

IN THE CIRCUIT COURT OF THE
NINTH JUDICIAL CIRCUIT, IN AND
FOR OSCEOLA COUNTY, FLORIDA

ALVIN WILMORE,
Appellant,

APPELLATE CASE NO: 2019-AP-4
Lower Case No: 2018-MM-3087

v.

STATE OF FLORIDA,
Appellee.

_____ /

Appeal from the County Court
for Osceola County, Florida,
Stefania C. Jancewicz, County Judge

Alvin Wilmore,
pro se, Appellant.

Kenneth Sloan Nunnelley,
Assistant State Attorney, for Appellee.

Before TYNAN, MURPHY, and SHAFFER, J.J.

Appellant, Alvin Wilmore, appeals his judgment and sentence for the misdemeanor crimes of Resisting an Officer without Violence and Trespass on Property Other than Structure or Conveyance, pursuant to Florida Statute Section 843.02 (2014) and Florida Statute Section 810.09(1) (2018), respectively. Appellate counsel filed an *Anders*¹ brief on April 1, 2019. On that same date, Appellate counsel filed a Motion to Withdraw. An Order Granting Motion to Withdraw and Affording Appellant an Opportunity to File a Pro Se Brief was entered on June 20, 2019, in which Appellant was granted thirty days to file a *pro se* brief. However, to date, Appellant has not done so. The State did not file an answer brief.

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

Nevertheless, this Court’s independent review of the record and pertinent legal authority, pursuant to *Anders v. California*, 386 U.S. 738 (1967) and *In re Anders Briefs*, 581 So. 2d 149 (Fla. 1991), reveals no meritorious point which might support reversal of the conviction and sentence. The record established beyond a reasonable doubt that the error in starting jury selection prior to Appellant arriving shortly thereafter was not prejudicial. *See Jordan v. State*, 143 So. 3d 335 (Fla. 2014). The judgment and sentence below are **AFFIRMED**.

PER CURIAM.

DONE AND ORDERED in Chambers at Kissimmee, Osceola County, Florida, this _
_____ day of _____, 2019.

GREG A. TYNAN
Presiding Circuit Judge

MURPHY and SHAFFER, J.J., concur.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Order was furnished on this _____ day of _____, 2019, to the following: **Alvin Wilmore**, 850 S. Flag Lane, Poinciana, Florida 34759; **Sarah L.B. Jordan, Esq., Assistant Public Defender, Ninth Circuit Public Defender’s Office**, 2 Courthouse Square, Suite 1600, Kissimmee, Florida 34741; and **Kenneth Sloan Nunnelley, Esq., Assistant State Attorney and Attorney for Appellee, Office of the State Attorney**, 2 Courthouse Square, Suite 3500, Kissimmee, Florida 34741, PCF@sao9.org.

Judicial Assistant