

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

JAMES JONES a/k/a  
OTIS WALLACE,

\*\*

Appellant,

\*\*

vs.

CASE NO. 3D01-3005

\*\*

THE STATE OF FLORIDA,

LOWER

Appellee.

\*\*

TRIBUNAL NOS. F81-8748

89-41604

\*\*

90-28561

Opinion filed December 12, 2001.

An appeal under Fla. R. App. P. 9.141(b)(2) from the Circuit  
Court for Dade County, Victoria S. Sigler, Judge.

James Jones, in proper person.

Robert A. Butterworth, Attorney General, for appellee.

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

PER CURIAM.

James Jones appeals an order denying his motion for  
postconviction relief. We affirm.

Defendant-appellant Jones filed a motion for postconviction  
relief, contending that his federal sentence had been enhanced on

account of the defendant's guilty pleas in 1981 and 1990 to Miami-Dade County Circuit Court case numbers 81-8748, 89-41604, and 90-28561. Defendant argued, among other things, that he was not advised, at the time of his pleas, that these convictions could be used to enhance his sentence in the future if he committed another crime. The trial court denied defendant's motion on the merits, and defendant has appealed.

We entirely agree with the trial court's analysis of the merits. Major v. State, 790 So. 2d 550 (Fla. 3d DCA 2001), review granted, 797 So. 2d 586 (Fla. 2001). We affirm the denial of relief in addition because the motion is untimely. The two-year window created by Wood v. State, 750 So. 2d 592 (Fla. 1999), ran from May 27, 1999 to May 27, 2001. Id. at 595; Bismark v. State, 796 So. 2d 584, 586, n. 1 (Fla. 2d DCA 2001). Defendant's motion is dated August 6, 2001.

Affirmed.