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

		IN THE DISTRICT COURT OF APPEAL	
OF FLORIE SECOND E		OF FLORIDA	
		STRICT	
LARRY THIEL, v. STATE OF FLORID	Appellant, DA, Appellee.)))))))))))) _)	Case No. 2D00-416

Opinion filed August 17, 2001.

Appeal from the Circuit Court for Pinellas County; Philip J. Federico, Judge.

Larry Thiel, pro se.

Robert A. Butterworth, Attorney General, Tallahassee, and Katherine Coombs Cline, Assistant Attorney General, Tampa, for Appellee.

DAVIS, Judge.

Larry Thiel entered a negotiated guilty plea to a charge of possession of a controlled substance, and the trial court sentenced him to two years' probation. He now appeals the adjudication and sentence, arguing that he did not voluntarily and intelligently enter his plea. However, this issue is not subject to appellate review unless the appellant has first moved in the trial court to withdraw his plea. Leonard v. State,

760 So. 2d 114 (Fla. 2000); State v. Thompson, 735 So. 2d 482 (Fla. 1999). Having failed to do so, Thiel is precluded from raising this issue on direct appeal. Because Thiel has raised no other fundamental issue, we must affirm. See Fla. R. App. P. 9.140(b)(2)(A)(ii); Harriel v. State, 710 So. 2d 102 (Fla. 4th DCA 1998). We do so, however, without prejudice to Thiel's filing an appropriate motion in the trial court seeking to withdraw his plea.

Affirmed.

BLUE, C.J., and THREADGILL, J., Concur.