

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. 3D08-3227

Lower Tribunal No. 99-2503

David Millan,
Petitioner,

vs.

The State of Florida,
Respondent.

A case of original Jurisdiction—Habeas Corpus.

David Millan, in proper person.

Bill McCollum, Attorney General, for respondent.

Before WELLS, SHEPHERD, and SUAREZ, JJ.

PER CURIAM.

David Millan's Petition for Writ of Habeas Corpus is denied. It is unlikely the outcome of this case would have been different but for the alleged omission

that Millan claims was made by his appellate counsel. The error, if any, is harmless. Strickland v. Washington, 466 U.S. 668 (1984); see Millan v. State, 932 So. 2d 557 (Fla. 3d DCA 2006).

Petition denied.