

# Third District Court of Appeal

State of Florida, January Term, A.D. 2010

Opinion filed February 10, 2010.  
Not final until disposition of timely filed motion for rehearing.

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No. 3D08-1533  
Lower Tribunal No. 79-15062

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**The State of Florida,**  
Appellant,

vs.

**Arthur N. Wright,**  
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Marisa Tinkler Mendez, Judge.

Bill McCollum, Attorney General, and Lunar Claire Alvey, Assistant Attorney General, for appellant.

Carlos J. Martinez, Public Defender, and Amy Weber, Assistant Public Defender, for appellee.

Before COPE, CORTIÑAS, and ROTHENBERG, JJ.

PER CURIAM.

Affirmed. See Fernandez v. State, 669 So. 2d 1134, 1134-35 (Fla. 3d DCA 1996); Tucker v. State, 679 So. 2d 1261, 1262 (Fla. 2d DCA 1996); Lee v. State, 566 So. 2d 526, 527 (Fla. 4th DCA 1990).