

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

FRANCISCO GUERRA,	**	
Appellant,	**	
vs.	**	CASE NO. 3D01-1922
THE STATE OF FLORIDA,	**	LOWER
Appellee.	**	TRIBUNAL NO. 91-3772

Opinion filed October 3, 2001.

An Appeal under Florida Rule of Appellate Procedure  
9.141(b)(2) from the Circuit Court for Miami-Dade County, David  
Miller, Judge.

Armando A. Perez, for appellant.

Robert A. Butterworth, Attorney General, Paulette R. Taylor,  
Assistant Attorney General, for appellee.

Before COPE, GREEN and SHEVIN, JJ.

PER CURIAM.

Affirmed without prejudice. Curriel v. State, No. 3D00-2042  
(Fla. 3d DCA Sept. 19, 2001).