

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

KIAWANNA D. PAYNE,

**

Appellant,

**

vs.

**

CASE NO. 3D00-3524

THE STATE OF FLORIDA,

**

LOWER

Appellee.

**

TRIBUNAL NO. 98-42684

Opinion filed October 3, 2001.

An Appeal from the Circuit Court for Miami-Dade County,
Roberto M. Pineiro, Judge.

Bennett H. Brummer, Public Defender, and Billie Jan Goldstein,
Assistant Public Defender, for appellant.

Robert A. Butterworth, Attorney General, and Andrea D.
England, Assistant Attorney General (Fort Lauderdale), for
appellee.

Before JORGENSON, GERSTEN, and SORONDO, JJ.

PER CURIAM.

Affirm. See Ecenrode v. State, 576 So. 2d 967 (Fla. 5th DCA
1991).