

# Third District Court of Appeal

State of Florida, January Term, A.D. 2011

Opinion filed April 27, 2011.  
Not final until disposition of timely filed motion for rehearing.

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No. 3D11-263  
Lower Tribunal No. 02-11270

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**Oreste Garcia,**  
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, Bertila Soto, Judge.

Oreste Garcia, in proper person.

Pamela Jo Bondi, Attorney General, for appellee.

Before GERSTEN and CORTIÑAS, JJ., and SCHWARTZ, Senior Judge.

PER CURIAM.

Affirmed. See Hernandez v. State, No. 3D10-2462 (Fla. 3d DCA Apr. 6, 2011).