

# Third District Court of Appeal

State of Florida, July Term, A.D. 2009

Opinion filed December 2, 2009.

Not final until disposition of timely filed motion for rehearing.

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No. 3D09-2877

Lower Tribunal No. 03-28569

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**Derrick Jermaine Knight,**  
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, Beatrice A. Butchko, Judge.

Derrick Jermaine Knight, in proper person.

Bill McCollum, Attorney General, for appellee.

Before GERSTEN, SHEPHERD, and LAGOA, JJ.

PER CURIAM.

Derrick Knight appeals the denial of a Florida Rule of Criminal Procedure 3.800(c) motion to mitigate his sentence. A trial court's denial of a 3.800(c) motion to mitigate sentence is not appealable. Royal v. State, 736 So. 2d 157, 157 (Fla. 3d DCA 1999). Accordingly, we dismiss the appeal.

Appeal dismissed.