

Third District Court of Appeal
State of Florida, January Term, A.D. 2011

Opinion filed June 22, 2011.
Not final until disposition of timely filed motion for rehearing.

No. 3D11-1322
Lower Tribunal No. 96-3340D

Osiris Chaviano,
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, Marisa Tinkler Mendez, Judge.

Grisel Ybarra for appellant.

Pamela Jo Bondi, Attorney General, for appellee.

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

PER CURIAM.

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