

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

STEPHANIE PERRY,

Appellant,

v.

Case No. 5D20-2651

STATE OF FLORIDA,

Appellee.

Opinion filed June 18, 2021

Appeal from the Circuit Court
for Brevard County,
Nancy Maloney, Judge.

Matthew J. Metz, Public Defender,
and George D.E. Burden, Assistant
Public Defender, Daytona Beach, for
Appellant.

Ashley Moody, Attorney General,
Tallahassee, and Nora Hutchinson
Hall, Assistant Attorney General,
Daytona Beach, for Appellee.

PER CURIAM.

We affirm Appellant's judgment and sentence for aggravated assault without further comment. However, we remand for the trial court to strike the \$3 traffic cost assessed pursuant to section 318.18, Florida Statutes (2020), because that cost is only applicable to "a noncriminal disposition pursuant to s. 318.14 or a criminal offense listed in s. 318.17" and aggravated assault is not an enumerated offense pursuant to section 318.17, Florida Statutes. Therefore, this cost must be stricken. See Sorenson v. State, 291 So. 3d 630 (Fla. 5th DCA 2020).

AFFIRMED; REMANDED with Instructions.

WALLIS, EISNAUGLE and WOZNIAK, JJ., concur.