

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

JULY TERM 2011

WALTER E. WHYNOT,

Petitioner,

v.

Case No. 5D11-3255

STATE OF FLORIDA,

Respondent.

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Opinion filed December 2, 2011

Petition for Belated Appeal,
A Case of Original Jurisdiction.

Walter Whynot, Malone, pro se.

Pamela J. 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 granting in part and denying in part, Defendant's motion to correct sentence in Case No. 05-2004-CF-036389-A, in the Circuit Court in and for Brevard County, Florida. See Fla. R. App. P. 9.141(c)(6)(D).

PETITION GRANTED.

GRIFFIN, PALMER and LAWSON, JJ., concur.