NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND, IF FILED, DISPOSED OF.

IN THE DISTRICT COURT OF APPEAL

OF FLORIDA

THIRD DISTRICT

JULY TERM, A.D. 2001

TROY ROLLE, **

Appellant, **

vs. ** CASE NO. 3D00-2503

THE STATE OF FLORIDA, ** LOWER

TRIBUNAL NO. 81-3773

Appellee. **

Opinion filed November 14, 2001.

An Appeal under Fla.R.App.P. 9.141(b)(2) from the Circuit Court for Dade County, Lawrence A. Schwartz, Judge.

Troy Rolle, in proper person.

Robert A. Butterworth, Attorney General and Regine Monestime, Assistant Attorney General, for appellee.

Before SCHWARTZ, C.J., and GREEN and SHEVIN, JJ.

PER CURIAM.

Affirmed on authority of Major v. State, 790 So. 2d 550 (Fla. 3d DCA 2001), review granted, ___ So. 2d ___ (Fla. Case no. SC01-1811, October 5, 2001).