

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

JOHNNY HARGROVE,)	
)	
Appellant,)	
)	
v.)	Case No. 2D03-4627
)	
STATE OF FLORIDA,)	
)	
Appellee.)	
_____)	

Opinion filed July 1, 2005.

Appeal from the Circuit Court for
Pinellas County; Richard A. Luce,
Judge.

James Marion Moorman, Public
Defender, and Bruce P. Taylor,
Assistant Public Defender, Bartow,
for Appellant.

Charles J. Crist, Jr., Attorney General,
Tallahassee, and Cerese Crawford
Taylor, Assistant Attorney General,
Tampa, for Appellee.

ALTENBERND, Judge.

Johnny Hargrove appeals a judgment for two counts of attempted first-
degree murder with a firearm and one count of shooting into a vehicle. The trial court

sentenced Mr. Hargrove to two consecutive twenty-year terms of imprisonment, minimum mandatory, for the two counts of attempted murder pursuant to the 10-20-life statute, see § 775.087(2)(a), Fla. Stat. (2001), and to a concurrent term of fifteen years' imprisonment for shooting into a vehicle. We affirm the convictions without further comment.

Mr. Hargrove argued that our opinion in Sousa v. State, 868 So. 2d 538 (Fla. 2d DCA 2003), prohibited the consecutive twenty-year minimum mandatory sentences. However, our opinion in Sousa has recently been reversed. See State v. Sousa, 30 Fla. L. Weekly S381 (Fla. May 26, 2005) (citing State v. Christian, 692 So. 2d 889 (Fla. 1997)). Here, as in Sousa, Mr. Hargrove was convicted of two counts of attempted first-degree murder with a firearm. The evidence presented established that Mr. Hargrove stepped in front of a car with two occupants—Mr. Freeman, the driver, and Ms. Davis, the passenger. Mr. Hargrove took aim and shot at Mr. Freeman, and the bullet struck and injured Mr. Freeman. Thereafter, as Mr. Freeman attempted to drive away, Mr. Hargrove again took aim and shot at Ms. Davis, with the bullet hitting the passenger side door window. Pursuant to Sousa, 30 Fla. L. Weekly S381, and Christian, 692 So. 2d 889, this series of events permitted the imposition of consecutive sentences. We therefore affirm the judgment and sentences.

Affirmed.

CASANUEVA, J., and THREADGILL, EDWARD F., SENIOR JUDGE., Concur.