

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

JOHN RODRIGUEZ,	**	
Appellant,	**	
vs.	**	CASE NO. 3D01-2146
THE STATE OF FLORIDA,	**	LOWER
Appellee.	**	TRIBUNAL NO. 94-33969

Opinion filed August 22, 2001.

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

John Rodriguez, in proper person.

Robert A. Butterworth, Attorney General, for appellee.

Before SCHWARTZ, C.J., and COPE and SORONDO, JJ.

PER CURIAM.

Affirmed. See Major v. State, \_\_\_ So. 2d \_\_\_ (Fla. 3d DCA Case no. 3D01-1180, opinion filed, July 18, 2001)[26 FLW D1731].