

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

D.M.J., A CHILD,

Appellant,

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED

v.

CASE NO. 1D09-5740

STATE OF FLORIDA,

Appellee.

Opinion filed June 9, 2010.

An appeal from the Circuit Court for Alachua County.
Mark W. Moseley, Judge.

Nancy A. Daniels, Public Defender, and Archie F. Gardner, Jr., Assistant Public
Defender, Tallahassee, for Appellant.

Bill McCollum, Attorney General, and Heather Flanagan Ross, Tallahassee, for
Appellee.

PER CURIAM.

The State properly concedes that the trial court erroneously denied
appellant's motion to suppress a weapon found on his person. See Baptiste v.
State, 995 So. 2d 285 (Fla. 2008).

Reversed and remanded with directions to enter an order granting
appellant's motion to suppress.

WOLF, BENTON, and PADOVANO, JJ., CONCUR.