

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT  
*January Term 2008*

**JENNIFER MARSHALL,**  
Appellant,

v.

**STATE OF FLORIDA,**  
Appellee.

No. 4D07-1344

[April 16, 2008]

PER CURIAM.

We dismiss Marshall's appeal, as her sole claim of error is the denial of a downward departure sentence by the trial court. As we noted in *Jorquera v. State*, 868 So. 2d 1250, 1253 (Fla. 4th DCA 2004), "The current statutory scheme does not give this court the power to review a trial court's discretionary decision to deny a downward departure." See § 924.06(1), Fla. Stat. (2008).

*Dismissed.*

STONE, WARNER and FARMER, JJ., concur.

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Appeal from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Andrew L. Siegel, Judge; L.T. Case No. 04-1098 CF10A.

Alvin E. Entin of Entin & Della Fera, P.A., Fort Lauderdale, for appellant.

Bill McCollum, Attorney General, Tallahassee, and Myra J. Fried, Assistant Attorney General, West Palm Beach, for appellee.

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