

Third District Court of Appeal

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

Opinion filed July 9, 2008.

Not final until disposition of timely filed motion for rehearing.

No. 3D06-2185

Lower Tribunal No. 00-562

Donta Robinson,
Appellant,

vs.

The State of Florida,
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Israel Reyes,
Judge.

Bennett H. Brummer, Public Defender, and Thomas Regnier, Assistant
Public Defender, for appellant.

Bill McCollum, Attorney General, and Lunar Claire Alvey, Assistant
Attorney General, for appellee.

Before SHEPHERD and SALTER, JJ., and SCHWARTZ, Senior Judge.

SCHWARTZ, Senior Judge.

As in *Rodriguez v. State*, ___ So. 2d ___ (Fla. 3d DCA Case no. 3D06-
1693, opinion filed, June 4, 2008) [33 Fla. L. Weekly D1441], the failure of the

trial judge to conduct a Faretta¹ hearing prior to denying the defendant's unequivocal request to represent himself at the probation violation hearing,² requires reversal of the adverse judgment which followed.

Reversed and remanded.

¹ 422 U.S. 806 (1975).

² We are unable to draw a distinction between the words uttered by Rodriguez ("Well, I prefer to represent myself.") and those of Robinson ("I would rather represent myself.").