

# Third District Court of Appeal

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

Opinion filed February 6, 2008.  
Not final until disposition of timely filed motion for rehearing.

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No. 3D07-195  
Lower Tribunal No. 02-005987

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**The State of Florida,**  
Appellant,

vs.

**Armando Mojena,**  
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Jerald Bagley,  
Judge.

Bill McCollum, Attorney General, and Olga L. Villa, and Lisa Davis,  
Assistant Attorneys General, for appellant.

Bennett H. Brummer, Public Defender, and Robert Godfrey, Assistant  
Public Defender, for appellee.

Before COPE, GREEN, and RAMIREZ, JJ.

PER CURIAM.

We treat this appeal as a petition for writ of certiorari, see State v. Springer, 965 So. 2d 270 (Fla. 5th DCA 2007), and deny the same as moot.