## Third District Court of Appeal

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

Opinion filed November 2, 2011. Not final until disposition of timely filed motion for rehearing.

> No. 3D11-1006 Lower Tribunal No. 04-8396-A

> > Argelio Diaz,

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 Zabel, Judge.

Ricardo Corona and Nina Tarafa, for appellant.

Pamela Jo Bondi, Attorney General, for appellee.

Before RAMIREZ, SHEPHERD, and SUAREZ, JJ.

SUAREZ, J.

Affirmed. Hernandez v. State, 61 So. 3d 1144 (Fla. 3d DCA 2011).