

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT  
*January Term 2011*

**KRISTOPHER FROTTEN,**  
Appellant,

v.

**STATE OF FLORIDA,**  
Appellee.

No. 4D08-4077

[January 12, 2011]

PER CURIAM.

We affirm appellant's sentence of four years in prison. Because appellant's sentence was based on the type and seriousness of the crimes committed and was not tied to the calculation of the lowest permissible sentence, any error was harmless. We reverse the award of public defender fees because they were imposed without notice of appellant's right to a hearing to contest the amount of the lien. See Fla. R. Crim. P. 3.720(d)(1).

GROSS, C.J., MAY and DAMOORGIAN, JJ., concur.

\* \* \*

Appeal from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; John J. Murphy, III, Judge; L.T. Case No. 05-011459 CF10A.

Carey Haughwout, Public Defender, and Peggy Natale, Assistant Public Defender, West Palm Beach, for appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and Mark J. Hamel, Assistant Attorney General, West Palm Beach, for appellee.

***Not final until disposition of timely filed motion for rehearing.***