Third District Court of Appeal

State of Florida, July Term, A.D. 2008

Opinion filed October 22, 2008. Not final until disposition of timely filed motion for rehearing.

> No. 3D06-2363 Lower Tribunal No. 05-598B

> > Jose M. Gonzalez, Appellant,

> > > vs.

The State of Florida, Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Israel Reyes, Judge.

Bennett H. Brummer, Public Defender, and Roy A. Heimlich, Assistant Public Defender, for appellant.

Bill McCollum, Attorney General, and Nikole Hiciano, Assistant Attorney General, for appellee.

Before COPE and RAMIREZ, JJ., and SCHWARTZ, Senior Judge.

PER CURIAM.

Affirmed.