

# **Third District Court of Appeal**

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

Opinion filed January 28,2009.  
Not final until disposition of timely filed motion for rehearing.

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No. 3D08-1140  
Lower Tribunal No. 95-38735

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**John L. West,**  
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, Alan R. Schwartz, Judge.

John L. West, in proper person.

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

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

PER CURIAM.

Affirmed.