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

ALONZIE WIGGINS, \*\*

Appellant, \*\*

vs. \*\* CASE NO. 3D01-293

THE STATE OF FLORIDA, \*\* LOWER

TRIBUNAL NOS. 99-42673

Appellee, \*\*

99-38888

Opinion filed October 3, 2001.

An Appeal from the Circuit Court for Miami-Dade County, Pedro P. Echarte, Jr., Judge.

Bennett H. Brummer, Public Defender, and Manuel Alvarez, Assistant Public Defender, for appellant.

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

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

PER CURIAM.

Affirm. <u>See Lopez v. State</u>, 722 So. 2d 936 (Fla. 4th DCA 1998).