

IN THE SECOND DISTRICT COURT OF APPEAL, LAKELAND, FLORIDA

September 17, 2004

HEATHER DONENE ROBALDO,)
)
 Appellant,)
)
 v.)
)
 STATE OF FLORIDA,)
)
 Appellee.)
 _____)

Case No. 2D02-4021

Upon consideration of Appellant's motion for rehearing or clarification filed August 14, 2004, it is

ORDERED that Appellant's motion for rehearing is granted and the prior opinion filed July 30, 2004, is withdrawn. This court acknowledges the receipt of and accepts Appellant's notice of voluntary dismissal. Accordingly, this appeal is dismissed.

I HEREBY CERTIFY THE FOREGOING IS A
TRUE COPY OF THE ORIGINAL COURT ORDER.

JAMES R. BIRK HOLD, CLERK

c: Richard P. Albertine, Esq.
Danilo Cruz-Carino, Esq.
Heather Donene Robaldo