

Third District Court of Appeal

State of Florida

Opinion filed January 9, 2019.
Not final until disposition of timely filed motion for rehearing.

No. 3D16-945
Lower Tribunal No. 76-5317B

Felix Zamot,
Appellant,

vs.

The State of Florida,
Appellee.

An Appeal under Florida Rule of Appellate Procedure 9.141(b)(2) from the Circuit Court for Miami-Dade County, Victoria R. Brennan, Judge.

Carlos J. Martinez, Public Defender, and Jonathan Greenberg, Assistant Public Defender, for appellant.

Ashley Brooke Moody, Attorney General, and Linda S. Katz and Nikole Hiciano, Assistant Attorneys General, for appellee.

Before LAGOA, C.J., and LOGUE and LINDSEY, JJ.

LAGOA, C.J.

Affirmed. See Franklin v. State, 43 Fla. L. Weekly S556 (Fla. Nov. 8, 2018) (reaffirming Michel's determination that the "majority's analysis in Atwell

improperly applied Graham and Miller” and holding that Franklin’s three 1000-year concurrent sentences with parole, and presumptive parole release date of 2352, for non-homicide juvenile offenses “fulfills Graham’s requirement that juveniles be given a ‘meaningful opportunity’ to be considered for release during their natural life based upon ‘normal parole factors’” (quoting Virginia v. LeBlanc, 137 S. Ct. 1726, 1729 (2017)); State v. Michel, 43 Fla. L. Weekly S298 (Fla. July 12, 2018) (holding “that juvenile offenders’ sentences of life with the possibility of parole after 25 years do not violate the Eighth Amendment of the United States Constitution as delineated by the United States Supreme Court in Graham v. Florida, 560 U.S. 48 (2010), Miller v. Alabama, 567 U.S. 460 (2012), and Virginia v. LeBlanc, 137 S. Ct. 1726 (2017)”).