

# Third District Court of Appeal

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

Opinion filed March 11, 2009.

Not final until disposition of timely filed motion for rehearing.

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No. 3D08-353

Lower Tribunal No. 93-12891

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**Lathio Jenkins,**  
Appellant,

vs.

**The State of Florida,**  
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Israel Reyes,  
Judge.

Lathio Jenkins, in proper person.

Bill McCollum, Attorney General, and Richard L. Polin, Chief Assistant  
Attorney General, for appellee.

Before RAMIREZ, SHEPHERD, and ROTHENBERG, JJ.

ROTHENBERG, J.

On November 5, 2008, this Court affirmed the trial court's order denying the defendant's Emergency Petition for Writ of Habeas Corpus and a motion to dismiss the information under which he was tried and convicted in December 1993. In the opinion issued by this Court, we additionally ordered the defendant to show good cause why he should not be precluded from filing further pro se appeals in the instant case. Upon review of the defendant's response, we discharge the rule to show cause but caution the defendant to refrain from filing meritless and/or consecutive appeals in this 1993 case.

Rule to show cause discharged.