## Third District Court of Appeal

## **State of Florida**

Opinion filed March 21, 2018. Not final until disposition of timely filed motion for rehearing.

> No. 3D17-251 Lower Tribunal No. 12-23766B

> > ·<del>\_\_\_\_</del>

## Enrique Pena Rodriguez,

Appellant,

VS.

## The State of Florida,

Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Marisa Tinkler-Mendez, Judge.

Samek & Besser, P.A., and Lawrence E. Besser, for appellant.

Pamela Jo Bondi, Attorney General, and Joanne Diez, Assistant Attorney General, for appellee.

Before ROTHENBERG, C.J., and EMAS and SCALES, JJ.

PER CURIAM.

Affirmed.