

# Third District Court of Appeal

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

Opinion filed December 24, 2008.  
Not final until disposition of timely filed motion for rehearing.

---

No. 3D08-965  
Lower Tribunal No. 00-15490

---

**Eleuterio K. Fernandez,**  
Appellant,

vs.

**The State of Florida,**  
Appellee.

An Appeal under Florida Rule of Appellate Procedure 9.141(b)(2) from the Circuit Court for Miami-Dade County, Antonio Marin, Judge.

Eleuterio Fernandez, in proper person.

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

Before WELLS, SHEPHERD, and SUAREZ, JJ.

PER CURIAM.

Affirmed.