

# Third District Court of Appeal

State of Florida, July Term, A.D. 2008

Opinion filed September 3, 2008.  
Not final until disposition of timely filed motion for rehearing.

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No. 3D08-2001  
Lower Tribunal No. 98-31900

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**Jose M. Martinez,**  
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, Barbara Areces, Judge.

Jose M. Martinez, in proper person.

Bill McCollum, Attorney General, for appellee.

Before SHEPHERD, CORTIÑAS, and SALTER, JJ.

PER CURIAM.

Affirmed. See Cozza v. State, 756 So. 2d 272, 273 (Fla. 3d DCA 2000) (“[A] defendant may waive credit for time served as part of a plea agreement . . .”).