

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

**KENNETH NIX,**  
Appellant,

v.

**STATE OF FLORIDA,**  
Appellee.

No. 4D08-230

[February 20, 2008]

PER CURIAM.

We affirm the denial of appellant's rule 3.800(a) motion to correct sentence, but without prejudice to raising the issue in a timely, non-successive rule 3.850 motion. *See generally Tennant v. State*, 827 So. 2d 321 (Fla. 5th DCA 2002).

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

\* \* \*

Appeal of order denying rule 3.800(a) motion from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Paul L. Backman, Judge; L.T. Case No. 02-9736 CF10A.

Kenneth Nix, Madison, pro se.

No appearance required for appellee.

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