

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

JANUARY TERM 2010

MARCOS AGOSTO,  
Petitioner,

v.

Case No. 5D10-309  
CORRECTED

STATE OF FLORIDA,  
Respondent.

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Opinion filed March 19, 2010

Petition for Belated Appeal,  
A Case of Original Jurisdiction.

Robert Wesley, Public Defender and  
Evelen H. Jewett, Assistant Public  
Defender, Orlando, for Appellant.

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. 2008-CF-010444-A-O, in the Circuit Court in and for Orange County, Florida. See Fla. R. App. P. 9.141(c)(5)(D).

PETITION GRANTED.

PALMER, TORPY, and JACOBUS, JJ., concur.