

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

JULY TERM 2011

DAVID HORTON,

Petitioner,

v.

Case No. 5D11-1887

STATE OF FLORIDA,

**CORRECTED**

Respondent.

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Opinion filed October 21, 2011

Petition for Belated Appeal,  
A Case of Original Jurisdiction

David L. Horton, Raiford, pro se.

Pamela Jo Bondi, 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 order denying petitioner's Rule 3.850 motion in case no. 2006-CF-1226, in the Circuit Court in and for Marion County, Florida. See Fla. R. App. P. 9.141(c)(6)(D).

PETITION GRANTED.

ORFINGER C.J., MONACO and LAWSON, JJ., concur.