

Third District Court of Appeal
State of Florida, January Term, A.D. 2009

Opinion filed June 24, 2009.
Not final until disposition of timely filed motion for rehearing.

No. 3D08-3262
Lower Tribunal No. 96-12992

James McMillian,
Petitioner,

vs.

The State of Florida,
Respondent.

An Appeal from the Circuit Court for Miami-Dade County, Rosa Rodriguez,
Judge.

James McMillian, in proper person.

Bill McCollum, Attorney General, for respondent.

Before GERSTEN, C.J., and SUAREZ and ROTHENBERG, JJ.

PER CURIAM.

The petition for habeas corpus is denied. See Fla. R. Crim. P. 3.140(g); State v. Perkins, 977 So. 2d 643, 645-46 (Fla. 5th DCA 2008); Alba v. State, 541 So. 2d 747 (Fla. 3d DCA 1989).