

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

THOMAS BATES KEE,

**

Appellant,

**

vs.

** CASE NO. 3D00-2659

THE STATE OF FLORIDA,

** LOWER

Appellee.

**

TRIBUNAL NO. 87-23568

Opinion filed September 19, 2001.

An appeal under Fla.R.App.P. 9.141(b)(2) from the Circuit
Court for Miami-Dade County, Stanford Blake, Judge.

Bennett H. Brummer, Public Defender and Manuel Alvarez,
Assistant Attorney General, for appellee.

Robert A. Butterworth, Attorney General and Darien M. Doe,
Assistant Attorney General, for appellee.

Before LEVY, GREEN, and FLETCHER, JJ.

PER CURIAM.

Affirmed. See Plez v. State, 635 So. 2d 1087 (Fla. 3d DCA
1994).