

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

JANUARY TERM 2009

GARY C. HINTON,

Petitioner,

v.

Case No. 5D09-944

STATE OF FLORIDA,

Respondent.

/

Opinion filed May 15, 2009

Petition for Belated Appeal,
A Case of Original Jurisdiction.

Howard H. Babb, Jr., Public Defender, and
Jerry W. Burford, Assistant Public
Defender, Ocala, 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 shall be filed with the trial court and be treated as the notice of appeal from the judgment and sentence in Case No. 08-2439-CF in the Circuit Court in and for Marion County, Florida.

See Fla. R. App. P. 9.141(c)(5)(D).

PETITION GRANTED.

ORFINGER, MONACO and COHEN, JJ., concur.