

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

JANUARY TERM 2012

JASON K. FULLER,

Appellant,

v.

Case No. 5D11-4598

STATE OF FLORIDA,

Appellee.

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Opinion filed May 11, 2012.

3.850 Appeal from the Circuit Court
for Orange County,
Marc L. Lubet, Judge.

Jason Fuller, Bowling Green, pro se.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Lori N. Hagan,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

Appellant, Jason K. Fuller, appeals the trial court's summary denial of his amended rule 3.850 motion. The State rightfully concedes error. The matter is reversed and remanded for the trial court to consider Appellant's motion on its merits.

REVERSED and REMANDED.

SAWAYA, PALMER and JACOBUS, JJ., concur.