

# Third District Court of Appeal

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

Opinion filed October 14, 2009.

Not final until disposition of timely filed motion for rehearing.

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No. 3D08-994

Lower Tribunal No. 06-12482

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**Rody Hernandez,**  
Appellant,

vs.

**The State of Florida,**  
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Spencer Eig,  
Judge.

Jason M. Wandner, for appellant.

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

Before SHEPHERD, CORTIÑAS, and ROTHENBERG, JJ.

PER CURIAM.

Affirmed.