## Third District Court of Appeal

State of Florida, July Term, A.D. 2007

Opinion filed December 12, 2007. Not final until disposition of timely filed motion for rehearing.

\_\_\_\_\_

No. 3D07-2682 Lower Tribunal No. 03-20361

Ernest Lee Smith,
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, Rosa Rodriguez, Judge.

Ernest Lee Smith, in proper person.

Bill McCollum, Attorney General, for appellee.

Before WELLS and LAGOA, JJ., and SCHWARTZ, Senior Judge.

PER CURIAM.

Affirmed.