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

IN THE DISTRICT COURT OF APPEAL

OF FLORIDA

SECOND DISTRICT

FREDERICK GLENN,)
Appellant,)
v.) Case No. 2D03-1221
STATE OF FLORIDA,)
Appellee.)

Opinion filed August 27, 2004.

Appeal from the Circuit Court for Polk County; Judith J. Flanders, Judge.

Frederick Glenn, pro se.

Charles J. Crist, Jr., Attorney General, Tallahassee, and Timothy A. Freeland, Assistant Attorney General, Tampa, for Appellee.

PER CURIAM.

Affirmed without prejudice to any right Frederick Glenn may have to file a motion for postconviction relief pursuant to Florida Rule of Criminal Procedure 3.850.

CASANUEVA, STRINGER, and VILLANTI, JJ., Concur.