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

IN THE DISTRICT COURT OF APPEAL

OF FLORIDA

SECOND DISTRICT

MAURICE B. LIGHT,

Appellant,

V.

STATE OF FLORIDA,

Appellee.

CASE NO. 2D01-3807

Opinion filed October 19, 2001.

Appeal pursuant to Fla. R. App. P. 9.141(b)(2) from the Circuit Court for Pinellas County; Mark I. Shames, Judge.

PER CURIAM.

Affirmed without prejudice to any right appellant might have to file a timely,

facially sufficient motion to withdraw his plea pursuant to Florida Rule of Criminal

Procedure 3.850. <u>See Murphy v. State</u>, 773 So. 2d 1174 (Fla. 2d DCA 2000).

FULMER, A.C.J., and CASANUEVA and STRINGER, JJ., Concur.