## IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FIFTH DISTRICT JANUARY TERM 2012

NICHOLAS J. FREDERICK,

Petitioner,

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Case No. 5D11-3629

STATE OF FLORIDA,

Respondent.

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Opinion filed March 9, 2012

Petition for Belated Appeal, A Case of Original Jurisdiction.

Nicholas J. Frederick, Milton, 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 judgment and sentence in case number 2009-CF-009120-A-O, in the Circuit Court in and for Orange County, Florida. <u>See Fla. R. App. P. 9.141(c)(6)(D)</u>.

PETITION GRANTED

SAWAYA, TORPY and LAWSON, JJ., concur.