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

JULIO JOSE JORGE,

Appellant, \*\*

vs. \*\* CASE NO. 3D05-1422

THE STATE OF FLORIDA, \*\* LOWER

TRIBUNAL NO. 00-21575

Appellee. \*\*

Opinion filed August 24, 2005.

An Appeal under Fla. R. App. P. 9.141(b) (2) from the Circuit Court for Miami-Dade County, Bertila Soto, Judge.

Julio Jose Jorge, in proper person.

Charles J. Crist, Jr., Attorney General, and William J. Selinger, Assistant Attorney General, for appellee.

Before GERSTEN, GREEN, and FLETCHER, JJ.

PER CURIAM.

Affirmed. <u>Moore v. State</u>, 882 So. 2d 977 (Fla. 3d DCA 2004).