

FIFTH DISTRICT COURT OF APPEAL
STATE OF FLORIDA

Case No. 5D2026-0340
LT Case No. 55-2025-CF-990-A

TYLER ANDREW DEVOE,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

On appeal from the Circuit Court for St. Johns County.
Christopher S. Ferebee, Judge.

Valarie Linnen, Jacksonville, for Appellant.

James Uthmeier, Attorney General, Tallahassee, and Alyssa M.
Williams, Assistant Attorney General, Daytona Beach, for
Appellee.

September 25, 2026

PER CURIAM.

Tyler Devoe was convicted after trial of trafficking in methamphetamine, twenty-eight grams or more but less than two hundred grams; sale of fentanyl; and unlawful use of a two-way communication device. We affirm this direct appeal of his convictions and sentences without further discussion. However, we remand the case to the trial court for the limited purpose of

correcting a clerical error in the written judgment to remove the seven-year mandatory minimum term inadvertently included in the sentences on Devoe's convictions for the sale of fentanyl and the unlawful use of a two-way communication device, when the trial court's oral pronouncement of sentence applied that minimum mandatory sentence only to the trafficking in methamphetamine offense.

While this mandatory minimum term was properly imposed by the trial court regarding Devoe's conviction for trafficking in methamphetamine, twenty-eight grams or more but less than two hundred grams, Devoe's two other convictions for sale of fentanyl and the unlawful use of a two-way communication device are not punishable by this mandatory minimum term. See §§ 893.13(1)(a)1., 934.215, Fla. Stat. (2024).

Devoe need not be present for this clerical correction. See, e.g., *Crenshaw v. State*, 338 So. 3d 425 (Fla. 5th DCA 2022).

AFFIRMED; REMANDED for the entry of a corrected judgment consistent with this opinion.

LAMBERT, EISNAUGLE, and SOUD, JJ., concur.

Not final until disposition of any timely and authorized motion under Fla. R. App. P. 9.330 or 9.331.
