

NOT FINAL UNTIL TIME EXPIRES
TO FILE REHEARING MOTION
AND, IF FILED, DISPOSED OF.

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
THIRD DISTRICT
JANUARY TERM, A.D., 2003

HERNAN D. PINEDA,	**	
Appellant,	**	
vs.	**	CASE NO. 3D02-1488
THE STATE OF FLORIDA,	**	LOWER
Appellee.	**	TRIBUNAL NO. 01-6737

Opinion filed January 15, 2003.

An Appeal from the Circuit Court for Miami-Dade County,
Kevin M. Emas, Judge.

Susan W. Van Dusen, for appellant.

Charlie Crist, Attorney General, and Michael J. Neimand,
Assistant Attorney General (Fort Lauderdale), for appellee.

Before GERSTEN, GREEN, and FLETCHER, JJ.

PER CURIAM.

Affirmed. See Ornelas v. United States, 517 U.S. 690, 116
S. Ct. 1657, 134 L. Ed. 2d 911 (1996).