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

	IN THE DISTRICT COURT OF APPEAL
	OF FLORIDA
	SECOND DISTRICT
SYLVESTER LATTIMORE,  Appellant,  v.  STATE OF FLORIDA,	) ) ) ) Case No. 2D01-4167 )
Appellee.	))
Opinion filed October 16, 2002.	

PER CURIAM.

Judge.

Appeal pursuant to Fla. R. App. P. 9.141(b)(2) from the Circuit Court for Pinellas County; Nancy Moate Ley,

Sylvester Lattimore challenges the trial court's order summarily denying his motion filed pursuant to Florida Rule of Criminal Procedure 3.850. We affirm.

In his motion, Lattimore alleged that his plea was involuntary because defense counsel affirmatively misadvised him regarding the future sentencing-enhancing effects of the plea in regard to an as yet uncommitted crime. In <u>Stansel v.</u>

<u>State</u>, 27 Fla. L. Weekly D1947 (Fla. 2d DCA Aug. 28, 2002), we held that this claim is not cognizable in a rule 3.850 motion. We certify the same question that we certified in <u>Stansel</u>. We affirm, without discussion, any other issues raised by Lattimore in his motion.

ALTENBERND, WHATLEY, and NORTHCUTT, JJ., Concur.