

# Third District Court of Appeal

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

Opinion filed June 1, 2011.

Not final until disposition of timely filed motion for rehearing.

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No. 3D11-784

Lower Tribunal No. 02-32934

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**Enrique J. Hernandez,**  
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, Sarah I. Zabel, Judge.

Enrique J. Hernandez, in proper person.

Pamela Jo Bondi, Attorney General, for appellee.

Before SUAREZ, LAGOA, and EMAS, JJ.

SUAREZ, J.

The trial court's order denying a Florida Rule of Criminal Procedure 3.800(c) motion to reduce or modify sentence is not an appealable order; neither, therefore, is the order denying the motion for rehearing of that order. Accordingly, we dismiss this appeal. Smith v. State, 902 So. 2d 293 (Fla. 3d DCA 2005).

Dismissed.