Third District Court of Appeal

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

Opinion filed November 19, 2008. Not final until disposition of timely filed motion for rehearing.

> No. 3D08-1389 Lower Tribunal No. 89-5623

> > Rodney Rogers, 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, Dennis J. Murphy, Judge.

Rodney Rogers, in proper person.

Bill McCollum, Attorney General, and Richard L. Polin, Chief Assistant Attorney General, for appellee.

Before SHEPHERD and SALTER, JJ., and SCHWARTZ, Senior Judge.

PER CURIAM.

Affirmed.