

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

KYREE JOHNSON,

Appellant,

v.

Case No. 5D17-1462

STATE OF FLORIDA,

Appellee.

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Opinion filed December 1, 2017

Appeal from the Circuit Court  
for Brevard County,  
Jeffrey F. Mahl, Judge.

James S. Purdy, Public Defender, and  
Noel A. Pelella, Assistant Public Defender,  
Daytona Beach, for Appellant.

Pamela Jo Bondi, Attorney General,  
Tallahassee, and Andrea K. Totten,  
Assistant Attorney General, Daytona  
Beach, for Appellee.

PER CURIAM.

AFFIRMED. See Fla. R. Crim. P. 3.704(d)(14) (expressly providing that “prior record” on criminal punishment code scoresheet includes convictions for offenses committed by the offender as a juvenile); *Mendoza-Magadan v. State*, 217 So. 3d 112, 113 (Fla. 4th DCA 2017) (rejecting defendant’s argument that his prior juvenile

dispositions rendered without a jury trial should not be included on his scoresheet when calculating the lowest permissible prison sentence); *Nichols v. State*, 910 So. 2d 863, 865 (Fla. 1st DCA 2005) (holding that a defendant's "prior juvenile dispositions are valid as prior criminal convictions because Florida's juvenile procedures are constitutionally sound") (citing *N.C. v. Anderson*, 882 So. 2d 990 (Fla. 2004))).

COHEN, C.J., LAMBERT and EISNAUGLE, JJ., concur.