

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT
January Term 2010

WILLIE MONROE,
Appellant,

v.

STATE OF FLORIDA,
Appellee.

No. 4D09-2892

[June 9, 2010]

PER CURIAM.

Affirmed. Appellant's sentence of thirty-five years in prison with ten years probation for second degree murder is not illegal, as the statutory maximum is thirty years to life. See §§ 782.04(2), 775.082(3)(b), Fla. Stat. (1997); *see also Mills v. State*, 642 So. 2d 15 (Fla. 4th DCA 1994) (affirming a fifty year sentence for second degree murder).

WARNER, DAMOORGIAN and LEVINE, JJ., concur.

* * *

Appeal of order denying rule 3.800 motion from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Mily Rodriguez-Powell, Judge; L.T. Case No. 98-16736 CF10A.

Willie Monroe, Miami, pro se.

No response required for appellee.

Not final until disposition of timely filed motion for rehearing.