Third District Court of Appeal

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

Opinion filed December 17, 2008. Not final until disposition of timely filed motion for rehearing.

> No. 3D08-531 Lower Tribunal No. 94-7634

> > Keithan D. Battie, Appellant,

> > > vs.

The State of Florida, Appellee.

An appeal from the Circuit Court for Miami-Dade County, Rosa I. Rodriguez, Judge.

Keithan D. Battie, for appellant.

Bill McCollum, Attorney Genral, and Michael C. Greenberg, Assistant Attorney General, for appellee.

Before SHEPHERD, SUAREZ, and LAGOA, JJ.

PER CURIAM.

Affirmed.