Third District Court of Appeal

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

Opinion filed November 5, 2008. Not final until disposition of timely filed motion for rehearing.

> No. 3D07-1609 Lower Tribunal No. 04-33925

> > Luckner Alcime, Appellant,

> > > vs.

The State of Florida, Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Dennis J. Murphy, Judge.

Bennett H. Brummer, Public Defender, and Robert Kalter, Assistant Public Defender, for appellant.

Bill McCollum, Attorney General, and Timothy R.M. Thomas, Assistant Attorney General, for appellee.

Before WELLS, SHEPHERD, and ROTHENBERG, JJ.

PER CURIAM.

Affirmed.