

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

MICHAEL JOHNSON,

**

Appellant,

**

vs.

**

CASE NO. 3D00-3106

THE STATE OF FLORIDA,

**

Appellee.

**

LOWER
TRIBUNAL NO. 00-23446

Opinion filed September 5, 2001.

An appeal from the Circuit Court for Dade County, Roberto M. Pineiro, Judge.

Bennett H. Brummer, Public Defender, and Lisa Walsh, Assistant Public Defender, for appellant.

Robert A. Butterworth, Attorney General, and Fredericka Sands, Assistant Attorney General, for appellee.

Before COPE and SORONDO, JJ., and NESBITT, Senior Judge.

PER CURIAM.

Affirmed. Edwards v. State, 753 So. 2d 578 (Fla. 4th DCA 1999); Williams v. State, 744 So. 2d 1103 (Fla. 3d DCA 1999), review denied, 753 So. 2d 567 (Fla. 2000).