

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT
July Term 2006

ISMAEL CESAR,
Appellant,

v.

STATE OF FLORIDA,
Appellee.

No. 4D05-3191

[November 1, 2006]

PER CURIAM.

We affirm without prejudice to appellant's ability to raise the issue of ineffective assistance of counsel in a motion for post-conviction relief under Florida Rule of Criminal Procedure 3.850.

STONE, SHAHOOD and HAZOURI, JJ., concur.

* * *

Appeal from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Ana I. Gardiner, Judge; L.T. Case No. 04-11459 CF10A.

Carey Haughwout, Public Defender, and Patrick B. Burke, Assistant Public Defender, West Palm Beach, for appellant.

Charles J. Crist, Jr., Attorney General, Tallahassee, and Jeanine M. Germanowicz, Assistant Attorney General, West Palm Beach, for appellee.

Not final until disposition of timely filed motion for rehearing.