

**Third District Court of Appeal**  
**State of Florida, July Term, A.D. 2007**

Opinion filed December 05, 2007.  
Not final until disposition of timely filed motion for rehearing.

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No. 3D07-2764  
Lower Tribunal No. 91-33912

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**Billy David Tomlin,**  
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, Diane V. Ward, Judge.

Billy David Tomlin, in proper person.

Bill McCollum, Attorney General, for appellee.

Before GERSTEN, C.J., and SUAREZ and ROTHENBERG, JJ.

PER CURIAM.

Affirmed.