

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

JANUARY TERM 2011

ALLEN DIXON ASLINGER,

Appellant,

v.

Case No. 5D10-3975

STATE OF FLORIDA,

Appellee.

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Opinion filed February 11, 2011

3.800 Appeal from the Circuit Court
for Lake County,
Mark J. Hill, Judge.

Allen Aslinger, Milton, pro se.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Megan Saillant,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

Allen Aslinger seeks review of the trial court's summary denial of his rule 3.800 motion. We affirm the trial court's decision that Aslinger was sentenced to a legal sentence. However, we affirm, without prejudice, to Aslinger refiling a postconviction relief motion showing entitlement to additional jail time credit.

ORFINGER, EVANDER and COHEN, JJ., concur.