

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

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
SECOND DISTRICT

GABRIEL STEVENSON, )  
 )  
 Appellant, )  
 )  
 v. )  
 )  
 STATE OF FLORIDA, )  
 )  
 Appellee. )  
 \_\_\_\_\_ )

CASE NO. 2D00-4138

Opinion filed August 14, 2002.

Appeal pursuant to Fla. R. App. P.  
9.141(b)(2) from the Circuit Court  
for Hillsborough County;  
William Fuente, Judge.

DAVIS, Judge.

Affirmed without prejudice to any right Mr. Stevenson might have to file a motion to withdraw his plea pursuant to Florida Rule of Criminal Procedure 3.850. See Murphy v. State, 773 So. 2d 1174 (Fla. 2d DCA 2000). Appellant shall file any such motion within sixty days from the date of the issuance of the mandate in this case.

ALTENBERND and SALCINES, JJ., Concur.