

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

WAYNE BERNARD PARKER, **
 Appellant, **

vs. ** CASE NO. 3D01-1108

THE STATE OF FLORIDA, ** LOWER
 Appellee. TRIBUNAL NO. 89-28922
 **

Opinion filed July 25, 2001.

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

Levine & Finger and Jay L. Levine, for appellant.

Robert A. Butterworth, Attorney General and Erin K. Zack, Assistant Attorney General, for appellee.

Before SCHWARTZ, C.J., and GERSTEN and FLETCHER, JJ.

PER CURIAM.

Affirmed. Major v. State, ___ So. 2d ___ (Fla. 3d DCA Case no. 3D01-1180, opinion filed, July 18, 2001); Ford v. State, 753 So. 2d 595 (Fla. 3d DCA 2000); State v. Kindelan, 754 So. 2d 75 (Fla. 3d DCA 2000).