

# Third District Court of Appeal

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

Opinion filed May 13, 2009

Not final until disposition of timely filed motion for rehearing.

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No. 3D08-2027

Lower Tribunal No. 97-12328

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**Emmett T. Cox,**  
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, Antonio Marin, Judge.

Emmett T. Cox, in proper person.

Bill McCollum, Attorney General, and Nicholas Merlin, Assistant Attorney General, for appellee.

Before COPE, RAMIREZ, and SUAREZ, JJ.

PER CURIAM.

Affirmed.