

# Third District Court of Appeal

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

Opinion filed August 6, 2008.

Not final until disposition of timely filed motion for rehearing.

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No. 3D07-1412

Lower Tribunal No. 05-178

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**Tomas Ramirez,**  
Appellant,

vs.

**The State of Florida,**  
Appellee.

An Appeal from the Circuit Court for Monroe County, Ruth Becker, Judge.

Jiulio F. Margalli (Key West), for appellant.

Bill McCollum, Attorney General, and Jill Kramer Traina, Assistant Attorney General, for appellee.

Before GERSTEN, C.J., and SUAREZ and CORTIÑAS, JJ.

PER CURIAM.

Affirmed. See State v. DiGuilio, 491 So. 2d 1129 (Fla. 1986).