

Third District Court of Appeal

State of Florida

Opinion filed October 30, 2019.
Not final until disposition of timely filed motion for rehearing.

No. 3D18-2130
Lower Tribunal No. 17-274-AP

Jason Prudhomme,
Appellant,

vs.

The State of Florida,
Appellee.

An Appeal from the Circuit Court for Monroe County, Luis M. Garcia, Judge.

Carlos J. Martinez, Public Defender, and Natasha Baker-Bradley and Susan Lerner, Assistant Public Defenders, for appellant.

Ashley Moody, Attorney General, and Sandra Lipman, Assistant Attorney General, for appellee.

Before EMAS, C.J., and SALTER and LOBREE, JJ.

PER CURIAM.

Appellant Jason Prudhomme appeals from the trial court's summary denial of his motion to withdraw his admission to violation of probation pursuant to rule 3.170(1), Florida Rules of Criminal Procedure. He maintains that his plea was involuntary as he was unaware that he was waiving his attempt to challenge his underlying conviction for driving while license suspended or revoked, with two or more prior offenses (as a habitual traffic offender). We affirm without prejudice to his right to file a timely 3.850 post-conviction motion.