

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT  
*July Term 2007*

**HOWARD H. WITCHEL,**  
Appellant,

v.

**STATE OF FLORIDA,**  
Appellee.

No. 4D07-3654

[ November 14, 2007 ]

PER CURIAM.

*Affirmed.* Appellant demonstrated no illegality in the trial court's imposing consecutive sentences in this case, where the sentences were not enhanced. See § 921.16(1), Fla. Stat. (2000); § 921.0024(2), Fla. Stat. (2000); § 775.021(4), Fla. Stat. (2000); *Almendares v. State*, 916 So. 2d 29 (Fla. 4th DCA 2005) (explaining that generally, judge may sentence defendant either concurrently or consecutively; the exception precluding consecutive sentencing under various enhancement statutes for offenses occurring in a single criminal episode does not apply if the defendant was not sentenced pursuant to a sentencing enhancement statute).

GUNTHER, POLEN and HAZOURI, JJ., concur.

\* \* \*

Appeal of order denying rule 3.800(a) motion from the Circuit Court for the Fifteenth Judicial Circuit, Palm Beach County; Jorge Labarga, Judge; L.T. Case No. 02-7364 CFA02.

Howard Witchel, Moore Haven, pro se.

No appearance required for appellee.

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