

Third District Court of Appeal

State of Florida, January Term, A.D. 2009

Opinion filed June 17, 2009.

Not final until disposition of timely filed motion for rehearing.

No. 3D07-2414

Lower Tribunal No. 05-38046

Nelson R. Rodriguez,
Appellant,

vs.

The State of Florida,
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, William Thomas, Judge.

Carlos J. Martinez, Public Defender, and Manuel Alvarez, Assistant Public Defender, for appellant.

Bill McCollum, Attorney General, and Nikole Hiciano, Assistant Attorney General, for appellee.

Before COPE, WELLS, and SHEPHERD, JJ.

PER CURIAM.

Nelson R. Rodriguez appeals his convictions for one count of sexual battery on a child under the age of twelve and one count of sexual activity with a child by a person in familial or custodial authority. The appellant requests that we find trial counsel to have been ineffective for failing to object to the introduction of certain collateral crimes evidence, and failing to move for a mistrial. We decline to entertain these claims on direct appeal. See Smith v. State, 998 So. 2d 516, 522-23 (Fla. 2008); Antunes-Salgado v. State, 987 So. 2d 222, 224-25 (Fla. 2d DCA 2008).

Affirmed.