

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED

KORTNI ROBINSON,

Appellant,

v.

Case No. 5D14-2908

STATE OF FLORIDA,

Appellee.

_____ /

Opinion filed September 19, 2014

3.850 Appeal from the Circuit Court
for Orange County,
Mike Murphy, Judge.

Kortni Robinson, Florida City, pro se.

No Appearance for Appellee.

PER CURIAM.

AFFIRMED. *See Anderson v. State*, 105 So. 3d 538 (Fla. 5th DCA 2013) (citing *Geter v. State*, 115 So. 3d 375 (Fla. 3d DCA 2012); *Gonzalez v. State*, 101 So. 3d 886 (Fla. 1st DCA 2012)); *see also Francis v. State*, 138 So. 3d 1098 (Fla. 5th DCA 2014).

We certify that this decision conflicts with the decisions of the Fourth District Court of Appeal in *Cotto v. State*, 141 So. 3d 615 (Fla. 4th DCA), *reh'g denied*, (July 21, 2014),

and of the Second District Court of Appeal in *Toye v. State*, 133 So. 3d 540 (Fla. 2d DCA 2014).¹

PALMER, WALLIS and LAMBERT, JJ., concur.

¹ The issue in this case is currently on review by the Florida Supreme Court in *Falcon v. State*, 111 So. 3d 973 (Fla. 1st DCA), *review granted*, 137 So. 3d 1019 (Fla. 2013) (unpublished table decision).