

APPENDIX - A

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT

ALLEN FRANKS,
Appellant,

v.

STATE OF FLORIDA,
Appellee.

No. 4D22-1725

[October 6, 2022]

Appeal of order denying rule 3.850 motion from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Timothy L. Bailey, Judge; L.T. Case No. 14-14259CF10A.

Allen Franks, Florida City, pro se.

No appearance required for appellee.

PER CURIAM.

Affirmed.

KLINGENSMITH, C.J., GROSS and GERBER, JJ., concur.

* * *

Not final until disposition of timely filed motion for rehearing.

M A N D A T E

from

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT

This cause having been brought to the Court by appeal, and after due consideration the Court having issued its opinion;

YOU ARE HEREBY COMMANDED that such further proceedings be had in said cause as may be in accordance with the opinion of this Court, and with the rules of procedure and laws of the State of Florida.

WITNESS the Honorable Mark W. Klingensmith, Chief Judge of the District Court of Appeal of the State of Florida, Fourth District, and seal of the said Court at West Palm Beach, Florida on this day.

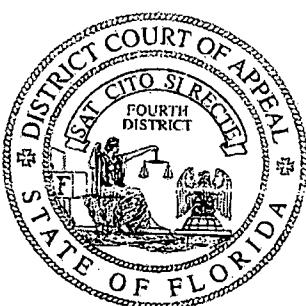
DATE: December 09, 2022

CASE NO.: 22-1725

COUNTY OF ORIGIN: Broward

T.C. CASE NO.: 14-14259 CF10A

STYLE: ALLEN FRANKS v. STATE OF FLORIDA



Lonn Weissblum

LONN WEISSBLUM, Clerk
Fourth District Court of Appeal

Served:

cc: Attorney General-W.P.B.
Clerk Broward

Allen Franks

State Attorney-Broward

kr

IN THE CIRCUIT COURT OF THE 17th JUDICIAL CIRCUIT,
IN AND FOR BROWARD COUNTY, FLORIDA

STATE OF FLORIDA,

CASE NO: 14-14259CF10A

v.

JUDGE: TIM BAILEY

ALLEN FRANKS.
Defendant,

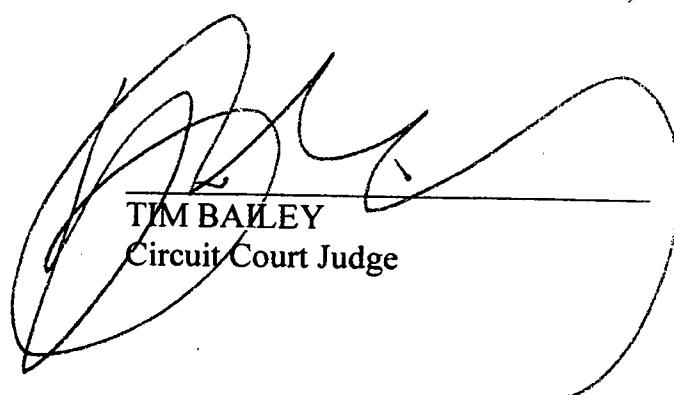
**ORDER ON DEFENDANT'S AMENDED
MOTION FOR POST CONVICTION RELIEF**

THIS CAUSE having come on to be heard upon the Defendant's Amended Motion for Post Conviction Relief filed on November 23, 2021, and the State's Response filed on May 20, 2022 and the Court having considered same, and being fully advised in the premises, it is hereby,

ORDERED AND ADJUDGED that the Defendant's Amended Motion for Post Conviction Relief is hereby **DENIED** for the reasons contained in the State's response, a copy of which is filed electronically and incorporated herein by reference.

The defendant has thirty (30) days from the date of rendition of this Order to file an appeal.

DONE AND ORDERED on this 23rd day of May, 2022, in Chambers, Fort Lauderdale, Broward County, Florida.



TIM BAILEY
Circuit Court Judge

Copies furnished via email:
Cynthia Honick, Esq.-for the State
Allen Franks, DC#I55977
Dade Correctional Institution
19000 SW 377th Street
Florida City, FL 33034

EXHIBIT “B”

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT, 110 SOUTH TAMARIND AVENUE, WEST PALM BEACH, FL 33401

November 17, 2022

CASE NO.: 4D22-1725
L.T. No.: 14-14259 CF10A

ALLEN FRANKS

v. STATE OF FLORIDA

Appellant / Petitioner(s)

Appellee / Respondent(s)

BY ORDER OF THE COURT:

ORDERED that appellant's October 20, 2022 motion for rehearing is denied.

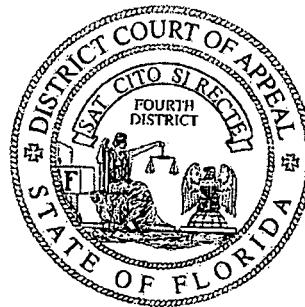
Served:

cc: Attorney General-W.P.B. Allen Franks

kr

Lonn Weissblum

LONN WEISSBLUM, Clerk
Fourth District Court of Appeal



IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT, 110 SOUTH TAMARIND AVENUE, WEST PALM BEACH, FL 33401

January 05, 2023

CASE NO.: 4D22-1725
L.T. No.: 14-14259 CF10A

ALLEN FRANKS

v. STATE OF FLORIDA

Appellant / Petitioner(s)

Appellee / Respondent(s)

BY ORDER OF THE COURT:

Article I, section 16(b)(10)b. of the Florida Constitution provides that all state-level appeals and collateral attacks on any judgment must be complete within two years of the date of appeal in non-capital cases and five years from the date of appeal in capital cases unless a court enters an order with specific findings as to why the court was unable to comply and the circumstances causing the delay. Pursuant to the administrative procedures and definitions set forth in Supreme Court of Florida Administrative Order No. AOSC19-76, this case was not completed within the time frame required by Article I, section 16(b)(10)b. because the applicable time frame had already expired by the time this case was filed. Therefore, the Court is required to issue this order. The parties to this case are advised that no further action is necessary, and this case is completed and no further filings will be entertained.

Served:

cc: Attorney General-W.P.B. Allen Franks

kr

Lonn Weissblum
LONN WEISSBLUM, Clerk
Fourth District Court of Appeal

