

Third District Court of Appeal

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

Opinion filed April 29, 2009.

Not final until disposition of timely filed motion for rehearing.

No. 3D08-573

Lower Tribunal No. 97-34966

Roger Gonzalez,
Appellant,

vs.

The State of Florida,
Appellee.

An Appeal under Florida Rule of Appellate Procedure 9.141(b)(2) from the Circuit Court for Miami-Dade County, Diane V. Ward, Judge.

Roger Gonzalez, in proper person.

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

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

SUAREZ, J.

We treat Roger Gonzalez's appeal as an appeal of the trial court's denial of his petition for writ of habeas corpus. We affirm the trial court. Fla. R. Crim. P.

3.140(k)(5). See Bridges v. State, 376 So. 2d 233 (Fla. 1979) (a guilty plea waives all non-jurisdictional defects);