

Third District Court of Appeal

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

Opinion filed May 28, 2008.

Not final until disposition of timely filed motion for rehearing.

No. 3D07-819

Lower Tribunal No. 06-21233

The State of Florida,
Appellant,

vs.

Michael Shuler,
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Orlando A. Prescott, Judge.

Bill McCollum, Attorney General, and Rolando A. Soler, Assistant Attorney General, for appellant.

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

Before GREEN, CORTIÑAS, and LAGOA, JJ.

PER CURIAM.

The State of Florida appeals from the trial court's downward departure sentence in this case. Because the trial court applied the correct rule of law and because there was legally sufficient evidence to support the court's findings, we affirm. See Banks v. State, 732 So. 2d 1065, 1067 (Fla. 1999).