

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, 2001

GREGORY MONROE,

**

Appellant,

**

vs.

** CASE NO. 3D00-2795

THE STATE OF FLORIDA,

** LOWER
TRIBUNAL NO. 97-40644
**

Appellee.

Opinion filed December 12, 2001.

An Appeal from the Circuit Court for Dade County, Robert
M. Pineiro, Judge.

Bennett H. Brummer, Public Defender, and Robert Kalter,
Assistant Public Defender, for appellant.

Robert A. Butterworth, Attorney General, and John D.
Barker, Assistant Attorney General, for appellee.

Before LEVY, FLETCHER, and SORONDO, JJ.

PER CURIAM.

As acknowledged by the State, the written judgement which

reflects that the defendant was convicted of a third degree felony, in connection with the theft offense, must be corrected to reflect that the conviction was for a misdemeanor, to-wit: Petit Theft. Accordingly, and solely to accomplish the foregoing, this cause is remanded to the trial court.

In all other respects, the trial court is affirmed.

Affirmed in part, reversed in part.