

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

PABLO OYOLA,
Appellant,

v.

STATE OF FLORIDA,
Appellee.

No. 4D07-3495

[May 21, 2008]

PER CURIAM.

Affirmed without prejudice for appellant to re-file his motion for mitigation of sentence within sixty days of the issuance of the mandate in this case. See Fla. R. Crim. P. 3.800(c).

STEVENSON, GROSS and MAY, JJ., concur.

* * *

Appeal from the Circuit Court for the Nineteenth Judicial Circuit, Martin County; Robert E. Belanger, Judge; L.T. Case No. 432003CF952A.

Carey Haughwout, Public Defender, and Tom Wm. Odom, Assistant Public Defender, West Palm Beach, for appellant.

Bill McCollum, Attorney General, Tallahassee, and Diane F. Medley, Assistant Attorney General, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing.