

# 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.

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No. 3D07-1739

Lower Tribunal Nos. 05-37401; 06-6242

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**Johel Jimenez-Ruiz,**  
Appellant,

vs.

**The State of Florida,**  
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Diane V. Ward,  
Judge.

Bennett H. Brummer, Public Defender, and Jessica Zagier, Assistant Public  
Defender, for appellant.

Bill McCollum, Attorney General, and Linda S. Katz, Assistant Attorney  
General, for appellee.

Before WELLS, SHEPHERD, and ROTHENBERG, JJ.

PER CURIAM.

Affirmed.