

FLORIDA THIRD DISTRICT COURT OF APPEAL

Felton Sears v. State of Florida

No. 3D26-0792 (Fla. 3d DCA May 27, 2026) · No. 3D26-0792 · Decided May 27, 2026

OPINION

PER CURIAM.

Third District Court of Appeal State of Florida Opinion filed May 27, 2026. Not final until disposition of timely filed motion for rehearing. _____ No. 3D26-0792 Lower Tribunal No. F10-32949-A _____ Felton Sears, Appellant, vs. State of Florida, Appellee. An Appeal under Florida Rule of Appellate Procedure 9.141(b)(2) from the Circuit Court for Miami-Dade County, Jason Bloch, Judge.

Felton Sears, in proper person. James Uthmeier, Attorney General, and Lourdes B. Fernandez, Assistant Attorney General, for appellee. Before LOGUE, LINDSEY, and GORDO, JJ. PER CURIAM. Affirmed. See *State v. Iseley*, 944 So. 2d 227, 231 (Fla. 2006) (“The requisite ‘clear jury finding’ was made in this case. This jury’s finding that Iseley was guilty of aggravated assault with a firearm as charged in the information is consistent with both the language of the information and the evidence adduced at trial.

The information expressly charged that a firearm was used during the commission of the aggravated assault. Our review of the record establishes that the only deadly weapon involved in this case was the firearm referenced in the information and that there was no dispute that the weapon met the definition of a firearm. Consequently, we conclude that because the verdict form contained an express reference to the use of a firearm in the commission of the crime, the evidence supports that finding required by section 775.087, and the verdict of guilt of aggravated assault with a firearm constituted the clear jury finding necessary under our precedent.”).