

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

JANUARY TERM 2012

TOMORIO D. JOHNSON,

Appellant,

v.

Case No. 5D11-2303

STATE OF FLORIDA,

Appellee.

Opinion filed April 5, 2012

Appeal from the Circuit Court
for Orange County,
Mike Murphy, Judge.

James S. Purdy, Public Defender, and
Nancy Ryan, Assistant Public Defender,
Daytona Beach, for Appellant.

Tomario D. Johnson, Perry, pro se.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Wesley Heidt, Assistant
Attorney General, Daytona Beach,
for Appellee.

PER CURIAM.

We affirm this *Anders*¹ appeal but remand to correct a scrivener's error in the judgment. Although the jury found Appellant guilty of attempted robbery with a firearm, not robbery with a firearm, the judgment reflects a conviction for robbery with a firearm.

¹ *Anders v. California*, 386 U.S. 738 (1967).

The twenty-five-year minimum mandatory sentence is nevertheless legal because Appellant discharged a firearm that resulted in serious bodily harm to the victim. § 775.087(2)(a)3. & (c), Fla. Stat. (2010). On remand, the judgment should be corrected in accordance with the jury verdict to reflect that Appellant was convicted of attempted robbery with a firearm.

AFFIRMED AND REMANDED.

PALMER, TORPY and EVANDER, JJ., concur.