

# Third District Court of Appeal

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

Opinion filed October 21, 2009.  
Not final until disposition of timely filed motion for rehearing.

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No. 3D08-1286  
Lower Tribunal No. 97-31824C

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**Fernando Sotolongo,**  
Appellant,

vs.

**The State of Florida,**  
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, John C. Schlesinger, Judge.

Carlos J. Martinez, Public Defender, and Gwendolyn Powell Braswell, Assistant Public Defender, for appellant.

Bill McCollum, Attorney General, and Linda S. Katz, Assistant Attorney General, for appellee.

Before WELLS, ROTHENBERG, and CORTIÑAS, JJ.

PER CURIAM.

Affirmed.