

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

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

THOMAS COOK,)	
)	
Appellant,)	
)	
v.)	Case No. 2D05-781
)	
STATE OF FLORIDA,)	
)	
Appellee.)	
_____)	

Opinion filed June 3, 2005.

Appeal pursuant to Fla. R. App. P.
9.141(b)(2) from the Circuit Court for
Pinellas County; W. Douglas Baird,
Judge.

PER CURIAM.

Affirmed. See Alexander v. State, 830 So. 2d 899 (Fla. 2d DCA 2002).

As this court did in Alexander, we certify the same question of great public importance:

ARE ALLEGATIONS OF AFFIRMATIVE MISADVICE BY
TRIAL COUNSEL ABOUT THE SENTENCE ENHANCING
CONSEQUENCES OF A DEFENDANT'S PLEA FOR
FUTURE CRIMINAL BEHAVIOR IN AN OTHERWISE

FACIALLY SUFFICIENT MOTION COGNIZABLE AS AN
INEFFECTIVE ASSISTANCE OF COUNSEL CLAIM?

Affirmed; question certified.

KELLY, VILLANTI, and WALLACE, JJ., Concur.