

**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.

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No. 3D08-3281  
Lower Tribunal No. 97-33940

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**Juan Rodriguez,**  
Appellant,

vs.

**The State of Florida,**  
Appellee.

An Appeal under Florida Rule of Appellate Procedure 9.315(a) from the Circuit Court for Miami-Dade County, Jacqueline Hogan Scola, Judge.

Juan Rodriguez, in proper person.

Bill McCollum, Attorney General, for appellee.

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

PER CURIAM.

Affirmed.