

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

KEITH PERNELL WILLIAMS,

Appellant,

v.

Case No. 5D21-736  
LT Case No. 2019-CF-002888-A

STATE OF FLORIDA,

Appellee.

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Opinion filed December 30, 2021

Appeal from the Circuit Court  
for Seminole County,  
Marlene M. Alva, Judge.

Matthew J. Metz, Public Defender,  
and Glendon George Gordon, Jr.,  
Assistant Public Defender, Daytona  
Beach, for Appellant.

Keith Pernell Williams, Crawfordville,  
pro se.

Ashley Moody, Attorney General,  
Tallahassee, and Robin A. Compton,  
Assistant Attorney General, Daytona  
Beach, for Appellee.

PER CURIAM.

AFFIRMED. See *Tobler v. State*, 239 So. 3d 796, 796 (Fla. 5th DCA 2018) (“We reject Appellant’s argument that the Prison Releasee Reoffender Act is unconstitutional because it allows the judge, rather than the jury, to determine whether a defendant qualifies as a prison releasee reoffender for sentencing purposes.” (citing *Chapa v. State*, 159 So. 3d 361, 362 (Fla. 4th DCA 2015); *Lopez v. State*, 135 So. 3d 539, 540 (Fla. 2d DCA 2014))); *Williams v. State*, 143 So. 3d 423, 424 (Fla. 1st DCA 2014) (rejecting Appellant’s argument that based on the holdings of *Alleyne v. United States*, 570 U.S. 99 (2013), and *Apprendi v. New Jersey*, 530 U.S. 466 (2000), Florida’s Prison Releasee Reoffender statute is unconstitutional).

LAMBERT, C.J., EVANDER and EDWARDS, JJ., concur.