DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA FOURTH DISTRICT January Term 2007

ENRIQUE HERNANDEZ,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

No. 4D06-4500

[July 5, 2007]

PER CURIAM.

Affirmed. See Ulcena v. State, 925 So. 2d 346 (Fla. 4th DCA 2006).

GUNTHER, STONE and HAZOURI, JJ., concur.

* * *

Appeal of order denying rule 3.850 motion from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Ana I. Gardiner, Judge; L.T. Case No. 01-20623 CF10A.

Richard L. Rosenbaum of Law Offices of Richard Rosenbaum, Fort Lauderdale, for appellant.

No appearance required for appellee.

Not final until disposition of timely filed motion for rehearing