

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

JULY TERM 2008

ARTHUR LAVALLEY,

Petitioner,

v.

Case No. 5D08-1422

STATE OF FLORIDA,

Respondent.

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Opinion filed September 12, 2008

Petition for Belated Appeal,
A Case of Original Jurisdiction.

Wm. J. Sheppard and D. Gray Thomas, of
Sheppard, White, Thomas & Kachergus,
P.A., Jacksonville, for Petitioner.

Bill McCollum, 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 will be filed with the lower court and be treated as the notice of appeal from the judgment and sentence in case number 2003-CF-001412 in the Circuit Court in and for Marion County. See Fla. R. App. P. 9.141(c)(5)(D).

GRIFFIN, MONACO and TORPY, JJ., concur.