

# Third District Court of Appeal

State of Florida, July Term, A.D. 2008

Opinion filed December 24, 2008.  
Not final until disposition of timely filed motion for rehearing.

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No. 3D07-2286  
Lower Tribunal No. 06-1660

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**Marcus Baptiste,**  
Appellant,

vs.

**The State of Florida,**  
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, William Thomas, Judge.

Bennett H. Brummer, Public Defender, and Gwendolyn Powell Braswell, Assistant Public Defender, for appellant.

Bill McCollum, Attorney General, and Natalia Costea, Assistant Attorney General, for appellee.

Before SHEPHERD, CORTIÑAS, and LAGOA, JJ.

PER CURIAM.

Affirmed.