

NOT FINAL UNTIL TIME EXPIRES  
TO FILE REHEARING MOTION  
AND, IF FILED, DISPOSED OF.

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
THIRD DISTRICT  
JULY TERM, A.D. 2005

THE STATE OF FLORIDA,

\*\*

Appellant,

\*\*

vs.

\*\* CASE NO. 3D04-2653

MARION JAMISON,

\*\*

Appellee.

\*\* LOWER  
TRIBUNAL NO. FO4-27439  
\*\*

Opinion filed November 30, 2005.

An Appeal from the Circuit Court for Miami-Dade County,  
Rosa I. Rodriguez, Judge.

Charles J. Crist, Jr., Attorney General, and Jennifer  
Falcone Moore, Assistant Attorney General, for appellant.

Bennett H. Brummer, Public Defender, and Gwendolyn Powell  
Braswell, Assistant Public Defender, for appellee.

Before FLETCHER, SUAREZ, and ROTHENBERG, JJ.

PER CURIAM.

Affirmed. State v. Merriweather, 875 So. 2d 1283 (Fla. 3d  
DCA 2004).