

# Third District Court of Appeal

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

Opinion filed October 8, 2008.

Not final until disposition of timely filed motion for rehearing.

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No. 3D07-1489

Lower Tribunal No. 06-029358

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**Roberto Arias,**  
Appellant,

vs.

**The State of Florida,**  
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Beatrice A. Butchko, Judge.

Bennett H. Brummer, Public Defender, and Gwendolyn Powell Braswell, Assistant Public Defender, for appellant.

Bill McCollum, Attorney General, and Heidi Milan Caballero, Assistant Attorney General, for appellee.

Before GERSTEN, C.J., and COPE and RAMIREZ, JJ.

PER CURIAM.

Affirmed.