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

SHERIF KODSY,

Appellant,

v.

STATE OF FLORIDA, Appellee.

Appence.

No. 4D09-5021

[March 9, 2011]

PER CURIAM.

We treat the appeal as being from an order denying an untimely motion for postconviction relief and affirm.

WARNER, TAYLOR and HAZOURI, JJ., concur.

* * *

Appeal of order denying rule 3.850 motion from the Circuit Court for the Seventeenth Judicial Circuit, Broward County; Mily Rodriguez-Powell, Judge; L.T. Case No. 96-6133 CF10A.

Sherif Kodsy, Delray Beach, pro se.

No appearance required for appellee.

Not final until disposition of timely filed motion for rehearing.