

Third District Court of Appeal

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

Opinion filed April 29, 2009.

Not final until disposition of timely filed motion for rehearing.

No. 3D09-444

Lower Tribunal Nos. 06-13070, 07-31434, 07-31966 & 07-31967

Yabel Concepcion,
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, Barbara Areces, Judge.

Yabel Concepcion, in proper person.

Bill McCollum, Attorney General, for appellee.

Before GERSTEN, C.J., and WELLS and LAGOA, JJ.

PER CURIAM.

Yabel Concepcion appeals the denial of a Florida Rule of Criminal Procedure 3.800(c) motion to mitigate his sentence. A trial court's denial of a

3.800(c) motion to mitigate sentence is not appealable. Royal v. State, 736 So. 2d 157 (Fla. 3d DCA 1999). Accordingly, we dismiss the appeal.

Appeal dismissed.