

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT  
*July Term 2005*

**MARK L. STREET,**  
Appellant,

v.

**STATE OF FLORIDA,**  
Appellee.

No. 4D05-2589

[September 7, 2005]

PER CURIAM.

Although it does not appear that appellant previously raised these specific Florida Rule of Criminal Procedure 3.800 claims, as the trial court's order suggests, the issues raised are meritless nonetheless. See *Studnicka v. State*, 679 So. 2d 819, 822 (Fla. 3d DCA 1996) (stating that habitual felony offender sentence pronounced after October 1, 1988 is not a sentence governed by sentencing guidelines); *Cooper v. State*, 902 So. 2d 945, 947 (Fla. 4th DCA 2005) (any error in guidelines scoresheet harmless when defendant is sentenced as habitual offender). Furthermore, appellant agreed to a negotiated plea and sentence.

Affirmed.

STEVENSON, C.J., WARNER and KLEIN, JJ., concur.

\* \* \*

Appeal of order denying rule 3.800(a) motion from the Circuit Court for the Fifteenth Judicial Circuit, Palm Beach County; Richard I. Wennet, Judge; L.T. Case Nos. 91-8325 CFA02 & 91-11552 CFA02.

Mark L. Street, Arcadia, pro se.

No appearance required for appellee.

***Not final until disposition of timely filed motion for rehearing.***