## Third District Court of Appeal

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

Opinion filed December 3, 2008. Not final until disposition of timely filed motion for rehearing.

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No. 3D08-2814 Lower Tribunal No. 81-5388

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John J. Carroll, 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, Rosa I. Rodriguez, Judge.

John J. Carroll, in proper person.

Bill McCollum, Attorney General, for appellee.

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

PER CURIAM.

Affirmed.