction.

Robert Wesley, Public Defender and Evellen Jewett, Assistant Public Defender, Orlando, for Appellant.

No Appearance 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 Orange County Circuit Court Case No. 07-CF-3734-O. <u>See</u> Fla. R. App. P. 9.141(c)(5)(D).

PETITION GRANTED.

GRIFFIN, LAWSON and EVANDER, JJ., concur.