

# Third District Court of Appeal

## State of Florida

Opinion filed October 8, 2014.  
Not final until disposition of timely filed motion for rehearing.

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No. 3D12-3110  
Lower Tribunal No. 12-17567

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**The State of Florida,**  
Appellant,

vs.

**Luiz Franco,**  
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Samantha Ruiz-Cohen, Judge.

Pamela Jo Bondi, Attorney General, and Brent J. Kelleher, Assistant Attorney General, and Richard L. Polin, Bureau Chief, for appellant.

Harvey Watnick; and Katherine L. Giannamore, for appellee.

Before WELLS, FERNANDEZ and LOGUE, JJ.

PER CURIAM.

Affirmed.