

Third District Court of Appeal

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

Opinion filed February 18, 2009.
Not final until disposition of timely filed motion for rehearing.

No. 3D08-2559
Lower Tribunal No. 82-20744

Inocente Capote,
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, Marisa Tinkler Mendez, Judge.

Inocente Capote, in proper person.

Bill McCollum, Attorney General, for appellee.

Before GERSTEN, C.J., LAGOA, J., and SCHWARTZ, Senior Judge.

PER CURIAM.

Affirmed. See McKenley v. State, 937 So. 2d 223 (Fla. 3d DCA 2006).