

Third District Court of Appeal

State of Florida

Opinion filed October 23, 2019.
Not final until disposition of timely filed motion for rehearing.

No. 3D19-1391
Lower Tribunal No. 14-15288

Demetrius Morrison,
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, Ellen Sue Venzer, Judge.

Demetrius Morrison, in proper person.

Ashley Moody, Attorney General, for appellee.

Before LINDSEY, HENDON, and GORDO, JJ.

PER CURIAM.

Affirmed. See Jacobs v. State, 880 So. 2d 548, 553 (Fla. 2004) (holding that where the record conclusively refutes the defendant's alleged claim pursuant to Florida Rule of Criminal Procedure 3.850, the court is within its authority to summarily deny the claim without a hearing).