## NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND, IF FILED, DETERMINED

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

| RASHEEN LARON SMITH, | )                    |
|----------------------|----------------------|
| Appellant,           | )                    |
| V.                   | ) Case No. 2D17-2981 |
| STATE OF FLORIDA,    | )                    |
| Appellee.            | )                    |
|                      | )                    |

Opinion filed January 2, 2019.

Appeal from the Circuit Court for Hillsborough County; Samantha Ward, Judge.

Howard L. Dimmig, II, Public Defender, and Siobhan Helene Shea, Special Assistant Public Defender, Bartow, for Appellant.

Pamela Jo Bondi, Attorney General, Tallahassee, and Michael Schaub, Assistant Attorney General, Tampa, for Appellee.

PER CURIAM.

Affirmed.

SILBERMAN, KELLY, and ROTHSTEIN-YOUAKIM, JJ., Concur.