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

JUAN DEL RIO,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

No. 4D09-4198

[August 25, 2010]

PER CURIAM.

Affirmed. See Licata v. State, 788 So. 2d 1063 (Fla. 4th DCA 2001); Myers v. State, 761 So. 2d 485 (Fla. 5th DCA 2000).

GROSS, C.J., WARNER and CIKLIN, JJ., concur.

* * *

Appeal of order denying rule 3.800 motion from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Michael L. Gates, Judge; L.T. Case No. 07-23306CF10A.

Juan Del Rio, Miami, pro se.

No appearance required for appellee.

Not final until disposition of timely filed motion for rehearing.