

Third District Court of Appeal

State of Florida, July Term, A.D. 2008

Opinion filed September 3, 2008.

Not final until disposition of timely filed motion for rehearing.

No. 3D06-1806

Lower Tribunal No. 02-24293

Harold Rodriguez,
Appellant,

vs.

The State of Florida,
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Julio Jimenez, Judge.

Bennett H. Brummer, Public Defender, and Harvey J. Sepler, Assistant Public Defender, for appellant.

Bill McCollum, Attorney General, and Juliet S. Fattel, Assistant Attorney General, for appellee.

Before SUAREZ and ROTHENBERG, JJ., and SCHWARTZ, Senior Judge.

PER CURIAM.

Affirmed. See *Williams v. State*, 110 So. 2d 654 (Fla.), cert. denied, 361 U.S. 847, 80 S.Ct. 102, 4 L. Ed. 2d 86 (1959); *Young v. State*, 601 So. 2d 636 (Fla.

4th DCA 1992), rev'd on other grounds, *Lewis v. State*, 623 So. 2d 1205 (Fla. 4th DCA 1993); *State v. Ackers*, 599 So. 2d 222 (Fla. 5th DCA 1992), rev. denied, 614 So. 2d 494 (Fla. 1993).