

# 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. 3D09-1373

Lower Tribunal No. 98-28757

---

**Gerald B. Fishbone,**  
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, John W. Thornton, Judge.

Gerald B. Fishbone, in proper person.

Bill McCollum, Attorney General, for appellee.

Before COPE, RAMIREZ, and WELLS, JJ.

PER CURIAM.

Affirmed.