

# Third District Court of Appeal

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

Opinion filed August 27, 2008.  
Not final until disposition of timely filed motion for rehearing.

---

No. 3D06-2996  
Lower Tribunal No. 98-32441

---

**Ollie B. Wheeler,**  
Appellant,

vs.

**The State of Florida,**  
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Jacqueline Hogan Scola, Judge.

Bennett H. Brummer, Public Defender, and Marti Rothenberg, Assistant Public Defender, for appellant.

Bill McCollum, Attorney General, and Douglas J. Glaid, Assistant Attorney General, for appellee.

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

PER CURIAM.

Affirmed.